

## **BY-LAWS**

2003-275                      2                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE A PART OF LONG LAKE ROAD, TO DECLARE SURPLUS AND TO AUTHORIZE THE SALE OF SAME IN ACCORDANCE WITH THE PURCHASING BYLAW

Planning Committee meeting of October 21, 2003

2003-262A                    3                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF OCTOBER 23, 2003

2003-263P                    3                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AMENDMENT NUMBER 221 OF THE OFFICIAL PLAN FOR THE SUDBURY PLANNING AREA

Planning Committee Recommendation 2003-44

(This amendment is a site specific Official Plan amendment to permit the creation of 10 residential lots, from 0.4 to 0.8 ha in size and having a minimum frontage of 60 m along an existing public road, with respect to the subject property which is situated within the Agricultural Reserve of the Valley East Secondary Plan.)

2003-264Z                    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 FORMER CITY OF VALLEY EAST

Planning Committee meeting of October 21, 2003

(This By-law permits a mobile home dwelling as a second dwelling unit ('garden suite') on the subject property for a maximum period of ten years. Maurice & Patricia Belzile, 111 Dominion Drive, Hanmer.)

2003-265T                    3                      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1 TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2003-10-15 from the General Manager of Public Works.

(This By-law removes the existing "School Bus Loading Zone" on Pierre Street in Valley East at the Immaculate Conception School and designates a new "School Bus Loading Zone" on Herve Avenue in Valley East at the Immaculate Conception School. This change has been requested by the Sudbury Student Services Consortium.)

2003-266Z            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2003-178

(Application for rezoning by Vista Sudbury Hotel Inc. and Vista Sudbury Complex Inc. to permit an animated business identification and advertising wall sign on the Rainbow Outlet Centre at 40 Elm Street, Sudbury.)

2003-267            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2003-129 TO AUTHORIZE THE ACQUISITION FROM FINANCIAL DECISIONS INC. OF PART OF LOT 180, PLAN M-129, BELLEVUE AVENUE, SUDBURY FOR A PEDESTRIAN TRAIL

Report dated 2003-10-14 from the General Manager of Corporate Services.

2003-268A           3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LEASE AGREEMENT WITH WALLBRIDGE MINING COMPANY LIMITED TO CONDUCT GEOLOGICAL EXPLORATION ON PARCEL 7473 SUDBURY WEST SECTION

Planning Committee meeting of October 21, 2003

2003-270A           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 existing enforcement officers.)

2003-271            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT AN ACCESSIBILITY PLAN

Priorities Committee meeting of October 22, 2003

2003-272            3            A BY-LAW OF THE CITY OF GREATER SUDBURY TO CREATE THE ORDER OF SUDBURY

Report dated 2003-10-16 from the Chief Administrative Officer.

C.C. 2003-10-23 (60<sup>TH</sup>)            (7)

2003-273Z 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 FORMER CITY OF VALLEY EAST

Planning Committee meeting of October 21, 2003

(This By-law does not rezone the subject property. This By-law permits a 60.9m<sup>2</sup> real estate sales office with an accessory 2.23m<sup>2</sup> business identification roof sign on the subject property for a temporary period of three years. - Eva Lanctot-Landry and Omer Landry, 4804 Highway 69 North, Val Therese.)

2003-274A 3

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF THE PROVINCE OF ONTARIO AS REPRESENTED BY THE MINISTER OF TRANSPORTATION FOR THE ELECTRONIC DATA TRANSFER SYSTEM

Report dated 2003-10-17 from the General Manager of Economic Development & Planning Services

1<sup>st</sup> & 2<sup>nd</sup> Reading

2003-536 Bradley-Craig: THAT By-law 2003-262A to and including By-law 2003-268A, By-law 2003-270A to and including By-law 2003-275 be read a first and second time.

**CARRIED**

3<sup>rd</sup> Reading

2003-537 Craig-Dupuis: THAT By-law 2003-262A to and including By-law 2003-268A, By-law 2003-270A to and including By-law 2003-274A be read a third time and passed.

**CARRIED**

#### **CORRESPONDENCE FOR INFORMATION ONLY**

Item C-16  
Development Liaison  
Advisory Committee  
Status Report to City  
Council

Report dated 2003-10-10, with attachments, from the General Manager of Economic Development & Planning Services regarding Development Liaison Advisory Committee Status Report to City Council was received.

Item C-17  
Physician Recruitment  
and Retention - Third  
Quarter Report

Report dated 2003-10-14 from the General Manager of Health & Social Services regarding Physician Recruitment and Retention - Third Quarter Report was received.

C.C. 2003-10-23 (60<sup>TH</sup>)

(8)

Item C-18  
Henri and Cawthorpe  
Streets, Watermain  
Project

Report dated 2003-10-16, with attachments, from the General Manager of Public Works regarding Henri and Cawthorpe Streets, Watermain Project was received.

**PART II**  
**REGULAR AGENDA**

**MANAGERS' REPORTS**

R-1  
Durham Village  
Downtown  
Rejuvenation Initiative

Report dated 2003-10-16 from the General Manager of Economic Development & Planning Services regarding the Support for Architectural Drawings of Durham Village, a Downtown Rejuvenation Initiative was received.

The following resolution was presented:

2003-538 Dupuis-Craig: WHEREAS a vibrant downtown is a key component to economic development and a key priority of the Economic Development Strategic Plan; and

WHEREAS the Downtown Village Corporation has presented a plan to drive further development of Greater Sudbury's downtown core;

BE IT RESOLVED THAT City Council support the Downtown Village Corporation proposal to a maximum of 75% of the proposed budget (maximum contribution of \$9,375) from the 2003 Economic Development Capital Envelope, upon agreement the Greater Sudbury Development Corporation and the Downtown Village Corporation on the finalized terms of reference for the project.

**RECORDED VOTE:**

**YEAS**

Callaghan  
Courtemanche  
Craig  
Dupuis  
Gainer  
Kilgour  
Lalonde  
McIntaggart  
Portelance

**NAYS**

Bradley  
Davey

**CARRIED**

The Chair noted that staff would ensure the Corporation was non-profit and terms of reference were in place before any funds flowed to the Downtown Village Corporation.

## **MOTIONS**

### **Item R-2 Building the City of Tomorrow**

2003-539 Callaghan-Gainer: WHEREAS the City of Greater Sudbury, like most Cities in Ontario, is facing significant funding pressures; and

WHEREAS the City of Greater Sudbury must cope with these difficult fiscal pressures; changing demographics; slow and/or negative growth in population and assessment; loss of senior levels of government funding; deteriorating infrastructure; and issues related to continuing complexities associated with municipal service delivery; and

WHEREAS Cities of the future need to individually reflect on their abilities and capacities to meet all challenges associated with the widening gap between their service delivery responsibilities and the financial resources needed to deliver them; and

WHEREAS the private sector has recognized and identified the importance of change in order to be financially sustainable and have the abilities to move into the future; and

WHEREAS like the private sector, Cities of the future will need to recognize the importance of developing unique and innovative ways and means of delivering their core services, generating new revenues and being more accountable to their taxpayers.

THEREFORE BE IT RESOLVED THAT the principles, tools and ideas contained within "Building the City of Tomorrow", a discussion paper, be presented to the new Mayor and Council at a regular Council meeting in January of 2004.

FURTHER BE IT RESOLVED this report be forwarded in a timely manner to then coming Mayor and Council so they can incorporate its principles, tools and recommendations into 2004 budget deliberations.

**CARRIED**

### **Addendum to Agenda**

The following resolution was presented:

2003-540 Craig-Gainer: THAT the Addendum to the Agenda be dealt with at this time.

**CARRIED**

### **Declarations of Pecuniary Interest**

None

## **ROUTINE MANAGEMENT REPORTS**

Item AD.1  
Noise By-Law  
Exemption - Canadian  
National Railway -  
Operational  
Requirements

Report dated 2003-10-21 from the General Manager of Corporate Services regarding Noise By-law Exemption - Canadian National Railway - Operational Requirements was received.

The following resolution was presented:

2003-541 Gainer-Craig: 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 the Canadian National Railway for operational requirements to carry out structural steel repairs on the rail trestle at 6.1 Sudbury spur that traverses Frood Road and Beatty Street, Sudbury.

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

- ▶ November 11 to November 18, 2003 - 07:30 until 17:30 shift
- ▶ November 25 to December 2, 2003 - 07:30 until 17:30 shift
- ▶ December 9-16, 2003 - 07:30 until 17:30 shift where at this time the bridge gang will go for scheduled days off and Christmas break
- ▶ During January 6 through February 10, 2004 Canadian National Railway will have two bridge gangs working back-to-back work cycles for continuous coverage working the 8&6 Tuesday-to-Tuesday cycle - 07:30 until 17:30 shift

**CARRIED**

## **CIVIC PETITIONS**

Councillor Dupuis

Councillor Dupuis submitted a petition to the Deputy Clerk, signed by approximately two hundred sixty (260) customers of the Airport Shuttle service. The petition requests that the City of Greater Sudbury officials correct the new Taxi By-law to permit those who may need a ride from the Sudbury Airport on the Airport Shuttle whether or not they have made any prior booking arrangements.

Councillor Dupuis asked that a condensed version of the petition and documentation be circulated to City Council and appropriate staff.

## **QUESTION PERIOD**

### **Survey - Quality of Education - Universities**

Councillor Courtemanche reported that the Globe and Mail published a survey of 26,000 University students, across Canada, showing Laurentian University ranking twelfth out of 38 Universities, under the heading, "Quality of Education". Councillor Callaghan suggested that a letter be sent to the Laurentian University President offering City Council's congratulations on this achievement.

### **Group Homes**

Councillor Dupuis asked the General Manager of Economic Development & Planning Services what the requirements were for the establishment of group homes in the City of Greater Sudbury area. Mr. Nadorozny advised Council that he will provide a report with the details.

### **Seniors' Crossing Signs**

Councillor Dupuis also requested that the General Manager of Public Works look into signs being installed where senior citizens are required to cross the areas of heavy traffic, such as seniors' housing complexes. Mr. Belisle indicated that he will provide a report at the next Council meeting.

### **No Smoking By-law - Outside Structures**

Councillor Davey requested a report be prepared from the General Manager of Economic Development & Planning Services regarding the petition that was submitted at the Council meeting of October 9, 2003 for the noise stemming from outside patios at local bars. He also requested that the regulations regarding partially enclosed structures being constructed for smoking outside, at the Casino, bingo halls, etc. be incorporated in the report.

## **NOTICES OF MOTION**

### **Mandatory Retirement Policy**

#### **Submitted by His Worship Mayor Gordon:**

WHEREAS the concept of mandatory retirement violates the spirit of Canada's Charter of Human Rights, and the Charter has been successfully challenged on the issue; and

WHEREAS no Ontario legislation requires retirement at age 65; and

WHEREAS the City of Greater Sudbury encourages citizens of all ages to fulfill their personal and vocational goals; and

WHEREAS the Mayor and Council have recognized the accumulated knowledge, skills and wisdom of Sudbury's growing seniors population by instituting the Mayor and Council's Committee on Seniors' Issues; setting the goal of promoting "the well-being of our citizens in a healthy, safe and stimulating community;" and adopting other senior-friendly policies; and

Mandatory Retirement  
Policy  
(continued)

WHEREAS some City employees may have the desire, ability and experience to continue working after 65;

NOW THEREFORE the Mayor and Council hereby set aside the mandatory retirement policy initiated by the Transition Board and direct the Chief Administrative Officer to bring a new employee retirement policy before the new City Council as soon as possible.

Rules of Procedure

Council **defeated** a motion by Councillor Callaghan to dispose of notice requirements in order that the foregoing motion could be dealt with this evening.

The motion will be dealt with at the **City Council** meeting of **November 13, 2003**.

Adjournment

2003-542 Craig-Gainer: THAT this meeting does now adjourn.  
Time: 8:47 p.m.

**CARRIED**

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Deputy Mayor

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Deputy City Clerk



**THE TWENTY-SIXTH MEETING OF THE PLANNING COMMITTEE  
OF THE CITY OF GREATER SUDBURY**

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**Council Chamber  
Tom Davies Square**

**Tuesday, November 4<sup>th</sup>, 2003  
Commencement: 7:00 p.m.  
Adjournment: 9:30 p.m.**

**COUNCILLOR RON BRADLEY PRESIDING**

**Present**                      Councillors Dupuis, Petryna  
  
                                    Councillor Craig

**Staff**                      Bill Lautenbach, Director of Planning Services; Bill Tanos,  
                                    Cartographer/GIS Technologist; Greg Clausen, Director of  
                                    Engineering Services; Doug Nadorozny, General Manager of  
                                    Economic Development and Planning Services; Angie Haché,  
                                    Deputy City Clerk; Melissa Burtch, Licencing and Assessment  
                                    Clerk; Katherine Bowschar-Lische, Planning Committee Secretary

**News Media**              Sudbury Star

**Declarations of**          None declared.  
**Pecuniary Interest**

**PUBLIC HEARINGS**

**APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8  
PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN  
ROAD - BRODER SUDBURY DEVELOPMENTS**

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**The Planning Committee meeting was adjourned and the Public Hearing  
was opened to deal with the following application.**

Report dated October 24<sup>th</sup>, 2003, was received from the Director of Planning  
Services and the General Manager, Economic Development and Planning  
Services regarding applications for rezoning and subdivision to add 10 new lots  
and 8 part lots for single residential use, north side of Algonquin Road - Broder  
Sudbury Developments.

Letter dated October 30<sup>th</sup>, 2003, was received from Simon Nickson and Kim  
LaCoste, in opposition to the above-noted application.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)**

The agent for the applicant, Celia Teale, Planner with Dalron Construction, 130 Elm Street, Sudbury, was present.

The Director of Planning Services outlined the applications to the Committee.

Ms. Teale advised that these applications are as a result of two plans of subdivision coming together - Mallard's Green and Algonquin II. The developer has owned the two subdivision properties since the late 1980's but not the lands between the two. One of the things that was identified in the Southend Secondary Plan was a road linkage from Algonquin Road through the subject property to Mallard's Green Subdivision. In terms of parkland dedication, they did delegate more than the 5% as a result of the Mallard's Green Subdivision.

Councillor Dupuis questioned why blasting occurred prior to 6:30 a.m. contrary to the By-law as mentioned in the letter dated October 30<sup>th</sup>, 2003 from Mr. Nickson and Ms. Lacoste.

Ms. Teale advised that a By-law Enforcement Officer did attend the site and notified the contractor of the hours when blasting/drilling would be permitted according to the By-law. The situation has been resolved.

Simon Nickson, 49 Mist Hollow Drive, Sudbury, was present in opposition to the applications as per his letter dated October 30<sup>th</sup>, 2003. He indicated that one of his major concerns is flow through traffic from Regent Street to Algonquin Road. He is concerned that if the proposed connection is approved, this road linkage would be used as a by-pass route to Algonquin Road. He advised that with the proposed connection, the distance to Algonquin Road would be 1.2 km compared to Regent Street which is 2.3 km. He stated that traffic will increase and is concerned for the safety of children. He does not understand why the road linkage is required and would be more in favour of a pedestrian crossing. He stated that the residents have asked many questions on the proposed development in the area and have received varied responses. He would like to see a comprehensive plan for the area. He indicated that the developer was not respectful of the neighbourhood as the area residents were given no prior notice or warning of drilling and blasting in the area. He stated that the trails have been impacted by the movement of shovels behind properties in the neighbourhood and the new development. He is also concerned about greenspace and indicated the children's playground was limited.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)**

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Mr. Nickson stated that, in his opinion, the tower structure in the pond area poses a danger to children. He does not allow his children on the pond area. He pointed out that access along Regent Street by pedestrians from the neighbourhood to the commercial shopping area is difficult and requested the construction of sidewalks along Regent Street.

The Director of Engineering Services indicated that as part of the Southend Official Plan Study, different road links were incorporated into the design of the subdivisions. Internal road connections are needed to efficiently move local traffic and funnel it to major routes.

The Director of Planning Services stated that in 1995, the Comprehensive Southend Development Plan was approved by Council following extensive public consultation. In this case, the developer has built to allow for multiple connections through the area, so there is not just one collector spine.

Ms. Teale advised that they did not have a meeting with the area residents as the road linkage was identified as necessary in the Southend Plan. In 1999, area residents approached Dalron as they wanted to apply for funding to put a trail system in the area. Dalron agreed on the understanding that this area was slated for development and when the development proceeds, the trails would need to be relocated or another solution found. With respect to blasting, residents were notified by the contractor who did a pre-blast survey. Mr. Nickson was not notified since he is outside of the monitored area but she believes the contractor did speak with him.

Councillor Craig, Ward Councillor, spoke in favour of the applications. He indicated that the tower structure concerns would be investigated to ensure the safety of the public. Looking at the proposal from a planning view, he believes what is being proposed is compatible with the existing development which consists of single residential complexes. He understands Mr. Nickson's trepidation with linkage of the 2 subdivisions but believes those concerns will be looked after.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)**

The following recommendations were presented:

#### **Recommendation #2003-197**

Dupuis-Petryna: That the application by Broder Sudbury Developments to amend By-law 95-500Z being the Zoning By-law for the former City of Sudbury by changing the zoning classification of Part of Parcel 50208 S.E.S., in Lots 4 and 5, Concession 6, Broder Township from "FD", Future Development to "R1", Single Residential be approved subject to the following:

- (a) That the applicant provide the Development Services Section with a registered survey plan describing the land to be rezoned to enable the preparation of an amending by-law.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

**CARRIED**

#### **Recommendation #2003-198**

Petryna-Dupuis: That the conditions of draft approval for the draft plan of subdivision by Broder Sudbury Developments of Part of Parcel 48626 S.E.S., in Lot 5, Concession 6, Broder Township, File # 780-6/89002, be amended as follows:

- (a) By deleting Conditions #9 and #10.
- (b) By deleting Condition #11 and replacing it with the following:
  - "11. That the proposed Algonquin II to Mallard's Green road connection be completed in 2004."
- (c) By adding the following section (c) to Condition #19:
  - "19.(c) The draft plan is further amended by adding Part of Parcel 50208 S.E.S. and modifying the layout as shown on a plan prepared by T. Del Bosco, O.L.S. and dated August 12, 2003."

**PUBLIC HEARINGS (cont'd)**

**APPLICATIONS FOR REZONING AND SUBDIVISION TO ADD 10 NEW LOTS AND 8 PART LOTS FOR SINGLE RESIDENTIAL USE, NORTH SIDE OF ALGONQUIN ROAD - BRODER SUDBURY DEVELOPMENTS (cont'd)**

**Recommendation #2003-198 (cont'd)**

(d) By adding a new condition requiring integration as follows:

“23. That the registered Plan be integrated with the City of Greater Sudbury Control Network to the satisfaction of the Coordinator of the Geographic Information, Surveys and Mapping Section; provision of the final plan coordinate listings and an AutoCAD file of the resultant parcel fabric shall formulate part of this requirement.”

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

**CARRIED**

**APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH “SERVICE TRADES” AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED**

**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated October 27<sup>th</sup>, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to legalize a commercial dance studio which has been located within an existing building and to establish “service trades” as an additional permitted land use (887 Notre Dame Avenue, Sudbury) - Henry Crocco Company Limited.

The applicant, Henry Crocco, 1380 Keast Drive, Sudbury, and Len Crocco, 1366 Keast Drive, were present.

The Director of Planning Services outlined the application to the Committee.

Mr. Crocco indicated that this building has been ready for occupancy since January 1<sup>st</sup>, 1992 but he had a hard time renting it. He stated he had previously applied for rezoning but to no avail. This unit was vacant for 5 out of 11 years. The dance studio would be open in the evenings and on Saturdays and Sundays. Most of the clients would walk to the dance studio from home or from school.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH "SERVICE TRADES" AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED (cont'd)**

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Mr. Crocco said that parents drop their children off and pick them up after the dance class is over. A safe entranceway has been constructed so that the students would not need to utilize the driveway. The upper area of the building is office space with plenty of parking available.

Joanne Chartrand, 124 Notre Dame Street, Azilda, was present in favour of the application. She indicated that she operates the dance studio with her partner. She advised that Mr. Crocco has provided steps for the students who attend the dance studio to allow them safe access. The major traffic for the dance studio is in the evenings at 4:30 p.m. when there are no vehicles except for the teacher and the owner. On Saturday mornings there are 4 - 5 students. This location is ideal for their clientele.

Councillor Dupuis, Ward Councillor, indicated that he had not received any calls or concerns regarding this application. He stated that he is very familiar with this area and is aware that there is ample parking at this site.

No objectors were present.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendation was presented:

#### **Recommendation #2003-199**

Dupuis-Petryna: That the application by Henry Crocco Company Limited to amend By-law 95-500Z being the Comprehensive Zoning By-law for the (former) City of Sudbury from "C2-33", Special General Commercial to a revised "C2-33", Special General Commercial with respect to those lands described as P.I.N. 02127-0405 being Parts 5 to 8 inclusive, Plan 53R-12139 and Part 1, Plan 53R-16156 in Lot 5, Concession 5, Township of McKim be recommended for approval subject to the following condition:

**PUBLIC HEARINGS (cont'd)**

**APPLICATION FOR REZONING TO LEGALIZE A COMMERCIAL DANCE STUDIO WHICH HAS BEEN LOCATED WITHIN AN EXISTING BUILDING AND TO ESTABLISH "SERVICE TRADES" AS AN ADDITIONAL PERMITTED LAND USE, 887 NOTRE DAME AVENUE, SUDBURY - HENRY CROCCO COMPANY LIMITED (cont'd)**

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**Recommendation #2003-199 (cont'd)**

1. In addition to the uses permitted in the "C2-33", Special General Commercial zone a commercial dance studio and service trades shall also be permitted.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

**CARRIED**

**APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST**

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**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

Report dated October 28<sup>th</sup>, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to permit the subject property to be split into 5 individual lots for single residential use, with all lots serviced by a private right of way, west end of Torbay Road, Sudbury - Gilbert Charette, In Trust.

The agent for the applicant, Mac D. Sinclair, 214 Alder Street, Sudbury, the applicant, Gil Charette, and Roger O'Malley, neighbour, were present.

The Director of Planning Services outlined the application to the Committee.

Councillor Petryna, Ward Councillor, questioned how long the gabions have existed on the site.

Mr. O'Malley indicated that the new gabion was installed last summer which replaced gabions that existed for at least 20 years prior.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)**

Mr. Sinclair indicated that the applicant has reviewed the Staff Report and recommendation and is in full agreement with the recommendation. He advised that this development is completely self-contained with sewer and water lines installed on the right-of-way. The gas line goes along the railway and can be accessed by residents. He submitted a Petition signed by residents of Torbay Road in support of this application. In 1992, there was an appeal to the OMB of an application to create condominiums. He explained that the reason the Condominium Corporation was not registered was that in 1998, the Condominium Act stated that a condominium couldn't be registered unless there were 5 dwellings in place. After 1998, the Condominium Act was changed to allow for vacant land condominium development. There are presently 2 lots developed on the site and there are persons who are prepared to purchase the other 3 lots.

Victoria Lachapelle, 111 Sable Street, Sudbury, stated her objection to the proposal has much to do with a previous agreement. In June of 1993, the appellants to the previous rezoning by-law were summoned to C-12, Tom Davies Square, to meet with Mr. Charette, In Trust, Mr. Humphries and Mr. Potvin. They were encouraged to come together as a group to try to work out their concerns. An Agreement was prepared by Rolston, Humphrey & Arseneau. The agreement included a height restriction of any dwelling house or associated outbuilding to be erected on the lands comprising of the condominium to two storeys above the finished grade of the condominium access road, exclusive of chimneys, and in no case, should any roof peak or structure of any sort to be built upon the lands, exceed a height to be measured six (6) feet above the top of the rail of the existing adjacent Canadian Pacific Railway line. This Agreement was to be registered by way of Notice of Agreement against the title to Parcel 624 S.E.S., being Part 2, Plan 53R-13949. The appellants agreed to withdraw the appeals subject to the terms of the Agreement. The Agreement was signed by Mr. Charette and the appellants, however, it was not registered on title. She indicated that they made the agreement in good faith and have a legal binding agreement.



## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)**

Mr. Sinclair indicated that the owner applied to the OMB to dismiss the appeals and an agreement resulted. He said that the appeals were withdrawn following the signing of the Agreement. Mr. Charette is prepared to honour this Agreement but indicated that there are 2 houses built on the site presently which have not been built according to the terms of the Agreement. He stated that he could not explain why the Agreement was not registered. One of the houses which was built is 3" above what is stated in the Agreement and the roof is much higher on the other house. He said that the applicant would be agreeable to a height provision being included in the By-law that mirrors the commitment in the Agreement and to register the Agreement. However, he pointed out that the issue of the 2 houses that are built, which are at variance, needs to be addressed. He said that the applicant had every intention of proceeding with his development in 1993 but it didn't go ahead. In all fairness to Mr. Charette, the Agreement was overlooked.

Sav Dagostino, was present in support of the application. He indicated that when he purchased his property there was no lien on it. He bought this property with the intention of building a functional home. He was not aware of and is not in favour of the Agreement. He said that he is paying taxes on this property and it is too bad that he is taking the view away from some people. He indicated that he would not have purchased this property if he were aware of the height restriction. He said that one of the neighbours built an elongated home which takes the view away from other people also.

Guido Guerra, 133 Laroche Street, Sudbury, was present in opposition to the application. He indicated that his home is at the west end of Torbay Road and it does not obstruct anyone's view. He said that he was one of the signatories of the Agreement. He believes that Mr. Charette is not trustworthy. He asked that the Committee defer the application until they have some legal resolution.

Christine Baird, 125 Lennox Street, Sudbury, was present in opposition to the application. She indicated that the property should not be rezoned until the litigation matter was settled. She referred to a previous Staff Report on February 13<sup>th</sup>, 1991, that stated that if for any reason a condominium was not registered then the property would be rezoned back to R-2.

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION FOR REZONING TO PERMIT THE SUBJECT PROPERTY TO BE SPLIT INTO 5 INDIVIDUAL LOTS FOR SINGLE RESIDENTIAL USE, WITH ALL LOTS SERVICED BY A PRIVATE RIGHT-OF-WAY, WEST END OF TORBAY ROAD, SUDBURY - GILBERT CHARETTE, IN TRUST (cont'd)**

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Susan Dagostino was present in favour of the application. She indicated that she owns one of the properties in question. She does not believe that anyone should be told what they can build on their property. She stated that if anyone wanted a view and access to the lake then they should pay for a lake front property and its taxes as she does. She said that the road and the track are well below the other residents in the area. It is impossible to build a 2 storey home if there is insufficient space. These properties do not affect the sewers or safety of others but only block their view.

Glen Fuller was present in support of the application. He indicated that he has recently built his home on Lot 1. He said that he is concerned about the pending litigation which has been mentioned. He stated that he built his house according to the guidelines. He believes that all neighbours should respect each other and carry on with their lives.

Mr. Sinclair stated that the applicant recognizes that there was a previous height commitment and that he is prepared to have the staff recommendation amended to include a height restriction. The applicant will abide by the wishes of the Committee.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The Committee approved a motion by Councillor Petryna to defer the application to the next Planning Committee Meeting in order that legal interpretation could be obtained regarding the Agreement.

**Recess** At 9:10 p.m., the Planning Committee recessed.

**Reconvene** At 9:15 p.m., the Planning Committee reconvened.

### **APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON - RICHARD D. TOULOUSE**

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**The Planning Committee meeting was adjourned and the Public Hearing was opened to deal with the following application.**

## **PUBLIC HEARINGS (cont'd)**

### **APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON - RICHARD D. TOULOUSE (cont'd)**

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Report dated October 28<sup>th</sup>, 2003, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an amendment to the Secondary Plan and a rezoning application to legalize an existing automobile repair shop and a recreational vehicle sales establishment which have been located on the subject lands (2164 Falconbridge Road, Garson) - Richard D. Toulouse.

Letter dated November 4<sup>th</sup>, 2003, from Ted Callaghan, Ward 4 Councillor, in favour of the application was distributed to Committee Members at the meeting.

The agent for the applicant, Dave Dorland, 298 Larch Street, Sudbury, and the applicant, Richard Denis Toulouse, were present.

The Director of Planning Services outlined the application to the Committee.

Mr. Dorland stated that the applicant reviewed and is satisfied with the conditions of approval and will comply with them. He indicated that the existing "second" entrance opposite Carr Avenue will be closed. He said that the applicant has just finished the construction of the repair garage.

**The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.**

The following recommendations were presented:

#### **Recommendation #2003-200**

Petryna-Dupuis: That the application by Richard D. Toulouse to amend the Secondary Plan for the Nickel Centre Settlements, on a site specific basis, by deleting "Official Plan Amendment # 192", and establishing a subsequent site specific amendment which would permit an automotive dealership, an automobile repair shop, a recreational vehicle sales establishment and one dwelling unit be approved subject to the following condition:

**PUBLIC HEARINGS (cont'd)**

**APPLICATION TO AMEND THE SECONDARY PLAN AND FOR REZONING TO  
LEGALIZE AN EXISTING AUTOMOBILE REPAIR SHOP AND A RECREATIONAL  
VEHICLE SALES ESTABLISHMENT WHICH HAVE BEEN LOCATED ON THE  
SUBJECT LANDS, 2164 FALCONBRIDGE ROAD, GARSON  
- RICHARD D. TOULOUSE (cont'd)**

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**Recommendation #2003-200 (cont'd)**

1. Prior to the adoption of the above noted Official Plan Amendment, the Director of Planning Services shall be advised that Part 4, Plan 53R-16246 has been consolidated with Parcel 21747 S.E.S. to the satisfaction of the Director of Legal Services/City Solicitor.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

**CARRIED**

**Recommendation #2003-201**

Dupuis-Petryna: That the application (as revised to include Part 4, Plan 53R-16246) by Richard D. Toulouse to amend By-law 83-304 being the Comprehensive Zoning By-law for the (former) Town of Nickel Centre from "M1-7", Special Mixed Light Industrial/Service Commercial to a revised "M1-Special", Special Mixed Light Industrial/Service Commercial be approved subject to the following conditions:

1. That the "Existing Asphalt Area to be Removed" at the northwesterly limits of the subject lands and corresponding landscaping related thereto, as indicated on the Amended Site Plan Control Agreement registered on October 25<sup>th</sup>, 2002, be completed to the satisfaction of the General Manager of Public Works and Director of Planning Services before June 31<sup>st</sup>, 2004, and prior to the passage of an amending zoning by-law.
2. That before June 31<sup>st</sup>, 2004, the owner shall enter into an Amended Site Plan Control Agreement, for a revised lot area, with the City of Greater Sudbury to the satisfaction of the Director of Planning Services.
3. That the amending zoning by-law establish that the only permitted uses shall be an automotive dealership, an automobile repair shop, a recreational vehicle sales establishment and one dwelling unit.

CONCURRING MEMBERS: Councillors Dupuis, Petryna, Bradley

**CARRIED**

## **PART I - CONSENT AGENDA**

The following recommendation was presented to adopt Item C-1 contained in Part 1 of the Consent Agenda:

### **Recommendation #2003-202**

Petryna-Dupuis: That Item C-1 contained in Part 1, Consent Agenda, be adopted.

**CARRIED**

## **ROUTINE MANAGEMENT REPORTS**

Item C-1  
Sale of Surplus  
Property, Part of  
Parcel 15936  
S.E.S., 346  
Murray Street

Report dated October 27<sup>th</sup>, 2003, from the General Manager, Corporate Services regarding Sale of Surplus Property, Part of Parcel 15936 S.E.S., municipally known as 346 Murray Street.

### **Recommendation #2003-203**

Petryna-Dupuis: That the City of Greater Sudbury enter into an Agreement of Purchase and Sale with Janet MacKenzie for the land legally described as Part of Parcel 15936 S.E.S., municipally known as 346 Murray Street, Sudbury, subject to the terms and conditions outlined in the report dated October 27<sup>th</sup>, 2003; and

That the Clerk and Property Negotiator / Appraiser be authorized to execute all documents necessary to complete the real estate transaction.

**CARRIED**

Adjournment

### **Recommendation #2003-204**

Dupuis-Petryna: That we do now adjourn.  
Time: 9:30 p.m.

**CARRIED**

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DEPUTY CITY CLERK

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CHAIR RON BRADLEY PRESIDING

**MINUTES OF THE TWENTIETH MEETING OF THE  
CITY OF GREATER SUDBURY PUBLIC LIBRARY BOARD**

Thursday, September 18, 2003  
Main Branch

Commencement: 8:00 a.m.  
Adjournment: 9:02 a.m.

**PRESENT**

Councillor T. Callaghan; Councillor R. Dupuis; K. Dopson; V. Gutsch;  
C. White; P. Reid; S. Roy

**REGRETS**

Councillor M. Petryna; Councillor L. Lalonde; J. Cameron  
R. Clouthier, Manager-North Citizen Service Centres and  
Neighbourhood Libraries; C. Zuliani, Manager, Library and Heritage  
Resources; M. Hardie, Manager-South Citizen Service Centres and  
Neighbourhood Libraries

**CITY STAFF**

R. Henderson, Director of Libraries & Citizen Services; D. Kennedy,  
Administrative Assistant-Director of Libraries & Citizen Services

**ALSO PRESENT**

Derek Wilkinson, Friends of the Library

**CHAIR**

**TED CALLAGHAN IN THE CHAIR**

The Chair welcomed everyone to the meeting.

**DECLARATIONS OF  
PECUNIARY INTEREST**

None

**MINUTES**

The following motion was presented:  
Gutsch/White Resolution 2003-16  
That the minutes of the Nineteenth Meeting of the Greater Sudbury  
Public Library Board held on June 19, 2003, be adopted.

**CARRIED**

**PRESENTATIONS**

Mr. Jim Morgenstern from D.M.A. Consultants regarding Phase I and  
Phase II of the Branch Space Needs Study  
Report dated September 10, 2003, from the General Manager of  
Citizen and Leisure Services

With the aid of an audio visual presentation, Mr. Morgenstern  
summarized for the Board, the first two phases of the study being  
conducted to determine services provided by the library now and in  
the future. The review included highlights of key aspects of the  
"Greater Sudbury Public Library Branch Space Needs Analysis:  
Planning Context" document.

Mr. Morgenstern advised phase III of the project included the  
following:

- five hundred and thirty (530) exit surveys of library users at

- all of the 13 branches during the week of September 8-12, 2003
- two (2) public input sessions conducted by Mr. Morgenstern - one at Main Branch on September 17<sup>th</sup> and the second at Valley East on September 18<sup>th</sup>
  - two staff focus group sessions, as well as interviews with key community leaders and library users on September 17<sup>th</sup> and 18<sup>th</sup>

In addition, Mr. Morgenstern solicited the Board's input in a group session following the Board meeting.

### **CORRESPONDENCE**

The Director advised that a public notice was advertised in the media notifying residents of the public meetings for the Library Branch Space Needs Study.

### **NEW BUSINESS**

A report on the Ontario Library Association Conference held in Toronto in June was distributed by the two Board delegates, Carolyn White and Verna Gutsch. The delegates reported that while at the conference, representatives from Ontario Library Services North indicated their desire to have a City of Greater Sudbury Board member appointed to the OLS North Board. The Director stated that he would address the request once the new Library Board is appointed.

The Chair shared with Board members an article from the June `Globe and Mail entitled "School Libraries-The Missing Link".

The next meeting will be held at Main Branch on Thursday, October 16, 2003, at 8:00 a.m.

### **ADJOURNMENT**

White/Gutsch Resolution 2003-17  
That this meeting does now adjourn. Time 9:02 a.m.

**CARRIED**

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Secretary

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Chair

# NICKEL DISTRICT CONSERVATION AUTHORITY

## Minutes of General Board Meeting

Wednesday, October 15, 2003

Room C-12  
Tom Davies Square

Commenced: 7:05 p.m.  
Adjourned: 7:50 p.m.

PRESENT: Ron Bradley - Chairman  
Gerard Dalcourt  
Bob Rogers

ALSO PRESENT: A. Bonnis  
P. Sajatovic

COMMUNICATIONS: D. Courtemanche  
P. Douglas

1. Chair Bradley opened the meeting.
2. No declarations of conflict were declared.
3. Adoption of Minutes

a) September 17, 2003

Resolution 2003-55

Rogers - Dalcourt

That the minutes of the September 17, 2003 General Board meeting, as duplicated and circulated, be approved.

Carried.

4. General Business

a) Clarica Term Investment

Resolution 2003-56

Rogers - Dalcourt

That the N.D.C.A. signing officers for Clarica documents shall be as designated in the resolution passed at the Annual meeting in each year which includes:

- a) The Chairman or Vice-Chairman, and
- b) Director of Operations or Planner/Community Relations Co-ordinator.

Carried.



b) Junction Creek Box Culvert Project

i) Confirmation of E-Mail/Telephone Poll

Resolution 2003-57

Bradley - Dalcourt

That the results of the e-mail/telephone poll of members conducted on September 29, 2003 and concluded on October 2, 2003 with a majority of members concurring with the recommendations related to the Junction Creek Box Culvert study be approved.

Carried.

ii) Award of Engineering Services Contract

Based on the special funding provided in 2003 by the Province and the local share having been secured, members agreed with the recommendation from the Study Team and the following resolution was passed.

Resolution 2003-58

Dalcourt - Rogers

That the firm of EarthTech Inc., in co-operation with AMEC be retained to provide Engineering Consultant services to complete the Junction Creek Box Culvert Structural Integrity Study in the total amount of \$82,975.78 (GST Included).

Carried.

c) 2004 Budget Preparation Issues

Members reviewed a report prepared by staff pertaining to the key issues and challenges which will be faced in developing the N.D.C.A.'s 2004 budget. Information received from the City of Greater Sudbury pertaining to the budget process was discussed with members. A preliminary timeline for preparing the detailed 2004 budget and submitting it to the member municipality was discussed. However, because the City has requested at this time, a preliminary indication of funding the N.D.C.A. will be asking for from the municipality in 2004, the following resolution was presented and passed.

Resolution 2003-59

Rogers - Dalcourt

That the Nickel District Conservation Authority hereby requests that the City of Greater Sudbury provide the following funding in 2004:

1. General Levy - \$254,410, which represents a 3 percent increase over the approved 2003 funding, and
2. Capital Projects Allocation - \$277,500, for a total allocation of \$531,910.

Carried.

d) Council and Citizen Appointments (2003-2006)

A report on the above referenced issue, recently adopted by the member municipality, was distributed to members. The report highlights when appointments of elected and non-elected representatives will be made to advisory panels, boards, committees, etc., in the City of Greater Sudbury for the new term of Council. This includes the seven members of the N.D.C.A. It was noted that the current non-elected members on the General Board are eligible to reapply, if interested. However, because elected and non-elected members are to be appointed in different months, the newly constituted General Board will not be able to hold the 2004 Annual Meeting until early in the near year. As well, budget discussions will have to be delayed until the new Board is formally constituted.

e) 2003 Christmas Dinner Meeting

Members discussed where and when to hold the December Christmas Dinner meeting. It was suggested by Chair Bradley that the N.D.C.A. consider holding the meeting at the Colonial Golf Course and a few possible dates were identified. Members agreed with the location and Chair Bradley agreed to follow up with the facility owner on available dates. Staff will then proceed with plans for the function.

f) Section 28 Permit Application (Quenneville)

This matter had been dealt with by the N.D.C.A. in 2002, however, because it was also subject to Planning Act approvals, an appeal had been launched with the O.M.B. by a individual citizen. The O.M.B. hearing was held recently, and a solution to the problem was reached. The N.D.C.A. permit and agreement with the property owner is now in effect and will be monitored closely. Members had a number of questions in order to clarify the outcome of this matter.

g) Conservation Ontario Update

Council Meeting Report - Vice-Chair Rogers, who had attended the October 6<sup>th</sup> Council meeting on behalf of Chair Bradley, reported on some of the key outcomes from the day-long meeting. Issues addressed included source protection planning; the new Committee of the Whole meeting procedure; the proposed 2004

Biennial Tour to be hosted by the Lakehead Region C.A.; the proposed Conservation Ontario budget which was adopted at a 6.6 percent increase; future strategic direction and priorities for Conservation Ontario, etc. The next Council meeting will be held in Toronto on Monday, December 8, 2003.

5. New Business

- i) EarthCare Sudbury Local Action Plan - Vice-Chair Rogers, on behalf of Chair Bradley, had attended the event held on October 9<sup>th</sup> at Science North to launch this community action plan. It was noted that member Rogers was called upon as a representative from one of the community partners to make brief remarks related to sustainability, watershed management and source protection. Member Rogers was thanked for undertaking this important function and the N.D.C.A. is committed to being an active partner in implementing this community action plan for change.

The next N.D.C.A. General Board meeting is scheduled for Wednesday, November 19, 2003 at 7:00 p.m.

No other business was transacted.

6. Adjournment

Resolution 2003-60

Dalcourt - Bradley

That we do now adjourn.

Carried.

## MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14  
Tom Davies Square  
2003-11-04

Commencement: 2:35 p.m.  
Adjournment: 2:45 p.m.

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

#### Present

R. Swiddle, City Solicitor; H. Duff, Director of Social Services/Ontario Works; R. Johnston, Director of Transportation Services; R. Gauthier, Supervisor of Transit; K. Lessard, Law Clerk; R. Blackwell, Technical Writer/Trainer; L. Lesar, Secretary to the Manager of Supplies & Services

#### RFP for Transit Kiosk

Proposal for the Operation of the Transit Kiosk Centre {estimated at a total cost of \$285,000 for three (3) years} was received from the following bidder:

1211250 o/a Zio's Tuck Shop

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

The foregoing tenders were turned over to the Director of Transportation Services for review and recommendation to the General Manager of Citizen and Leisure Services who would report to City Council.

#### RFP for Video Conferencing Equipment

Proposals for the Supply and Installation of Video Conferencing Equipment (Medium Boardroom Solution) {estimated at a cost of \$100,000.00} were received from the following bidders:

CBCI Telecom Inc.  
MTS Communication Inc.  
ICU Technologies Inc.  
Bell Canada  
Wardrop  
Aurora Microsystems

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

RFP for Video-  
Conferencing  
Equipment  
(Continued)

The foregoing tenders were turned over to the Director of Social Services/Ontario Works for review and recommendation to the General Manager of Health & Social Services who would report to City Council.

Adjournment

The meeting adjourned at 2:45 p.m.

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Chairman

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Secretary

T.O.C. 2003-11-04 (2)

**GREATER SUDBURY POLICE SERVICES BOARD MEETING**  
**WEDNESDAY, SEPTEMBER 10, 2003 - 4:00 P.M.**  
**Police Headquarters, 5<sup>th</sup> Floor Boardroom, Tom Davies Square**

**Present:**

Andy HUMBER, Chair  
Joanne FIELDING, Vice Chair  
Councillor Ron BRADLEY  
Councillor Eldon GAINER  
Mr. David PETRYNA  
Rollande MOUSSEAU, Secretary

Ian DAVIDSON, Chief of Police  
Sharon BAIDEN, Director of Administration  
Staff Inspector Brian Jarrett  
Inspector Susan Evans  
Inspector Gerry Pope

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**PUBLIC**

**News Media**

Paul Godkin, MCTV  
Rob O'Flanagan, Sudbury Star

**Adoption of Minutes**

(2003-72) Bradley-Petryna: THAT the Greater Sudbury Police Services Board Minutes of June 23, 2003, be adopted as circulated and read.

CARRIED

**Matters Arising**

None

**Declarations of Conflict of Interest**

None

**Matters Arising from In Camera Discussions**

Vice Chair Joanne Fielding reported that personnel and legal issues were discussed IN CAMERA.

**Delayed Priority One Calls**

Letter from Chief Davidson dated September 4, 2003, advising that there were no delayed priority one calls during the month of June, July or August 2003.

**Departmental Statistics**

Letter from Chief Davidson dated September 3, 2003, attaching the statistics for the month ended May 31, 2003, along with year to date comparative figures and an overview of criminal offences. It was also noted that a provincial software problem has prevented the compilation of accurate data beyond this date, however, the Ministry advises that the problem should be corrected by the end of the third quarter.

Inspector Gerry Pope reviewed the statistical report with board members.

**Policing Standards Audit**

Letter from Chief Davidson dated September 3, 2003, advising that the audit through the Policing Standards Division has been scheduled for the week of September 29, 2003, for approximately five days. Inspector Susan Evans is the liaison officer for the service and will be available to assist the Inspection Team for the duration of the inspection.

**Power Outage Overview**

Letter from Chief Davidson dated September 3, 2003, advising an update on the August 14, 2003, power outage will be available at this meeting.

Staff Inspector Brian Jarrett provided an Executive Summary Report for the August 14-15, 2003, Power Outage and reviewed the steps and actions taken by the service during the developing situation and the concerns and difficulties caused as a result of the power outage. Some solutions or interim actions have been identified and recommendations will be examined. Chief Davidson also gave an update on deployment of staff during the power outage and commended members of the service on their response and assistance in addressing a difficult situation. Board members added their thanks for a job well done.

**Sick Leave By-Law Review**

Letter from Chief Davidson dated September 3, 2003, advising that Sure Benefits will be participating in a consultative capacity as part of the Sick Leave Study currently being undertaken with the Police Association. Sure Benefits currently have an Agreement with the City of Sudbury.

**Medcan Health Management Inc. Agreement**

Letter from Chief Davidson dated September 3, 2003, with attached report respecting a renewal agreement with Medcan Health Management Inc. reflecting a change in rate as per the budget reduction initiative.

(2003-73) Petryna-Bradley: THAT the Board execute a renewal agreement with Medcan Health Management Inc. for the provision of managed health care services.

CARRIED

**Professional Standards 1<sup>st</sup> Quarter Complaints**

Letter from Chief Davidson dated September 4, 2003, with attached report relative to 1<sup>st</sup> quarter complaints received by the Professional Standards Bureau. For the information of the board.

**Proceeds from Auction - June 21, 2003.**

Letter from Chief Davidson dated September 3, 2003, with attached report on the Police Services Auction held June 21, 2003. The procedure which allows the return of lost or stolen property to the finders after ninety days if such items are not claimed by the owner will be reviewed at the October board meeting.

**Older Adult Legislation**

Letter from Chief Davidson dated September 4, 2003, with attached copies of letters to the Honourable Diane Marleau and Mr. Rick Bartolucci, MPP, from Mr. Ted Callaghan representing the Mayor and Council's Committee on Seniors Issues for the City of Greater Sudbury. Both members were commended for their interest and support on seniors' issues.

**Return of Found Property**

Letter from Chief Davidson dated September 4, 2003, attaching two requests for the return of found property.

(2003-74) Bradley-Petryna: THAT the Board approves the following two requests for the return of found property:

Donald Haggie	Red Supercycle XT118 adult male 18 speed mountain shocks, serial #8211112395
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Wilson Osborne	Blue Raleigh Ambush female 21 speed mountain bike With fork shocks, serial #RD11815
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CARRIED

**Rev. Jeremy Mahood - 25<sup>th</sup> Anniversary Celebration**

Letter from Chief Davidson dated September 4, 2003, with attached invitation to a 25<sup>th</sup> Anniversary Celebration in honour of Jeremy Mahood on October 3, 2003, at the Caruso Club. Reverend Mahood has acted as Police Chaplain for a number of years and has worked closely with the service over this time. The board approved the purchase of a table for this event.

**Annual Storefront Volunteer Luncheon**

Letter from Chief Davidson dated September 4, 2003, advising that this year's annual Storefront Volunteer Luncheon is scheduled to take place on Thursday, November 20,



2003, at the Colonial Inn, Coniston. For the information of the board.

### **Annual Awards Presentations**

Letter from Chief Davidson dated September 4, 2003, reporting that the annual Awards Night for police personnel recognized for exemplary service and local citizens for their acts of courage and kindness is being organized for late November. For the information of the board.

### **Chief's Commendation**

Letter from Chief Davidson dated September 4, 2003, attaching his Letters of Commendations to the following personnel who proved worthy of recognition for their recent actions:

Ms. Denise Fraser	Staff Inspector Brian Jarrett
Constable Jason Katz	Sergeant Joanne Pendrak
Constable Dave Burns	Constable Enzo Rizzi
Constable Bob Weston	Constable Michael Stinson
Student Andre Humber	

Chief Davidson reviewed the exemplary conduct of the above staff with board members who also extended their congratulations.

### **Notes of Appreciation**

Letter from Chief Davidson dated September 4, 2003, reporting that his office received seventeen letters of appreciation since the June board meeting. For the information of the board.

### **ADDENDUM**

(2003-75) Fielding-Gainer: THAT the Sudbury Police Services Board deals with the items on the Addendum this date.

CARRIED

### **Financial Status Update**

Letter from Chief Davidson dated September 3, 2003, attaching a report detailing the police service's financial performance as at July 31, 2003, along with year-end forecasts. Chief Davidson reviewed the report with the board.

### **Trust Fund Donation Request - Powerplay for Easter Seal Kids**

On September 13, 2003, members of the Greater Sudbury Police Service will be participating in the Powerplay for Easter Seal kids four on four ball hockey tournament. A donation towards the entry fee has been requested.

(2003-76) Petryna-Gainer: THAT the Board approves a financial donation from the board

trust fund in the amount of \$200.00 to the Powerplay for Easter Seal Kids tournament to be held on September 13, 2003.

CARRIED

#### **New Business**

**Trust Fund Donation Request** - Chair Humber provided Board members with a letter dated September 4, 2003, from the Sudbury Police Association requesting financial assistance for members attending the Canadian Police Officers Memorial to be held in Ottawa on September 28, 2003. A large turnout of members is expected at the memorial which will mark the ten-year anniversary of the death of Cst. Joseph MacDonald.

(2003 -77) Fielding-Gainer: THAT the Board approves a financial donation from the Board's Trust Fund in the amount of \$2000.00 to the Sudbury Police Association towards expenses incurred by members attending at the Canadian Police Officers Memorial to be held in Ottawa on September 28, 2003.

CARRIED

**Staff Inspector Brian Jarrett** was congratulated by board members for the 10-Year Ontario Volunteer Service Award he recently received for his work with the Race Relations Advisory Committee to the Police Services Board.

**Capreol Public Forum** - Mr. Dave Petryna reported on the Capreol Public Forum he attended on behalf of the board on September 9<sup>th</sup> and the problems raised by the community. Chief Davidson outlined the actions to be taken with respect to the concerns brought forward by the citizens.

**Tender for Leased Vehicles and Disposition of Heavy Machinery Parts** - The board approved the tender for the lease of eight unmarked police vehicles as well as the disposition of heavy machinery parts through public bid.

**Inspector Gerry Pope Retirement** - Chief Davidson reported that after thirty-four years of dedication and hard work, Inspector Gerry Pope will be retiring effective January 30, 2004. Congratulations were extended to Inspector Pope by the board and senior management.

**Canadian Association of Police Services Board Conference** - Mr. Dave Petryna reported on his recent attendance at the CAPB Conference. He has also provided a report on issues discussed at the conference and of interest to board members and senior staff.

#### **Next Meeting**

The next Police Services Board Meeting will be held on **MONDAY, OCTOBER 20, 2003, 4:00 P.M., at Police Headquarters, 5<sup>th</sup> Floor Boardroom, Tom Davies Square.**

## **RESUME IN CAMERA DISCUSSIONS**

(2003-78) Bradley-Gainer: THAT this Board resumes In Camera discussions.  
Time: 5:20 p.m.

CARRIED

## **RETURN TO PUBLIC - 7:05 p.m.**

### **Matters Arising from In Camera Discussions**

Vice Chair Joanne Fielding reported that personnel and legal issues were discussed In Camera. In Camera Motion 2003-79 was read out as follows:

(2003-79) Gainer-Fielding: THAT the Board enters into a License Extension Agreement with the OACP respecting the Constable Selection System.

CARRIED

### **Adjournment**

(2003-83) Gainer-Bradley: THAT this meeting be adjourned. Time 7:05 p.m.

CARRIED