

PART II
REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

Item R-1
Amendment - Open
Air Burning Report dated 2004-06-18, with attachments, from the General Manager of Corporate Services regarding Amendment to By-law 2004-160 Regulate Open Air Burning was received for information only.

**2004-160 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY
TO REGULATE OPEN AIR BURNING**

(At the Council meeting of 2004-06-10, Council deferred By-law 2004-160 in order for staff to make amendments.)

Amendment to By-law 2004-160 Councillor Rivest requested that By-law 2004-160 be amended as follows:

Rivest-Reynolds: THAT burning for slaughtering purposes in agriculturally designated areas be exempt from total fire bans.

Motion to Withdraw With the consent of the majority of Members present, Council agreed to withdraw the foregoing amendment.

By-Law 2004-160 3RD Reading 2004-338 Berthiaume-Gainer: THAT By-law 2004-160 be read a third time and passed.

CARRIED

MANAGERS' REPORTS

Item R-2
2004 Tourism
Development Plan Report dated 2004-06-16, with attachments, from the General Manager of Economic Development & Planning Services regarding Economic Development Capital Envelope - 2004 Tourism Development Plan was received.

The following resolution was presented:

2004-339 Berthiaume-Gainer: WHEREAS tourism development is one of five engines of growth identified in Coming of Age in the 21st Century - An Economic Development Strategic Plan for Greater Sudbury 2015;

AND WHEREAS the Greater Sudbury Development Corporation has approved support for the 2004 Tourism Development Plan;

THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury support the plan with a contribution of \$147,000 from the 2004 Economic Development Capital Envelope.

CARRIED

ADDENDUM

Addendum Resolution

The following resolution was presented:

2004-340 Berthiaume-Gainer: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

Councillor Rivest declared a conflict of interest regarding By-law 2004-199Z (OCL Custom Crushing & Quarrying Ltd.) as his family is involved in the sand and gravel business.

Item AD-1 Sudbury Bluesfest

Report dated 2004-06-22, with attachments, from the General Manager of Corporate Services regarding Special Occasion Permit & Noise By-law Exemption - Sudbury Bluesfest was received.

The following resolution was presented:

2004-341 Berthiaume-Gainer: 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) and the issuance of a Special Occasion Permit to Sudbury Bluesfest which will be held at the Laurentian University, 936 Ramsey Lake Road, Sudbury, Ontario for their 1st Annual Sudbury Bluesfest on July 23-25, 2004. The hours of operation are 11:30 a.m. to 11:30 p.m. with an anticipated attendance of 8000 people over the weekend.

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

CARRIED

Item AD-2 Les Scouts du Canada

Report dated 2004-06-22, with attachments, from the General Manager of Corporate Services regarding Special Occasion Permit - Les Scouts du Canada was received.

The following resolution was presented:

2004-342 Berthiaume-Gainer: THAT this Council has no objection to the issuance of a Special Occasion Permit to Marc Forget on behalf of Les Scouts du Canada which will be held at the Chelmsford Golf Course at 99 Golf Course Road, Chelmsford, Ontario for the Annual Flour Mill Golf Tournament on July 10-11, 2004. The hours of operation are 11:00 a.m. to 8:00 p.m. with an anticipated attendance of 200 people each day.

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

CARRIED

BY-LAWS

2004-196A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A LICENCE AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF ONTARIO AS REPRESENTED BY THE MINISTRY OF TRANSPORTATION FOR ONTARIO

(Refers to report on page 48 of Council Agenda dated 2004-06-24.)

2004-197 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T

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

2004-198Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-303, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER TOWN OF WALDEN

Planning Committee Recommendation 2004-59.

(This by-law rezones the property to "R1.D18", Single Residential to permit the creation of four single residential lots. These lands are the subject of concurrent Consent Applications B0027/2004 to B0030/2004 inclusive. - Dalron Construction, Niemi Road, Lively)

2004-199Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-300, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF VALLEY EAST AND TOWN OF ONAPING FALLS

Planning Committee Recommendation 2004-108

(This By-law rezones the subject property to "M5-5" to permit a pit, provided that no part of the excavation shall be located closer than 150 metres from the nearest residential dwelling. - in Lots 9 & 10 Concession 4, Township of Capreol - OCL Custom Crushing and Quarrying Limited.)

BY-LAWS (continued)

By-Law 2004-196A to
By-Law 2004-198Z
1ST & 2ND Reading

2004-343 Gainer-Berthiaume: THAT By-law 2004-196A to and including By-law 2004-198Z be read a first and second time.

CARRIED

By-Law 2004-196A to
By-Law 2004-198Z
3RD Reading

2004-344 Gainer-Berthiaume: THAT By-law 2004-196A to and including By-law 2004-198Z be read a third time and passed.

CARRIED

By-Law 2004-199Z
1ST & 2ND Reading

2004-345 Berthiaume-Bradley: THAT By-law 2004-199Z be read a first and second time.

CARRIED

By-Law 2004-199Z
3RD Reading

2004-346 Berthiaume-Bradley: THAT By-law 2004-199Z be read a third time and passed.

CARRIED

Declaration of
Pecuniary Interest

Councillor Rivest, having declared a conflict of interest in the foregoing matter, did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

CIVIC PETITIONS

Councillor Kett

Councillor Kett submitted a petition to the City Clerk, signed by approximately seventy (70) members of a fitness group in Walden. The petition requests that the City of Greater Sudbury reinstate their fitness instructor, an employee of the City of Greater Sudbury, who was recently given Notice of Termination, due to age.

Councillor Reynolds

Councillor Reynolds submitted a petition to the City Clerk, signed by approximately sixty-four (64) residents of Ward 6. The petition requests that traffic lights be installed at Moonlight Avenue and Highway 17 East, and that Bancroft Drive from Levesque Street to and including Moonlight Avenue and Ridgemount Avenue be repaired.

QUESTION PERIOD

Highway 144
Sidewalks

Councillor Bradley asked the General Manager of Public Works what the status was concerning the negotiations with the Ministry of Transportation regarding the construction of sidewalks on Highway 144. Mr. Belisle advised that MTO will construct the sidewalks if the City paid for the work.

C.C. 2004-06-24 (14TH)

(17)

Street Lights at
Lasalle Blvd and
MR 35

Councillor Bradley asked the General Manager of Public Works if street lights could be installed at the intersection of Lasalle Boulevard and MR 35. Mr. Belisle advised Council that staff will take light level readings and if street lights are warranted then they will be installed.

Topsoil Stripping

Councillor Bradley, in his opinion, stated that if the City were to wait for the new Official Plan to be approved the topsoil in Ward 3 would be stripped. The City Solicitor advised Council that because existing mapping can be used, they could proceed with the By-law without having to wait for the approval of the new Official Plan.

Street Lights at
MR 35 and
Whitewater Lake Road

Councillor Bradley asked the General Manager of Public Works if a light level reading could be taken at the intersection of MR 35 and Whitewater Lake Road to determine if street lights are required. Mr. Belisle informed Council that this could be done in conjunction with MR 35 and Lasalle Boulevard intersection.

Building Permits for
Group Homes

Councillor Kett stated that there is a second group home being built on Clemow Street, in the Gatchell area, and the residents are inquiring why they did not receive notice. The General Manager of Economic Development & Planning Services advised Council that notices are only sent if there is a rezoning application and stated that these group homes only require residential zoning. Mr. Nadorozny also advised that these group homes are mandated by the Provincial government and that the City has no jurisdiction.

Councillor Kett requested that the Building Services Department send an informal notice to the Ward Councillors affected. Mr. Nadorozny will communicate this to staff to verify our legal rights.

Legal Ramifications -
Item C-12 (Paris St.
Rehabilitation)

Councillor Rivest asked the City Solicitor that once an agreement has been entered with a contractor, without a tender, is it possible to re-tender. The City Solicitor advised that in such a circumstance, the City is legally bound to honour the agreement.

Adjournment

2004-347 Gainer-Berthiaume: THAT this meeting does now adjourn.
Time: 9:59 p.m.

CARRIED

Mayor

City Clerk

**THE FIRST MEETING OF THE AD-HOC COMMITTEE
- COUNCIL AUDITOR OF THE CITY OF GREATER SUDBURY**

Tom Davies Square
Committee Room C-11

Thursday, June 24, 2004
Commencement: 3:06 p.m.
Adjournment: 4:27 p.m.

ANGIE HACHÉ PRESIDING

Present Councillors Berthiaume; Caldarelli; Kett (A: 3:10 p.m.); Reynolds; Rivest

Staff M. Mieto, Chief Administrative Office; D. Wuksinic, General Manager of Corporate Services; D. Bergeron, Co-ordinator of Internal Audit and Performance Management; A. Haché, Deputy City Clerk, K. Bowschar-Lische, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

Appointment of Chair 2004-01 Reynolds-Caldarelli: That Councillor Claude Berthiaume be appointment Chair of the Ad-Hoc Committee - Council Auditor.

CARRIED

COUNCILLOR CLAUDE BERTHIAUME, PRESIDING

Establishment of Ad-Hoc Committee The Finance Committee at their March 22nd, 2004 meeting passed the following Resolution which establishes the Ad-Hoc Committee::

“WHEREAS Members of Council, management and employees of the City of Greater Sudbury are all responsible to the taxpayer for the use of public resources;

AND WHEREAS local government auditors can contribute to identifying improvements in service delivery, cost savings and improved accountability;

AND WHEREAS citizens are requesting continued services with taxes being increased no more than is absolutely necessary;

AND WHEREAS cost savings and additional revenue generated through the auditing process are value added benefits that cannot be ignored;

AND WHEREAS economy and efficiency audits and performance audits of local government can enhance municipal government accountability by independently reviewing and reporting on programs, functions, activities and organizations;

AND WHEREAS by conducting independent audits, auditors provide the public, elected officials and management with a fair, objective and reliable assessment of local government performance;

Establishment of
Ad-Hoc Committee
(cont'd)

NOW THEREFORE BE IT RESOLVED THAT the Council of the City Greater Sudbury retain the services of an independent auditor who shall be responsible only to Council, for a one year trial period;

AND FURTHER THAT this Council appoint the following Members of Council to an Ad Hoc Committee which will report back to Council by May 30th, 2004 with the recommended terms and conditions of such appointment:

Councillor Caldarelli
Councillor Kett
Councillor Reynolds
Councillor Callaghan
Councillor Berthiaume
Councillor Rivest

AND FURTHER THAT this Committee set out a time line to have the Council Auditor appointed and "in-place" prior to the start of the 2005 Budget process."

CORRESPONDENCE FOR INFORMATION ONLY

Item 1 - Council
Auditor

Report dated June 14th, 2004 was received for information from the General Manager of Corporate Services and the Director of Legal Services/City Solicitor regarding Council Auditor.

Item 2 - Council
Auditor

Report dated June 11th, 2004, was received for information from the General Manager, Corporate Services and Co-ordinator of Internal Audit and Performance Measurement regarding Council Auditor.

Item 3 - Information
Publication - National
Association of Local
Government Auditors

Report dated June 17th, 2004, was received for information from the General Manager, Corporate Services attaching a photocopy of "So... You Think You Might Be Interested In Hiring a Performance Auditor, A Few Things to Consider". National Association of Local Government Auditors (U.S.A.)

The Committee agreed that this item be placed on the next Ad-Hoc Committee - Council Auditor Agenda.

"In Camera"

Recommendation #2004-02:

Reynolds-Caldarelli: That we move "In Camera" to deal with personnel matters in accordance with Article 15.5 of the City of Greater Sudbury Procedure By-law 2002-202 and the Municipal Act, 2001, s.239(2)(f).

CARRIED

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report

The Committee moved In-Camera at 3:20 p.m. At 4:25 p.m., Councillor Berthiaume, reported the Committee met in closed session to deal with personnel matters and no resolutions emanated therefrom.

Adjournment

2004-03 Reynolds-Caldarelli: THAT we do now adjourn.
TIME: 4:27 p.m.

CARRIED

PLANNING COMMITTEE SECRETARY

COUNCILLOR CLAUDE BERTHIAUME, CHAIR

**MINUTES – SIXTH MEETING
SUDBURY & DISTRICT BOARD OF HEALTH
BOARDROOM, SECOND FLOOR, SUDBURY & DISTRICT HEALTH UNIT
THURSDAY, JUNE 17, 2004 AT 1:30 P.M.**

BOARD MEMBERS PRESENT

C. Berthiaume
M. Dennis
L. Gamble
K. Noland

F. Bidal
R. Dupuis
J. Gasparini
R. Pilon

F. Calderelli
I. Edwards
P. Kinoshameg

BOARD MEMBERS REGRETS

A. Rivest

BOARD MEMBERS ABSENT

E. Gainer

STAFF MEMBERS PRESENT

P. Buchanan
Dr. P. Sutcliffe

B. Fortin
M. Tessier (Secretary)

S. Siren

J. GASPARINI PRESIDING

1.0 CALL TO ORDER

The meeting was called to order at 1:30 p.m.

2.0 ROLL CALL

3.0 DECLARATION OF CONFLICT OF INTEREST

None.

4.0 DELEGATION / PRESENTATION

- i) Student Placement Program**
- Aisha Alladin, Officer, Education Services

Aisha Alladin, Officer, Education Services from the Resources, Research, Evaluation and Development (RRED) Division was introduced and welcomed. Board members were provided with an overview of the Student Placement Program outlining the purpose of the program and its benefits. Divisional Educational Liaisons, F. Brunet-Fechner, E. Wierzbicki and J. Critchley-Pineo were presented and commended for their work and contribution towards the success of the program.

Questions and comments were entertained, and A. Alladin was thanked for her presentation.

5.0 MINUTES OF PREVIOUS MEETING

i) Fifth Meeting – May 20, 2004

61-04 APPROVAL OF MINUTES

Notation was made that K. Noland was present during the May 20, 2004 meeting.

Moved by Edwards – Dupuis: THAT the minutes of the Board of Health meeting of May 20, 2004 be approved as amended.

CARRIED

6.0 BUSINESS ARISING FROM MINUTES

None.

7.0 REPORT OF MEDICAL OFFICER OF HEALTH / CHIEF EXECUTIVE OFFICER

i) June 2004 – Medical Officer of Health / Chief Executive Officer Report

Dr. Sutcliffe provided highlights of her recent meetings with Dr. Sheela Basrur, Chief Medical Officer of Health and (1) northern medical officers of health to discuss public health system issues specific to the north, and (2) members of the Public Health Research, Education and Development (PHRED) Operations Committee to discuss the implications of the Walker Panel recommendations for the PHRED program.

Dr. Sutcliffe and several Board members recently attended the 2004 Annual alPHa Conference. Dr. Basrur and Minister Smitherman both spoke of the importance of accountability within boards of health and health unit programming. It was proposed that an "in house" orientation and lunch be held prior to the September Board of Health meeting to orient Board members more fully to the *Mandatory Health Programs and Services Guidelines* and the *Mandatory Program Indicator Questionnaire*.

Recruitment efforts are continuing for the Associate Medical Officer of Health position.

Comments and questions were entertained following the divisional highlights.

62-04 ACCEPTANCE OF REPORT

Moved by Pilon – Edwards: THAT the Report of the Medical Officer of Health for the month of June 2004 be accepted as distributed.

CARRIED

RON DUPUIS PRESIDING

8.0 NEW BUSINESS

i) Items for Discussion

a) Sudbury & District Health Unit Strategic Plan

Dr. Sutcliffe gave an overview of the briefing note distributed with today's agenda package regarding the extension of our current strategic plan.

Comments and questions were entertained.

Dr. Sutcliffe clarified that an interim report will be brought forward at a subsequent Board of Health meeting in the fall of 2004.

63-04 SUDBURY & DISTRICT HEALTH UNIT STRATEGIC PLAN EXTENSION

Moved by Gamble – Noland: WHEREAS Board of Health motion # 24-02 endorsed the 2002-2004 Sudbury & District Board of Health Strategic Plan; and

WHEREAS the current strategic plan was to be implemented by December 31, 2004; and

WHEREAS the evaluation of the current plan is underway and will be completed by Fall 2004; and

WHEREAS the current strategic plan is unprecedented in that it is based on extensive staff consultations and is designed to be a living and interactive tool; and

WHEREAS extending the timelines of the current strategic plan will permit the inclusion of staff feedback in the development of our next strategic plan and be in keeping with our inclusive approach;

THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health endorse the extension of the 2002-2004 Sudbury & District Board of Health Strategic Plan to December 31, 2005.

CARRIED

JANET GASPARINI PRESIDING

b) Universal Child Dental Program

The Ontario Health Insurance Plan does not currently include basic child dental coverage. The benefits of including a universal child dental program in its plan were expressed.

64-04 ADVOCACY FOR UNIVERSAL CHILD DENTAL PROGRAM

Moved by Noland – Dennis: WHEREAS oral health is an important

component of general health and impacts directly on a child's speech and language development, ability to thrive and readiness to learn; and

WHEREAS there is currently no universal access to dental care in Canada and for people and their families who are socially and economically disadvantaged, regular access to basic primary dental-health services is often unaffordable; and

WHEREAS children living in poverty are more likely to experience inadequate diets that have a detrimental effect on physical health including increased rates of dental decay;

THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health support the Board of Health for Hastings and Prince Edward Counties and advocate to the Premier of Ontario for the need to develop public policies to eliminate child poverty and related health effects by creating a universal child dental program.

CARRIED

c) City of Greater Sudbury Food Charter

Board members were reminded regarding a motion that was passed in September 2002 in support of the development of a food charter for the Sudbury & District Health Unit catchment area to provide a comprehensive framework for community food security. Highlights of the briefing note distributed with today's agenda package were provided.

Enquiry was made regarding the Nutritious Food Basket Report for 2003. Dr. Sutcliffe will further investigate and report at a subsequent meeting.

Dr. Sutcliffe made reference to the Northern Ontario Perinatal Child Health Survey Consortium reports, without which we would not have such informative local data on this and other child health issues. Members were encouraged to take a copy.

65-04 SUPPORT FOR CITY OF GREATER SUDBURY FOOD CHARTER

Moved by Dennis – Dupuis: WHEREAS Board of Health motion #64-02 supported the development of a Food Charter for the Sudbury & District Health Unit catchment area; and

WHEREAS the Sudbury & District Board of Health plays an essential role in fostering healthy communities and has adopted a strategic priority to focus on the broader determinants of health, that includes the promotion of community food security; and

WHEREAS access to safe, affordable, nutritious and personally acceptable food is a basic human right of individuals and communities; and

WHEREAS the City of Greater Sudbury Food Charter provides a comprehensive implementation framework to engage the community in finding community food security solutions; and

WHEREAS recent local public health research indicates a high level of food insecurity; and

WHEREAS a food-secure community is critical to population health, and both results from and contributes to community social justice, economic development, and environmental sustainability;

THEREFORE BE IT RESOLVED THAT the Sudbury & District Board of Health endorse the City of Greater Sudbury Food Charter; and

FURTHER THAT the City of Greater Sudbury Food Charter be forwarded to all municipalities within Sudbury and Manitoulin Districts for local adaptation and adoption; and

FURTHER THAT all municipalities be encouraged to partner with the Food Security Network.

CARRIED

d) Sudbury & District Board of Health Policy & Procedure Manual

Dr. Sutcliffe explained that the Board of Health Policy & Procedure Manual has been reviewed and revised. Noteworthy changes were highlighted. Board members were asked to replace the content of their manual with the package distributed with today's agenda.

66-04 BOARD OF HEALTH MANUAL

Moved by Dupuis → Dennis: THAT the Board of Health, having reviewed the Board of Health Policy & Procedure Manual, approves the contents therein.

CARRIED

e) Summer Hiatus

67-04 SUMMER HIATUS

Moved by Edwards – Dupuis: THAT this Board of Health cancels meetings for the months of July and August 2004. This Board of Health also directs the Executive Committee of the Board to assume governance of the Board of Health during this period, as required.

CARRIED

ii) Correspondence

a) Sudbury & District Board of Health Motion #20-04 Re: Equitable Public Health Programs and Services in Ontario

No discussion.

- b) **Sudbury & District Board of Health Motion #27-04 Re: Advocacy Against Privatization of the LCBO**

No discussion.

- c) **Sudbury & District Board of Health Motion #71-03 Re: Federal Funding for Conjugate Meningococcal Vaccine Against Serogroup C**

No discussion.

68-04 ACCEPTANCE OF NEW BUSINESS ITEMS

Moved by Pilon- Kinoshameg: THAT this Board of Health receives New Business items 8 i) to ii).

CARRIED

9.0 ITEMS OF INFORMATION

- i) IAPA 2004 Volunteer Award Winners
ii) Sudbury & District Health Unit Media Releases
iii) Government of Ontario News Release
iv) Sudbury & District Health Unit Annual Report 2003

May 2004
May/June 2004
June 10, 2004

Tabled for information.

Special notation was made to F. Brunet-Fechner during the Student Placement Program presentation for receiving the 2004 Mid North Near North Divisional Volunteer Award from the Industrial Accident Prevention Association (IAPA).

10.0 ADDENDUM

69-04 ADDENDUM

Moved by Noland - Gamble: THAT this Board of Health deals with the items on the Addendum.

CARRIED

- i) **Public Appointment Renewals**

70-04 PUBLIC APPOINTMENT RENEWALS

Moved by Gamble – Noland: WHEREAS pursuant to subsections 49(3) and 51(1) of the Health Protection and Promotion Act, R.S.O. 1990, Chapter H.7, Phyllis Kinoshameg and Ivan Edwards were appointed to the Sudbury & District Board of Health by the Lieutenant Governor in Council; and

WHEREAS these appointments were for a period of three years, commencing on November 21, 2001 to and including November 20, 2004; and

WHEREAS the appointees are valuable members of the Sudbury & District Board of Health and are agreeable to a renewal of their term;

THEREFORE BE IT RESOLVED THAT this Board of Health requests a 3-year term renewal for the Lieutenant Governor in Council appointees to the Sudbury & District Board of Health.

ii) Health Statistics

Dr. Sutcliffe provided highlights from the Canadian Community Health Survey excerpts recently released by Statistics Canada.

11.0 ANNOUNCEMENTS/ENQUIRIES

Board members who attended the 2004 Annual alPHa Conference provided further information acquired during the conference.

Board members thanked P. Buchanan, Acting Director, Corporate Services for her work and dedication while on contract with the Sudbury & District Health Unit.

Dr. Sutcliffe pointed out the information packages provided today regarding boat and sun safety. Board members were encouraged to review the information and wished a healthy, safe and relaxing summer.

12.0 ADJOURNMENT

71-04 ADJOURNMENT

Moved by Dennis - Dupuis: THAT we do now adjourn. Time: 2:45 p.m.

CARRIED

(Chair)

(Secretary)

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14
Tom Davies Square
2004-06-22

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

R. DELAIRE, SUPPLIES & SERVICES CO-ORDINATOR, IN THE CHAIR

Present

M. Hauta, Accountant; K. Lessard, Law Clerk; R. Martin, Manager of Fleet; R. Mensour, Manager of the Sudbury Community Arena; S. Cundari, Clerk-Receptionist

Contract PWD04-22, Tender - Rental of Tandem Trucks

Tenders for Contract PWD04-22, Rental of Six (6) Operated Tandem Trucks with Plow Wing and Spreader {estimated at a total cost of \$100,000.00 per unit, per year} were received from the following bidders:

BIDDERS	HOURLY RATE	# OF TRUCKS
D. Lafond Contracting	\$ 97.00	2
Pioneer Construction Inc.	\$120.00	4
Tate's	\$124.00	2
Yveroy Enterprises	\$112.00	1

A bid deposit in the amount of \$500.00, *for each truck bid*, in the form of a certified cheque, money order or irrevocable letter of credit accompanied each tender.

The foregoing tenders were turned over to the Manager of Fleet for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Contract CPS04-09, RFP - Automated Teller Machines

Proposals for Contract CPS04-09, Automated Teller Machines at the Sudbury Community Arena and Pioneer Manor were received from the following bidders:

BIDDERS

LGR Management Services Ltd.
EFunds/Accesscash

A bid deposit in the amount of \$1,000.00, *for each ATM bid*, in the form of a certified cheque, money order or irrevocable letter of credit accompanied each proposal.

T.O.C. 2004-06-22 (1)

Contract CPS04-09
(Continued)

The foregoing tenders were turned over to the Manager of Fleet for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:40 p.m.

Chairman

Secretary

T.O.C. 2004-06-22 (2)

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-11
Tom Davies Square
2004-06-23
Commencement: 3:30 p.m.
Adjournment: 3:55 p.m.

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

Present: T. Derro, Chief Tax Collector; R. Swiddle, City Solicitor; M. Hauta, Accountant; A. Roy, Law Clerk; D. Braney, Property Administration Officer; M.L. Gauvreau, Manager of Current Accounts; L. Valle, Senior Accountant; S. Cundari, Clerk/Receptionist; L. Lesar, Secretary to the Manager of Supplies & Services

Tax Sale - Various Properties

The Chairman noted an incorrect PIN number had been recorded on File 02-144 and advised the correct PIN number was 73560-0275.

The Chairman advised the City Treasurer had withdrawn the following properties from consideration:

File # 01-85 - 7 Second Avenue South, Levack, ON
File # 00-03 - 742 Lonsdale Avenue, Sudbury, ON
File # C-2, 11 Frank Street, Capreol, ON
File # 02-33 - Tilton Lake Road, Sudbury
File # 02-79 - 11 Goldie Street, Chelmsford.
File #02-110 - 0 Marcel Street, Parcel 25781
File #02-111 - 0 Marcel Street, Lot 10, Parcel 13341
File #02-112 - 0 Marcel Street, Lot 11, Parcel 13341
File #02-113 - 0 Marcel Street, Lot 12, Parcel 13341

Tenders received for the properties noted above would be returned unopened to every tenderer who had submitted a bid.

Tender for Tax Sale for the following properties were received from the following bidders:

File #02-01

0 Fourth Avenue, Sudbury ON
Neelon Twp, Con 3 Lot 11 Pcl 38027
RP SR2622 Part 4 PIN 73577-0245
10790.00 SF 50.00 FR
Minimum Tender Amount: \$7,246.92

NO BIDS RECEIVED

Tax Sale - Continued

File #02-02

0 Fourth Avenue, Sudbury ON
Neelon Twp, Con 3 Lot 11 RP SR2622
Part 5 Pcl 10264 PIN 73577-0537
11255.00 SF 50 FR

Minimum Tender Amount: \$7,267.04

NO BIDS RECEIVED

File #02-17

35 Brodie Avenue, Sudbury ON
McKim Twp, Con 3 Lot 7 Plan 29S
N. 36' of Lots 35 & 36 INST 73560
2819.00 SF 36.00 FR 78.33 D

Minimum Tender Amount: \$11,520.85

NO BIDS RECEIVED

File #02-21

31 Dean Avenue, Sudbury ON
McKim Twp, Con 2 Lot 9
Plan M133 Lot 176 to Lot 179 PIN 73587-0378 IR
31345.00 SF 132.00 FR

Minimum Tender Amount: \$93,799.45

NO BIDS RECEIVED

File #02-23

42 St. Brendan Street, Sudbury ON
McKim Twp, Con 3 Lot 5 Plan 23S
PT Lot 276 INST 64705
3967.00 SF 52.80 FR 75.00 D

Minimum Tender Amount: \$14,835.53

Bidder	Amount	Bid Deposit
Michael & Susan Faw	\$25,001.00	\$5,500.00
Denis Levert	\$21,121.00	\$4,225.00
John Salo & Cindy Armstrong	\$52,301.00	\$10,500.00
Intrepidity Commercial Conceptions Corp.	\$16,575.00	\$3,315.00
Kirk Petroski/E.R.E. Services Inc.	\$29,967.77	\$5,993.55
Don Jongsma	\$36,700.00	\$7,400.00
Gary Dingman	\$52,550.00	\$10,510.00
Raimondo Cuda	\$55,000.00	\$11,000.00
Steven J. Paxy	\$22,600.00	\$4,520.00
Chris Perry	\$20,000.00	\$4,000.00
Brian Lawlor	\$55,555.00	\$11,111.00

Tax Sale - Continued

File #02-27

102 Beech Street, Sudbury ON
McKim Twp, Con 4 Lot 6
Plan 3-S Block A West 40' of Lot 198
PIN 02138-0102 IRREG
9900.00 SF 100.00 FR 120.00 D
Minimum Tender Amount: \$16,982.41

Bidder	Amount	Bid Deposit
A.V. Gancher Inc.	\$20,000.00	\$4,000.00

File #02-36

1100 Silver Lake Road, Sudbury ON
Broder Twp, Con 5 Lot 7 Pcl 23050 S.E.S.
Summer Resort Location A.E. 808
PIN 73475-0773 1.94 Acres 226.90 FR
Minimum Tender Amount: \$9,730.55

Bidder	Amount	Bid Deposit
Denis Levert	\$10,121.00	\$2,025.00
Bill Tait	\$15,000.00	\$3,000.00
Gary Dingman	\$22,550.00	\$4,510.00
Dankrist Builders	\$10,000.00	\$2,000.00

File #02-37

363 Ester Street, Sudbury ON
Broder Twp, Con 6 Lot 6 Pcl 51351
RP 53R15069 Pts 1 & 2 Plan M-204 Pt Lot 19
PIN 73475-0061 6102.00 SF 50.00 F
Minimum Tender Amount: \$7,911.12

Bidder	Amount	Bid Deposit
Lucia Stargrott	\$15,525.00	\$3,105.00
Jane Folino	\$10,000.00	\$2,000.00
Dankrist	\$ 8,000.00	\$1,600.00

File #02-48

21 Hillcrest Drive, Lively ON
Waters Twp, Con 4 Lot 5 Pcl 10373
Pcl 16949 S.W.S. RP 53R6077 Pts 25 & 28
5662.00 SF 40.00 FR
Minimum Tender Amount: \$5,938.48

NO BIDS RECEIVED

T.O.C. 2004-06-23 (3)

Tax Sale - Continued

File #02-49

825 Spanish River Road
Drury Twp, Con 1 Lot 8 Pcl 25243
RP 53R5898 Pts 1 & 2 S.W.S.
15.76 Acres

Minimum Tender Amount: \$4,924.18

Bidder	Amount	Bid Deposit
H.M. Dignam	\$ 9,266.00	\$1,854.00
Gary Dingman	\$ 5,365.00	\$1,073.00
Alvin Lindhorst	\$11,000.89	\$2,201.00

File #02-50

Drury Twp, Con 3 N.E. ¼ of Lot 6
Pcl 31114 S.W.S.
80.00 Acres

Minimum Tender Amount: \$4,141.96

Bidder	Amount	Bid Deposit
Brenda Clark	\$ 4,505.00	\$ 901.00

File #02-56

Louise Twp, Con 3 Lot 4 Pcl 24093
RP SR643 Part 5
87120.00 SF

Minimum Tender Amount: \$4,040.10

NO BIDS RECEIVED

File #02-65

0 Larchmont Drive, Dowling ON
Dowling Twp, Con 1 Lot 7 Plan M538
Lot 25 Pcl 17009 S.W.S.
17690.00 SF 75.00 FR IRREG.

Minimum Tender Amount: \$3,289.44

Bidder	Amount	Bid Deposit
Susan Hermans	\$3,300.00	\$1,060.00

Tax Sale - Continued

File #02-83

Balfour Con 5 E 1/2 of Lot 1 Pcl 5717 S.W.S.
Landlocked
154.50 Acres

Minimum Tender Amount: \$5,026.95

Bidder	Amount	Bid Deposit
Brenda Clark	\$6,200.00	\$1,240.00
Guy Buckley	\$6,333.00	\$1,300.00

NO BIDS RECEIVED

File #02-107

0 Granby Drive, Hanmer ON
Hanmer Twp, Con 4 Lot 1 Plan M477
Lot 14 Pcl 39552
15040.00 SF 111.00 FR 135.50 D

Minimum Tender Amount: \$3,568.04

NO BIDS RECEIVED

File #02-117

Capreol Twp, Con 5 Lot 8 Pcl 4688
Includes Pt 1 SR 719 PIN 73510-0096
1.67 Acres 270.00 FR 270.00 D

Minimum Tender Amount: \$6,938.75

NO BIDS RECEIVED

File #02-126

5 Front Street, Capreol ON
Capreol Twp, Con 6 Lot 11 Plan M65
Lot 87 Pcl 18782 PIN 73507-1119
2400.00 SF 24.00 FR 100.00 D

Minimum Tender Amount: \$6,294.45

NO BIDS RECEIVED

File #02-127

7 Front Street, Capreol ON
Capreol Twp, Con 6 Lot 11 Plan M65
Lot 88 Pcl 3626 PIN 73507-0974
2500.00 SF 25.00 FR 100.00 D

Minimum Tender Amount: \$6,294.45

NO BIDS RECEIVED

T.O.C. 2004-06-23 (5)

Tax Sale - Continued

File #02-141

Falconbridge Twp, Con 1 N.E. ¼ of Lot 4
Pcl 9636 PIN 73490-0447
87.00 Acres
Minimum Tender Amount: **\$5,389.86**

Bidder	Amount	Bid Deposit
Brenda Clark	\$5,505.00	\$1,101.00

File #02-144

4 Thomas Street, Coniston ON
Neelon Twp, Con 3 Pt N.E. ¼ of Lot 4
Pcl 7372 PIN 73585-0277
4000.00 SF 40.00 FR 100.00 D
Minimum Tender Amount: **\$11,007.66**

Bidder	Amount	Bid Deposit
119037 Ontario Ltd.	\$12,008.00	\$2,416.00
Wanda Lepack	\$11,050.02	\$2,300.00
Gary Dingman	\$15,365.00	\$3,073.00

File #02-149

Dryden Twp, Con 3 S.W. ¼ of Lot 5
Pcl 10988 PIN 73481-0458
78.25 Acres
Minimum Tender Amount: **\$4,838.27**

Bidder	Amount	Bid Deposit
Brenda Clark	\$5,020.00	\$1,004.00
Guy Buckley	\$5,333.00	\$1,100.00

File #02-151

0 Mill Road
Dryden Twp, Con 4 Lot 7 & 8
Pcl 50155 PIN 73482-0028
21.27 Acres
Minimum Tender Amount: **\$5,765.53**

Bidder	Amount	Bid Deposit
Brenda Clark	\$7,505.00	\$1,501.00

The foregoing tenders would be turned over to the Law Clerk for review and preparation of Legal Documents to the highest bidder for the sale of these properties.

The meeting adjourned at 4:06 p.m.

MINUTES OF THE TENDER OPENING COMMITTEE

Committee Room C-14
Tom Davies Square
2004-06-29

Commencement: 2:30 p.m.
Adjournment: 2:35 p.m.

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

Present

M. Hauta, Accountant; K. Lessard, Law Clerk; A. Sweetman, Sewer & Water Technician; N. Benkovich, Plant Manager; L. Valle, Engineering Technician; R. Halverson, CADD Technician; S. Cundari, Clerk-Receptionist

Contract 2004-7,
Tender for Bruyere/
Whittaker Watermain

Tenders for Contract 2004-7, Bruyere/Whittaker Watermain {estimated at a total cost of \$200,000.00} were received from the following bidders:

BIDDERS	TOTAL CONTRACT PRICE
Pioneer Construction Inc.	\$372,076.45
Hollaway Equipment Rental Ltd.	\$339,879.08
Garson Pipe Contractors	\$359,460.09
RM Bélanger Limited	\$311,619.31

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

The foregoing tenders were turned over to the Engineering Technician for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Contract 2004-56,
Tender for Analysis
and Reporting

A tender for Contract 2004-56, Plants Section Sample Analysis and Reporting {estimated at a total cost of \$350,000.00} was received from the following bidder:

BIDDER	TOTAL CONTRACT PRICE
Testmark Labs	\$267,485.02

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

T.O.C. 2004-06-29 (1)

Contract 2004-56
(Continued)

The foregoing tenders were turned over to the Engineering Technician for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Public Works for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:35 p.m.

Chairman

Secretary

T.O.C. 2004-06-29 (2)

MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14
Tom Davies Square
2004-07-06

Commencement: 2:30 p.m.
Adjournment: 2:35 p.m.

DARRYL MATHÉ, MANAGER OF SUPPLIES & SERVICES, IN THE CHAIR

Present

J. Van de Rydt, Co-Ordinator of Capital Budgets and Risk Management; K. Lessard, Law Clerk; L. Rinaldi, Executive Assistant to the General Manager of Health & Social Services; L. Lesar, Secretary to the Manager of Supplies & Services

Contract HSS04-05
RFP - Window Coverings & Bedspreads @ Pioneer Manor

Contract HSS04-05, Request for Proposals for Window Coverings and Bedspreads at Pioneer Manor {estimated at approximately \$125,000.00 to \$150,000.00} were received from the following proponents:

PROPONENT

Waterloo Bedding
Sudbury Window Tinting

A bid deposit in the form of a certified cheque, letter of credit or money order in the amount of \$12,000.00 accompanied each proposal.

The foregoing tenders were turned over to the Director of Long Term Care & Seniors Services for review and recommendation. A report outlining the recommendations would be prepared and forwarded to the General Manager of Health and Social Services for approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:35 p.m.

Chairman

Secretary

T.O.C. 2004-07-06

**GREATER SUDBURY POLICE SERVICES BOARD MEETING
TUESDAY, MAY 25, 2004 - 4:00 P.M.
Police Headquarters, 5th Floor Boardroom, Tom Davies Square**

PRESENT:

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

Ian DAVIDSON, Chief
James CUNNINGHAM, Deputy Chief
Inspector Al Lekun
Inspector Gene Toffoli

P U B L I C

News Media

Gord Nicholls MCTV News
Pat Laframboise, MCTV News
Rob O'Flanagan, Sudbury Star

Declarations of Conflicts of Interest

None

Adoption of Minutes

(2004- 43) Fielding-Bradley: THAT the Greater Sudbury Police Services Board Minutes of April 19, 2004, be adopted as circulated and read.

CARRIED

Matters Arising

None

Matters Arising from IN CAMERA Discussions

Vice-Chair Joanne Fielding reported that personnel and legal issues were discussed IN CAMERA with one motion being approved.

Website

Letter from Chief Davidson dated May 14, 2004, advising that the Board will have an opportunity to view the new service Website which has been redesigned to provide

Greater Sudbury Police Services Board
May 25, 2005

greater levels of interaction and improved communication with the public. Due to lack of time, it was suggested that board members view the site at their leisure.

Delayed Priority One Calls

Letter from Chief Davidson dated May 17, 2004, advising that there were no delayed priority one calls for the month of April 2004. For the information of the board.

Statistics Year to Date 2004

Letter from Chief Davidson dated May 14, 2004, attaching a report which summarizes criminal offences for March 2004 and year to date statistical activities. Deputy Chief Cunningham reviewed the statistics with board members.

Donation - Kinsmen

Letter from Chief Davidson dated May 14, 2004, attaching a report respecting the Kinsmen donation to the K-9 Unit.

(2004- 44) Bradley-Fielding: THAT the Board accepts a donation from the Kinsmen Club in the amount of \$10,000 with monies to be utilized to offset vehicle expenditures.

CARRIED

Request for Return of Found Property

Letter from Chief Davidson dated May 17, 2004, attaching a request for the return of found property.

(2004-45) Fielding-Bradley: THAT the Board approves the request for the return of found property as follows:

William Astley, blue Triumph Ravine female adult 12 speed mountain bicycle, serial # RD6606987.

CARRIED

Memorandum of Understanding for Bear Management

Letter from Chief Davidson dated May 14, 2004, attaching a report respecting a Memorandum of Understanding with the Ministry of Natural Resources in relation to bear management. The Understanding sets out the various responsibilities and obligations of the Crown and Police Service. In addition, specific bear management procedures have been developed which serve to guide the handling of incidents respecting bears.

(2004-46) Gainer-J. Fielding: THAT the Board enters into a Memorandum of Understanding with the Ministry of Natural Resources for bear management.

CARRIED

**Greater Sudbury Police Services Board
May 25, 2004**

Professional Standards - 1st Quarter Complaints 2004

Letter from Chief Davidson dated May 17, 2004, attaching a report dated April 23, 2004, prepared by Sergeant R. MacTaggart relative 1st Quarter Public Complaints 2004 and Professional Standards Investigations. For the information of the board.

Ontario Crime Control Commission

Letter from Chief Davidson dated May 14, 2004, attaching a copy of nomination forms for Ms. Nancy Cada and Constable Grant Dokis who have been nominated for awards under the Ontario Crime Control Commission Award of Excellence for Fighting Crime.

The Chief provided background information on both Ms. Cada and Constable Dokis who are actively involved in the Aboriginal Youth Referral Program.

(2004-47) Gainer-Petryna: THAT the Board approves the nomination of Ms. Nancy Cada and Constable Grant Dokis for awards under the Ontario Crime Control Commission Award of Excellence for Fighting Crime.

CARRIED

Victims' Justice Fund

Letter from Chief Davidson dated May 14, 2004, attaching correspondence dated April 19, 2004, from the Ministry of the Attorney General, Ontario Victim Services Secretariat, with respect to a grant application under the Victims' Justice Fund. The application referred to a project entitled 'United Response Against Victimization of Older Adults' which would have worked towards the development of community strategies and responses that address and prevent the victimization of older adults.

The Ministry advised that decisions related to the allocation of the 2003/04 grants have been deferred until further notice.

Police Auction

Letter from Chief Davidson dated May 17, 2004, advising that this year's annual auction will take place on Saturday, June 5, 2004, at the Frobisher Dome off of Falconbridge Road commencing at 9:30 a.m.

Lions Eye in the Sky - Advisory Committee

Letter from Chief Davidson dated May 14, 2004, attaching the minutes of the Lions Eye in the Sky Advisory Committee for March 5, 2004. For the information of the board.

**Greater Sudbury Police Services Board
May 25, 2004**

Trust Fund Application - Sudbury Rainbow Crime Stoppers

Letter from R. Mousseau dated May 18, 2004, attaching a request from the Sudbury Rainbow Crime Stoppers for financial assistance in hosting the 2005 Ontario Association of Crime Stoppers Annual Workshop to be held in Sudbury on May 28 - June 1, 2005.

This item was deferred to the June board meeting.

Notes of Appreciation

Letter from Chief Davidson dated May 17, 2004, reporting that in addition to the Letters of Appreciation noted in the *In Camera* portion of this meeting, four additional letters of appreciation were received by his office. Two of the letters were attached for the information and review of the board.

Next Meeting

The next Greater Sudbury Police Services Board Meeting will be held on **MONDAY, JUNE 21, 2004, AT 4:00 P.M.** - Police Headquarters, 5th Floor Boardroom, Tom Davies Square.

RETURN TO IN CAMERA

(2004-48) Fielding-Bradley: THAT this Board resumes IN CAMERA discussions.
Time: 4:45 p.m.

RETURN TO PUBLIC - 5:30 p.m.

Matters Arising from IN CAMERA Discussions

Vice Chair Joanne Fielding reported that personnel and legal issues were discussed with four motions being approved.

Adjournment

(2004-54) Gainer-Petryna: THAT this meeting be adjourned. Time: 5:30 p.m.

CARRIED

NICKEL DISTRICT CONSERVATION AUTHORITY

Minutes of General Board Meeting

Wednesday, June 16, 2004

Room C-11
Tom Davies Square

Commenced: 7:00 p.m.
Adjourned: 8:11 p.m.

PRESENT: Ron Bradley, Chairman
Aaron Beaudry
Gerard Dalcourt
Ron Dupuis
Bob Rogers, Vice-Chairman
Russ Thompson

ALSO PRESENT: A. Bonnis
P. Sajatovic
Todd Gerling (Citizen)
Caroline Ruest (Citizen)
Media

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

a) May 19, 2004

Resolution 2004-36

Rogers - Beaudry

That the minutes of the May 19, 2004 General Board meeting, as duplicated and circulated, be approved.

Carried.

4. Delegations

a) Todd Gerling, 158 St. Onge Street, Chelmsford

This matter was carried forward from the May, 2004 Board meeting as additional information had been requested by members. The new information package was circulated to members and was thoroughly reviewed. A number of issues were still unresolved and before the Board members could make any decisions, staff was directed to follow up further. Mr. Gerling will be advised when the Board next plans to consider this matter.

b) Caroline Ruest, 1027 Arthur Street, Sudbury

Ms. Ruest appeared before the General Board related to her property adjacent to Junction Creek. A detailed information package had been provided to members. Many issues were discussed and A. Bonnis provided important historical perspective on the development of this specific subdivision. It was clearly pointed out that the N.D.C.A. does not have funding for erosion control capital works. However, as in other similar instances, members agreed to retain the services of a Consulting Engineer who will prepare an information report to be given to the property owner. The report will be prepared as soon as possible. A resolution was then presented.

Resolution 2004-37

Dalcourt - Thompson

That the N.D.C.A. retain a Consultant Engineer to investigate the erosion problem on Junction Creek adjacent to the property located at 1027 Arthur Street, AND FURTHER that the engineer's report be provided to the property owner for their information, AND FURTHER that the N.D.C.A. commit a maximum of \$2,500 to the preparation of this report.

Carried.

5. General Business

a) Forest 2020 Initiative

An information package on this initiative was distributed to members. P. Sajatovic provided further information. Members felt that the N.D.C.A. should take a lead role in this watershed stewardship initiative for the 2005 planting season. After a number of questions were answered, the following resolution was passed.

Resolution 2004-38

Rogers - Beaudry

That the N.D.C.A. serve as the Lead Partner, within the watershed area, for the Forest 2020 initiative, subject to a Delivery Agent being selected, who is acceptable to both the N.D.C.A. and Trees Ontario Foundation, to undertake the detailed implementation work, AND FURTHER it is understood that this would be for the 2005 planting season only, and that future involvement would be subject to additional funding being provided and the approval of the N.D.C.A. General Board.

Carried.

b) Funding Request to Nickel District Conservation Foundation

Resolution 2004-39

Rogers - Beaudry

That the Nickel District Conservation Foundation is hereby requested to provide \$17,000.00 to the N.D.C.A. in support of the Lake Laurentian Environmental-Education Program.

Carried.

c) Development of N.D.C.A. Website

A staff report, outlining a recommended process to complete this project, was distributed to members. Members concurred with the recommendation, and staff has committed to have a DRAFT website for presentation at the September, 2004 General Board meeting.

Resolution 2004-40

Dalcourt - Rogers

That the staff report dated June 8, 2004, related to the development of an N.D.C.A. website be accepted,
AND FURTHER that staff is hereby authorized to proceed with the workplan within the timeframe specified.

Carried.

d) United Way Leadership Development Program

United Way Sudbury has launched a new initiative to match young leaders with not-for-profit Boards, in order to expand their knowledge and experience. Members felt it would be very beneficial to apply to this program, and after a few questions were answered, the following resolution was passed.

Resolution 2004-41

Dupuis - Beaudry

That the N.D.C.A. submit an application to the United Way through the Leadership Development Program - Young Leaders on Board initiative.

Carried.

e) Meeting Cancellation - July and August, 2004

Resolution 2004-42

Rogers - Beaudry

That the July and August, 2004 General Board meetings be cancelled, subject to the Chairman calling a meeting, if necessary.

AND FURTHER that the next regularly scheduled General Board meeting is to be held on September 22, 2004.

Carried.

6. New Business

a) Next Meeting

The next General Board meeting is scheduled for Wednesday, September 22, 2004, at 7:00 p.m., in Room C-11, Tom Davies Square.

b) No other business was transacted.

7. Adjournment

Resolution 2004-43

Beaudry - Rogers

That we do now adjourn.

Carried.

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

May 20, 2004
Main Branch

Commencement: 3:10 p.m.
Adjournment: 3:20 p.m.

PRESENT Councillor T. Callaghan; F. Cormier (a. 3:30 p.m.); M. Holouka; V. Gutsch; S. Roy; V. Gilhula

REGRETS Councillor L. Reynolds; J. Rodrigues

CITY STAFF R. Henderson, Director of Libraries & Citizen Services; D. Kennedy, Administrative Assistant-Director of Libraries & Citizen Services; C. Zuliani, Manager Library and Heritage Resources; R. Clouthier, Manager-North Citizen Service Centres and Neighbourhood Libraries

**DECLARATIONS OF
PECUNIARY INTEREST** None

MARTE HOLOUKA IN THE CHAIR

The Chair welcomed everyone to the meeting.

MINUTES The following motion was presented:

Gilhula/Roy 2004-9
That the minutes of the Third Meeting of the Greater Sudbury Public Library Board held on April 22, 2004, be adopted.

CARRIED

REPORTS
2004 Summer Reading Club Report dated May 11, 2004, from the General Manager of Citizen and Leisure Services regarding Greater Sudbury Library 2004 Summer Reading Club.

The Director reported to the Board members that the library would be participating with many other Ontario libraries in the TD Summer Reading Club with additional activities and special events planned throughout the entire thirteen branch system to promote literacy, the enjoyment derived from reading and the use of the library. He advised that the TD Summer Reading Club was sponsored by the TD Financial Group and was a fully developed program that could be adapted to any size of public library with a theme chosen by a small group of Children's Libraries from across the province. This year's theme would be entitled "Fire Up Your Imagination: Dragons, Books and Quests". Developed by librarians, the TD Summer Reading Club offers an on-line kit that includes a variety of tools to assist libraries in delivering the program.

The Board members were advised that in attempt to offset some of the estimated \$7,000 cost for the special programmed events for this year's Summer Reading Program, the library had approached the various branches of the TD Canada Trust Bank to provide some financial assistance in support of the program.

CORRESPONDENCE

none

NEW BUSINESS

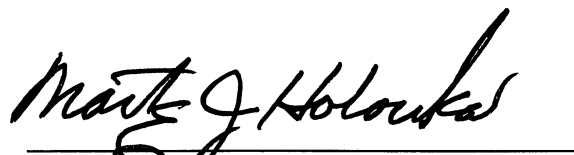
The Director advised that an itinerary will be forwarded to Board members confirming the arrangements for the June 17th bus tour of libraries and museums.

ADJOURNMENT

Roy/Gutsch Resolution #2004-10
That this meeting does now adjourn. Time 3:20 p.m.

CARRIED


Secretary


Chair

**THE FIRST MEETING OF THE AD-HOC COMMITTEE
ON THE PROPOSED UNIFORM STORE CLOSING BY-LAW**

Tom Davies Square
Committee Room C-11

**Wednesday, June 30, 2004
Commencement: 10:05 a.m.
Adjournment:11:30 a.m.**

RON SWIDDLE PRESIDING

Present Councillors Berthiaume; Dupuis; Rivest; Thompson

Staff D. Nadorozny, General Manager, Economic Development and Planning Services; R. Swiddle, Director of Legal Services/City Solicitor; B. Gutjahr, By-law Enforcement Officer; K. Bowschar-Lische, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

Appointment of Chair 2004-01 Rivest-Berthiaume: That Councillor Andre Rivest be appointment Chair of the Ad-Hoc Committee on the Proposed Uniform Store Closing By-law.

CARRIED

COUNCILLOR ANDRE RIVEST PRESIDING

Establishment of Ad-Hoc Committee The Priorities Committee at their meeting of June 23rd, 2004 passed the following Recommendation which establishes the Ad-Hoc Committee:

“THAT a Committee of Council consisting of four Councillors (two who are in favour of retaining the current by-law regulating store hours and two who are in favour of deregulation) be established to prepare a draft Uniform Store Closing By-law to be submitted to City Council at their August meeting;

AND THAT Councillor Berthiaume, Councillor Dupuis, Councillor Rivest and Councillor Thompson be appointed to this Committee.”

DISCUSSION AND REVIEW OF PROPOSED UNIFORM STORE CLOSING BY-LAW

Proposed Uniform Store Closing By-law Mr. Swiddle, Director of Legal Services/City Solicitor, distributed draft By-laws 2004-195, 2004-204 and 2004-205 to the Committee Members.

Draft By-law 2004-195 The Director of Legal Services/City Solicitor explained that Draft By-law 2004-195 repeals all store closing by-laws of the former municipalities.

Draft By-law 2004-205 The Director of Legal Services/City Solicitor explained that Draft By-law 2004-205 requires certain retail business establishments to be closed on civic holidays proclaimed by the Mayor.

DISCUSSION AND REVIEW OF PROPOSED UNIFORM STORE CLOSING BY-LAW (cont'd)

Draft By-law 2004-204

The Director of Legal Services/City Solicitor explained that Draft By-law 2004-204 requires the closing of certain retail business establishments and repeals all previous By-laws.

Both By-laws 2004-204 and 2004-205 contain sections on definitions, penalties and daylight savings time. Sections 2 and 3 contain the main points in the By-laws. Section 2 entitled "General Closing Hours" defines when and what hours retail businesses shall be opened. Section 3 entitled "Exemptions" defines which business are exempt from these by-laws.

The theory behind the store closing by-laws is to make them clear to the public and to retailers. The by-laws are drafted to set out hours for Mondays to Saturdays as a unit and then Sundays separately along with a list of exemptions, with the exception of the month of December.

UNIFORM STORE CLOSING BY-LAW 2004-204

Options

The Committee voted and unanimously agreed that they only submit one option to City Council.

The Committee voted and unanimously agreed that a uniform store closing by-law be established.

Discussions ensued and the Committee voted in favour of store closing at 9:00 p.m. instead of 10:00 p.m. as set out by the draft By-law.

The following two options were presented with respect to retail business hours. These options were dealt with as follows:

Option 1

The Committee by a show of hands ***agreed*** that store hours be established as follows:

Mondays - Fridays from 5:00 a.m. - 9:00 p.m. and
Saturdays from 5:00 a.m. - 6:00 p.m.

Option 2

The Committee by a show of hands ***defeated*** Option 2 that store hours be established as follows:

Mondays - Saturdays from 5:00 a.m. - 9:00 p.m.

Sundays

The Committee by a show of hands ***agreed*** to Sundays having the same store hours as Saturdays.

December

The following three options were presented with respect to December. These options were dealt with as follows:

Option 1

The Committee by a show of hands **defeated** complete deregulation in December.

Option 2

The Committee by a show of hands **agreed** to the month of December being treated the same as any other month.

Option 3

The Committee by a show of hands **defeated** store hours being from 5:00 a.m. to 12:00 midnight during the month of December.

The Committee also **agreed** that on Fridays and Saturdays in December (until Christmas) stores could remain open until 11:00 p.m., with the other days of the week to remain unchanged.

BY-LAW 2004-205, CIVIC HOLIDAYS PROCLAIMED BY THE MAYOR

Civic Holidays

The Director of Legal Services/City Solicitor explained that there are 8 retail business holidays defined in Provincial Legislation those being New Year's Day, Good Friday, Easter Sunday, Victoria Day, Canada Day, Labour Day, Thanksgiving Day and Christmas Day. On those 8 days, the Province regulates that stores be closed.

Boxing Day, Remembrance Day and the Civic Holiday in August are not defined. Municipalities can require retail business establishments to be closed on days proclaimed as a Civic Holiday by the Head of Council. There will be a report going to Council in July regarding the proclamation of the August Civic Holiday by the Mayor.

The Committee **agreed** that the Mayor be requested every July and November to proclaim the Civic Holiday and Boxing Day as Public Holidays.

Section 2 - Draft
By-law 2004-205

The Committee agreed unanimously that Section 2 of Draft By-law 2004-205 which reads as follows be **accepted**:

"General Closing Hours

No person employed by or acting on behalf of a person carrying on a retail business in a retail business establishment shall,

- (a) sell or offer for sale any goods or services therein by retail; or
- (b) admit members of the public thereto,

on any day proclaimed by the Mayor as a Civic Holiday."

CORRESPONDENCE FROM THE 2004-06-23 PRIORITIES COMMITTEE FOR INFORMATION ONLY

Item 1 - Store Closing By-laws

Report dated June 3rd, 2004 was received for information from the General Manager of Corporate Services and the Director of Legal Services/City Solicitor regarding Store Closing By-laws.

Item 2 - Presentation

Presentation by Director of Legal Services/City Solicitor and General Manager of Economic Development and Planning Services was received for information regarding Store Closing By-laws.

Adjournment

2004-02 Berthiaume-Rivest: THAT this meeting does now adjourn.
TIME: 11:30 a.m.

CARRIED

PLANNING COMMITTEE SECRETARY

COUNCILLOR ANDRE RIVEST, CHAIR

BY-LAW 2004-195

**A BY-LAW OF THE CITY OF GREATER SUDBURY
TO REPEAL THE STORE CLOSING BY-LAWS OF
THE FORMER MUNICIPALITIES**

WHEREAS the Council of The City of Greater Sudbury deems it desirable to
repeal certain by-laws;

**NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY
HEREBY ENACTS AS FOLLOWS:**

1. The following By-laws are hereby repealed:
 - a. By-law 11-1972 of the former Town of Coniston;
 - b. By-laws 78-14 and 84-17 of the former Town of Capreol;
 - c. By-law 98-25 of the former Town of Rayside-Balfour;
 - d. By-law 98-75 of the former City of Valley East;
 - e. By-laws 84-61, 84-98, 86-113, 88-16, 96-177, 98-161, and 99-170 of the former City of Sudbury, being chapter 436 of the Municipal Code;
 - f. By-law 2001-131 of the City of Greater Sudbury.
2. This By-law shall come into force and take effect immediately upon the final passing thereof.

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 24th day of June,
2004.

_____ Mayor

_____ Clerk

2004-195

BY-LAW 2004-204
A BY-LAW OF THE CITY OF GREATER SUDBURY
TO REQUIRE THE CLOSING OF CERTAIN RETAIL
BUSINESS ESTABLISHMENTS

WHEREAS Section 148 of the *Municipal Act, 2001*, S.O. 2001, c.25 allows a local municipality to require that retail business establishments shall be closed to the public on all or any days of the week;

AND WHEREAS the Council of the City of Greater Sudbury wishes to pass such a By-law;

NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY
HEREBY ENACTS AS FOLLOWS:

1. Definitions

In this By-law:

"Automobile Service Station" means a building or place where gasoline, oil, grease, anti-freeze, tires, tubes, tire accessories, electric light bulbs, spark plugs and batteries for motor vehicles are stored or kept for sale, or where motor vehicles may be oiled, greased or washed, or have their ignition adjusted, tires inflated or batteries charged, or where only minor or running repairs essential to the actual operation of motor vehicles are executed or performed;

"Bait Shop" means a shop, the principal trade of which is the sale of live bait or artificial bait or both;

"Drug Store" means a pharmacy accredited under the *Drug and Pharmacies Regulation Act*, R.S.O. 1990, c. H.4, where

- (a) the dispensing of drugs upon prescription is available to the public during business hours; and
- (b) the principal business of the pharmacy is the sale of goods of a pharmaceutical or therapeutic nature or for hygienic or cosmetic purposes and no other goods are available for sale except as sundries; and
- (c) the total area used for serving the public or for selling or displaying to the public in the establishment is less than 7,500 square feet;

"Motor Vehicle" includes an automobile, motorcycle, and any other vehicle propelled or driven otherwise than by muscular power; but does not include a motorized snow vehicle, traction engine, farm tractor, self propelled implement of husbandry or road-building machine;

"Neighbourhood Convenience Store" means a shop:

- i) the principal trade of which is the sale of food and household supplies;
- ii) in which the total area used for serving the public or for selling or displaying to the public is less than 2,400 square feet; and
- iii) in which there are a maximum of three employees for the entire day including the owner or manager;

"Public Garage" includes an automobile service station, a parking station or a parking lot, or a building or place where motor vehicles are hired or kept or used for hire, or where such vehicles or gasoline or oils are stored or kept for sale, and

a building or place used as a motor vehicle repair shop or for washing or cleaning motor vehicles; and

"Retail Business Establishment" means a premises where goods or services are sold or offered for sale by retail.

2. General Closing Hours

No person employed by or acting on behalf of a person carrying a retail business in a retail business establishment shall,

- (a) sell or offer for sale any goods or services therein by retail; or
- (b) admit members of the public thereto,

during any of the periods set out below:

- i) On Mondays through Thursdays from 9:00 p.m. of any day until 5:00 a.m. of the following day;
- ii) On Fridays from 9:00 p.m. until 5:00 a.m. of the following day from December 26th in any year until November 30th of the following year;
- iii) On Fridays from 11:00 p.m. until 5:00 a.m. of the following day from December 1st until December 24th in any year;
- iv) On Saturdays from 6:00 p.m. until 5:00 a.m. of the following day from December 26th in any year until November 30th of the following year;
- v) On Saturdays from 11:00 p.m. until 5:00 a.m. of the following day from December 1st until December 24th in any year; and

vi) On Sundays from 6:00 p.m. until 5:00 a.m. of the following day.

3. Exemption

(1) This By-law does not apply to the sale or offering for sale by retail of:

a) goods, or services in the form of, or in connection with prepared meals or living accommodation; or

b) liquor under the authority of a licence or permit issued under the Liquor Licence Act, R.S.O. 1990, c. L.19.

(2) This By-law shall not apply to any of the following retail business establishments:

- i) Art Galleries,
- ii) Automobile Service Stations,
- iii) Bait Shops,
- iv) Book Stores
- v) Drug Stores,
- vi) Florists,
- vii) Fresh Fruit and Vegetable Shops,
- viii) Marine Supply Shops,
- ix) Magazine and Periodical Stores,
- x) Neighbourhood Convenience Stores,
- xi) Newspaper Stands,
- xii) Public Garage,
- xiii) Souvenir Shops,
- xiv) Tobacco Shops,

xv) Video Game Shops, or

xvi) Video Rental Stores.

(3) This By-law shall not apply in respect of admission to the public to premises for educational, recreational, or amusement purposes in respect of the sale or offering for sale of goods or services incidental thereto.

4. Daylight Saving Time Provision

So long as the time commonly observed in the City is one hour in advance of Standard Time, the times mentioned in this By-law shall be reckoned in accordance with the time so commonly observed and not Standard Time.

5. Enforcement

Every person who contravenes the provisions of this By-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, such fine not to exceed the greater of

a) \$50,000; and

b) the gross sales of the retail business establishment in the period the establishment was open in contravention of this By-law.

6. This By-law shall come into force and take effect immediately upon the final passing thereof.

7. The following By-laws are hereby repealed:

(i) By-law 11-1972 of the former Town of Coniston;

(ii) By-laws 78-14 and 84-17 of the former Town of Capreol;

(iii) By-law 98-25 of the former Town of Rayside-Balfour;

(iv) By-law 98-75 of the former City of Valley East;

- (v) By-laws 84-61, 84-98, 86-113, 88-16, 96-177, 98-161, and 99-170 of the former City of Sudbury, being chapter 436 of the Municipal Code; and
- (vi) By-law 2001-131 of the City of Greater Sudbury.

READ A FIRST AND SECOND TIME AS AMENDED IN OPEN COUNCIL

this 13th day of July, 2004.

_____ Mayor

_____ Clerk

READ A THIRD TIME AND FINALLY ENACTED AND PASSED IN OPEN

COUNCIL this 13th day of July, 2004.

_____ Mayor

_____ Clerk

BY-LAW 2004-205
A BY-LAW OF THE CITY OF GREATER SUDBURY
TO REQUIRE CERTAIN RETAIL BUSINESS
ESTABLISHMENTS TO BE CLOSED ON CIVIC
HOLIDAYS PROCLAIMED BY THE MAYOR

WHEREAS Subsection 148(3) of the *Municipal Act, 2001*, S.O. 2001, c.25 allows a local municipality to require retail business establishments to be closed on days proclaimed by the Head of Council as a Civic Holiday;

AND WHEREAS the Council of the City of Greater Sudbury wishes to pass such a By-law;

NOW THEREFORE THE COUNCIL OF THE CITY OF GREATER SUDBURY
HEREBY ENACTS AS FOLLOWS:

1. Definitions

In this By-law:

"Automobile Service Station" means a building or place where gasoline, oil, grease, anti-freeze, tires, tubes, tire accessories, electric light bulbs, spark plugs and batteries for motor vehicles are stored or kept for sale, or where motor vehicles may be oiled, greased or washed, or have their ignition adjusted, tires inflated or batteries charged, or where only minor or running repairs essential to the actual operation of motor vehicles are executed or performed;

"Bait Shop" means a shop, the principal trade of which is the sale of live bait or artificial bait or both;

"Drug Store" means a pharmacy accredited under the *Drug and Pharmacies Regulation Act*, R.S.O. 1990, c. H.4, where

- (a) the dispensing of drugs upon prescription is available to the public during business hours; and
- (b) the principal business of the pharmacy is the sale of goods of a pharmaceutical or therapeutic nature or for hygienic or cosmetic purposes and no other goods are available for sale except as sundries; and
- (c) the total area used for serving the public or for selling or displaying to the public in the establishment is less than 7,500 square feet;

"Motor Vehicle" includes an automobile, motorcycle, and any other vehicle propelled or driven otherwise than by muscular power; but does not include a motorized snow vehicle, traction engine, farm tractor, self propelled implement of husbandry or road-building machine;

"Neighbourhood Convenience Store" means a shop:

- i) the principal trade of which is the sale of food and household supplies;
- ii) in which the total area used for serving the public or for selling or displaying to the public is less than 2,400 square feet; and
- iii) in which there are a maximum of three employees for the entire day including the owner or manager;

"Public Garage" includes an automobile service station, a parking station or a parking lot, or a building or place where motor vehicles are hired or kept or used for hire, or where such vehicles or gasoline or oils are stored or kept for sale, and

a building or place used as a motor vehicle repair shop or for washing or cleaning motor vehicles; and

"Retail Business Establishment" means a premises where goods or services are sold or offered for sale by retail.

2. General Closing

No person employed by or acting on behalf of a person carrying a retail business in a retail business establishment shall,

- (a) sell or offer for sale any goods or services therein by retail; or
 - (b) admit members of the public thereto,
- on any day proclaimed by the Mayor as a Civic Holiday.

3. Exemptions

- (1) This By-law does not apply to the sale or offering for sale by retail of:
 - a) goods or services in the form of or in connection with prepared meals or living accommodation; or
 - b) liquor under the authority of a licence or permit issued under the Liquor Licence Act, R.S.O. 1990, c. L.19.
- (2) This By-law shall not apply to any of the following retail business establishments:
 - i) Art Galleries,
 - ii) Automobile Service Stations,
 - iii) Bait Shops,
 - iv) Book Stores
 - v) Drug Stores,

- vi) Florists,
- vii) Fresh Fruit and Vegetable Shops,
- viii) Marine Supply Shops,
- ix) Magazine and Periodical Stores,
- x) Neighbourhood Convenience Stores,
- xi) Newspaper Stands,
- xii) Public Garage,
- xiii) Souvenir Shops,
- xiv) Tobacco Shops,
- xv) Video Game Shops, or
- xvi) Video Rental Stores.

(3) This By-law shall not apply in respect of admission to the public to premises for educational, recreational, or amusement purposes in respect of the sale or offering for sale of goods or services incidental thereto.

4. Enforcement

Every person who contravenes the provisions of this By-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act*, R.S.O. 1990, c. P. 33, such fine not to exceed the greater of

- a) \$50,000; and
- b) the gross sales of the retail business establishment in the period the establishment was open in contravention of this By-law.

5. This By-law shall come into force and take effect immediately upon the final passing thereof.

READ A FIRST AND SECOND TIME AS AMENDED IN OPEN COUNCIL

this 13th day of July, 2004.

_____ Mayor

_____ Clerk

READ A THIRD TIME AND FINALLY ENACTED AND PASSED IN OPEN

COUNCIL this 13th day of July, 2004.

_____ Mayor

_____ Clerk