

Date: May 20th, 2004**Option 1: Status Quo**

Agency	2003 Funding Allocation based on 100% occupancy	Actual payment 2003 based on annualized occupancy
Salvation Army	\$336,557	\$263,467
Inner Sight	\$244,696	\$161,692
L'Association des jeunes de la rue/Foyer Notre Dame House	\$103,384	\$101,565

Based on the utilization rates from the first quarter of 2004 none of the shelters have operated at maximized occupancy rate. Access to revenue is limited and each agency may face an operational deficit.

As the year progresses, occupancy could increase and the annualized rate will raise toward the 100% level, but trending from the past few years does not support this theory. Without commitment to stabilization funding, service providers will be faced with assessing programming and potentially ceasing to provide the service.

The City of Greater Sudbury provides funding for emergency shelter beds to four unique service providers who attempt to address the needs of key target groups: women in conflict with the law; men; and youth(16 to 19 years of age) who are homeless. While the current interim solution to deal with the closure of the emergency shelter beds for homeless women with or without dependants has provided some relief the solution will not support any further closures. Therefore the status quo option is not recommended.

Option 2 :Funding From April 1st to December 31st, 2004

Agency	Community Placement Target Fund Required if utilization rate below 100%
Salvation Army	\$47,683
Inner Sight	\$88,394
L'Association des jeunes de la rue/Foyer Notre Dame House	\$62,324
Total	up to \$198,401

Date: May 20th, 2004

This option would provide funding from April 1st to December 31st, 2004 only. The Health and Social Services Department has been working on several fronts to identify funding sources for the continuation of existing services, triage a solution for Homeless Women with or without dependants who are not victims of domestic violence, and assess the willingness of the larger community to engage in an integrated service delivery approach. Despite the best efforts of all involved this process has revealed itself to be lengthy. This option does not provide the time required to fully identify best practices, pull together the necessary parties to develop the delivery options and then implement the preferred plan.

Option 3: Preferred Option - Funding From April 1st, 2004 to June 30th, 2005

	Community Placement Target Fund required if utilization rate below 100%
Salvation Army	\$79,472
Inner Sight	\$147,324
L'Association des jeunes de la rue/Foyer Notre Dame house	\$103,874
Total	up to \$330,670

Funding is available to provide for the 15 months, allowing for additional time needed to ensure the best option is developed and implemented. The risk is that the longer it takes to establish the preferred model, the less funds the municipality can redirect towards this project.

Request for Decision City Council



Type of Decision

Meeting Date	May 27, 2004				Report Date	May 21, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

Development Charges Study Update

Policy Implication + Budget Impact

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

Background Attached

Recommendation

That the City of Greater Sudbury hire Hemson Consulting Ltd. to provide a Development Charges Update Study, to be completed by July 31, 2004, at an upset fee not to exceed \$8,000 plus taxes and expenses; and

That the study be funded from the Reserve for Future Development Charges Study.

Recommendation Continued

Recommended by the General Manager


D. Wukosinic
General Manager of Corporate Services

Recommended by the C.A.O.


M. Mieto
Chief Administrative Officer

Date: May 21, 2004

Report Prepared By

C. Mahaffy
Manager of Financial Planning & Policy/Deputy Treasurer

Division Review

S. Jonasson
Director of Finance/City Treasurer

BACKGROUND

Expiry of By-law

By-law 99-200F, being a by-law of the former Region with respect to Development Charges, will expire on August 31, 2004. Under the Development Charges Act, a new study must be undertaken and a new by-law passed in order for the City to continue to collect Development Charges related to qualifying capital projects.

The original Development Charges Study for the Region (Morehouse Report) was undertaken in 1991 and identified a number of projects to be undertaken that were growth related. It also predicted the funds that would be recovered through these charges, over time. One of the recommendations of this study was to collect Development Charges from the Industrial, Commercial and Institutional (ICI) sector as well as residential. However, Council at that time chose to exempt the ICI sector, and this decision is still in effect.

All of the projects identified in the original study were completed. Examples of the projects identified are:

- ▶ Police facility
- ▶ Ellis Reservoir
- ▶ Chelmsford STP
- ▶ Sewage Pumping Stations
- ▶ Valley Water Supply
- ▶ Elmview Drive
- ▶ Brady Street

However, the development charges collected fell far short of the estimate (close to \$5 million). This shortfall was identified by Hemson Consulting Ltd., in the Development Charges Study undertaken in 1999. As a result, By-law 99-200F allowed for the continued collection of development charges related to the original projects.

Development Charges Collected

From September 1, 1999 to December 31, 2003 a total of \$2,185,212 has been collected under this by-law. In accordance with the policy established under the by-law, the funds collected have been credited to four Capital Financing Reserve Funds, as follows:

Roads	\$652,193
Water	\$884,137
Waste Water	\$568,438
Police	\$ 80,444

The funds allocated then became available to finance projects of a capital nature in these four areas.

Date: May 21, 2004

The rationale behind crediting the Development Charges to these reserve funds is that they were the source of funding for the portion of the projects not financed through Development Charges.

Update to Study

Normally, the recommendation would be to undertake an entirely new Development Charges Study this year, for implementation in September. However, there are few, if any, capital projects related to growth to be undertaken by the City in the near future. In addition, the City is developing background studies and its new Official Plan which will identify future growth related infrastructure requirements. This study is not anticipated to be completed and adopted by Council until 2006. As these major planning studies are currently underway, it would not be appropriate to undertake a full development charge study at this time.

In the interim, there still remains a portion of the costs of the old projects for which development charges have not been collected. Continuation of collection of development charges as modified for these completed projects previously identified should be adequate until the Official Plan is completed. The recommendation is therefore to have the Development Charges Study updated by Hemson Consulting Ltd. which will allow Development Charges to continue to be collected on the projects previously identified as growth-related. This, in turn, will provide a small portion of the much needed capital funding required for infrastructure.

Because it is not an entire new study, but an update to an existing one, only Hemson Consulting Ltd. was contacted for a quote as they undertook the 1999 study. The quote of \$8,000 plus taxes and out of pocket expenses is very reasonable. Funding is available from the Reserve for Future Development Charges Study, which has an uncommitted balance of \$58,500 and which was established solely for this purpose.

Upon completion of the new Official Plan, determination as to whether a full development study is warranted, based on all the latest information and identification of development areas, can be made.

Future Growth-Related Projects

In the future, when the City embarks on a capital project which is growth related, the fact that the City intends to recover some portion of the costs of the project through Development Charges must be clearly identified when the project is approved.

Request for Decision City Council



Type of Decision

Meeting Date	Thursday, May 27, 2004				Report Date	Friday, May 21, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title

AMENDMENT TO PROCEDURE BY-LAW - APPOINTMENT OF CHAIR AND VICE-CHAIR FOR THE TERM OF COUNCIL TO FACILITATE MULTI-YEAR BUDGETING

Policy Implication + Budget Impact

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

POLICY:

In order to facilitate Council's decision to adopt multi-year budgeting it is proposed that the Chair and Vice-Chair of Finance be appointed for the full term of Council instead of the current one year appointment. In order to accomplish this it is necessary to amend Council's Procedure By-law.

Notice of the proposed amendment must first be given and published. It is proposed that Council will deal with the by-law amendment and the appointment of the Chair of Finance on June 10, 2004.

BUDGET IMPACT:

The cost of publishing the Notice of Intent is provided for in the current advertising budget of the City Clerk's Office.

Background Attached

Recommendation

WHEREAS Council has decided it wishes to adopt the practice of multi-year budgeting;

AND WHEREAS in order to facilitate the practice of multi-year budgeting and provide continuity in the budget process it would be valuable for the Chair and Vice-Chair of the Finance Committee to be appointed for the full term of Council;

AND WHEREAS Council's Procedure By-law provides that any provision contained in the by-law may be repealed, amended or varied by a majority vote, provided that no motion for that purpose may be considered unless notice thereof has been given at a preceding

Recommendation Continued

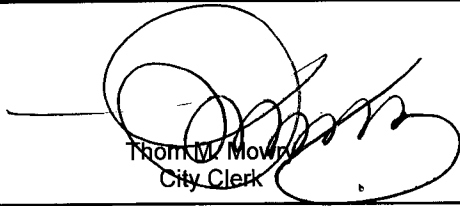
Recommended by the General Manager


Doug Wuksinic
General Manager of Corporate Services

Recommended by the C.A.O.


Mark Mieto
Chief Administrative Officer

Report Prepared By



Thomas M. Mowbray
City Clerk

Division Review



Ron Swiddle
Director of Legal Services and City Solicitor

Recommendations Continued:

regular Council meeting and such notice may not be waived;

AND WHEREAS Article 33.39 (Finance Committee - Appointment of Chair and Vice-Chair) of Procedure By-law 2002-202 provides that the Chair of the Finance Committee shall be appointed annually by Council and shall hold office for that year or until their successors are appointed in accordance with this by-law.

NOW THEREFORE BE IT RESOLVED THAT Article 33.39 (Finance Committee - Appointment of Chair and Vice-Chair) of Procedure By-law 2002-202 be amended to provide for the appointment of the Chair and Vice-Chair of the Finance Committee for the full term of Council;

AND FURTHER THAT Notice of the proposed by-law to amend Procedure By-law 2002-202 be given in accordance with Notice By-law 2003-2.

Background:

Article 33 of the Procedural By-law provides for a Finance Committee to be composed of all Members of Council. The Chair and Vice-Chair of the Finance Committee are appointed annually by Council. The Chair and Vice-Chair are eligible for reappointment.

Council at its meeting of 2003-12-11 by Resolution #2003-631 appointed Councillor Callaghan as Chair and Councillor Gainer as Vice-Chair of the Finance Committee to hold office for the term ending December 31st, 2004, or until their successors are appointed.

Councillor Callaghan at the May 13th, 2004 meeting of Council submitted his resignation as Chair of the Finance Committee effective that date. Councillor Gainer, as Vice-Chair, is now the Acting Chair of Finance until such time as Councillor Callaghan's resignation is formally accepted by Council and a Council election is held to appoint his successor.

Due to the anticipated absence of some Members of Council at the May 27th, 2004 Council meeting, the selection of Chair of Finance will be put over to the June 10th, 2004 Council meeting.

However, Council as part of its 2004 Budget process decided to adopt the practice of multi-year budgeting starting with the 2005 Budget.

In order to facilitate Council's decision to adopt multi-year budgeting it is proposed that the Chair and Vice-Chair of Finance be appointed for the full term of Council instead of the current one year appointment. In order to accomplish this it is necessary to amend Council's Procedure By-law.

Council's procedure rules require that prior notice of the proposed amendment must first be given at a regular Council meeting. Furthermore, the Notice By-law provides that public notice of the proposed amendment must also be given a minimum of seven (7) days prior to the Council meeting as well as published to the City's internet web site.

At its June 10, 2004 meeting Council will first deal with the proposed by-law amendment and the then appointment of the Chair of Finance on June 10, 2004. Should the Vice-Chair of the Finance Committee be elected as Chair, then an election will be held for the position of Vice-Chair.

All of which is respectfully submitted for Council's consideration.

Minutes

City Council	2004-04-29
Planning Committee	2004-05-18
Priorities Committee {TABLED}	2004-05-26
Tender Opening Committee	2004-05-11
Tender Opening Committee	2004-05-18
Sudbury Metro Centre - Board of Directors	2004-04-27

**THE ELEVENTH MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY**

**Council Chamber
Tom Davies Square**

**Thursday, May 13, 2004
Commencement: 7:02 p.m.**

MAYOR DAVID COURTEMANCHE, IN THE CHAIR

Present Councillors Berthiaume; Bradley; Caldarelli; Callaghan (A 7:05 p.m.); Craig; Dupuis; Gasparini; Kett; Reynolds (D 7:45 p.m.); Rivest; Thompson

City Officials M. Mieto, Chief Administrative Officer; D. Belisle, General Manager of Public Works; C. Hallsworth, General Manager of Citizen & Leisure Services; B. Johnston, Acting General Manager of Economic Development & Planning Services; C. Matheson, General Manager of Health & Social Services; S. Jonasson, Acting General Manager of Corporate Services; A. Stephen, General Manager of Emergency Services; I. Davidson, Chief of Police, Greater Sudbury Police Service; R. Swiddle, Director of Legal Services/City Solicitor; N. Charette, Manager of Corporate Communications and French-language Services; B. Mangiardi, Director of Information Technology; P. Demers, Community Relations and Policy Advisor; T. Mowry, City Clerk; K. Bowschar-Lische, Planning Committee Secretary; CJ Caporale, Council Secretary

C.U.P.E. Local 4705 F. Posadowski, Recording Secretary

News Media Sudbury Star; MCTV; CIGM; Channel 10 News; Le Voyageur; Northern Life

Declarations of Pecuniary Interest Councillor Gasparini declared a conflict regarding Item C-21 (Diversity Thrives Here! Project - Canadian Heritage Fund) as this matter may be of pecuniary interest to her.

PRESENTATIONS/DELEGATIONS

Item 4
New CGS Flag
Dedication Ceremony The new City of Greater Sudbury flag was presented to Council by the Imperial Order Daughters of the Empire (IODE). Ms. Laurel Scott, President, IODE, Mrs. Anadel Hastie and Ms. Judy Smith, members of IODE, were present. Ms. Scott advised Council that the colours in the flag represents hope, joy, loyalty and spirit.

Rules of Procedure Council, by a two-thirds majority, agreed to dispense with the Rules of Procedure, to alter the order of the Agenda and deal with Item R-3 (Councillor Reynolds' motion regarding Ramsey Lake Circle Bicycle Route).

C.C. 2004-05-13 (11TH) (1)

Item R-3
Ramsey Lake Circle
Bicycle Route

The following resolution was presented:

Reynolds-Bradley: WHEREAS in March of 1997, the following 97-96 resolution was presented and carried by the Council of the former City of Sudbury:

THAT the City of Sudbury consider the allocation of funds each year for bicycle trail development and that the funding level be determined during the Annual Capital Budget deliberations in conjunction with all other priorities;

AND THAT the City Maintenance crews be scheduled to perform maintenance repair to the trail system as required and that funds be allocated for trail maintenance in the City's current budget;

AND THAT Capital funding for Off Road Trails be integrated with funding for community Improvement Plans and that Capital funding for On Road Trails be integrated with Road Funding;

AND THAT the City of Sudbury continue its support of programs promoting cycling safety and bicycle awareness via newsletter activities;

AND THAT the City of Sudbury continue its support of collaborative projects of the Bicycle Advisory committee with safety related groups such as, but not limited to, the Northern Safe Kids Coalition and the Sudbury Cycle Club;

AND THAT new commercial buildings in the City of Sudbury be required to have approved ring and post bicycle racks included in their construction and that existing commercial property owners be encouraged to install bicycle racks for customers whose main mode of transportation is by bicycle;

AND THAT the Bicycle Advisory Committee continue to draw on expertise developed in other municipalities when examining methods for improving or revising the existing trail system;

AND THAT the City of Sudbury support the need for road and trail linkage in all new development projects.

AND WHEREAS the Bicycle Advisory Committee Reference Manual was produced and funded in August 1997 by Sudbury Heart Health and extensive citizen input and consultation was done at that time with public meetings throughout the former City of Sudbury;

Item R-3
Ramsey Lake Circle
Bicycle Route
(continued)

AND WHEREAS it is reported that annually there are more bicycles purchased in the City of Greater Sudbury than cars and trucks;

AND WHEREAS a recent informal survey of Sudburians done recently by the Sudbury Star indicated that over 78% of citizens are in favour of safer bike routes in our community, and that numerous letters to the editor and articles in the press have supported the creation of bike lanes and routes within our City;

AND WHEREAS bicycling is not only a healthful and enjoyable physical activity for citizens of all ages, but an environment friendly and cost effective mode of transportation;

AND WHEREAS bicycle routes are shown in other cities to attract tourists and are considered as a valued asset in presenting a positive image of a community to prospective businesses and residents.

AND WHEREAS bicycle lanes where utilised are known to have a calming effect on both vehicle traffic and pedestrian traffic, as well as providing a safer environment for cyclists, and at minimal cost.

NOW THEREFORE BE IT NOW RESOLVED that the Council of the City of Greater Sudbury approves the implementation of **PHASE I OF THE RAMSEY LAKE CIRCLE** bicycle route which involves the creation and designation of bicycle lanes along Howey Drive, Bellevue Avenue and Bancroft Drive to Moonlight Beach and the signing and marking of such other sections of the route as appropriate for the enjoyment and safety of the bicycling, motoring and pedestrian public of Sudbury;

AND FURTHER THAT this Council encourages and supports the future development of bike routes wherever they provide enjoyment and safe transport within the City of Greater Sudbury.

Councillor Reynolds spoke to the motion and requested that the Co-ordinator of Traffic & Transportation submit a report to Council regarding the impact of removing the centre lane on Howey Drive and allowing for a bicycle lane, and also a bicycle route along Bellevue Avenue and Bancroft Drive.

Councillor Dupuis asked the General Manager of Public Works how the removal of the centre lane on Howey Drive would impact the traffic flow. Mr. Belisle advised Council that a traffic study was completed a number of years ago and would have to be revised. He also stated that more time was required because the study would involve the recording of traffic counts during the summer and fall months.

Item R-3
Ramsey Lake Circle
Bicycle Route
(continued)

A motion by Councillor Reynolds that the foregoing motion be deferred to the next Council meeting on May 27, 2004 pending a report from the Co-ordinator of Traffic & Transportation was defeated.

Motion for Deferral

Friendly Amendment

Councillor Reynolds requested that the following friendly amendment be considered:

“subject to the receipt of a report from the Co-ordinator of Traffic & Transportation for the 2004-07-13 meeting of Council.”

Main Motion
(with Friendly
Amendment)

2004-229 Reynolds-Bradley: WHEREAS in March of 1997, the following 97-96 resolution was presented and carried by the Council of the former City of Sudbury:

THAT the City of Sudbury consider the allocation of funds each year for bicycle trail development and that the funding level be determined during the Annual Capital Budget deliberations in conjunction with all other priorities;

AND THAT the City Maintenance crews be scheduled to perform maintenance repair to the trail system as required and that funds be allocated for trail maintenance in the City's current budget;

AND THAT Capital funding for Off Road Trails be integrated with funding for community Improvement Plans and that Capital funding for On Road Trails be integrated with Road Funding;

AND THAT the City of Sudbury continue its support of programs promoting cycling safety and bicycle awareness via newsletter activities;

AND THAT the City of Sudbury continue its support of collaborative projects of the Bicycle Advisory committee with safety related groups such as, but not limited to, the Northern Safe Kids Coalition and the Sudbury Cycle Club;

AND THAT new commercial buildings in the City of Sudbury be required to have approved ring and post bicycle racks included in their construction and that existing commercial property owners be encouraged to install bicycle racks for customers whose main mode of transportation is by bicycle;

Item R-3
Ramsey Lake Circle
Bicycle Route
(continued)

AND THAT the Bicycle Advisory Committee continue to draw on expertise developed in other municipalities when examining methods for improving or revising the existing trail system;

AND THAT the City of Sudbury support the need for road and trail linkage in all new development projects.

AND WHEREAS the Bicycle Advisory Committee Reference Manual was produced and funded in August 1997 by Sudbury Heart Health and extensive citizen input and consultation was done at that time with public meetings throughout the former City of Sudbury;

AND WHEREAS it is reported that annually there are more bicycles purchased in the City of Greater Sudbury than cars and trucks;

AND WHEREAS a recent informal survey of Sudburians done recently by the Sudbury Star indicated that over 78% of citizens are in favour of safer bike routes in our community, and that numerous letters to the editor and articles in the press have supported the creation of bike lanes and routes within our City;

AND WHEREAS bicycling is not only a healthful and enjoyable physical activity for citizens of all ages, but an environment friendly and cost effective mode of transportation;

AND WHEREAS bicycle routes are shown in other cities to attract tourists and are considered as a valued asset in presenting a positive image of a community to prospective businesses and residents.

AND WHEREAS bicycle lanes where utilised are known to have a calming effect on both vehicle traffic and pedestrian traffic, as well as providing a safer environment for cyclists, and at minimal cost.

NOW THEREFORE BE IT NOW RESOLVED that subject to the receipt of a report from the Co-ordinator of Traffic & Transportation for the 2004-07-13 meeting of Council, the Council of the City of Greater Sudbury approves the implementation of **PHASE I OF THE RAMSEY LAKE CIRCLE** bicycle route which involves the creation and designation of bicycle lanes along Howey Drive, Bellevue Avenue and Bancroft Drive to Moonlight Beach and the signing and marking of such other sections of the route as appropriate for the enjoyment and safety of the bicycling, motoring and pedestrian public of Sudbury;

AND FURTHER THAT this Council encourages and supports the future development of bike routes wherever they provide enjoyment and safe transport within the City of Greater Sudbury.

CARRIED

MATTERS ARISING FROM THE PRIORITIES COMMITTEE

Rise and Report

Councillor Kett, Chair, Priorities Committee, requested that the General Manager of Public Works address Council with an update on the status of the Lorne Street Bridge.

Lorne Street Bridge

Mr. Belisle advised Council that the bridge was being dismantled and that traffic was being detoured via Kelly Lake Road, Southview Drive and Highway 17 and that during peak hours, the O.P.P. were to direct traffic. He advised that the use of Godfrey Drive, which is a private road, was not advisable and people were using it at their own risk. He stated that Lorne Street was to be reopened on Monday or Tuesday at the latest. A map of the detour routes was submitted at the meeting.

MATTERS ARISING FROM THE PLANNING COMMITTEE

Rise and Report

Councillor Thompson, Chair, Planning Committee, advised Council that the Planning Committee held a special meeting with the development community on May 11, 2004 and reviewed planning and development issues.

Councillor Dupuis advised Council that the Planning Committee would like to meet with the Priorities Committee to review what was discussed.

Councillor Callaghan suggested that this process be performed on an annual basis so Council is informed of the issues raised by the development community.

With the concurrence of Council, Councillor Dupuis requested that the Director of Planning submit a report for Council listing the concerns of the development community and how Economic Development & Planning Services is to follow-up.

The Chair advised that Mr. Lautenbach is to make a presentation to the Priorities Committee to discuss the issues raised.

**PART I
CONSENT AGENDA**

Consent Agenda

The following resolution was presented to adopt the items contained in Part I, Consent Agenda:

2004-230 Bradley-Caldarelli: THAT Items C-1, to C-19 inclusive, contained in Part I, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1 Report No. 10 City Council <u>2004-04-29</u>	2004-231 Caldarelli-Bradley: THAT Report No. 10, City Council Minutes of 2004-04-29 be adopted.	CARRIED
Item C-2 Report No. 13 Finance Committee <u>2004-04-29</u>	2004-232 Bradley-Caldarelli: THAT Report No. 13, Finance Committee Minutes of 2004-04-29 be adopted.	CARRIED
Item C-3 Report No. 8 Priorities Committee <u>2004-05-12</u>	2004-233 Caldarelli-Bradley: THAT Report No. 8, Priorities Committee Minutes of 2004-05-12 be adopted.	CARRIED
Item C-4 Report No. 9 Planning Committee <u>2004-05-11</u>	2004-234 Bradley-Caldarelli: THAT Report No. 9, Planning Committee Minutes of 2004-05-11 be adopted.	CARRIED
Item C-5 Report No. 4 S.D.H.U. Board <u>2004-04-15</u>	2004-235 Caldarelli-Bradley: THAT Report No. 4, Sudbury & District Board of Health Minutes of 2004-04-15 be received.	CARRIED
Item C-6 NDCA <u>2004-04-21</u>	2004-236 Bradley-Caldarelli: THAT the Report of the Nickel District Conservation Authority General Board Minutes of 2004-04-21 be received.	CARRIED
Item C-7 Report No. 2 Board of Directors Sudbury Metro Centre <u>2004-03-16</u>	2004-237 Caldarelli-Bradley: THAT Report No. 2, Board of Directors of Sudbury Metro Centre Minutes of 2004-03-16 be received.	CARRIED
Item C-8 Sudbury Metro Centre <u>2004-03-17</u>	2004-238 Bradley-Caldarelli: THAT the Report of the Sudbury Metro Centre Minutes of 2004-03-17 be received.	CARRIED
Item C-9 TOC <u>2004-05-04</u>	2004-239 Craig-Bradley: THAT the Report of the Tender Opening Committee Minutes of 2004-05-04 be received.	CARRIED

C.C. 2004-05-13 (11TH)

(7)

Item C-10
GSHC Board
2004-03-23

2004-240 Bradley-Craig: THAT the Report of the Greater Sudbury Housing Corporation Board Minutes of 2004-03-23 be received.

CARRIED

Item C-11
GSHC Special Board
2004-04-13

2004-241 Craig-Bradley: THAT the Report of the Greater Sudbury Housing Corporation Special Board Minutes of 2004-04-13 be received.

CARRIED

Item C-12
Report No. 1
CGS Public Library
2004-02-20

2004-242 Bradley-Craig : THAT Report No. 1, City of Greater Sudbury Public Library Board Minutes of 2004-02-20 be received.

CARRIED

Item C-13
Report No. 2
CGS Public Library
2004-03-18

2004-243 Craig-Bradley: THAT Report No. 2, City of Greater Sudbury Public Library Board, Minutes of 2004-03-18 be received.

CARRIED

TENDERS

Item C-14
Voice Over IP
Telephone System

Report dated 2004-04-29 from the General Manager of Corporate Services regarding Vendor for Supply and Installation of a Voice over IP Telephone System was received.

The following resolution was presented:

2004-244 Bradley-Craig: THAT Bell Canada be awarded the contract to supply and install a voice over IP (VOIP) telephone system at Pioneer Manor and perform the necessary upgrades to the existing telephone system at Tom Davies Square;

AND THAT the Director of Information Technology be authorized to enter into this contract with Bell Canada, all in accordance with the Purchasing By-law as approved by Council.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-15
Recycling in Schools

Report dated 2004-05-04, with attachments, from the General Manager of Public Works regarding Recycling in Schools: Pilot Project was received.

The following resolution was presented:

2004-245 Dupuis-Bradley: THAT Council approve the recycling collection pilot project with the Sudbury Catholic District School Board and any other interested School Boards, as outlined in the report by the General Manager of Public Works, dated May 4, 2004.

CARRIED

C.C. 2004-05-13 (11TH)

(8)

Item C-16
Extension to R97-60
Recycling Services

Report dated 2004-05-04 from the General Manager of Public Works regarding Extension to Contract R97-60, Recycling Services was received.

The following resolution was presented:

2004-246 Bradley-Dupuis: THAT Contract R97-60, Recycling Services be extended to April 8, 2006, under the terms and conditions in effect on the last day of the contract.

CARRIED

Item C-17
Special Occasion
Permits & Noise
By-Law Exemption
Various Events

Report dated 2004-05-10, with attachments, from the General Manager of Corporate Services regarding Special Occasion Permits and Noise By-law Exemptions for Various Events was tabled at the meeting.

The following resolutions were presented:

2004-247 Dupuis-Bradley: THAT this Council has no objection to the granting of an exemption to Noise By-laws of the various former municipalities for various events throughout the City of Greater Sudbury, as indicated on the attached schedule;

AND FURTHER THAT this approval be subject to the following conditions:

- a) That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
- b) That the special event organizer, or his designate, must be present on the site during the entire duration of the event.

CARRIED

2004-248 Bradley-Dupuis: THAT this Council has no objection to the issuance of a Special Occasion Permit and the granting of a noise exemption to Noise By-law 85-33 of the former City of Valley East to the Knights of Columbus, Council 5005, which will be held at the Knights of Columbus Hall at 688 Emily Street, Hanmer, Ontario for the Family Day / 100th Anniversary of Valley East, in conjunction with the City of Greater Sudbury, to be held on June 26th, 2004. The hours of operation are between the hours of 11:00 a.m. to 11:00 p.m. with an anticipated attendance of 200-300 people;

AND FURTHER THAT this approval be subject to the following conditions:

C.C. 2004-05-13 (11TH)

(9)

Item C-17
Special Occasion
Permits & Noise
By-Law Exemption
Various Events
(continued)

1. That the special event organizer shall ensure the provision of adequate clean-up of the site and those properties adjacent to the event area no later than 12:00 o'clock noon on Sunday, June 27th, 2004;
2. That all Ontario Fire Code regulations must be adhered to, in particular, with respect to Section 2.8 that indicated a Fire Safety Plan is required for this event;
3. That no bonfires of any kind, barbecues or similar types of cooking devises shall be operated on the site without the consent of the Fire Chief, and that an approved fire extinguisher be provided for each of the foregoing;
4. That when outdoor amplified sound equipment is in use, all speakers and speaker stacks shall be positioned to tilt downward into the crowd versus projecting straight over the crowd or adjoining properties;
5. That the special event organizer, or his designate, must be present on the site during the entire duration of the event.
6. That any tent be erected in accordance with the provisions of the Ontario Building Code.

CARRIED

Item C-18
Appointment to the
Sudbury Theatre
Centre Board

Report dated 2004-05-07 from the General Manager of Corporate Services regarding Appointment of Councillor Craig to the Board, Sudbury Theatre Centre was received.

The following resolution was presented:

2004-249 Dupuis-Bradley: THAT Councillor Craig be appointed to the Board of Directors of the Sudbury Theatre Centre for the remainder of the term of Council (November 30, 2006);

AND FURTHER THAT Council Resolution 2003-662 be and is hereby rescinded.

CARRIED

TELEPHONE POLLS

Item C-19
Noise By-law
Exemption - CPR -
Operational
Requirements

Report dated 2004-05-04, with attachments, from the General Manager of Corporate Services regarding Telephone Poll - Noise By-law Exemption - Canadian Pacific Railway - Operational Requirements was received.

C.C. 2004-05-13 (11TH)

(10)

Item C-19
Noise By-law
Exemption - CPR -
Operational
Requirements
(continued)

The following resolution was presented:

2004-250 Bradley-Dupuis: THAT this Council has no objection to the granting of an exemption to By-law 82-14 (former Town of Rayside/Balfour Noise By-law) to the Canadian Pacific Railway to carry out required repairs along the railway line at the MacKenzie Road crossing near Montpellier Road, Chelmsford during the hours of 0200 and 0800 (2:00 a.m. to 8:00 a.m.) on Monday, May 10, 2004.

CARRIED

BY-LAWS

THE FOLLOWING BY-LAW APPEARED FOR THIRD AND FINAL READING:

2004-112 3RD A BY-LAW OF THE CITY OF GREATER SUDBURY
TO DECLARE SURPLUS AND SELL TO SUDBURY
CATHOLIC SCHOOL BOARD A PART OF PART 7
ON PLAN 53R-12291, ST. MICHEL STREET

Planning Committee Recommendation 2004-83

THE FOLLOWING BY-LAWS APPEARED FOR THREE READINGS:

2004-115A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO CONFIRM THE PROCEEDINGS OF COUNCIL
AT ITS MEETING OF MAY 13, 2004

2004-116A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AMEND BY-LAW 2002-165A TO APPOINT
OFFICIALS FOR THE CITY OF GREATER
SUDBURY

(This By-law updates the list of Citizen Service Centres.)

2004-117F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AUTHORIZE A GRANT AGREEMENT WITH
THE AZILDA LIONS CLUB

Report dated 2004-05-07 from the General Manager
of Corporate Services regarding Azilda Lions Club
was received.

(The Azilda Lions Club lease the "Old Town Hall" on the
corner of MR 15 and Montee Principale.)

2004-118 3 A BY LAW OF THE CITY OF GREATER SUDBURY
TO AMEND THE PROCEDURE BY-LAW 2002-202

(This By-law changes the dates of the Planning Committee.
It has been advertised and no comments were received.)

2004-119 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AMEND BY-LAW 2003-295 TO DELEGATE
SPECIFIC AUTHORITY TO CITY OFFICIALS TO
CARRY ON CERTAIN MATTERS ON BEHALF OF
THE CITY OF GREATER SUDBURY

(1) This By-law clarifies the authority of the Property
Negotiator/Appraiser to execute Land Use Permits and
similar agreements with private property owners for access
to private property for municipal purposes. This is required
for land reclamation projects, and a number of such
agreements are expected this summer.

(2) Council Resolution 2004-222. This By-law authorizes
the General Manager of Economic Development and
Planning to execute agreements for the provision of funding
from the Economic Development Special Projects Sub-
Envelope.

2004-120A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AUTHORIZE A GRANT AGREEMENT WITH
CENTRE FRANCO-ONTARIEN DE FOLKLORE FOR
A FEASIBILITY STUDY AND PLAN

Council Resolution 2004-223

2004-121F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AMEND BY-LAW 2002-280F RESPECTING THE
PAYMENT OF REMUNERATION TO MEMBERS OF
COUNCIL AND RESPECTING THE PAYMENT OF
EXPENSES FOR MEMBERS OF COUNCIL,
OFFICERS AND SERVANTS OF THE CITY OF
GREATER SUDBURY AND LOCAL BOARDS

Report dated 2004-05-07 from the General Manager
of Corporate Services regarding Remuneration By-law
2002-280F, as Amended, was received.

(Council passed By-law 2002-280F on 2002-10-10, and has
amended it in minor ways several times since. This By-law
sets out the payment of remuneration and expenses to the
Mayor, Council, staff, and members of Local Boards.)

- 2004-122 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN APPLICATION FOR APPROVAL TO EXPROPRIATE PARCEL 28558 SUDBURY EAST SECTION FROM LORIS CECCHETTO FOR THE SOUTH END ROCK TUNNEL CONTRACT ACCOUNT 93000-20-9324
- Planning Committee meeting of May 11, 2004
- 2004-123 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCEL 29421 SUDBURY WEST SECTION TO AKI TARVUDD
- Planning Committee meeting of May 11, 2004
- 2004-124 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PART OF PARCEL 31076 SUDBURY WEST SECTION TO 1168031 ONTARIO INC.
- Planning Committee meeting of May 11, 2004
- 2004-125 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PIN 73376-0255 (LT), FORMERLY PARCEL 31161 SUDBURY WEST SECTION TO STEPHAN MATUSCH IN TRUST
- Planning Committee meeting of May 11, 2004
- 2004-126 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF PARCELS 31091 S.W.S., BEING PARTS 1, 2, 3, 4, 5 ON PLAN 53R-12125 AND 31092 S.W.S., BEING PARTS 6, 7, 8, PLAN 53R-12125 TO 128425 CANADA INC.
- Planning Committee meeting of May 11, 2004
- 2004-127Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY
- Planning Committee Recommendation 2004-04
- (This by-law rezones the subject property to "R1-18", Special Single Residential to permit an "accessory private garage" (for an existing dwelling) to be constructed as the main use on a vacant lot. A minimum 4.57 metres front yard depth is established for that portion of P.I.N. 73577-0624 which lies north of Navanod Road. - Robert Greco, 2369 Navanod Road, Sudbury).

2004-128Z 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 Recommendation 2004-70

(This by-law does not rezone the subject property. This by-law permits a second dwelling in the form of a mobile home on the subject property for a temporary period of ten (10) years. The mobile home is a 'garden suite' occupied by the parents of one of the occupants of the main farmhouse. - M. & T. Melancon - 944 Radar Rd.)

THE FOLLOWING BY-LAWS GAVE EFFECT TO THE 2004 BUDGET:

2004-129F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE PAYMENT OF GRANTS TO VARIOUS COMMUNITY ORGANIZATIONS

(This By-law authorizes the various grants approved by Council as part of the budget process.)

2004-131F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ADOPT THE CURRENT ESTIMATES FOR THE YEAR 2004 AND TO LEVY THE RATES OF TAXATION FOR CITY PURPOSES AND TO SET TAX DUE DATES

Report dated 2004-05-07, with attachments, from the General Manager of Corporate Services regarding 2004 Property Tax Rates was tabled at the meeting.

(This report identifies the 2004 tax rate and sets the 2004 tax due dates.)

2004-132F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO PROVIDE TAX REDUCTIONS TO CERTAIN SUBCLASSES OF COMMERCIAL AND INDUSTRIAL PROPERTY FOR THE YEAR 2004 AND ALL SUBSEQUENT YEARS

2004-133F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO PROVIDE PROPERTY TAX RELIEF FOR ELIGIBLE LOW INCOME SENIORS OWNING AND OCCUPYING RESIDENTIAL PROPERTY IN THE CITY

2004-134F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO SET TAX RATIOS FOR THE YEAR 2004

2004-135F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE CENTRAL BUSINESS DISTRICT IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL TAXES TO PROVIDE FOR THE PURPOSES OF THE SUDBURY METRO CENTRE BOARD FOR THE YEAR 2004

Report dated 2004-05-12, with attachments, from the General Manager of Corporate Services regarding Tax Rates - Business Improvement Area was tabled at the meeting.

2004-136F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO LEVY A SPECIAL CHARGE UPON PERSONS IN THE FLOUR MILL IMPROVEMENT AREA ASSESSED FOR COMMERCIAL AND INDUSTRIAL TAXES TO PROVIDE FOR THE PURPOSES OF THE FLOUR MILL IMPROVEMENT AREA FOR THE YEAR 2004

Report dated 2004-05-12, with attachments, from the General Manager of Corporate Services regarding Tax Rates - Business Improvement Area was tabled at the meeting.

2004-137F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A GRANT TO THE NICKEL DISTRICT CONSERVATION AUTHORITY FOR CAPITAL PROJECTS

THE FOLLOWING BY-LAW APPEARED FOR FIRST AND SECOND READING ONLY:

2004-138 2 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PARCEL 24113 SUDBURY EAST SECTION

Planning Committee Recommendation 2003-23

(In 2003 the Council declared surplus and authorized the sale of the water tower at 560 Falconbridge Road. The entranceway to this property was taken by the former City of Sudbury as a public road, and thus needs to be closed before the property can be disposed of.)

1ST & 2ND Reading

2004-251 Dupuis-Bradley: THAT By-law 2004-115A to and including By-law 2004-129F, By-law 2004-131F to and including By-law 2004-138 be read a first and second time.

CARRIED

Resignation - Chair -
Finance Committee

Councillor Callaghan expressed his appreciation to the Members of Council and to staff for their assistance during the 2004 Budget process. Councillor Callaghan then announced that he was submitting his resignation as Chair of the Finance Committee effective immediately.

3RD Reading

2004-252 Bradley-Dupuis: THAT By-law 2004-112, By-law 2004-115A to and including By-law 2004-129F, By-law 2004-131F to and including By-law 2004-137F be read a third time and passed.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-20
CIP and NPP Funds

Report dated 2004-05-03 from the General Manager of Citizen & Leisure Services regarding Community Improvement Projects (CIP) and Neighbourhood Participation Projects (NPP) was received for information only.

The following resolution was presented:

2004-253 Rivest-Gasparini: THAT the Community Improvement Project (CIP) and Neighbourhood Participation Project (NPP) funds criteria be expanded to include not only leisure opportunities but also any project opportunities.

DEFEATED

Item C-21
Diversity Thrives Here!
Canadian Heritage
Fund

Report dated 2004-04-28, with attachments, from the Chief Administrative Officer regarding Diversity Thrives Here! Project - Canadian Heritage Fund was received for information only.

The following resolution was presented:

2004-254 Dupuis-Bradley: THAT the \$8,800 funding required as the City's portion of the Diversity Thrives Here! Project be provided from the Corporate Strategy and Policy Analysis budget.

CARRIED

Declaration of
Pecuniary Interest

Councillor Gasparini, having declared a pecuniary 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.

C.C. 2004-05-13 (11TH)

(16)

Item C-22
2004 Physician
Recruitment &
Retention - 1st Quarter
Report

Report dated 2004-03-26 from the General Manager of Health & Social Services regarding 2004 Physician Recruitment and Retention - 1st Quarter Report was received for information only.

Item C-23
2004 Child Care
Services Update

Report dated 2004-05-07, with attachments, from the General Manager of Health & Social Services regarding 2004 Child Care Services Update was received for information only.

PART II **REGULAR AGENDA**

MANAGERS' REPORTS

Item R-1
Phase II EA Study
4614 Desmarais Rd.

Report dated 2004-05-05 from the General Manager of Public Works regarding Consulting Engineering Services - Phase II - Environmental Assessment Study, 4614 Desmarais Road was received.

The following resolution was presented:

2004-255 Bradley-Dupuis: THAT EarthTech Canada Inc. be hired to undertake the Phase II Environmental Assessment for this property;

AND THAT funding be provided from the Transition capital accounts for Public Works Depots;

AND FURTHER THAT this assignment be carried out in accordance with the City of Greater Sudbury's standard engineering services agreement.

CARRIED

Item R-2
Phase II EA Study
3610 Falconbridge
Hwy

Report dated 2004-05-05 from the General Manager of Public Works regarding Consulting Engineering Services - Phase II - Environmental Assessment Study, 3610 Falconbridge Highway was received.

The following resolution was presented:

2004-256 Dupuis-Bradley: THAT EarthTech Canada Inc. be hired to undertake the Phase II Environmental Assessment for this property;

AND THAT funding be provided from the Transition capital accounts for Public Works Depots;

AND FURTHER THAT this assignment be carried out in accordance with the City of Greater Sudbury's standard engineering services agreement.

CARRIED

ADDENDUM

Addendum Resolution

The following resolution was presented:

2004-257: THAT the Addendum to the Agenda be dealt with at this time.

CARRIED

Declarations of Pecuniary Interest

None declared.

ROUTINE MANAGEMENT REPORTS

Item AD-2
Extension - Noise
By-law Exemption -
Nickel Rim South
Project - Falconbridge

Report dated 2004-05-21, with attachments, from the General Manager of Corporate Services regarding Request for an Extension of Noise By-law Exemption - Nickel Rim South Project - Falconbridge Limited was received.

The following resolution was presented:

2004-258 Bradley-Dupuis: WHEREAS Council by Resolution 2004-48, 2004-01-29, granted Falconbridge Limited an exemption to Noise By-law 92-13 of the former Town of Nickel Centre for the period from February 1st, 2004 to and including May 30th, 2004;

AND WHEREAS Falconbridge Limited has requested an extension of the exemption to December 31st, 2004;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury has no objection to the granting an extension of the exemption to Noise By-law 92-13, to Falconbridge Limited and its contractors for operational requirements at the Nickel Rim South Project to December 31, 2004 subject to the conditions set out in Council Resolution 2004-48 remaining in effect.

CARRIED

BY-LAWS

2004-139Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW FOR THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2003-173.

(This By-law rezones the subject property to "C2-67", Special General Commercial to permit a limited range of "C2", General Commercial uses. Further, a minimum parking requirement of 30 parking spaces has been established for the existing buildings. - Francis Dionne/Maria Ellero/Peter Ellero & Son Limited, 983 Lorne Street, Sudbury)

2004-140F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH "CLAWBACK" PERCENTAGES FOR THE 2004 TAXATION YEAR FOR THE COMMERCIAL, INDUSTRIAL, AND MULTI-RESIDENTIAL PROPERTY CLASSES

Priorities Committee Recommendation 2004-36

(This By-law establishes the percentages of tax decreases that must be withheld (clawed back) to fund the 5% cap for assessment-related tax increases.)

1st & 2nd Reading

2004-259 Dupuis-Bradley: THAT By-law 2004-139Z and By-law 2004-140F be read a first and second time.

CARRIED

3RD Reading

2004-260 Bradley-Dupuis: THAT By-law 2004-139Z and By-law 2004-140F be read a third time and passed.

CARRIED

Rules of Procedure

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

OMERS Outsourcing

The following resolution was presented:

Kett-Bradley: WHEREAS all Ontario municipal employees are contributors to the OMERS Pension Fund, and rely on this fund to finance their retirement;

AND WHEREAS Ontario municipalities have a duty and responsibility to speak out when they have concerns over Board oversight and investment practices by the Board and management of OMERS;

AND WHEREAS the Toronto *Globe & Mail* in a series of newspaper articles has raised serious questions and concerns regarding the investment and management practices of OMERS;

AND WHEREAS the OMERS (Ontario Municipal Employee Retirement System) outsourcing deal with Borealis Capital Corporation, involving nearly one third of its assets, has become an expensive and unnecessary escapade and has cost the plan almost \$100,000,000 in the past 12 months alone, in management fees and buyouts;

AND WHEREAS this deal ended up enriching a few investors and managers at the expense of 340,000 active and retired workers who are members of (OMERS);

AND WHEREAS the Toronto *Globe and Mail* in a newspaper article dated Monday, May 3, 2004 stated: "That the entire management of \$9-billion in assets was transferred to a third-party without board approval raises questions about the oversight of the pension fund, some sources say";

AND WHEREAS it is questionable that a large pension plan such as OMERS would benefit by paying to have its own assets managed by someone else;

AND WHEREAS there are also concerns that three new companies created by OMERS -- Borealis Infrastructure Corp., Oxford Properties Group, and OMERS' private equity group -- will run into the same problems that plagued the pension fund when it set up OMERS Realty Corp. in 1990 as a separate business;

AND WHEREAS Section 2 of the Public Inquires Act provides that: "Whenever the Lieutenant Governor in Council considers it expedient to cause inquiry to be made concerning any matter connected with or affecting the good government of Ontario or the conduct of any part of the public business thereof or of the administration of justice therein or that the Lieutenant Governor in Council declares to be a matter of public concern and the inquiry is not regulated by any special law, the Lieutenant Governor in Council may, by commission, appoint one or more persons to conduct the inquiry."

OMERS Outsourcing
(continued)

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby petitions the Province of Ontario to establish a Commission under the *Public Inquiries Act* (R.S.O. 1990, Chapter P.41) into the pension fund investment practices of OMERS, specifically the handling of the Borealis arrangement and that the mandate of the Commission include recommendations on ways to make the pension fund more accountable to its members and the taxpayer;

AND FURTHER THAT copies of this motion be forwarded to the Honourable Dalton McGuinty, Premier of Ontario, the Honourable John Gerretsen, Minister of Municipal Affairs and Housing and Minister responsible for the administration of the *Ontario Municipal Employees Retirement System Act*, the Honourable Rick Bartolucci, Minister of Northern Development and Mines, Ms. Shelly Martel, M.P.P. (Nickel Belt), Mr. Frederick Biro, Chair, Board of Directors of OMERS, Mr. Colin McNairn, Chair, Financial Services Commission of Ontario, the Municipal Retirees Organization Ontario;

AND FURTHER THAT this motion be forwarded to the Federation of Northern Ontario Municipalities (FONOM) and the Association of Municipalities of Ontario (AMO) for endorsement.

Change of Chair

At 9:03 p.m., His Worship Mayor David Courtemanche vacated the chair.

DEPUTY MAYOR DUPUIS, IN THE CHAIR

Motion for Deferral

With the concurrence of Council, Councillor Kett requested that the foregoing motion be deferred until the next Regular Council meeting (2004-05-27) when a representative from CUPE can address Council.

Change of Chair

At 9:16 p.m., Deputy Mayor Dupuis vacated the Chair.

HIS WORSHIP MAYOR DAVID COURTEMANCHE, IN THE CHAIR

Gasoline Prices

The following resolution was presented:

2004-261 Kett-Bradley: WHEREAS the price of gasoline has risen suddenly and dramatically, without any drop in supply, across Canada;

AND WHEREAS the use of the automobile is essential in most areas of the City of Greater Sudbury;

AND WHEREAS this price increase is impairing the ability of many citizens to use their vehicles.

Gasoline Prices
(continued)

BE IT RESOLVED THAT the Council of the City of Greater Sudbury calls upon the Federation of Canadian Municipalities to pressure the Federal Government to investigate this abnormal surge in price;

AND FURTHER THAT this municipality calls upon the Federation of Canadian Municipalities to pressure the federal government to create:

- (a) a federal fuel reserve, that could release gasoline to the market when prices increase sharply over short period of times
- (b) an office to monitor the oils sector in order to reduce sudden price changes

CARRIED

QUESTION PERIOD

Road Construction
Kingsway

Councillor Caldarelli noted that businesses along the Kingsway have expressed their displeasure concerning ongoing repairs along the Kingsway and asked the General Manager of Public Works if work could be performed at night.

Mr. Belisle advised Council that working at night was not an option because of safety reasons. He stated that the contractors are working at very deep levels.

Councillor Caldarelli also pointed out that City of Greater Sudbury clean-up crews were sweeping the streets during peak times on the Kingsway. Mr. Belisle advised Council that the matter had been dealt with.

Jim Gordon Boardwalk
(Ramsey Lake)

Councillor Callaghan stated that he received complaints regarding cyclists using the Boardwalk and requested that staff address the matter.

CGS Calendar

Councillor Callaghan asked if staff from the Economic Development & Planning Services could report back to Council on whether or not there has been a calendar of the City of Greater Sudbury produced by a local private company.

Illegal Dumping

Councillor Dupuis stated that an article in a local newspaper reported the "hot spots" for illegal dumping of garbage. He asked if signs could be posted at these sites stating what the fine is and should the Technical Steering Committee for the Waste Optimization Study address this issue. Mr. Belisle advised Council that the Technical Steering Committee should address this matter.

Mr. Swiddle advised Council that the fine for illegal dumping was \$5,000 under the Provincial Offences Act and signs could be posted.

Discharge of Firearms

Councillor Rivest raised the issue regarding the protection of livestock or oneself from black bears or wolves. He asked the Chief of Police if the discharge of a firearm in a residential area was illegal.

Chief Davidson advised Council that to discharge a firearm in a residential area was not only dangerous but illegal and to telephone 911 if there was an emergency.

Adjournment

2004-262 Bradley-Dupuis: THAT this meeting does now adjourn.
Time: 9:55 p.m.

CARRIED

Mayor

City Clerk

**THE TENTH MEETING OF THE PLANNING COMMITTEE
OF THE CITY OF GREATER SUDBURY**

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

**Tuesday, May 18, 2004
Commencement: 6:30 p.m.
Adjournment: 12:03 a.m.**

ANGIE HACHÉ PRESIDING

Present Councillors Bradley, Caldarelli, Dupuis,

Staff D. Braney, Property Negotiator / Appraiser; Angie Haché, Deputy City Clerk; K. Bowschar-Lische, Planning Committee Secretary

Declarations of Pecuniary Interest None declared.

Appointment of Chair **Recommendation #2004-97:**
Bradley-Dupuis: That Councillor Caldarelli chair the In-Camera portion of the Planning meeting.

CARRIED

COUNCILLOR CALDARELLI PRESIDING

"In Camera" **Recommendation #2004-98:**
Dupuis-Bradley: That we move "In Camera" to deal with property 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

Recess At 6:40 p.m., the Planning Committee recessed.

Reconvene At 7:05 p.m., the Planning Committee reconvened in the **Council Chambers** for the regular meeting.

COUNCILLOR RUSS THOMPSON PRESIDING

Present Councillors Bradley, Caldarelli, Dupuis, Reynolds
Councillors Callaghan, Craig

Staff B. Lautenbach, Director of Planning Services; A. Potvin, Manager of Development Services; G. Clausen, Director of Engineering Services; A. Haché, Deputy City Clerk; K. Bowschar-Lische, Planning Committee Secretary; M. Burtch, Licensing & Assessment Clerk

News Media MCTV; Sudbury Star

Declarations of Pecuniary Interest None declared

MATTERS ARISING FROM THE "IN CAMERA" SESSION

Rise and Report Councillor Caldarelli, reported the Committee met in closed session to deal with property matters and the following resolutions emanated therefrom:

Sale of Property -190 Church Street, Garson (former municipal office) Report dated May 12th, 2004, was received from the General Manager, Corporate Services regarding Sale of Property - 190 Church Street, Garson (former municipal office).

The following recommendation was presented:

Recommendation #2004-99:

Bradley-Dupuis: That the property known as 190 Church Street, Garson, be sold to 1264156 Ontario Inc. under the terms and conditions of the report dated May 12, 2004 from the General Manager of Corporate Services; and

That the Clerk and Property Negotiator/Appraiser be authorized to execute the required documents.

CARRIED

Declaration of Surplus Property - 61 First Avenue, Coniston Medical Centre Report dated May 12th, 2004, was received from the General Manager, Corporate Services regarding Declaration of Surplus Property - 61 First Avenue, Coniston Medical Centre.

The following recommendation was presented:

Recommendation #2004-100:

Dupuis-Bradley: That the property owned by the City, municipally known as 61 First Avenue, Coniston (Coniston Medical Centre) legally described as Part of Parcel 40319 S.E.S., Part 2, Plan 53R-8591, Lot 3, Concession 3, Township of Neelon, be declared surplus to the City's needs and offered for sale to the general public pursuant to the procedures governing the disposal of full marketability property as set out in By-law 2003-294.

CARRIED

PUBLIC HEARINGS

APPLICATION FOR REZONING TO SUBDIVIDE THE SUBJECT PROPERTY INTO 13 LOTS FOR SINGLE RESIDENTIAL USE, LAFONTAINE STREET/NOTRE DAME AVENUE, HANMER - GINETTE & JACQUES SONIER

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

Report dated May 6th, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to subdivide the subject property into 13 lots for single residential use, Lafontaine Street/Notre Dame Avenue, Hanmer - Ginette & Jacques Sonier

Letter dated May 4th, 2004, was received from Gerard and Lise Gascon, Hanmer, in opposition to the above-noted application.

The applicant, Jacques Sonier, and agent for the applicant, Mr. Dave Dorland, 298 Larch Street, Sudbury, were present.

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

Mr. Dave Dorland indicated that he has reviewed the staff recommendation and is satisfied with the exception of some of the conditions from Engineering which require further negotiation. He advised that the subdivision may go through in 2 phases. The subject property was part of the Boivin Farm and this application allows for filling in lots deemed suitable for an R1 subdivision. He stated that all lots will meet minimum requirements in the final plan of subdivision.

Councillor Dupuis, Ward Councillor, advised that there were numerous meetings held with Public Works and Planning Staff in order to arrive at a plan which would be acceptable to staff and the applicant. He pointed out that the subject property was part of a past proposed plan of subdivision for 20 lots, which now has been reduced to 13. He stated that they are not creating new lots as these lots are part of a previously proposed subdivision which they would now like to complete. He pointed out that Mr. Sonier's property has been used by public works vehicles and buses to turn around. He has not received any calls objecting to the application but one call in favour. He was surprised to see a letter of objection and has not spoken to Mr. and Mrs. Gascon but will be contacting them to see if some of their concerns can be alleviated. He requested Members of the Planning Committee to support the application.

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.

PUBLIC HEARINGS

APPLICATION FOR REZONING TO SUBDIVIDE THE SUBJECT PROPERTY INTO 13 LOTS FOR SINGLE RESIDENTIAL USE, LAFONTAINE STREET/NOTRE DAME AVENUE, HANMER - GINETTE & JACQUES SONIER (cont'd)

The following recommendation was presented:

Recommendation #2004-101:

Dupuis-Bradley: That the City of Greater Sudbury Council's delegated official be directed to issue the draft plan approval for the subject subdivision not sooner than 14 days following the date of the public meeting in accordance with the requirements of Section 51 (20) of the Planning Act, and subject to the following conditions:

1. That this draft approval applies to the draft plan of subdivision of P.I.N. 73503-0205 (formerly Parcel 51191 S.E.S.) being Part 1, Plan 53R-14713 in Lot 1, Concession 3, Township of Hanmer as shown on a plan of subdivision prepared by D.S. Dorland, O.L.S., dated December 30th, 2003.
2. That the standard conditions of draft approval be imposed.
3. Prior to the signing of the final plan the owner shall provide, to the satisfaction of the Director of Planning Services, a plan of survey and written confirmation from an Ontario Land Surveyor which indicates that the dwelling constructed on Lot 1 of the draft plan of subdivision will conform with all requirements of the "R1.D18", Single Residential zone provisions applicable to the subject lands upon registration of a final plan of subdivision.
4. That 5% of the cash value of the land, included in the plan of subdivision be provided to the City of Greater Sudbury for parks purposes in accordance with Section 51.(1) of The Planning Act.
5. 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.
6. Prior to the submission of servicing plans, the owners shall, to the satisfaction of the General Manager of Public Works and the Chief Building Official, provide a soils report prepared by a geotechnical engineer licensed in the Province of Ontario, as described in the staff report of May 6th, 2004.
7. The applicants will be required to enter into a written agreement to satisfy all requirements of the City of Greater Sudbury concerning the provision of roads, street lighting, sanitary sewers, watermains, storm sewers and surface drainage facilities.

PUBLIC HEARINGS

APPLICATION FOR REZONING TO SUBDIVIDE THE SUBJECT PROPERTY INTO 13 LOTS FOR SINGLE RESIDENTIAL USE, LAFONTAINE STREET/NOTRE DAME AVENUE, HANMER - GINETTE & JACQUES SONIER (cont'd)

Recommendation #2004-101 (cont'd):

8. The owners shall provide a detailed lot grading plan for all the proposed lots as part of the submission of servicing plans as described in the staff report of May 6th, 2004. Suitable provisions shall be incorporated into the Subdivision Agreement to ensure that treatment is undertaken to the satisfaction of the General Manager of Public Works.
9. The owners shall design and construct the extension of Lafontaine Street as described in the staff report of May 6th, 2004 to the satisfaction of the General Manager of Public Works. The City of Greater Sudbury shall contribute a maximum of \$10,000.00 toward the construction of the extension of Lafontaine Street.
10. The owner shall undertake to reconstruct Notre Dame Avenue as described in the staff report of May 6th, 2004, to the satisfaction of the General Manager of Public Works.
11. If final approval is not granted within three years of the date of draft approval, the draft approval shall lapse in accordance with Section 51 (32) of The Planning Act, unless an extension is granted by Council pursuant to Section 51 (33) of The Planning Act.
12. Draft approval does not guarantee an allocation of water or sanitary sewer capacity. Prior to the signing of the final plan, the Planning and Development Services Division is to be advised by the General Manager of Public Works that sufficient water and sanitary sewer capacity exists to service the development.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

APPLICATIONS FOR AMENDMENT TO SECONDARY PLAN FOR RAYSIDE-BALFOUR AND REZONING TO PERMIT A WELDING SHOP AND RELATED ACCESSORY USES, 4590 REGIONAL ROAD 15, CHELMSFORD - 441223 ONTARIO LTD. (LESSARD WELDING)

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

Report dated May 4th, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding applications for amendment to Secondary Plan for Rayside-Balfour and rezoning to permit a welding shop and related accessory uses, 4590 Regional Road 15, Chelmsford - 441223 Ontario Ltd. (Lessard Welding).

Letter dated May 13th, 2004, from Normand Lauzon, in opposition to the above-noted application was distributed to Committee members at the meeting.

PUBLIC HEARINGS (cont'd)

**APPLICATIONS FOR AMENDMENT TO SECONDARY PLAN FOR RAYSIDE-BALFOUR AND REZONING TO PERMIT A WELDING SHOP AND RELATED ACCESSORY USES, 4590 REGIONAL ROAD 15, CHELMSFORD - 441223 ONTARIO LTD. (LESSARD WELDING)
(cont'd)**

Letter dated May 14th, 2004, from the Ministry of Municipal Affairs and Housing, in opposition to the above-noted application was distributed to Committee members at the meeting.

Petition from area residents in favour of the application along with 2 copies of a full-sized version of the Site Plan were distributed to Committee members at the meeting.

The applicant, Steve Lessard, and agent for the applicant, Mr. Dave Dorland, 298 Larch Street, Sudbury, were present.

The Director of Planning Services outlined the application to the Committee. He advised that comments from the Ministry of Municipal Affairs and Housing were received following the preparation of the agenda. A copy of the Ministry's letter dated May 14, 2004 was distributed to Members of the Committee at the meeting. The Ministry indicates that the use being proposed is generally not considered compatible with residential uses and on that basis the Ministry has a Provincial interest in the application. They state that Council should consider orderly development of safe and healthy communities, protection of public health and safety and appropriate location of growth and development as part of their decision. The City should also have regard to the Provincial Policy Statement when considering this application. As well, there are buffer zone requirements between industrial and residential uses which should be examined.

Councillor Bradley, Ward Councillor, questioned how many years this property has been non-conforming and questioned fence requirements on the rear lot line.

The Manager of Development Services advised that the property has been legal non-conforming since 1976. The industrial use on this property predates the zoning by-law. The applicant wishes to change to a conforming use since with a legal non-conforming use, a new building cannot be constructed.

The Director of Planning Services stated that a fence is required along the rail line but not to the west.

Mr. Dave Dorland submitted a petition signed by area residents in favour of the application along with 2 copies of a full-sized version of the Site Plan. He said that there will be an additional 6 foot opaque fence between the lots they are seeking to legalize and R1 lots to the west. There is an existing opaque fence on the north boundary and there is a requirement to plant trees in the Site Plan. The Site Plan and application have been reviewed by the neighbours in the area and with the exception of Mr. Norm Lauzon (204 Main Street, Chelmsford), they have unanimous endorsement of the proposal. The storage building is being constructed to provide inside storage and to make the site clean and attractive. This business employs many people and has been in operation for many years. The applicant is willing to meet all the terms of a very strict Site Plan Agreement and are satisfied with the staff recommendation.

PUBLIC HEARINGS (cont'd)

**APPLICATIONS FOR AMENDMENT TO SECONDARY PLAN FOR RAYSIDE-BALFOUR AND REZONING TO PERMIT A WELDING SHOP AND RELATED ACCESSORY USES, 4590 REGIONAL ROAD 15, CHELMSFORD - 441223 ONTARIO LTD. (LESSARD WELDING)
(cont'd)**

In response to a question from Councillor Caldarelli regarding helicopters landing on the subject property, Mr. Lessard advised that they have a contract with Domtar and helicopters do land on their property approximately 20 times per year.

Mr. Dorland stated that helicopters landing on the property is a matter of convenience and if there are concerns, Mr. Lessard will make other arrangements.

Councillor Bradley, Ward Councillor, said that Mr. Lessard is highly respected by the neighbourhood whose property is neat and well kept. He operates his business 40 hours a week and is closed on weekends. He has been working with Mr. Lessard and every time there is a change it is always for the better. When the neighbours need something, Mr. Lessard is there to help and helps the community.

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 recommendations were presented:

Recommendation #2004-102:

Bradley-Dupuis: That the application by 441223 Ontario Ltd. to amend the Rayside-Balfour Secondary Plan by introducing a site specific policy to the "Low Density Residential" designation that applies to Parcel 31411 SWS, being Parts 1 to 3, Plan 53R-11821 and Part 1, Plan 53R-17097, in Lot 1, Concession 3, Balfour Township in order to restrict the use of the property to that of a welding shop and related accessory uses be approved.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

Recommendation #2004-103:

Bradley-Dupuis: That the application by 441223 Ontario Ltd. to amend By-law 83-302 being the Zoning By-law for the former Town of Rayside-Balfour by changing the zoning classification of Parcel 31411 SWS, being Parts 1 to 3, Plan 53R-11821 and Part 1, Plan 53R-17097, in Lot 1, Concession 3, Balfour Township from "RU", Rural and "R1.D18", Single Residential, as the case may be, to "M2-Special", Light Industrial Special be approved subject to the following:

PUBLIC HEARINGS (cont'd)

**APPLICATIONS FOR AMENDMENT TO SECONDARY PLAN FOR RAYSIDE-BALFOUR AND REZONING TO PERMIT A WELDING SHOP AND RELATED ACCESSORY USES, 4590 REGIONAL ROAD 15, CHELMSFORD - 441223 ONTARIO LTD. (LESSARD WELDING)
(cont'd)**

Recommendation #2004-103 (cont'd):

- a) That the only permitted uses shall be a welding shop and related accessory uses.
- b) That prior to the adoption of an amending zoning by-law the applicant complete the necessary amendments to the existing Site Plan Control Agreement on the subject property to the satisfaction of the Manager of Development Services.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

APPLICATION FOR REZONING AND REFERRAL OF CONSENT APPLICATION B37/2004 TO B42/2004 TO PERMIT THE CREATION OF 6 LOTS FOR SINGLE RESIDENTIAL USE, NORTH END OF LAROCQUE AVENUE, HANMER - JEAN BRASSARD & 844367 ONTARIO INC.

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

Report dated May 10th, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application and referral of Consent Application B37/2004 to B42/2004 to permit the creation of 6 lots for single residential use, north end of Larocque Avenue, Hanmer - Jean Brassard & 844367 Ontario Inc.

The applicant, Jean Brassard, and agent for the applicant, Daniel Bouchard, Hanmer, were present.

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

Mr. Bouchard indicated that he worked on the applications with Planning Services and Technical Services.

Councillor Dupuis, Ward Councillor, indicated that this is another application where there was a lot of communication between staff and the applicant. He has not received any calls in opposition to this application and that the people who live on the streets nearby are very happy with this development as the street will be extended and cul-de-sacs installed providing an area for public works and school buses to turn around.

No objectors were present.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING AND REFERRAL OF CONSENT APPLICATION B37/2004 TO B42/2004 TO PERMIT THE CREATION OF 6 LOTS FOR SINGLE RESIDENTIAL USE, NORTH END OF LAROCQUE AVENUE, HANMER - JEAN BRASSARD & 844367 ONTARIO INC. (cont'd)

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 #2004-104:

Dupuis-Bradley: That Consent applications B37/2004 to B42/2004 inclusive by Jean Brassard and 844367 Ontario Inc. be allowed to proceed through the consent process.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

Recommendation #2004-105:

Dupuis-Bradley: That the application by Jean Brassard and 844367 Ontario Inc. to amend By-law 83-300, being the Zoning By-law for the former Town of Valley East by changing the zoning classification of Part of Parcel 16001 S.E.S., Lot 7, Concession 2, Township of Hanmer from "RU", Rural Zone to "R1.D18", Single Residential Zone be approved subject to the following condition:

- a) That prior to the passing of an amending by-law, the owner shall provide a plan of survey, describing the property to be rezoned.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

Recess At 8:15 p.m., the Planning Committee recessed.

Reconvene At 8:25 p.m., the Planning Committee reconvened.

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD.

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

Report dated May 6th, 2004, was received from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding a rezoning application to permit the establishment of a pit, east of Regional Road 84 and north of Suez Drive - OCL Custom Crushing & Quarrying Ltd.

Presentation from Arthur and Rhea Michalak in opposition to the application was distributed to Committee Members at the meeting.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Letter dated April 22, 2004, from J. Bechamp, President, Omega Industries, in favour of the application, was distributed to Committee Members at the meeting.

Letter dated May 14, 2004, from Gary Gray in opposition to the above application was distributed to Committee members at the meeting.

The applicant, Jack Odnokon, and agent for the applicant, Dave Dorland, were present.

The Director of Planning Services outlined the application to the Committee. He advised that the rezoning application is only the first step of a two-step process since the applicant will also require a license under the Aggregate Resources Act. He said that the municipality receives royalties for aggregate tonnage which goes to Public Works for the roads. He advised that additional comments were received from the Public Works Department after the report had been written and that the following condition has been added to the conditions of approval:

"That prior to the passing of an amending by-law, all requirements of the General Manager of Public Works with respect to the protection of the neighbouring municipal wells shall be satisfied."

The Director of Engineering Services advised that a hydrogeological report received today indicates that the gravel pit is in an influence area and may have an impact on the existing three wells. Due diligence and precautionary measures have to be taken into consideration and included in the conditions of approval. The additional condition ensures that the concerns of the General Manager of Public Works are addressed. Items which may be included are the monitoring of the wells, maintenance and operating protocols, which procedures will be reviewed with the MOE and MNR to ensure all the regulations are fulfilled. They would like the applicant to abide by the new MOE regulations even though they are not currently in effect.

Mr. Dorland indicated that they realize there are social implications to adjoining residences and they will make every effort to address their concerns. He pointed out that this pit is infilling between existing pits which have existed for a long time. With respect to the licensing under the Aggregate Resources Act, this is one step in a process that will be ongoing. There will be further public notification and further public hearings. Two meetings have already been held. He advised that matters have arisen and indicated the first measure which was taken was to move the setback limit for the operation of the pit from the Provincial minimum of 30 m to 150 m. As well, a Noise Study was conducted which is not a Provincial requirement. Noise mitigation measures will be incorporated into this pit operation which are not there for the pit which is operating to the east of the subject property.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

With respect to water, Mr. Dorland pointed out that the well closest to the pit is 500 m from the north boundary of the pit. He stated that there have been no problems with the water because of the operation of the existing pit which has been operating for 20 years. The well itself is located in an area of former pit excavation. They realize the concern about the impact on the water table and the additional condition that has been imposed is acceptable to them.

Mr. Dorland advised that they are restricted from excavating to 1.5 m above the water table which is the provincial standard. He stated that this operation will have no effect on the water table or quality of water. The whole area around the property has been subject to previous pit excavation and there are no problems with the water. He advised that they did an Environmental Impact Study which concludes that there will be no negative environmental impacts. The applicant is agreeable to putting into place whatever measures are suitable to ensure no impact on the water table. The applicant is required to rehabilitate the pit after pit operations are completed. With respect to traffic, he pointed out that 100,000 tons are currently being removed and hauled from the Omega pit. They have opened another road to take traffic from Suez Drive. There will not be any significant increase in traffic as a result of the application. He pointed out that traffic has been reduced as Whistle Mine is no longer in operation. There will be no blasting and the buffer of trees that is there will not be removed. The hours of operation are from 7:00 a.m. - 8:00 p.m. Monday to Saturday.

Mr. Odnokon stated that the crusher operates from 7:00 a.m. - 6:00 p.m. and is only in operation for 1 month. Water suppression is used to control dust. The entrance to the pit will be paved and dust suppressants will be applied again this year.

Recess At 9:32 p.m., the Planning Committee recessed.

Reconvene At 9:40 p.m., the Planning Committee reconvened.

Mr. Gary Grey addressed the Committee regarding the water issue. There are plans for the City of Greater Sudbury to sink a fourth well by Green Lake. He indicated that if the water in one well becomes contaminated, the water in all three wells will be contaminated. By removing the gravel, you are removing the filter source. Much of the filter source has already been removed and if you remove too much you are removing the filtration system. How the water will be affected may require further study.

Mr. Mike Lepage, Valley East, was present in favour of the application. He indicated that his family has owned land which abuts the proposed pit since the 1920's and there are a lot of controls as to what can and can't be done. He is in agreement with the rezoning since there are many controls. The rezoning falls into line with the Official Plan and he supports the application.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Mr. Eric Lekuy, Suez Drive, was present in opposition to the application. He advised that he purchased a lot in the area and will build a home. He indicated that if this application is approved, property values will decrease. He indicated there are no reports regarding water and this does not provide much confidence for the project. This water also supplies Valley East, Hanmer, Chelmsford, etc. They have the best drinking water and it is being jeopardized for gravel. If the gravel is removed, the water is not being filtered and his water will probably be affected. Suez Drive is a rough road and if royalties are received for gravel, they do not go to fix the road. He stated that the roads in the area will only become worse with this proposal. The land in the area is blueberry bushes, not dense bush. There is no sound control. If you remove the bushes you will have major dust problems. He would not have bought this property had he known there would be a megapit in his backyard.

Recommendation #2004-106:

Dupuis-Bradley: That we proceed past the hour of 10:00 p.m.

CARRIED

Arthur and Rhea Michalak were present in opposition to the above application. They have concerns with water quality, air quality and noise. They referred to an article in the Sudbury Star - "Well Water Focus of Study" and indicated there are concerns that current regulations for water quality are not adequate and with a review expected this fall, it may have a tremendous impact on the current proposal. They stated that they have spoken with some of the older residents in Capreol who pointed out that septic tank effluent from the Townships of Hanmer and Capreol were discharged onto this proposed site several years ago. They questioned if disturbing this site would create problems for both air and water quality. They pointed out that current plans indicate excavation to within 300 m of the community well and within 1.5 m of the actual water table and questioned if there was definitive proof that these would be adequate limitations to protect the community's water supply. They indicated that their daughter suffers from asthma and wife's sister, who lives with them, has cerebral palsy and is extremely susceptible to respiratory infection. They believe this proposed gravel pit will adversely affect the health of every resident living along the perimeter of the proposed pit. They pointed out that Respirable Crystalline Silica in recent studies has shown to be a human carcinogen and causes lung cancer, asthma, etc. It is prevalent in mining, quarrying and related milling operations. Noise is a big concern for residents in the area. However, they are more concerned because they live immediately adjacent to the entrance of the proposed pit and will be closest to the processing section. The current regulations state a 30 m distance from residential homes must be provided, however OCL is providing a 150 m setback. In their opinion, both are unacceptable. They further indicated that the first time they heard about the pit was two months ago. They only received the notice of the public meeting four days before the hearing and that did not allow them much time to prepare their presentation.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Mr. and Mrs. Michalak stated that when they were looking to purchase their home in the area they were told by their real estate agent that the sand pit was far back in the bush. They want peace and quiet and do not want dust and noise from a gravel pit operation.

Mr. Bob Dymont, R.R.84, was present in opposition to the development. He stated that he opposes the application for rezoning along with everyone else in attendance. If this application is approved it will be devastating to their properties and their lifestyle. He wondered how much in royalties the City receives for aggregate tonnage for this pit. He believes it is 6 cents a ton, for all the damage OCL is doing to our highways. Suez Drive has been ruined by trucks from the OMEGA pit. He pointed out that it is just 300m from property to property and not 500m. The OMEGA pit is staying above the water table while OCL is going below. There is 300,000 tons on the subject property and if the applicant takes 100,000 tons a year, the pit will be in operation for 30 years not 10 years. In 1978 Council designated this area as gravel resource. In 1995, the City allowed houses to be built in the area. He asked if this was a gravel resource, why were these houses allowed. Today there is approximately \$35,000 in property taxes being collected from the area around the pit. He indicated that all this money they are paying the City should give them a say in who their neighbours will be. If the rezoning is approved, properties will need to be reassessed because property values will decrease. Out of 15 properties severed, only one owner was alerted that it was gravel resource. The property owner was reassured by Planning that this would most likely never become a gravel pit because of the opposition. He advised that the applicant will make \$1 million a year for 30 years. None of the 14 property owners that abut the land knew that this was a gravel resource area. If Planning wants to preserve gravel resource why have they allowed residential properties. They purchased their properties with clean titles. When the applicant purchased the property he knew the land was not zoned for a gravel pit. Mr. Dymont showed a sign which was originally posted on the proposed pit property which read "Farm For Sale, approximately 90 acres". He indicated that grease and oil will enter the ground and water from the proposed development and questioned who will be responsible for problems that arise in the future regarding water? The City is spending 3 ½ million dollars to improve the water quality for Capreol by building a 4th well in this area and now with this development the filtration system is being taken away. The City is also implementing a healthy living plan. What defines a healthy living community and does it exclude property owners on R.R. 84? He questioned how a 150m setback could help and stated that the site is too close to residences. He questioned how the area residents could win if the applicant has a contract with the City to supply them with aggregates? There will be 25,000 trucks entering and leaving the highway from the pit. He said that he liked to leave his windows open all night to hear the songbirds but now it will be haunting for he will hear OCL crushers and equipment operating. If the pit had been operating prior to purchasing his property, he probably would never have bought in this area. He concluded by playing a tape recording of the sound coming from a gravel pit and indicated that this would be the noise he will be hearing for the next 30 years.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Mr. Rob Savoie, employee of OCL Construction and a resident of the area, was present in favour of the application. He advised that the pit is 900 feet wide and 3/4 of a mile long and that he can't see how the watertable could be affected. There are also regulations in place to control dust. There is a 150 foot buffer which is sufficient. He said that he works around crushers all day long and that there are laws regulating everything.

Mr. Wayne O'Neil who lives close to the pit was present regarding the above application. He indicated that there is no mention in any reports of people living north of the proposed pit who get the southwest winds in the summer. He has a bit of concern with respect to dust. In 1997, he was given 36 hours to live because of dust ingestion from working underground. He questioned why people are not informed of potential uses when they apply for a building permit. When he moved to this location it was a downsizing venture which was affordable. He indicated that something needs to be done about dust control on the north side of the pit. He stated that if the applicant keeps everything green it will not be too bad. He would rather not have a pit but if it is approved he requested the Committee ensure they put all conditions in place and something be done for the north side of the pit.

Ms. Claire Beaulieu, Suez Drive, was present in opposition to the above application. She advised that she echoes the comments made earlier by the area residents. She believes that Planning erred by permitting single family residences to be built in the area.

Councillor Callaghan, Ward Councillor, indicated due to the lateness of the hour, he would keep his comments brief. He was very troubled that people were allowed to build in this area. He advised that there is no mention of water in the staff report even though Council spends a lot of time talking about water. He stated that he has no intention of supporting this application.

Recommendation #2004-107:

Caldarelli-Dupuis: That we proceed past the hour of 11:00 p.m.

CARRIED UNANIMOUSLY

Mr. Dorland advised that Councillor Callaghan attended the public meeting. This application states that they must provide assurances that they will deal with water. MOE has no problem with the application. We use 40 tonne trucks at 100 trucks per week. Only 5 properties about this application. Onwatin Lake Road is in a similar situation wherein the pit is mined out but was rehabilitated. This pit will also be rehabilitated. A 10 year forecast for the life of this pit is reasonable. The OMEGA pit has been at this site for a long while but OCL has only been at their site for a short time.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Mr. Dorland stated that the proponent has made every effort. When the pit is finished in 10 years, buffers of 500 feet will remain. He stated that they have regard for the Provincial Policies and to the staff recommendations. This application is supportable at a higher authority.

The Director of Planning Services advised that the Official Plan for this area was done in 1978 and that it was designated as IMREA - Industrial Mineral Resource Extraction Area. Each lot would have received consent from the former Land Division Committee and people would have been given information to this effect.

Councillor Thompson, Ward Councillor, advised that he and Councillor Callaghan have discussed this application quite a bit and share similar views. He stated that his biggest concern was water and was amazed to see that there was no mention of it in the staff report. He indicated that he would have liked to have seen something in the report regarding water. He said that he has a discomfort with the proximity of the proposed pit to area residences. He stated that the applicant has done his homework but that he would not want a pit in his backyard. He advised that he would not support this application.

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 #2004-108:

Dupuis-Bradley: That the application by OCL Custom Crushing & Quarrying Ltd. to amend By-law 83-300 being the Zoning By-law for the former Town of Valley East by changing the zoning classification of Parcel 51141 SES, being Part 1, Plan 53R-15615, Part of Parcel 5202 SES and Part of Parcel 2678 SES, in Lots 9 and 10, Concession 4, Capreol Township from "RU", Rural to "M5-Special", Extractive Industrial Special be approved subject to the following:

- a) That the amending by-law require a minimum 150m setback from the nearest residential dwelling for any pit excavation.
- b) That the applicant provide the Development Services Section with a registered survey plan of the subject property to enable the preparation of an amending by-law.
- c) That prior to the passing of an amending by-law the applicant agree to undertake the necessary entrance improvements to the satisfaction of the General Manager of Public Works.

PUBLIC HEARINGS (cont'd)

APPLICATION FOR REZONING TO PERMIT THE ESTABLISHMENT OF A PIT, EAST OF REGIONAL ROAD 84 AND NORTH OF SUEZ DRIVE - OCL CUSTOM CRUSHING & QUARRYING LTD. (cont'd)

Recommendation #2004-108 (cont'd):

- d) That prior to the passing of an amending by-law, all requirements of the General Manager of Public Works with respect to the protection of the neighbouring municipal wells shall be satisfied.

NON-CONCURRING MEMBERS: Councillors Caldarelli, Thompson

CONCURRING MEMBERS: Councillors Bradley, Dupuis, Reynolds

CARRIED

Recess At 11:30 p.m., the Planning Committee recessed.

Reconvene At 11:40 p.m., the Planning Committee reconvened.

APPLICATION TO AMEND THE RAYSIDE-BALFOUR SECONDARY PLAN TO PERMIT THE CREATION OF THREE (3) HOBBY FARM LOTS BEING 3.6 TO 4 HECTARES IN SIZE, JOANETTE ROAD, CHELMSFORD - DERIMAINÉ & JEAN BERTHIAUME

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

Report dated May 10th, 2004, from the Director of Planning Services and the General Manager, Economic Development and Planning Services regarding an application to amend the Rayside-Balfour Secondary Plan to permit the creation of three (3) hobby farm lots being 3.6 to 4 hectares in size, Joannette Road, Chelmsford - Derimaine & Jean Berthiaume.

The applicant, Mr. Berthiaume, agent for the applicant, Marty Kivistik, Planning Assistant and Mr. Sig Kirchhefer, were present.

The Director of Planning Services pointed out that in 1983 fifteen homes on Joannette Road were provided with water service because arsenic was found in the groundwater at the time. The Ministry of Municipal Affairs and Housing has advised that this proposal for rural residential development is not in conformity with the official plan as it is in the Agricultural Reserve and is outside the settlement boundary. In addition, the Ministry advised that the application does not have regard to the Provincial Policy Statement. As the property is outside the settlement boundary, the applicant must provide a private system. He indicated that based on the high concentrations of arsenic which were found in the area wells in 1982, Planning Services cannot support the application unless they are provided with a report saying the groundwater is an acceptable source of drinking water. In view of the foregoing comments, Planning Services are recommending that the application be denied.

PUBLIC HEARINGS (cont'd)

APPLICATION TO AMEND THE RAYSIDE-BALFOUR SECONDARY PLAN TO PERMIT THE CREATION OF THREE (3) HOBBY FARM LOTS BEING 3.6 TO 4 HECTARES IN SIZE, JOANETTE ROAD, CHELMSFORD - DERIMAINE & JEAN BERTHIAUME (cont'd)

Mr. Kirchhefer submitted sketches to the Committee. He indicated that in order to get to the bottom of the arsenic problem, four shallow wells were installed on the subject property. In addition, they analysed the deep water well of a neighbour to the south. Arsenic was below detection limit in three wells and the deep well, however borehole #1 showed arsenic concentrations of 10% of the allowable acceptable concentrations. He indicated there is no problem with respect to arsenic and does not think water quality will be a problem.

Mr. Kivistik pointed out surrounding land uses in the area include a garage with welding shop, sale of motor homes, single family residential, pit operation, etc. The Ministry of Municipal Affairs and Housing comments that the application is non compliant and he takes exception to that. New lots in the Agricultural Reserve may be permitted for agricultural hobby farms as agriculturally related uses and therefore the intent and purpose of the Official Plan is maintained. Hobby farms do comply and do not contravene. They are not proposing anything that is not permitted and the application allows for an agricultural type use. In support of this application, he pointed out that the approval authority in 1989 granted consent to sever three lots, two to three acres in size at that location. He indicated this is honouring that proposal only the lots are of a larger size.

Councillor Bradley, Ward Councillor, advised that he spoke to neighbours who advised that they have good water. Three new homes in the area were given building permits within the last 6 or 7 years, so the water must be satisfactory. He is also aware that this area was topsoil stripped and it is no longer agricultural. He advised that when Highway 144 was reconstructed, four to five feet of gravel was dumped on the subject property and farming in that area is now out of the question. He asked Committee Members to support this application since nothing else can be done with this property.

Recommendation #2004-109:

Dupuis-Caldarelli: That we proceed past the hour of 12:00 midnight.

CARRIED UNANIMOUSLY

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:

PUBLIC HEARINGS (cont'd)

APPLICATION TO AMEND THE RAYSIDE-BALFOUR SECONDARY PLAN TO PERMIT THE CREATION OF THREE (3) HOBBY FARM LOTS BEING 3.6 TO 4 HECTARES IN SIZE, JOANETTE ROAD, CHELMSFORD - DERIMAINE & JEAN BERTHIAUME (cont'd)

Recommendation #2004-110:

Bradley-Dupuis: That the application by Derimaine & Jean Berthiaume to amend the Rayside-Balfour Secondary Plan by introducing a site specific exemption to the "Agricultural Reserve" policies that apply to Parcel 21812 S.W.S. in Lot 4, Concession 2, Township of Balfour, City of Greater Sudbury to permit the creation of three (3) hobby farm lots being not less than 3.6 hectares in lot area be denied.

NON-CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

DEFEATED

Recommendation #2004-111:

Bradley-Caldarelli: a) That the application by Derimaine & Jean Berthiaume to amend the Rayside-Balfour Secondary Plan by introducing a site specific exemption to the "Agricultural Reserve" policies that apply to Parcel 21812 S.W.S. in Lot 4, Concession 2, Township of Balfour, City of Greater Sudbury to permit the creation of three (3) hobby farm lots being not less than 3.6 hectares in lot area be approved subject to the following condition:

1. Prior to the passage of the above noted Secondary Plan Amendment the applicant shall prepare to the satisfaction of the General Manager of Public Works and the Director of Planning Services a hydrogeological study to determine the suitability of the subject lands for the proposed hobby farm development. Specifically, the quality and availability of potable water for domestic purposes and the requirements for septic sewage system implementation shall be addressed. This study shall include a determination of the geodetic elevation of the water table.
- b) That subdivision of the lands described in Item a). of these Recommendations be allowed to proceed by way of the Consent Process.

CONCURRING MEMBERS: Councillors Bradley, Caldarelli, Dupuis, Reynolds, Thompson

CARRIED

PART I - CONSENT AGENDA

The following recommendation was presented to adopt Item C-1 to C-3 contained in Part 1 of the Consent Agenda:

PART I - CONSENT AGENDA (cont'd)

Recommendation #2004-112:

Bradley-Dupuis: That Item C-1 to C-3 contained in Part 1, Consent Agenda, be adopted.

CARRIED

MINUTES

Item C-1
Report #4
VETAC Minutes
April 7th, 2004

Recommendation #2004-113:

Dupuis-Bradley: That Report #4, Vegetation Enhancement Technical Advisory Committee Minutes of April 7th, 2004, be received.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-2
Declaration of
Surplus Property
& Grant of Land
Part of Parcel 5640
S.E.S., being Parts
2 & 3, Plan 53R-
17307 - Skead Road

Report dated May 12th, 2004, was received from the General Manager, Corporate Services regarding Declaration of Surplus Property & Grant of Land, Part of Parcel 5640 S.E.S., being Parts 2 and 3, Plan 53R-17307 - Skead Road.

Recommendation #2004-114:

Bradley-Dupuis: That the lands described as part of Parcel 5640 S.E.S., being Parts 2 and 3, Plan 53R-17307, Skead Road, be declared surplus;

That the lands be granted to the Skead Recreation Committee, subject to the terms and conditions in the report dated May 12, 2004 from the General Manager of Corporate Services;

That Council of the City of Greater Sudbury pass the necessary By-laws; and

That the Clerk and Property Negotiator/Appraiser be authorized to execute all documents required to complete the grant.

CARRIED

Item C-3
Declaration of
Surplus Property
191 Church Street,
Garson Medical
Centre

Report dated May 12th, 2004, was received from the General Manager, Corporate Services regarding Declaration of Surplus Property, 191 Church Street, Garson - Garson Medical Centre.

ROUTINE MANAGEMENT REPORTS (cont'd)

Item C-3
Declaration of
Surplus Property
191 Church Street,
Garson Medical
Centre

Recommendation #2004-115:

Dupuis-Bradley: That the property owned by the City, municipally known as 191 Church Street (Garson Medical Centre) legally described as Lot 7 & 8, Plan M-50, Lot 5, Concession 2, Township of Garson, be declared surplus to the City's needs and offered for sale to the general public pursuant to the procedures governing the disposal of full marketability property as set out in By-law 2003-294.

CARRIED

Adjournment

Recommendation #2004-116:

Bradley-Dupuis: That we do now adjourn.
Time: 12:03 a.m.

CARRIED

DEPUTY CITY CLERK

COUNCILLOR RUSS THOMPSON PRESIDING

MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14
Tom Davies Square
2004-05-11

Commencement: 2:30 p.m.
Adjournment: 2:37 p.m.

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

Present

R. Martin, Manager of Fleet; M. Hauta, Accountant; K. Lessard, Law Clerk; L. Lesar, Secretary to the Manager of Supplies & Services

Contract PWD04-15 Operated Watertrucks

Contract PWD04-15, Tender for the Rental of Two (2) Operated Water Trucks (2004 - 2007) {estimated at \$40,000.00/year} was received from the following bidders:

BIDDER	LARGE TRUCK HOURLY RATE	SMALL TRUCK HOURLY RATE
Autowash Plus	\$58.00	\$55.00
D. Lafond Contracting	\$40.00	\$40.00
B & L Mobile Wash Inc.	\$37.00	\$30.00
Lacroix Construction	\$49.89	\$37.81
Tate's	\$45.00	\$35.00

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 CPS04-03 RFP for Local and Long Distance Service

Contract CPS04-03, Request for Proposal for Local and/or Long Distance Services were received from the following bidders:

Allstream
Vianet
O.N. Telecom
Bell Canada

The foregoing proposals would be turned over to the Director of Information Technology for review and recommendation. A report outlining the recommendations would be prepared and forwarded to City Council for their approval. A copy of this report would be provided to the Manager of Supplies & Services.

Adjournment

The meeting adjourned at 2:37 p.m.

Chairman

Secretary

T.O.C. 2004-05-11 (1)

MINUTES OF THE TENDER OPENING COMMITTEE MEETING

Committee Room C-14
Tom Davies Square
2004-05-18

Commencement: 2:30 p.m.
Adjournment: 2:44 p.m.

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

Present

B. Falcioni, Roads and Drainage Engineer; M. Hauta, Accountant; K. Lessard, Law Clerk; M. MacDougall, Engineering Technician; L. Lesar, Secretary to the Manager of Supplies & Services

Contract PWD04-19
Summer & Winter
Road Maintenance

Contract PWD-19, Tenders for Summer and Winter Road Maintenance {estimated at a cost of \$150,000.00 per year} was received from the following bidders

Bidder	Price Per Hour
Oscar Jones Contracting	
Summer - Grader - Unit 1	\$68.00
Summer - Grader - Unit 2 - Occasional	\$68.00
Winter - Plow/Spreader Tandem Axle	\$95.00
Winter - Tandem Axle Truck Spreader	\$85.00
Winter - Grader - Unit 1	\$72.00
Winter - Grader - Unit 2	\$72.00
D. Lafond Contracting	
Summer - Grader - Unit 1	\$60.00
Summer - Grader - Unit 2 - Occasional	\$60.00
Winter - Plow/Spreader Tandem Axle	\$60.00
Winter - Tandem Axle Truck Spreader	\$60.00
Winter - Grader - Unit 1	\$60.00
Winter - Grader - Unit 2	\$60.00
Pioneer Construction	
Summer - Grader - Unit 1	\$86.00
Summer - Grader - Unit 2 - Occasional	\$79.00
Winter - Plow/Spreader Tandem Axle	\$89.00
Winter - Tandem Axle Truck Spreader	\$79.00
Winter - Grader - Unit 1	\$86.00
Winter - Grader - Unit 2	\$79.00

T.O.C. 2004-05-18 (1)

Contract PWD04-19
(Continued)

A bid deposit in the form of a certified cheque or irrevocable letter of credit in the amount of \$1,000.00 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 2004-18
Expanded Asphalt

Tenders for Contract 2004-18, Expanded Asphalt and Asphalt Resurfacing - Various Locations {estimated at a total cost of \$1,000,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Pioneer Construction Inc.	\$1,247,158.04
Interpaving Limited	\$1,259,876.90
Lafarge Materials & Construction Inc.	\$1,279,496.37

A bid deposit in the form of a certified cheque, letter of credit or 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 2004-26
Surface Treatment

Tenders for Contract 2004-26, Surface Treatment, Various Locations {estimated at a total cost of \$250,000.00} were received from the following bidders;

BIDDER	TOTAL AMOUNT
Duncor Enterprises Inc.	\$249,292.88
Bruell Contracting Limited	\$227,739.87

A bid deposit in the form of a certified cheque, letter of credit or 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 2004-16
Paris St. Bridge
Rehabilitation &
Roadwork

Tenders for Contract 2004-16, Paris Street Bridge Rehabilitation and Roadwork {estimated at a total cost of \$4,800,000.00} were received from the following bidders:

BIDDER	TOTAL AMOUNT
Nor Eng Construction & Engineering Inc.	\$4,744,380.00
TerraNorth Construction & Engineering Ltd.	\$5,501,094.72
Underground Services (1983) Ltd.	\$6,724,804.48
Belanger Construction (1981) Inc.	\$6,389,597.02
Pioneer Construction Inc.	\$6,450,194.03

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

The foregoing tenders were turned over to the Roads and Drainage Engineer 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 2:44 p.m.

Chairman

Secretary

T.O.C. 2004-05-18 (2)

3rd MEETING OF THE BOARD OF DIRECTORS OF SUDBURY METRO CENTRE

Tuesday, April 27, 2004

Sudbury Metro Centre Board Room

A REGULAR MEETING OF THE BOARD HELD AT 6:10 P.M.

J. FIORINO IN THE CHAIR.

PRESENT

A. Davey (dep 7:30), B. Conlin, J. Arnold, J. Gasparini, M. Palumbo, G. Robicheau, C. Schut, R. Hirani (dep 7:30)

REGRETS

T. Anselmo, L. Reynolds

ALSO PRESENT

M. Luoma -Executive Director
GSDC -Doug Nadorozny, Michael Luciw, Jody Cameron, Stephanie Harris
DVDC -Susan Thompson, Jean LeBlanc, Kathryn Barker

DECLARATIONS OF CONFLICT

None declared.

GUEST PRESENTATIONS & DISCUSSION

- 1. GREATER SUDBURY DEVELOPMENT CORPORATION (GSDC)**
Doug Nadorozny (General Manager) and Michael Luciw (Director) presented an overview of the Economic Development Plan for Greater Sudbury 2015 - '*Coming of Age in the 21st Century*' - undertaken through a public/community process in June 2003. The 'engines of growth' and the 'igniters' were discussed, community support, task forces, etc.

Following the presentation (including an information handout), discussion supported the project and its 'inclusiveness', as well as the need for action. Directors also discussed how Metro Centre might fit better into the process, ie regular meetings with GSDC representatives, and how our work plan is contributing to the overall goals for the community.

- 2. DOWNTOWN VILLAGE DEVELOPMENT CORPORATION (DVDC)**
John Arnold (Chair, DVDC) presented an overview of this recently formed organization, noting that its Vision, Mission Statement, goals and objectives, are not unlike (in fact are very similar) those of Sudbury Metro Centre. He noted that it is their objective to address issues/concerns not currently being dealt with, but that it is key that the various groups work together.

Following the presentation (including an information handout), discussion reflected the need to pull all three (3) groups (GSDC, DVDC, BIA) together to develop an effective and efficient 'partnership' ... ie what does each group bring to the table, etc.

- 3. DOWNTOWN RENEWAL 'WORK GROUP'**
Directors were advised that a meeting of this work group was recently held, including representatives from City Staff, Metro Centre, and DVDC. The main purpose of this group is to formulate the parameters of a 'Community Improvement Plan', required in order to develop various incentive programs (ie Facade Improvement Program).

NEXT STEP

- need to form core 'work group' (ie 6-8), including staff liaison
- M. Luoma reminded of resolution of previous Board, fall 2003, recommending the establishment of such a group
- M. Luoma to prepare a recommendation for discussion at the next Board meeting

PART 1 - CONSENT AGENDA

APPROVAL OF MINUTES

14-04 Conlin - Gasparini

THAT items C-1 to C-5 inclusive, as duplicated and circulated, be hereby accepted.

CARRIED

C-1 AGM

15-04 Gasparini - Palumbo

THAT the minutes of the Annual General Meeting of Sudbury Metro Centre, dated March 17, 2004, as duplicated and circulated, be hereby accepted.

CARRIED

C-2 2nd Regular Meeting

16-04 Conlin - Gasparini

THAT the minutes of the 2nd Regular Meeting of Sudbury Metro Centre, dated March 16th, as duplicated and circulated, be hereby accepted.

CARRIED

C-3 Executive Committee

17-04 Palumbo - Robicheau

THAT the minutes of the Executive Committee dated April 6th & 20th, as duplicated and circulated, be hereby accepted.

CARRIED

C-4 Downtown Security Work Group

18-04 Conlin - Arnold

THAT the minutes of the Downtown Security Work Group, dated March 26th, as duplicated and circulated, be hereby accepted.

CARRIED

C-5 Market Advisory Committee

19-04 Palumbo - Robicheau

THAT the minutes of the Farmers' Market Advisory Committee, dated April 21st, as duplicated and circulated, be hereby accepted.

CARRIED

PART 2 - REGULAR AGENDA

REGULAR BUSINESS

R-1 Chair's Report ... tabled

R-2 Executive Director's Report

20-04 Conlin - Schut

THAT the Executive Director's Report for the months of March/April, as duplicated and circulated, be hereby accepted.

CARRIED

R-3 Program/Project Updates

Memo previously circulated providing updates related to: Promotion/Marketing; Market Square/Farmers' Market; Safety & Security; Beautification ... for information. Ordered Filed.

Safety & Security ...

J. Gasparini updated Directors on the status of the proposed Minnow Lake Skateboard Park and the impact its development should have on the Downtown. She further outlined the various funding challenges this project is experiencing and requested Directors to think of potential opportunities for Metro Centre's involvement.

This matter to be discussed further at the next Board meeting.

②

...3

Market Square ...

Directors were reminded that the Market opens for the season on Saturday, May 8th.

M. Luoma reported on need to upgrade electrical at Market, noting that the building is only wired for 15 amps and this is not providing the basic service to Vendors. It was noted that, while this should be an expense the City would incur as it is a capital improvement to the building, there are other needs to be dealt with and with budget constraints, the Executive Director recommended that Metro Centre undertake this upgrade.

An onsite meeting was held with the electrician who completed the original work and a quote has been received.

Directors fully supported proceeding with this project but had to recommendations:

- will, in fact, a 20 amp service be adequate, or should we increase further
- additional quotes should be invited (ie 2 additional)

Report and final decision at next Board meeting.

R-4 Work Group appointments

Memo previously circulated outlining program areas and need for Director participation. Further to discussion, the following Director appointments were then agreed upon:

- **Promotion/Marketing:** M. Palumbo, C. Schut, R. Hirani
- **Market Square Advisory Committee:** T. Anselmo, J. Fiorino, J. Gasparini
- **Parking Advisory Panel:** G. Robicheau, J. Fiorino, A. Davey
- **Development:** J. Arnold, C. Schut, R. Hirani, A. Davey
- **Safety & Security:** B. Conlin

NEXT MEETING

Special Meeting

Monday, May 10th ... 8 a.m.

... focus - 'Downtown Team'

Regular Meeting

Tuesday, May 25th ... 6 p.m.

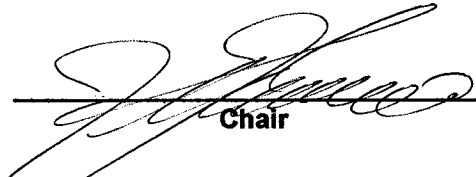
... guest - Police Chief Ian Davidson

ADJOURNMENT


21-04 Palumbo - Robicheau

THAT we do now adjourn. Time: 8:00 p.m.

CARRIED



Chair



Executive Director