
FOR THE **REGULAR MEETING OF CITY COUNCIL**
TO BE HELD ON **THURSDAY, OCTOBER 28, 2004 AT 7:00 P.M.**
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

MAYOR DAVID COURTEMANCHE, CHAIR

- 4:30 P.M. COMMITTEE OF THE WHOLE - "IN CAMERA"**
COMMITTEE ROOM C-11, TOM DAVIES SQUARE
*To deal with: Personnel & Collective Bargaining Matters and
Property and Litigation Matters*
- 7:00 P.M. REGULAR COUNCIL MEETING**
COUNCIL CHAMBER, TOM DAVIES SQUARE

(PLEASE ENSURE CELL PHONES AND PAGERS ARE TURNED OFF)

The Council Chamber of Tom Davies Square is wheelchair accessible. Please speak to the City Clerk prior to the meeting if you require a hearing amplification device. Persons requiring assistance are requested to contact the City Clerk's Office at least 24 hours in advance of the meeting if special arrangements are required. Please call (705) 671-2489, extension 2475. Telecommunications Device for the Deaf (TTY) (705) 688-3919. Copies of Agendas can be viewed on the City's web site at www.greatersudbury.ca.

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

{NONE}

PRESENTATIONS/DELEGATIONS

4. Letter dated 2004-10-08 from the United Way/Centraide Sudbury and District regarding a presentation to thank the City of Greater Sudbury for their continued support throughout the campaign and present information on the Mayor's Luncheon.

1

- ▶ Mr. Glenn Thibeault, Campaign Director, United Way/Centraide Campaign

MATTERS ARISING FROM THE "IN CAMERA" SESSION

At this point in the meeting, the Chair, Deputy Mayor Dupuis, will rise and report any matters discussed during the "In Camera" session. Council will then consider any resolutions or by-laws.

MATTERS ARISING FROM THE PRIORITIES COMMITTEE: 2004-10-27

At this point in the meeting, the Chair of the Priorities Committee, Councillor Kett, will bring forward any matter requiring Council approval.

MATTERS ARISING FROM THE PLANNING COMMITTEE: 2004-10-19

At this point in the meeting, the Chair of the Planning Committee, Councillor Thompson, will bring forward any matter requiring Council approval.

PART I - CONSENT AGENDA

**(RESOLUTION PREPARED adopting resolutions for
Items C-1 to C-20 contained in the Consent Agenda)**

(For the purpose of convenience and for expediting meetings, matters of business of repetitive or routine nature are included in the Consent Agenda, and all such matters of business contained in the Consent Agenda are voted on collectively.

A particular matter of business may be singled out from the Consent Agenda for debate or for a separate vote upon the request of any Councillor. In the case of a separate vote, the excluded matter of business is severed from the Consent Agenda, and only the remaining matters of business contained in the Consent Agenda are voted on collectively.

Each and every matter of business contained in the Consent Agenda is recorded separately in the minutes of the meeting.)

PART I - CONSENT AGENDA (continued)

<u>MINUTES</u>	<u>PAGE NO.</u>
C-1 Report No. 19, City Council, Minutes of 2004-10-14. (RESOLUTION PREPARED - MINUTES ADOPTED)	M1 - M21
C-2 Report No. 18, Planning Committee, Minutes of 2004-10-19. (RESOLUTION PREPARED - MINUTES ADOPTED)	M22 - M45
C-3 Report No. 6, Ad Hoc Committee - Council Auditor, Minutes of 2004-10-19. (RESOLUTION PREPARED - MINUTES ADOPTED)	M46
C-4 Report No. 15, Priorities Committee, Minutes of 2004-10-27. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-5 Report of the Hearing Committee, Minutes of 2004-09-08. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-6 Report of the 2005 Budget Public Input and Information Session, Tom Davies Square, Minutes of 2004-10-25. (RESOLUTION PREPARED - MINUTES RECEIVED)(MINUTES TABLED)	
C-7 Report No. 2, Court of Revision, Minutes of 2004-10-20. (RESOLUTION PREPARED - MINUTES RECEIVED)	M47
C-8 Report of the 2005 Budget Public Input and Information Session, Ward 1, Minutes of 2004-10-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M48 - M50
C-9 Report of the 2005 Budget Public Input and Information Session, Ward 2, Minutes of 2004-10-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M51 - M54
C-10 Report of the 2005 Budget Public Input and Information Session, Ward 3, Minutes of 2004-10-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M55 - M56
C-11 Report of the 2005 Budget Public Input and Information Session, Ward 4, Minutes of 2004-10-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M57
C-12 Report of the 2005 Budget Public Input and Information Session, Ward 5, Minutes of 2004-10-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M58 - M64

PART I - CONSENT AGENDA (continued)

MINUTES (continued)

PAGE NO.

- C-13 Report of the 2005 Budget Public Input and Information Session, Ward 6, Minutes of 2004-10-18.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M65 - M67**
- C-14 Report of the Tender Opening Committee, Minutes of 2004-10-19.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M68 - M69**
- C-15 Report of the Greater Sudbury Police Services Board, Minutes of 2004-09-02.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M70 - M75**
- C-16 Report No. 6, Board of Directors of Sudbury Metro Centre Minutes of 2004-07-07.
(RESOLUTION PREPARED - MINUTES RECEIVED) **M76 - M78**

TENDERS

- C-17 Report dated 2004-10-22 from the General Manager of Corporate Services regarding RFP - For the Provision of Specific Services for the Municipal Tax Sale Process. **2 - 4**
(RESOLUTION PREPARED)

(This report sets out for Council the details of the four tenders received for the provision of specific services for the municipal tax sale process. Staff is recommending that the RFP be awarded to Desmarais, Keenan L.L.P. / Municipal Tax Recovery and BMA Management Consulting Inc.)

ROUTINE MANAGEMENT REPORTS

{NONE}

TELEPHONE POLLS

- C-18 Report dated 2004-10-15 from the General Manager of Corporate Services regarding Telephone Poll: Noise By-law Exemption - Atlas Corporation - Northern Ontario School of Medicine - Laurentian University. **5 - 9**
(RESOLUTION PREPARED)

(A telephone/email poll of Members of Council was conducted on October 15, 2004 asking for an exemption from the requirements of Chapter 776 (Noise) of the former City of Sudbury Municipal Code in order for Atlas Corporation to continue construction work on the Northern Ontario School of Medicine.)

PART I - CONSENT AGENDA (continued)

TELEPHONE POLLS (continued)

PAGE NO.

- C-19 Report dated 2004-10-21 from the General Manager of Corporate Services regarding Telephone/Email Poll: Ad Hoc Committee - Council Auditor - RFP - Contract CA004-05. **10 - 12**
(RESOLUTION PREPARED)

(A telephone/email poll of Members of Council was conducted on October 21, 2004 asking for Council's approval to award the RFP - Council Auditor - to BMA Management Consulting Inc.)

- C-20 Report dated 2004-10-21 from the General Manager of Corporate Services regarding Telephone Poll: Noise By-law Exemption - Interpaving Limited - Contract 2004-25 - Barrydowne/Kingsway Intersection Improvements. **13 - 18**
(RESOLUTION PREPARED)

(A telephone/email poll of Members of Council was conducted on October 21, 2004 asking for an exemption from the requirements of Chapter 776 (Noise) of the former City of Sudbury Municipal Code in order for Interpaving Limited to carry out construction activity on the Barrydowne Road and Kingsway intersections.)

BY-LAWS

THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:

2004-289A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF OCTOBER 28TH, 2004

2004-290 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS TO ENFORCE THE PRIVATE PROPERTY AND DISABLED PARKING SECTIONS OF BY-LAW 2001-1 AND FIRE ROUTE BY-LAW 2003-30T

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

2004-291T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2004-10-20, with attachments, from the General Manager of Public Works regarding Traffic Control - Intersection of Glover Avenue and Rowat Street. **19 - 21**

(This By-law provides a stop sign facing northbound traffic on Glover Avenue at the intersection of Glover Avenue and Rowat Street.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

2004-292T 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2001-1, A BY-LAW TO REGULATE TRAFFIC AND PARKING ON ROADS IN THE CITY OF GREATER SUDBURY

Report dated 2004-10-20, with attachments, from the General Manager of Public Works regarding Kingsway at Barrydowne Road - Dual Northbound Left-Turn Lanes.

22 - 24

(This By-law provides for dual left-turn lanes to accommodate the northbound to westbound traffic movement from Barry Downe Road onto the Kingsway.)

2004-293Z 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 2004-74

(This By-law revises the "R1.D10-12", Special Single Residential zone with respect to the subject lands to accommodate a new draft plan of subdivision which has been established for a portion of the property. The By-law also establishes that a portion of these lands where poor soil conditions, or lot grading issues may occur shall be subject to Site Plan Control pursuant to Section 41 of The Planning Act. Further, the By-law determines that an "H", Holding symbol shall apply to a portion of the lands zoned "R1.D10-12". The "H" symbol specifies that only uses permitted in all zones shall be permitted until such time as the "H" symbol has been removed. The "H" symbol shall only be removed by City Council when geotechnical and civil engineering solutions to problem soils have been provided to the satisfaction of the General Manager of Public Works, the Chief Building Official and the Director of Planning Services. Specific requirements for house construction must also be undertaken to the satisfaction of the Chief Building Official. - Vytis Lands (Kagawong) Ltd., Ramsey Lake Road, Sudbury)

2004-294 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN APPLICATION FOR APPROVAL TO EXPROPRIATE AN EASEMENT OVER PART OF PARCEL 7279 SUDBURY EAST SECTION FOR A PEDESTRIAN TRAIL

Planning Committee Recommendation 2004-241

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

2004-295Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2004-244

(This By-law does not rezone the subject property. This By-law permits a shipping container to be used for storage purposes on the subject property for a maximum temporary period of one year - Giant Tiger - 2208 Lasalle Blvd.)

2004-296Z 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 95-500Z, THE COMPREHENSIVE ZONING BY-LAW OF THE FORMER CITY OF SUDBURY

Planning Committee Recommendation 2004-197

(This By-law rezones the subject property to "I-19" to permit various commercial uses on the site together with an 85 room seniors residence. - Carrefour Francophone De Sudbury (Dalron))

2004-297F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH ANGEL DEMPSEY AND LARRY DEMPSEY FOR ROLL #240-003-007-00-0000

Report dated 2004-10-22 from the General Manager of Corporate Services regarding Tax Extension Agreement - Angel and Larry Dempsey.

25 - 26

(This report sets out the particulars of a proposed Tax Extension Agreement between the CGS and the above-named regarding taxes owing for 27 Dempsey Road - Roll #240-003-007-00-0000.)

2004-298F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH SANDRA LEA KELLY FOR ROLL #160-004-082-00-0000

Report dated 2004-10-22 from the General Manager of Corporate Services regarding Tax Extension Agreement - Sandra Lea Kelly.

27 - 28

(This report sets out the particulars of a proposed Tax Extension Agreement between the CGS and the above-named regarding taxes owing for 100 Pinellas Road - Roll #160-004-082-00-0000.)

PART I - CONSENT AGENDA (continued)

BY-LAWS (continued)

PAGE NO.

- 2004-299F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A TAX EXTENSION AGREEMENT WITH SYLVIA RAWLYK FOR ROLL #180-001-096-00-0000
- Report dated 2004-10-22 from the General Manager of Corporate Services regarding Tax Extension Agreement - Sylvia Rawlyk. **29 - 30**
- (This report sets out the particulars of a proposed Tax Extension Agreement between the CGS and the above-named regarding taxes owing for 14 Stull Street - Roll #180-001-096-00-0000.)
- 2004-300A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF THE ENVIRONMENT
- (This By-law authorizes an agreement with Environment Canada for project funding in the amount of \$30,000 for the City in partnership with Earth Care Sudbury to undertake programs and activities that will contribute to increase awareness and understanding of climate change issues.)

CORRESPONDENCE FOR INFORMATION ONLY

- C-21 Report dated 2004-10-20 from the General Manager of Health & Social Services regarding Provincial Ontario Works and Ontario Disability Support Program (ODSP) Social Assistance Rate Increase. **31 - 33**
(FOR INFORMATION ONLY)
- (Province announced a 3% increase to monthly entitlement for both Ontario Works and Ontario Disability Support Program effective July 2004.)
- C-22 Report dated 2004-10-08 from the General Manager of Citizen & Leisure Services regarding 2004 Summer Reading Program. **34 - 37**
(FOR INFORMATION ONLY)
- (This report is being submitted for your information at the request of Councillor Callaghan who is a member of the Greater Sudbury Public Library Board.)
- C-23 Report dated 2004-10-22, with attachments, from the General Manager of Corporate Services regarding 2004 Budget Variance Report. **38 - 51**
(FOR INFORMATION ONLY)
- (This is a variance report based on August expenditures and preliminary year-end projections.)

PART II - REGULAR AGENDA

REFERRED AND DEFERRED MATTERS

{NONE}

MANAGERS' REPORTS

{NONE}

PART II - REGULAR AGENDA (continued)

MOTIONS

PAGE NO.

R-1 Presented by Councillor Bradley:

WHEREAS the Canada Safety Council estimates that there may be about 460,000 dog bites annually in Canada;

AND WHEREAS Health Canada's Injury Report states that:

- Injuries associated with dog bites and dog attacks were sustained more frequently by 5 to 9 year olds (28.5%).
- Of all injuries related to dog bites and dog attacks, 57.9% were to males.
- The majority of injuries occurred when the patient has no direct interaction with the dog, 28.9%:
- Overall, the most frequent types of injury were bites, 73.1%, and the body part most often affected was the face, 40.5%;

AND WHEREAS according to the CBC's "Marketplace" Dangerous Dogs report, the City of Winnipeg was the first major Canadian city to ban pit bulls in 1990 and since the implementation of the ban, the number of serious dog attacks in Winnipeg has dropped from about 25 a year to one or two;

AND WHEREAS it has been reported that Ontario Attorney General Michael Bryant in the aftermath of several serious incidents involving pit bull dogs has started consultations to find out if the Province of Ontario should legislate the banning or restricting of pit bulls;

NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Greater Sudbury hereby endorses legislation by the Government of Ontario which would impose a Province-wide ban on pit bull dogs and encourages the Government of Ontario to further legislate large minimum fines, including mandatory jail terms, for irresponsible owners of pit bulls and other vicious dog breeds, and to seek amendments to the Criminal Code of Canada which would require the laying of criminal negligence charges against owners in cases of vicious dog attacks;

AND FURTHER THAT copies of this resolution be forwarded to the Honourable Michael Bryant, Attorney General of the Province of Ontario, and to the Association of Municipalities of Ontario, the Federation of Northern Ontario Municipalities and all local Members of the Legislative Assembly of Ontario for their information.

PART II - REGULAR AGENDA (continued)

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD

NOTICES OF MOTIONS

"IN CAMERA" (Incomplete Items)

10:00 P.M. ADJOURNMENT (RESOLUTION PREPARED)

{TWO-THIRDS MAJORITY REQUIRED TO PROCEED PAST 10:00 P.M.}

2004-10-22

**THOM M. MOWRY
CITY CLERK**

**CORRIE-JO CAPORALE
COUNCIL SECRETARY**