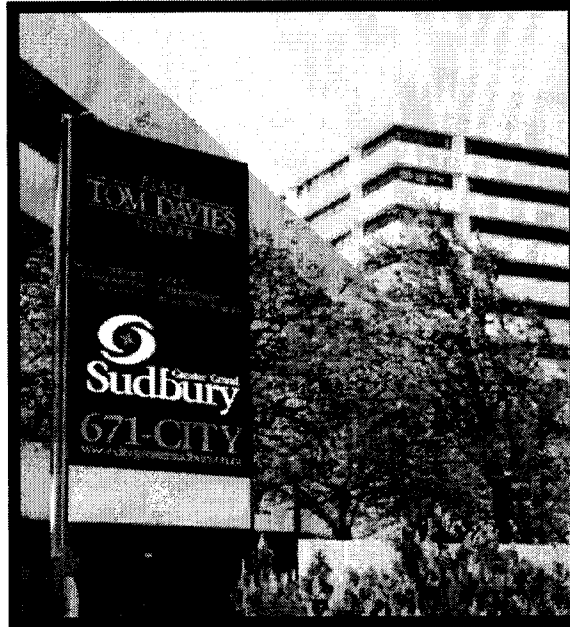


*Vision: The City of Greater Sudbury is  
a growing, world-class community  
bringing talent, technology and a great  
northern lifestyle together.*

*Vision : La Ville du Grand Sudbury est une  
communauté croissante de calibre  
international qui rassemble les talents, les  
technologies et le style de vie exceptionnel*

# Agenda Ordre du jour



For the  
City Council  
Meeting  
to be held

Pour la réunion  
du Conseil  
municipal qui  
aura lieu

Thursday, May 27, 2004

jeudi 27 mai 2004

**at 7:00 p.m**

**à 19 h**

**Council Chamber  
Tom Davies Square**

**dans la Salle du Conseil  
Place Tom Davies**

 **Greater | Grand  
Sudbury**  
[www.city.greatersudbury.on.ca](http://www.city.greatersudbury.on.ca)

Regular Council

# Agenda

FOR THE CITY COUNCIL MEETING  
TO BE HELD ON  
**THURSDAY, MAY 27, 2004**  
**COUNCIL CHAMBER**  
**TOM DAVIES SQUARE**

7:00 P.M.

Agenda  
ordre du jour



(12<sup>TH</sup>)

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FOR THE **REGULAR MEETING OF CITY COUNCIL**  
TO BE HELD ON **THURSDAY, MAY 27, 2004 AT 7:00 P.M.**  
IN THE **COUNCIL CHAMBER, TOM DAVIES SQUARE**

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**MAYOR DAVID COURTEMANCHE, CHAIR**

- 5:30 P.M.      **COMMITTEE OF THE WHOLE - "IN CAMERA"**  
**COMMITTEE ROOM C-11, TOM DAVIES SQUARE**  
*To deal with: Personnel and Property 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](http://www.greatersudbury.ca).

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

**PUBLIC HEARINGS**

{NONE}

**PRESENTATIONS/DELEGATIONS**

{NONE}

**MATTERS ARISING FROM THE "IN CAMERA" SESSION**

At this point in the meeting, the Chair, Deputy Mayor Craig, 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: 2004-05-26**

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

**MATTERS ARISING FROM THE PLANNING COMMITTEE: 2004-05-25**

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-7 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. 11, City Council, Minutes of 2004-05-13. (RESOLUTION PREPARED - MINUTES ADOPTED)	M1 - M23
C-2 Report No. 10, Planning Committee, Minutes of 2004-05-18. (RESOLUTION PREPARED - MINUTES ADOPTED)	M24 - M43
C-3 Report No. 9, Priorities Committee, Minutes of 2004-05-26. (RESOLUTION PREPARED - MINUTES ADOPTED)(MINUTES TABLED)	
C-4 Report of the Tender Opening Committee, Minutes of 2004-05-11. (RESOLUTION PREPARED - MINUTES RECEIVED)	M44
C-5 Report of the Tender Opening Committee, Minutes of 2004-05-18. (RESOLUTION PREPARED - MINUTES RECEIVED)	M45 - M47
C-6 Report No. 3, Board of Directors of Sudbury Metro Centre, Minutes of 2004-04-27. (RESOLUTION PREPARED - MINUTES RECEIVED)	M48 - M50

### TENDERS

{NONE}

### ROUTINE MANAGEMENT REPORTS

C-7 Report dated 2004-05-19 from the General Manager of Citizen & Leisure Services regarding Canada Day Celebrations. (RESOLUTION PREPARED)	1 - 2
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(The City of Greater Sudbury has been requested to join community partners in contributing to the fireworks for the Canada Day Celebrations.)

### TELEPHONE POLLS

{NONE}

### BY-LAWS

#### THE FOLLOWING BY-LAWS APPEAR FOR A THIRD AND FINAL READING:

2004-110      3<sup>RD</sup>      BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE SURPLUS, STOP-UP, CLOSE A PORTION OF THE LITTLE PANACHE SHORE ALLOWANCE ABUTTING PARCELS 17242 'A' AND 18369 SUDBURY WEST SECTION

Planning Resolution 2004-84 - Notice of this By-law was given and no comments were received.

## **PART I - CONSENT AGENDA (continued)**

### **BY-LAWS (continued)**

### **PAGE NO.**

2004-111      3<sup>RD</sup>      BY-LAW OF THE CITY OF GREATER SUDBURY TO DECLARE SURPLUS, STOP-UP, CLOSE A PORTION OF AN UNNAMED LAKE SHORE ALLOWANCE ABUTTING PARCEL 51174 SUDBURY EAST SECTION

Planning Resolution 2004-85 - Notice of this By-law was given and no comments were received.

### **THE FOLLOWING BY-LAWS APPEAR FOR THREE READINGS:**

2004-141A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF MAY 27, 2004

2004-142F      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE GRANTS FOR THE YEAR 2003 FOR VARIOUS COMMUNITY IMPROVEMENT PROJECTS OR NEIGHBOURHOOD PARTICIPATION PROJECTS

Council Resolution 2004-253

2004-143A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE AN AGREEMENT WITH THE SUDBURY CATHOLIC SCHOOL BOARD FOR THE RECYCLING COLLECTION PILOT PROJECT

Council Resolution 2004-245

2004-144A      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A MULTICULTURALISM CONTRIBUTION AGREEMENT WITH HER MAJESTY THE QUEEN IN RIGHT OF CANADA AS REPRESENTED BY THE MINISTER OF CANADIAN HERITAGE

Council Resolution 2004-254

## **PART I - CONSENT AGENDA (continued)**

### **BY-LAWS (continued)**

### **PAGE NO.**

2004-145A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY  
TO AUTHORIZE A GRANT TO CINÉFEST  
SUDBURY

Report dated 2004-05-20 from the General Manager  
of Economic Development and Planning regarding  
Cinéfest Sudbury Film Industry Centre Year II.

**3 - 8**

(Cinéfest Sudbury's Industry Forum is now entering its  
second year of operation and with the festival expanding  
from 7 to 9 days - is looking to build on the successes of  
2003.)

2004-146F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY  
TO AUTHORIZE A TAX EXTENSION AGREEMENT  
WITH PRO BAIT & TACKLE INC. FOR ROLL  
#070.008.125.00.0000

Report dated 2004-05-21 from the General Manager  
of Corporate Services regarding Tax Extension  
Agreement - Pro Bait & Tackle Inc.

**9 - 10**

(This report sets out the particulars of a proposed Tax  
Extension Agreement between the CGS and the  
above-named regarding taxes owing for 469 Kingsway,  
Sudbury.)

2004-147F 3 A BY-LAW OF THE CITY OF GREATER SUDBURY  
TO AUTHORIZE A TAX EXTENSION AGREEMENT  
WITH MARTIN CHARLES SAINIO FOR ROLL  
#070.022.015.00.0000

Report dated 2004-05-21 from the General Manager  
of Corporate Services regarding Tax Extension  
Agreement - Martin Charles Sainio.

**11 - 12**

(This report sets out the particulars of a proposed Tax  
Extension Agreement between the CGS and the  
above-named regarding taxes owing for 505 Melvin  
Avenue, Sudbury.)

2004-148A 3 A BY-LAW OF THE CITY OF GREATER SUDBURY  
TO APPOINT BY-LAW ENFORCEMENT OFFICERS  
FOR THE SUDBURY AIRPORT

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

**PART I - CONSENT AGENDA (continued)**

**BY-LAWS (continued)**

**PAGE NO.**

2004-149      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE SALE OF 190 CHURCH STREET, GARSON TO 1264156 ONTARIO INC.

Planning Committee Recommendation 2004-94

2004-150F    3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO ESTABLISH MISCELLANEOUS USER FEES FOR CERTAIN SERVICES PROVIDED BY THE CITY OF GREATER SUDBURY

(The existing Fees By-law is being repealed and replaced. The new Fees By-law consolidates the amendments which have been made to the Fees By-law since its passage in December of 2003, incorporates the changes to fees which were authorized during the budget process and makes some small housekeeping changes. Additionally, a report by the General Manager of Citizen and Leisure Services will address some requested amendments to the By-law.)

2004-151      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE FUNDING FROM COMMUNITY PLACEMENT TARGET FUNDING TO VARIOUS SOCIAL SERVICE AGENCIES TO ASSIST IN DELIVERING COMMUNITY PROGRAMS DESIGNED TO REDUCE AND PREVENT HOMELESSNESS

Priorities Committee meeting of May 26, 2004

2004-152      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE FUNDING FROM COMMUNITY PLACEMENT TARGET FUNDING TO VARIOUS SOCIAL SERVICE AGENCIES TO ASSIST IN DELIVERING COMMUNITY PROGRAMS TO PROVIDE DIRECT AND INDIRECT SERVICES TO ONTARIO WORK PARTICIPANTS

2004-153A    3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE A FUNDING AGREEMENT WITH HUMAN RESOURCES SKILLS DEVELOPMENT CANADA (HRSDC) FOR THE NATIONAL HOMELESSNESS INITIATIVE

Priorities Committee meeting of May 26, 2004



## **PART I - CONSENT AGENDA (continued)**

### **BY-LAWS (continued)**

### **PAGE NO.**

2004-154      3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE FUNDING FROM NATIONAL HOMELESSNESS INITIATIVE (NHI) PROGRAM FUNDING TO VARIOUS SOCIAL SERVICE AGENCIES TO ASSIST IN DELIVERING COMMUNITY PROGRAMS DESIGNED TO REDUCE AND PREVENT HOMELESSNESS

Priorities Committee meeting of May 26, 2004

2004-155Z    3      A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 83-302, THE COMPREHENSIVE ZONING BY-LAW FOR THE (FORMER) TOWN OF RAYSIDE-BALFOUR

Planning Committee Recommendation # 2004-24

(This by-law rezones the subject property to "R1.D18", Single Residential to permit the creation of five (5) single residential lots. Further, this by-law establishes an "R1.D18-6", Special Single Residential zone which specifies the location for a main building on the remaining lands -Firnill Enterprises Ltd., Notre Dame Street, Azilda)

### **CORRESPONDENCE FOR INFORMATION ONLY**

C-8      Report dated 2004-05-14, with attachments, from the General Manager of Health & Social Services regarding Healthy People for a Healthy Tomorrow! Developing a Framework for Community Action on the Prevention of Obesity. **13 - 15**  
**(FOR INFORMATION ONLY)**

(Information report to Council regarding the upcoming forum on the community prevention of Obesity.)

C-9      Report dated 2004-05-18, with attachments, from the General Manager of Health & Social Services regarding Northeastern Ontario Geriatric Care Conference: Practical Management. **16 - 18**  
**(FOR INFORMATION ONLY)**

(Announcement for a Northeastern Ontario Geriatric Care Conference for health professionals hosted by Pioneer Manor.)

C-10     Report dated 2004-05-21, with attachments, from the General Manager of Corporate Services regarding 2004 Ontario Budget - The Plan for Change. **19 - 47**  
**(FOR INFORMATION ONLY)**

(This report outlines the highlights of the 2004 Ontario budget which affect municipalities.)

## PART II - REGULAR AGENDA

### REFERRED AND DEFERRED MATTERS

**R-1 The following motion by was presented Councillor Kett:**

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 Inquiries 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."

## PART II - REGULAR AGENDA (continued)

### REFERRED AND DEFERRED MATTERS (continued)

PAGE NO.

R-1 **The following motion was presented by Councillor Kett (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.

**(That Council at its meeting of 2004-05-13 concurred the request of Councillor Kett that the foregoing motion be deferred to the next regularly scheduled meeting of Council when a representative of CUPE could address Council.**

**Councillor Kett will not be in attendance at the 2004-05-27 Council meeting. As well CUPE has indicated that it is unable to attend as well. Councillor Kett has therefore requested that Council agree to refer this matter to the 2004-06-10 meeting of City Council.**

**In order to do this a motion of referral will be required.)**

### MANAGERS' REPORTS

- R-2 Report dated 2004-05-19 from the General Manager of Health & Social Services regarding Contract for National Homelessness Initiative Funding. **48 - 50**  
**(RESOLUTION PREPARED)**

(Authorization for allocation of funds from the National Homelessness Initiative as recommended in the Updated Community Plan and endorsed by the Task Force on Emergency Shelters.)

## PART II - REGULAR AGENDA (continued)

### MANAGERS' REPORTS (continued)

### PAGE NO.

- R-3 Report dated 2004-05-17 from the General Manager of Health & Social Services regarding Community Placement Target Fund Slippage. **51 - 53**  
**(RESOLUTION PREPARED)**

(Community Placement Target Funds allocated for internal and external projects are reviewed, slippage identified, recommended to Priorities Committee to be redirected to emerging projects as required. This insures that valuable community based programming continues.)

- R-4 Report dated 2004-05-18 from the General Manager of Health & Social Services regarding Emergency Shelter Bed Sustainability Strategy. **54 - 61**  
**(RESOLUTION PREPARED)**

(This report outlines the current crisis in the emergency shelter bed system; the networking and cooperative spirit evolving from some interim strategies and the road ahead for strategic planning and implementation of a local solution that could be shared with other communities who are also struggling with similar problems.)

- R-5 Report dated 2004-05-21 from the General Manager of Corporate Services regarding Development Charges Study Update. **62 - 64**  
**(RESOLUTION PREPARED)**

(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.)

- R-6 Report dated 2004-05-20 from the General Manager of Corporate Services regarding Amendment to Procedure By-law - Appointment of Chair and Vice-chair for the Term of Council to Facilitate Multi-year Budgeting. **65 - 67**  
**(RESOLUTION PREPARED)**

(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.)

**PART II - REGULAR AGENDA (continued)**

**MOTIONS**

**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.}***

**2004-05-21**

**THOM M. MOWRY  
CITY CLERK**

**CORRIE-JO CAPORALE  
COUNCIL SECRETARY**

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DE LA RÉUNION ORDINAIRE DU CONSEIL MUNICIPAL  
QUI AURA LIEU LE JEUDI 27 MAI 2004 À 19 h  
DANS LA **SALLE DU CONSEIL**, À LA PLACE TOM DAVIES

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### LE MAIRE DAVID COURTEMANCHE, PRÉSIDENT

- 17 h 30      **COMITÉ PLÉNIER - RÉUNION À HUIS CLOS**  
**SALLE DE COMITÉ C-11, PLACE TOM DAVIES**  
*Objet de la réunion : des questions relatives au personnel et aux biens*
- 19 h         **RÉUNION ORDINAIRE DU CONSEIL MUNICIPAL**  
**SALLE DU CONSEIL, PLACE TOM DAVIES**

**(VEUILLEZ ÉTEINDRE LES TÉLÉPHONES CELLULAIRES ET LES  
TÉLÉAVERTISSEURS)**

La salle du Conseil de la Place Tom Davies est accessible en fauteuil roulant. Si vous désirez obtenir un appareil auditif, veuillez communiquer avec le greffier municipal, avant la réunion. Les personnes qui prévoient avoir besoin d'aide doivent s'adresser au bureau du greffier municipal, au moins 24 heures avant la réunion, aux fins de dispositions spéciales. Veuillez composer le (705) 671-2489, poste 2475; appareils de télécommunications pour les malentendants (ATS) (705) 688-3919. Vous pouvez consulter l'ordre du jour au site Web de la Ville à l'adresse [www.grandsudbury.ca](http://www.grandsudbury.ca).

1. Moment de silence
2. Appel nominal
3. Déclarations d'intérêt pécuniaire

## **AUDIENCES PUBLIQUES**

{AUCUNE}

## **EXPOSÉS / DÉLÉGATIONS**

{AUCUNE}

## **QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS**

À cette étape de la réunion, l'adjoint au maire Craig, président de la réunion, rapportera toute question traitée pendant la séance à huis clos. Le Conseil examinera ensuite les résolutions ou les règlements.

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES PRIORITÉS tenue le 26 mai 2004**

À cette étape de la réunion, la conseillère Caldarelli, vice-présidente du comité, saisira le Conseil de toute question nécessitant l'approbation de ce dernier.

## **QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE PLANIFICATION tenue le 25 mai 2004**

À cette étape de la réunion, le conseiller Thompson, président du comité, saisira le Conseil de toute question nécessitant l'approbation de ce dernier.

## **PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS**

### **(Résolution préparée pour les articles C-1 à C-7 de l'ordre du jour des résolutions)**

(Par souci de commodité et pour accélérer le déroulement des réunions, les questions d'affaires répétitives ou routinières sont incluses à l'ordre du jour des résolutions et on vote collectivement pour toutes les questions de ce genre.

À la demande d'un conseiller, on pourra traiter isolément d'une question d'affaires de l'ordre du jour des résolutions par voie de débat ou par vote séparé. Dans le cas d'un vote séparé, la question d'affaires isolée est retirée de l'ordre du jour des résolutions et on ne vote collectivement qu'au sujet des questions à l'ordre du jour des résolutions.

Toutes les questions d'affaires à l'ordre du jour des résolutions sont inscrites séparément au procès-verbal de la réunion.)

## **PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)**

### **PROCÈS-VERBAUX**

**PAGE N°**

- C-1 Rapport n° 11, Conseil municipal, procès-verbal de la réunion tenue le 13 mai 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M1 - M23**
- C-2 Rapport n° 10, Comité de planification, procès-verbal de la réunion tenue le 18 mai 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ) **M24 - M43**
- C-3 Rapport n° 9, Comité des priorités, procès-verbal de la réunion tenue le 26 mai 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)(PROCÈS-VERBAL DÉPOSÉ)
- C-4 Rapport du Comité de dépouillement des soumissions, procès-verbal de la réunion tenue le 11 mai 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M44**
- C-5 Rapport du Comité de dépouillement des soumissions, procès-verbal de la réunion tenue le 18 mai 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M45 - M47**
- C-6 Rapport n° 3, Conseil d'administration du Sudbury Metro Centre, procès-verbal de la réunion tenue le 27 avril 2004  
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL REÇU) **M48 - M50**

### **SOUMISSIONS**

{AUCUNE}

### **RAPPORTS DE GESTION COURANTS**

- C-7 Rapport daté du 19 mai 2004 du directeur général des Services aux citoyens et des Loisirs au sujet des célébrations de la fête du Canada  
(RÉSOLUTION PRÉPARÉE) **1 - 2**

(On a demandé à la Ville du Grand Sudbury de se joindre à des partenaires communautaires pour contribuer aux feux d'artifice pour les célébrations de la fête du Canada.)

### **SONDAGES TÉLÉPHONIQUES**

{AUCUN}



## PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

### RÈGLEMENTS

PAGE N°

#### LES RÈGLEMENTS SUIVANTS PARRAISSENT POUR LA 3<sup>E</sup> ET DERNIÈRE LECTURE :

2004-110      3<sup>E</sup>      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR DÉCLARER EXCÉDENTAIRE, BOUCHER  
ET FERMER UNE PARTIE DE L'ALLOCATION  
RIVERAINE DU LITTLE PANACHE CONTIGUË AUX  
PARCELLES 17242'A' ET 18369 SUDBURY,  
SECTION OUEST

Résolution du Comité de planification 2004-84 - un  
avis de ce règlement a été émis et aucun  
commentaire n'a été reçu.

2004-111      3<sup>E</sup>      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR DÉCLARER EXCÉDENTAIRE, BOUCHER  
ET FERMER UNE PARTIE D'UNE ALLOCATION  
RIVERAINE D'UN LAC SANS NOM CONTIGUË À  
LA PARCELLE 51174 SUDBURY, SECTION EST

Résolution du Comité de planification 2004-85 - un  
avis de ce règlement a été émis et aucun  
commentaire n'a été reçu.

#### LES RÈGLEMENTS SUIVANTS PARRAISSENT POUR TROIS LECTURES :

2004-141A      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR CONFIRMER LES DÉLIBÉRATIONS DU  
CONSEIL LORS DE SA RÉUNION DU 27 MAI 2004

2004-142F      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER DES SUBVENTIONS POUR  
L'ANNÉE 2003 À DIVERS PROJETS  
D'AMÉLIORATION COMMUNAUTAIRES OU DE  
PROJETS DE PARTICIPATION DU VOISINAGE

Résolution du Conseil municipal 2004-253

2004-143A      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE CONVENTION AVEC LE  
SUDBURY CATHOLIC SCHOOL BOARD POUR LE  
PROJET PILOTE DE COLLECTE DES ARTICLES  
RECYCLABLES

Résolution du Conseil municipal 2004-245

## PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

### RÈGLEMENTS (suite)

PAGE N°

2004-144A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE CONVENTION SUR LA  
CONTRIBUTION AU MULTICULTURALISME AVEC  
SA MAJESTÉ LA REINE AUX DROITS DU CANADA  
REPRÉSENTÉE PAR LE MINISTRE DU  
PATRIMOINE CANADIEN

Résolution du Conseil municipal 2004-254

2004-145A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE SUBVENTION À  
CINÉFEST SUDBURY

Rapport daté du 20 mai 2004 du directeur général  
des Services de développement économique et de  
planification au sujet de l'année II du Centre de  
l'industrie du film de Cinéfest Sudbury

3 - 8

(Le Forum de l'industrie de Cinéfest Sudbury entame sa  
deuxième année et du fait que le festival se prolonge de  
sept à neuf (7-9) jours, il veut miser sur les réussites de  
2003.)

2004-146F 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE CONVENTION DE  
PROLONGATION FISCALE AVEC PRO BAIT &  
TACKLE INC. POUR LE RÔLE N°  
070.008.125.00.0000

Rapport daté du 21 mai 2004 du directeur général  
des Services corporatifs au sujet d'une convention de  
prolongation fiscale - Pro Bait & Tackle Inc.

9 - 10

(Ce rapport établit les conditions d'une convention  
proposée de prolongation fiscale entre la VGS et la société  
susmentionnée au sujet d'impôts en souffrance pour la  
propriété située au 469, chemin Kingsway, Sudbury.)

## PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

### RÈGLEMENTS (suite)

PAGE N°

2004-147F 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE CONVENTION DE  
PROLONGATION FISCALE AVEC MARTIN  
CHARLES SAINIO POUR LE RÔLE N°  
070.022.015.00.0000

Rapport daté du 21 mai 2004 du directeur général  
des Services corporatifs au sujet de d'une convention  
de prolongation fiscale - Martin Charles Sainio.

11 - 12

(Ce rapport établit les conditions d'une convention  
proposée de prolongation fiscale entre la VGS et la  
personne susmentionnée au sujet d'impôts en souffrance  
pour la propriété située au 505, avenue Melvin, Sudbury.)

2004-148A 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR NOMMER DES AGENTS D'APPLICATION  
DES RÈGLEMENTS MUNICIPAUX POUR  
L'AÉROPORT DE SUDBURY

(Ce règlement met à jour la liste des agents d'application  
des règlements municipaux à l'Aéroport de Sudbury.)

2004-149 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER LA VENTE DE LA PROPRIÉTÉ  
DU 190, RUE CHURCH, À GARSON À LA SOCIÉTÉ  
1264156 ONTARIO INC.

Recommandation du Comité de planification 2004-94

2004-150F 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR ÉTABLIR DIVERS FRAIS D'UTILISATION  
POUR CERTAINS SERVICES QUE FOURNIT LA  
VILLE DU GRAND SUDBURY

(Le règlement actuel sur les frais se fait abroger et  
remplacer. Le nouveau règlement sur les frais regroupe les  
modifications qui ont été faits au règlement sur les frais  
depuis son adoption en décembre 2003, incorpore les  
modifications aux frais qui ont été autorisées pendant la  
démarche budgétaire et fait quelques petites modifications  
d'ordre administratif. De plus, un rapport du directeur  
général des Services aux citoyens et des Loisirs abordera  
certaines modifications demandées à ce règlement.)

## PARTIE I - ORDRE DU JOUR DES RÉOLUTIONS (suite)

### RÈGLEMENTS (suite)

PAGE N°

2004-151      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER LE FINANCEMENT DES  
FONDS CIBLÉS DE PLACEMENT DANS LES  
COLLECTIVITÉS À DIVERS ORGANISMES DE  
SERVICES SOCIAUX POUR AIDER À LA  
PRESTATION DE PROGRAMMES  
COMMUNAUTAIRES CONÇUS AFIN DE RÉDUIRE  
ET DE PRÉVENIR LE PHÉNOMÈNE DES  
SANS-ABRI

Réunion du Comité des priorités tenue le 26 mai  
2004

2004-152      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER LE FINANCEMENT DES  
FONDS CIBLÉS DE PLACEMENT DANS LES  
COLLECTIVITÉS À DIVERS ORGANISMES DE  
SERVICES SOCIAUX POUR AIDER À LA  
PRESTATION DE PROGRAMMES  
COMMUNAUTAIRES POUR FOURNIR DES  
SERVICES DIRECTS ET INDIRECTS AUX  
PARTICIPANTS AU PROGRAMME ONTARIO AU  
TRAVAIL

2004-153A    3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER UNE CONVENTION DE  
FINANCEMENT AVEC RESSOURCES HUMAINES  
ET DÉVELOPPEMENT DES COMPÉTENCES  
CANADA (RHDC) POUR L'INITIATIVE NATIONALE  
POUR LES SANS-ABRI

Réunion du Comité des priorités tenue le 26 mai  
2004

2004-154      3      RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR AUTORISER LE FINANCEMENT  
PROVENANT DES FONDS DE L'INITIATIVE  
NATIONALE POUR LES SANS-ABRI DESTINÉS  
AUX PROGRAMMES À DIVERS ORGANISMES DE  
SERVICES SOCIAUX POUR AIDER À LA  
PRESTATION DE PROGRAMMES  
COMMUNAUTAIRES CONÇUS AFIN DE RÉDUIRE  
ET DE PRÉVENIR LE PHÉNOMÈNE DES  
SANS-ABRI

Réunion du Comité des priorités tenue le 26 mai  
2004

## PARTIE I - ORDRE DU JOUR DES RÉSOLUTIONS (suite)

### RÈGLEMENTS (suite)

PAGE N°

- 2004-155Z 3 RÈGLEMENT DE LA VILLE DU GRAND SUDBURY  
POUR MODIFIER LE RÈGLEMENT 83-302, LE  
RÈGLEMENT GÉNÉRAL DE ZONAGE POUR  
(L'ANCIENNE) VILLE DE RAYSIDE-BALFOUR

Recommandation du Comité de planification 2004-24

(Ce règlement redéfinit le zonage de la propriété en question à « R1.D18 », Résidentielle unifamiliale pour permettre la création de cinq (5) lots résidentiels unifamiliaux. De plus, ce règlement établit une zone « R1.D18-6 », Résidentielle unifamiliale spéciale qui précise l'emplacement d'un bâtiment principal sur les terres restantes - Firnil Enterprises Ltd., rue Notre Dame, Azilda)

### CORRESPONDANCE À TITRE DE RENSEIGNEMENT SEULEMENT

- C-8 Rapport daté du 14 mai 2004, accompagné de pièces jointes, de la directrice générale de la Santé et des Services sociaux au sujet de Healthy People for a Healthy Tomorrow! Developing a Framework for Community Action on the Prevention of Obesity (des gens en santé pour un avenir sain - élaborer un cadre d'action communautaire sur la prévention de l'obésité) **13 - 15**  
(À TITRE DE RENSEIGNEMENT SEULEMENT)

(Rapport d'information au Conseil municipal au sujet du forum qui vient sur la prévention communautaire de l'obésité)

- C-9 Rapport daté du 18 mai 2004, accompagné de pièces jointes, de la directrice générale de la Santé et des Services sociaux au sujet du congrès sur les soins gériatriques du Nord-Est ontarien : gestion pratique **16 - 18**  
(À TITRE DE RENSEIGNEMENT SEULEMENT)

(Annonce d'un congrès sur les soins gériatriques dans le Nord-Est ontarien à l'intention des professionnels de la santé organisé par le Manoir des pionniers)

- C-10 Rapport daté du 21 mai 2004, accompagné de pièces jointes, du directeur général des Services corporatifs au sujet du budget 2004 de l'Ontario - Le plan pour le changement **19 - 47**  
(À TITRE DE RENSEIGNEMENT SEULEMENT)

(Ce rapport décrit les points saillants du budget 2004 de l'Ontario qui touchent les municipalités.)

## PARTIE II - ORDRE DU JOUR RÉGULIER

### QUESTIONS REPORTÉES ET QUESTIONS RENVOYÉES

R-1 La motion suivante a été présentée par le conseiller Kett :

ATTENDU QUE tous les employés municipaux de l'Ontario contribuent à la caisse de retraite de l'OMERS et qu'ils comptent sur ce régime pour financer leur retraite;

ET QUE les municipalités ontariennes ont le devoir et la responsabilité de se prononcer lorsqu'elles ont des préoccupations au sujet de la surveillance du C. A. et des pratiques d'investissement douteuses de la part du C. A. et de la direction de l'OMERS;

ET QUE le *Globe & Mail* de Toronto, dans une série d'articles, a soulevé de graves questions et préoccupations au sujet des pratiques de l'OMERS en matière d'investissement et de gestion;

ET QUE l'entente d'impartition que l'OMERS (Régime de retraite des employés municipaux de l'Ontario) a conclu avec la Capital Corporation, touchant près du tiers de ses actifs, est devenue une aventure onéreuse et inutile qui a coûté au régime près de 100 000 000 \$ seulement au cours des 12 derniers mois en frais de gestion et d'achats;

ET QUE cette entente a fini par enrichir quelques investisseurs et gestionnaires aux dépens des 340 000 travailleurs actifs et retraités qui sont membres de l'(OMERS);

ET QUE le *Globe and Mail* de Toronto, dans un article en date du lundi 3 mai 2004, a indiqué que le fait que l'entière gestion de neuf (9) milliards de dollars en actifs a été transférée à un tiers sans l'approbation du conseil d'administration soulève des questions au sujet de la surveillance de la caisse de retraite, aux dires de certaines sources;

ET QU'IL est douteux qu'un grand régime de retraite comme l'OMERS profite en payant quelqu'un d'autre pour s'occuper de ses propres actifs;

ET QU'IL y a aussi des préoccupations que trois nouvelles compagnies créées par l'OMERS -- Borealis Infrastructure Corp., Oxford Properties Group et le groupe des souscriptions privées de l'OMERS -- éprouveront les mêmes problèmes qui ont affligé la caisse de retraite lorsqu'il a établi l'OMERS Realty Corp. en 1990 en tant qu'entreprise séparée;

## PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

### QUESTIONS REPORTÉES ET QUESTIONS RENVOYÉES (suite)

PAGE N<sup>o</sup>

#### R-1 La motion suivante a été présentée par le conseiller Kett (suite):

ET QUE l'article 2 de la *Loi sur les enquêtes publiques* stipule que : « Lorsque le lieutenant-gouverneur en conseil juge qu'il y a lieu d'ordonner la tenue d'une enquête sur une question intéressant la bonne administration de l'Ontario, la conduite des affaires publiques ou l'administration de la justice dans la province, ou sur une question qu'il déclare sujet d'intérêt public, et lorsqu'une telle enquête n'est régie par aucune loi spéciale, il peut, par commission, nommer une ou plusieurs personnes pour effectuer cette enquête. »

IL EST PAR CONSÉQUENT RÉSOLU QUE le Conseil de la Ville du Grand Sudbury demande, par la présente, à la Province de l'Ontario d'établir une commission en vertu de la *Loi sur les enquêtes publiques* (L.R.O. de 1990, chapitre P.41) sur les pratiques d'investissement de la caisse de retraite de l'OMERS, en particulier les dispositions relatives à l'entente Borealis et que le mandat de cette commission comprenne des recommandations au sujet des moyens de faire rendre plus de comptes à la caisse de retraite à ses membres et aux contribuables;

ET QUE l'on fasse parvenir des copies de la présente motion à l'honorable Dalton McGuinty, Premier ministre de l'Ontario, l'honorable John Gerretsen, ministre des Affaires municipales et du logement et ministre responsable de l'administration de la *Loi sur le régime de retraite des employés municipaux de l'Ontario*, l'honorable Rick Bartolucci, ministre du Développement du Nord et des Mines, Mme Shelly Martel, députée provinciale (Nickel Belt), M. Frederick Biro, président du Conseil d'administration de l'OMERS, M. Colin McNairn, président de la Commission des services financiers de l'Ontario et la Municipal Retirees' Organization Ontario;

ET QUE l'on fasse parvenir la présente motion à la Fédération des municipalités du Nord de l'Ontario (FONOM) et à l'Association des municipalités de l'Ontario (AMO) afin d'obtenir leur appui.

**(Le Conseil, lors de sa réunion du 13 mai 2004, a accédé à la demande du conseiller Kett que la motion précédente soit reportée à la prochaine réunion ordinaire prévue du Conseil lorsqu'un représentant du SCFP pourra adresser la parole au Conseil.**

**Le conseiller Kett ne sera pas présent à la réunion du 27 mai 2004 du Conseil. De plus, le SCFP a indiqué qu'il ne sera pas non plus en mesure d'y assister. Le conseiller Kett a par conséquent demandé que le Conseil consente à reporter cette question à la réunion du 10 juin 2004 du Conseil municipal.**

**Pour ce faire, une motion de report est nécessaire.)**

## PARTIE II - ORDRE DU JOUR RÉGULIER (suite)

### RAPPORTS DES GESTIONNAIRES

PAGE N°

- R-2 Rapport daté du 19 mai 2004 de la directrice générale de la Santé et des Services sociaux au sujet d'un contrat pour le financement dans le cadre de l'initiative nationale pour les sans-abri  
**(RÉSOLUTION PRÉPARÉE)** 48 - 50

(Autorisation pour l'affectation des fonds provenant de l'Initiative nationale pour les sans-abri comme le recommande le Plan communautaire mis à jour avec l'appui du Groupe de travail sur l'hébergement d'urgence)

- R-3 Rapport daté du 17 mai 2004 de la directrice générale de la Santé et des Services sociaux au sujet des surplus accumulés des Fonds ciblés des placements dans la collectivité  
**(RÉSOLUTION PRÉPARÉE)** 51 - 53

(Les Fonds ciblés des placements dans la collectivité alloués pour des projets internes et externes sont revus, les ressources non utilisées sont dépistées, recommandées au Comité des priorités afin d'être réorientées vers de nouveaux projets au besoin. Cela veille à la continuation de programmes communautaires utiles.)

- R-4 Rapport daté du 18 mai 2004 de la directrice générale de la Santé et des Services sociaux au sujet de la stratégie en matière de durabilité de lits d'hébergement d'urgence  
**(RÉSOLUTION PRÉPARÉE)** 54 - 61

(Ce rapport décrit la crise actuelle au sein du système des lits d'hébergement d'urgence, le réseautage et l'esprit de collaboration qui évolue à partir de certaines stratégies intérimaires et la voie à suivre pour la planification stratégique et la mise en oeuvre d'une solution locale qui pourrait être communiqués à d'autres collectivités qui tentent de régler des problèmes semblables.)

- R-5 Rapport daté du 21 mai 2004 du directeur général des Services corporatifs au sujet d'un compte rendu sur l'étude des redevances d'aménagement  
**(RÉSOLUTION PRÉPARÉE)** 62 - 64

(Le règlement 99-200F, étant un règlement de l'ancienne municipalité régionale quant aux redevances d'aménagement, prendra fin le 31 août 2004. En vertu de la Loi sur les redevances d'aménagement, il faut entreprendre une nouvelle étude et il faut adopter un nouveau règlement afin que la Ville puisse continuer de percevoir des redevances d'aménagement liées à des projets d'immobilisations admissibles.)



## **PARTIE II - ORDRE DU JOUR RÉGULIER (suite)**

### **RAPPORTS DES GESTIONNAIRES (suite)**

**PAGE N°**

- R-6 Rapport daté du 20 mai 2004 du directeur général des Services corporatifs au sujet d'une modification au règlement de procédure - nomination à la présidence et à la vice-présidence pour le mandat du Conseil afin de faciliter la budgétisation pluriannuelle  
**(RÉSOLUTION PRÉPARÉE)** **65 - 67**

(Le conseiller Callaghan, lors de la réunion du Conseil tenue le 13 mai 2004, a donné sa démission à titre de président du Comité des finances à compter de cette date. Le conseiller Gainer, à titre de vice-président, est maintenant le président par intérim des Finances jusqu'à ce que la démission du conseiller Callaghan soit officiellement acceptée par le Conseil et qu'une élection du Conseil se tienne pour lui désigner un successeur.

En raison de l'absence prévue de certains membres du Conseil à la réunion du 27 mai 2004, la présidence des Finances sera reportée jusqu'à la réunion du Conseil du 10 juin 2004.)

### **MOTIONS**

### **ADDENDA**

### **PÉTITIONS CIVIQUES**

### **PÉRIODE DE QUESTIONS**

### **AVIS DE MOTIONS**

### **HUIS CLOS (questions inachevées)**

### **LEVÉE DE LA SÉANCE À 22 h (RÉSOLUTION PRÉPARÉE)**

***{UNE MAJORITÉ DES DEUX TIERS EST REQUISE POUR POURSUIVRE LA RÉUNION APRÈS 22 h.}***

Le 21 mai 2004

**THOM M. MOWRY,  
GREFFIER MUNICIPAL**

**CORRIE-JO CAPORALE,  
SECRÉTAIRE DU CONSEIL**

# Request for Decision City Council



## Type of Decision

Meeting Date	May 27, 2004				Report Date	May 19, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of	<input checked="" type="checkbox"/>	Open		Closed

## Report Title

**Canada Day Celebrations**

### Policy Implication + Budget Impact

<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
Background Attached	


### Recommendation

**THAT the Council of the City of Greater Sudbury contribute \$10,000 towards fireworks for the Canada Day Celebrations to be held on July 1, 2004;**

**AND FURTHER that this special funding come from the Contingency Account.**

Recommendation Continued

### Recommended by the General Manager

  
 Caroline Hallsworth  
 General Manager, Citizen and Leisure Services

### Recommended by the C.A.O.

  
 Mark Mieto  
 Chief Administrative Officer

**Report Prepared By**

Caroline Hallsworth  
General Manager, Citizen and Leisure Services

**Division Review**

**Executive Summary**

The City of Greater Sudbury has been requested to join community partners in contributing to the fireworks for the Canada Day Celebrations.

**Background**

On June 20, 1868, Governor General, Lord Monck, signed a proclamation which "called upon all Her Majesty's loving subjects throughout Canada to join in the celebration of the anniversary of the formation of the union of the British North America provinces in a federation under the name of Canada on July 1<sup>st</sup>." The following year, Dominion Day, which is now called Canada Day, was formally established as a day of celebration across Canada.

Across Canada, from Parliament Hill to the smallest Canadian communities, Canada Day Fireworks displays are an integral but expensive component of every Canada Day celebration and the City of Greater Sudbury is being asked to join partners, Science North and Rogers Radio, in contributing to the Canada Day Firework Celebrations. Rogers Radio contributes in excess of \$10,000 in advertising for Canada Day while Science North contributes significant amounts of staff time to planning the event and providing complimentary outdoor programs that run all day long on Canada Day.

For 2004, \$10,000 of funding in support of the fireworks display has been requested. This is in addition to the in-kind support that the City of Greater Sudbury provides to Canada Day Celebrations, which includes transit service, assignment of additional waterfront safety and park maintenance staff to Bell Park and provision of logistical assistance to the Canada Day celebrations.

If approved by Council, this funding would come from the Corporate Services Contingency Account. In future years, the Canada Day Celebration Committee will be asked to make application through the Arts and Culture Granting process as the Canada Day Celebrations are an integral part of our celebrations of the diversity of Canadian culture.

# Request for Decision City Council



## Type of Decision

Meeting Date	May 27 <sup>th</sup> , 2004				Report Date	May 20 <sup>th</sup> , 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

Cinefest Sudbury Film Industry Centre Year II

### Policy Implication + Budget Impact

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

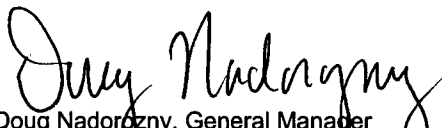
Background Attached

### Recommendation

That City Council support Year II of the Cinefest Sudbury Film Industry Centre 2004 in the amount of \$15,000 from the 2004 capital envelope. An additional \$7,500 will be provided from the Tourism Event Support Program.

Recommendation Continued

### Recommended by the General Manager

  
Doug Nadorozny, General Manager  
Economic Development and Planning Services

### Recommended by the C.A.O.

  
Mark Mieto  
Chief Administrative Officer

Date: May 20<sup>th</sup>, 2004

**Report Prepared By**



Shawn Poland  
Business Development Officer

**Division Review**



Helen Mulc  
Manager of Business Development

**Executive Summary:**

Cinéfest Sudbury's Industry Forum is now entering its second year of operation and – with the festival expanding from 7 to 9 days – is looking to build on the successes of 2003. The roots of any film and television industry are in the organizations that provide networking, professional development, mentorship and training to emerging talent and voices within the trade. Through the establishment the Industry Forum in 2003, Cinéfest Sudbury increased its role within the Canadian film industry as a showcase for production, as a forum for discussion, and as a means for professional development for aspiring filmmakers.

The Industry Centre 2004 will again consist of the Film Forum Series and Marketplace components (described below), and will introduce an international component engaging U.S. producers in a dialogue around international co-productions. This new international component accounts for the increased contributions from both the federal (Telefilm) and provincial (Ontario Media Development Corporation) governments. Please see the 2004 Project Budget attached as well as the 2003 Final Report.

**Background:**

The inaugural Cinéfest Sudbury Industry Forum played host to over 180 music, television and film industry professionals. Entertaining and informative workshops were presented to over 224 individuals participating from communities across Northern and Southern Ontario.

In keeping with the spirit of a 'film festival' Cinéfest Sudbury transformed the former Famous Player's Cinemas in Downtown Sudbury into a full service one-stop Industry Forum. Priding itself on how audience friendly the film festival is, it was the goal of Cinéfest to establish an atmosphere that was not only a place for Industry Forum audiences to interact with workshop hosts and panel delegates, but also an environment which focused on the business side of the Film Festival. In doing so, some of the key business components that Cinéfest Sudbury implemented in 2003 and will be building on in 2004 are:

**1. WORKSHOPS**

Cinéfest Sudbury's series of practical and innovative workshops allowed industry professionals to share their experience, skills and insight with one another as well as the general public. The workshops were of great interest to both the general public as well as professionals from the film, television and music industries. Workshops, such as The Magic of Animation and The Craft of Songwriting, were conducted in an interactive manner where all participants were able to practice the techniques they are learning and get the valuable direction needed from the workshop hosts themselves to assure they are following the correct path. This trend will continue in 2004. As part of Cinéfest Sudbury's constant efforts to make the its Industry Forum an event for all Northern Ontarians, Cinéfest Sudbury promotes Northern Ontario's bilingual culture by hosting both English as well as French workshops.

## 2. PANEL DISCUSSIONS

Cinéfest Sudbury's line up of panel discussions consist of several educational and informative sessions that catered to both film and music audiences of every level of experience. Audiences are treated to first hand accounts by some of Canada's foremost directors, producers, actors and musicians retelling their experiences on how to get their first 'big-break' into their respective careers. Each session is moderated by an individual who play an influential role in their industries; or who have made a significant impact on the Canadian film and/or music markets. Moderators such as Cameron Bailey (NOW Magazine, CBC Radio and Canada AM), Claudette Jaiko (National Film Board of Canada) and Tara Lift (Maple Music Recordings) have guided discussion. Like the workshops hosted by Cinéfest, the panel discussions were offered in both English as well as French.

## 3. CROSS BORDER SHOPPING (New in 2004)

Given Canada's growing interest in co-venturing with the United States, Industry Forum will provide an effective, project-driven conference with American representatives through Cross Border Shopping. Hosted by the Ontario Media Development Corporation, Cross Border Shopping will feature pre-scheduled micro-meetings with 4 to 6 key American Producers/Directors, providing a unique and intimate opportunity for the Canadian industry to engage potential partners, interesting properties and new financing prospects. With a stimulating schedule of networking, information exchange, screenings and social events, Cross Border Shopping provides a golden opportunity to Canadian delegates for intimate access to international relationships in a targeted, focussed and time-effective environment. Cross Border Shopping will help the Canadian industry build international ties, kick-start co-productions and co-ventures and lever Canadian productions into the global marketplace.

## 4. PITCH'N IT!

A chance of a lifetime is offered to budding film & television writers from the North. Pitch'n It! is an interactive contest where Northern Ontario residents submit their proposals for the next 'big' television hit or film blockbuster to Cinéfest Sudbury. The top ten entries are then selected by Cinéfest Sudbury staff members and the contestants given the opportunity to 'sell' their ideas and themselves in six-minutes to a jury of television and film industry professionals. The prize for the winning 'pitch' (\$1,000 in 20030 could be used to develop the writing of the film or television idea.

## 5. DEMO CRITIQUE

northern Ontario songwriters have the opportunity to have their original songs and recordings heard by the decision makers of the music industry. Cinéfest's panel for 'The Craft of Songwriting' deals with the craft and business of songwriting and provides participants practical advise on how to be a better songwriter. Panelists evaluate and discussed the songs provided by audience members and give immediate and invaluable feedback, giving participants insight and advice with regards to both the craft and business of song writing.

## 6. CHILDREN'S ACTIVITIES

In accordance with Cinéfest Sudbury's constant endeavor to promote cultural opportunities to Northern Ontario's young people, Cinéfest Sudbury offers Northern youth the opportunity to test their artistic abilities under the tutelage of two of the National Film Board of Canada's top animators. The Magic of Animation help children make the simple sketches magically come to life, as they learn the principals of animation using optical illusions, flip tricks, flip books, thaumatropes and zoetropes.

## 7. STUDENT ACTIVITIES (New in 2004)

In 2004, Cinéfest Sudbury plans to offer a wide range of music and film related workshops which are geared specifically to elementary and secondary school students. This new and innovative series of workshops and panels will take place during regular school hours and be specially priced with students in mind. Workshops and panel discussions will include intense and informative sessions with professionals from the film, music and interactive digital media industries geared at pointing inquisitive minds in the right direction to tap into the market of their choice.

## 8. MASTER CLASS (New in 2004)

Cinéfest Sudbury is proud to announce the introduction of Master Class into its line-up for 2004. Master Class will offer participants a chance to learn from the veterans of the film industries and have proved to be beneficial for filmmakers at all stages of their careers. Master Class will be day-long classes provide insights into the creative processes and production concerns that have informed the works of some of Canada's leading filmmakers. In these culturally rich session, participants will also have an opportunity to discuss their own projects with the hosts of the Master Class, giving them the information they need to know to propel themselves and their projects to the next level.

## 9. MENTOR SESSIONS (New in 2004)

In 2004, Cinéfest Sudbury's Industry Forum will give young and prospering Northern Ontario filmmakers a chance of a lifetime with the introduction of Cinéfest Mentor Sessions. With the Mentor Sessions, up and coming filmmakers from the North will be able to book 15 minutes of one-on-one time with renowned filmmakers such as Deepa Mehta, Atom Egoyan and Don McKellar. These Mentor Sessions are invaluable to young filmmakers as they give the much needed individual meeting time to pose to Industry Giants any questions they feels they need answered, seek advice and make the contact with someone who is established in the Canadian Film Industry and can point them in the correct direction.

## 10. REGISTRATION & SERVICE DESK

The Industry Forum Service Desk is the one-stop information centre for anyone attending the festival. Delegates and special guests will be able to pick up all passes and delegates catalogues. A mailbox and message centre (consisting of email, fax and telephone) is available to all delegates and guests who are registered with Cinéfest Sudbury's Industry Forum. With the service desk, delegates and special guests attending the festival will be able to gain an intimate knowledge of the workings of the festival, information on others who are attending the festival.

## 11. MEDIA OFFICE (Expanded in 2004)

Cinéfest Sudbury's Media Office will be an invaluable tool for local, national and international media outlets covering the festival. Providing easy access from a centralized location, Media representatives can schedule and conduct interviews through the office with directors, actors, and producers from films that are being screened at Cinéfest Sudbury. The Media Office will be equipped with Cinéfest Sudbury staff and volunteers running a seamless operation focusing on the promotion of the Canadian film and music scene, as well as the promotion of the Festival itself. Media officials can go about their daily operations in the Media Office by producing media releases, news articles, daily reports, etc... The Media Office will be fully equipped with computer, internet access, email access, telephone and fax. By 2005, Cinéfest Sudbury's Media Office will be fixed with the ability to have interactive online media conferences.

## 12. MESSAGE CENTRE (Expanded in 2004)

Cinéfest Sudbury's Delegate Message Centre will be a section of the Industry Forum where Special Guests and Delegates can send and receive messages on a daily basis. Based on a mailbox system, each guest and delegate will have a mailbox that is designated specifically to them. As messages come in during the duration of the festival, they will be stored in the individual's own private mailbox. These mailboxes can be checked on a regular basis during the festival, and is an extremely important tool in keeping guests and delegates connected with both their personal and business life outside of the surroundings of the film festival.

## 13. INDUSTRY SCREENING LOUNGE (New in 2004)

The Cinéfest Sudbury Screening Lounge is designed for specifically for both film programmers and film reviewers. Each year, Cinéfest Sudbury publishes a catalogue of films, which are given to us for advance screening. Film programmers from The Film Circuit, other Film Festivals and Film Reviewers can book specified times to have a private screening of the films for their programming and reviewing needs. This is an essential tool in the promotion of Canadian Product and allows for further distribution to areas where such Canadian Films would usually not be screened.

## 14. MARKETPLACE LOUNGE

The Marketplace Lounge is a relaxed area where delegates can sit back and put their feet up after a day's work of networking, film promotion, attending and/or hosting workshops/panel discussions. The cocktail environment is designed to create an atmosphere where dignitaries and guests can forge new and important partnership and build on existing relationships.

### Festival History

Cinefest, Sudbury's International Film Festival, was established in 1989 in response to a demand for greater film entertainment variety from Sudbury's cultural arts community. Despite initial skepticism, Sudburians proved that a mining-oriented community could be receptive to repertory film culture as approximately 9,000 patrons crowded theatres during the inaugural three day event. The festival continued to mature and, by 1993, evolved into a full-service film organization with the event expanding to over 100 films.

Cinefest also spearheaded and coordinated the Northern Film Circuit, linking a series of Northern Ontario communities with monthly screenings of top flight Canadian and international film. The film circuit is now amalgamated into a national network operating in over 60 communities across Canada. In fact, Cinefest 2001 hosted the first-ever Film Circuit Conference, and delegates from across Canada will be returning to Sudbury once again in 2002.

Cinefest Sudbury has evolved into one of the most popular and most anticipated cultural entertainment events in Northern Ontario. An annual tradition for film enthusiasts, the festival entails a full seven days of film activity each September and is recognized as one of Canada's premiere film events. Now a year-round operation, the festival employs 3 full-time staff and an additional 3 to 4 contract staff during peak festival season. The festival has become a major cultural tourism attraction, having a \$2.4 million economic impact on the Sudbury Region (Ministry of Citizenship, Culture and Recreation) and welcoming over 25,000 ticket holders each year, approximately 15% are from outside of the Greater Sudbury area.



## Economic and Community Benefits

- increase in out-of-town, overnight guests
- valuable platform from which to showcase Sudbury as a viable production and development centre
- national media profile for the City of Greater Sudbury
- access to industry decision makers
- development of Northern Ontario filmmaking talent
- leveraged relationships with film, television and music agencies

## Conclusion

Cinefest Sudbury has proven its commitment to the cultural, entertainment, and economic sectors of Greater Sudbury. Moreover, the festival has taken a leading role in film development alongside Music and Film in Motion, yet another of the festival's successful partnerships. Investment in the Cinefest Sudbury Industry Centre will enable the festival, Music and Film in Motion, and Greater Sudbury to further position itself as a modest but viable centre film development and production.

The following motion was passed by the GSDC Board of Directors at its regular meeting on Wednesday, May 12<sup>th</sup>:

That the Greater Sudbury Development Corporation Board of Directors support Year II of the Cinefest Sudbury Film Industry Centre 2004 in the amount of \$15,000 from the 2004 Economic Development Capital Envelope. An additional \$7,500 will be provided from the Tourism Event Support Program.

The capital allocation of \$15,000 is provided by the 2004 Economic Development Capital Envelope. The envelope started the year with a balance of \$6,796 from the 2003 Economic Development Capital Envelope, plus an approved contribution of \$813,890, totalling \$820,686. Year to date project approvals left a balance of \$329,191. The recommendation in this report is for \$15,000 leaving a balance of \$314,191 in the 2004 Economic Development Capital Envelope.

The additional \$7,500 is provided by the Tourism Event Support Program contained in the 2004 current budget.

# 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

Tax Extension Agreement Roll # 070.008.125.00.0000  
Between the City of Greater Sudbury and Pro Bait & Tackle Inc.

### Policy Implication + Budget Impact

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

N/A

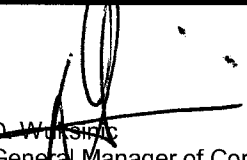
Background Attached

### Recommendation

That the appropriate by-law be enacted.

Recommendation Continued

### Recommended by the General Manager

  
D. Worswick  
General Manager of Corporate Services


### Recommended by the C.A.O.

  
M. Mieto  
Chief Administrative Officer


Reviewed by: M. L. Gauvreau, Manager of Current Accounting Operations

Date: May 21, 2004


**Report Prepared By**



T. Derro  
Supervisor of Tax/Chief Tax Collector



**Division Review**



S. Jonasson  
Director of Finance/City Treasurer

**BACKGROUND**

Pro Bait & Tackle Inc. has requested a Tax Extension Agreement with respect to the property located at 469 Kingsway in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 1, 2003 and the owner has one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 378 (1) of the *Municipal Act*, allows a municipality to enter into a Tax Extension Agreement with the owner of the property providing an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owner is agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

**CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT**  
TS FILE NO. 03-81

	AMOUNT
(1) Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	\$37,636.60
(2) Additional taxes levied subsequent to tax sale proceedings 2004	\$ 6,530.08
2005	\$ 7,000.00
2006	
(3) Estimated additional penalty and interest charge subsequent to tax sale proceedings	\$ 8,457.98
(4) Administration Charges - Estimated	<u>\$ 1,685.00</u>
<b>TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT</b>	<b>\$61,309.66</b>

**TO BE PAID AS FOLLOWS:**

(1) Down payment on signing	\$25,000.00
(2) 23 Payments of \$500.00 each, starting June 1, 2004	\$11,500.00
(3) 1 Final Payment of \$24,809.66 on May 1, 2006	<u>\$24,809.66</u>
	<b>\$61,309.66</b>

# Request for Decision City Council

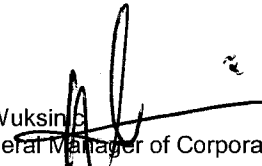



Type of Decision									
Meeting Date	May 27, 2004			Report Date	May 21, 2004				
Decision Requested	<input checked="" type="checkbox"/>	Yes	<input type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High	<input type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked=""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

Report Title
Tax Extension Agreement Roll # 070.022.015.00.0000 Between the City of Greater Sudbury and Martin Charles Sainio

Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
N/A	
<input checked="" type="checkbox"/>	Background Attached


Recommendation
That the appropriate by-law be enacted.
Recommendation Continued

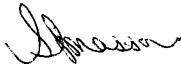
Recommended by the General Manager
 D. Wuksinic General Manager of Corporate Services

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

Reviewed by: M. L. Gauvreau, Manager of Current Accounting Operations

Date: May 21, 2004

Report Prepared By
 T. Derro Supervisor of Tax/Chief Tax Collector

Division Review
 S. Jonasson Director of Finance/City Treasurer

**BACKGROUND**

Martin Charles Sainio has requested a Tax Extension Agreement with respect to the property located at 505 Melvin Avenue in the City of Greater Sudbury. A Tax Extension Agreement is a standard Agreement. This Agreement provides that if the owner fails to honour the provisions of the agreement, the agreement shall become null and void and the owner shall be placed in the position that he/she was in prior to the entering into of the agreement, which may include the sale of the property by public tender.

A tax certificate was registered against these lands on December 1, 2003 and the owner has one year from that date to redeem the property by paying all outstanding taxes, penalty, interest charges and costs in full in one lump sum.

However, Section 378 (1) of the *Municipal Act*, allows a municipality to enter into a Tax Extension Agreement with the owner of the property providing an extension of time for payment of the arrears by way of a down payment and monthly payments.

The owner is agreeable to making payment of the arrears on the following Schedule. It is recommended that a standard form Extension Agreement be authorized.

**CALCULATION OF PAYMENTS REQUIRED UNDER EXTENSION AGREEMENT**  
 TS FILE NO. 03-90

	AMOUNT
(1) Outstanding taxes, penalty and interest charges on TAX ARREARS CERTIFICATE	\$ 4,109.33
(2) Additional taxes levied subsequent to tax sale proceedings	\$ 1,298.53
2004	
2005	\$ 1,400.00
2006	
(3) Estimated additional penalty and interest charge subsequent to tax sale proceedings	\$ 1,107.73
(4) Administration Charges - Estimated	<u>\$ 1,685.00</u>
<b>TOTAL AMOUNT TO BE PAID UNDER EXTENSION AGREEMENT</b>	<b>\$ 9,600.59</b>

TO BE PAID AS FOLLOWS:

(1) Down payment on signing	\$ 2,500.00
(2) 21 Payments of \$250.00 each, starting June 1, 2004	\$ 5,250.00
(3) 1 Final Payment of \$1,850.59 on March 1, 2006	<u>\$ 1,850.59</u>
	<b>\$ 9,600.59</b>

# Request for Decision City Council





Type of Decision									
Meeting Date	May 27, 2004				Report Date	May 14, 2004			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority		High	<input checked="" type="checkbox"/>	Low
	Direction Only				Type of Meeting		Open		Closed

Report Title
<b>Healthy People for a Healthy Tomorrow!</b> Developing a Framework for Community Action on the Prevention of Obesity

Policy Implication + Budget Impact	
<input type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
No Financial Impact	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
For Information Only
Recommendation Continued

Recommended by the General Manager
 Catherine Matheson General Manager of Health and Social Services

Recommended by the C.A.O.
 Mark Meeto C.A.O.

Date: May 27, 2004

**Report Prepared By**Stephanie Leclair  
Policy/Community Developer**Division Review**Carmen Ouellette  
Director, Children Services**Background**

The Steering Committee on the Community Prevention of Obesity is a group of organizations, agencies and individuals working together to achieve a common goal. The Committee was established in October 2003 following a study on the health status of Northern Ontario children. The research indicates that 30% of Northern children are overweight and 17% are at risk of becoming obese. National and provincial research indicates that obesity rates are increasing and this is a significant burden to the public health care system. Adults (ages 20 to 64 years) who live in the Sudbury and District catchment area are more likely to be overweight than their provincial counterparts (39% vs 33%). Key health indicators have also identified Sudbury and District's leading cause of morbidity and mortality is cardiovascular disease, which is often related with obesity.

**Project Overview**

Changes in our social and physical environments have created barriers to good nutrition and physical activity affecting not only the health of our children, but also the health of our community. In order to address this issue, the City of Greater Sudbury, the Sudbury and District Health Unit, the Social Planning Council of Sudbury, local Pediatricians, the Heart Health Coalition and other community partners are organizing a forum, *Healthy People for a Healthy Tomorrow* scheduled for June 9<sup>th</sup> and 10<sup>th</sup>, 2004.

The intent of the *Healthy People for a Healthy Tomorrow!* forum is to educate the community about obesity prevention, the concept of healthy weights and to develop a community action strategy for tackling the challenges faced by the 200,000 residents of the City of Greater Sudbury and District. The forum will bring together a wide spectrum of community stakeholders including: healthcare workers, social service representatives, recreation providers, government officials, client service workers, teachers, professors and community members.

Following the forum, the Steering Committee on the Community Prevention of Obesity will continue to carry out several tasks:

- post forum report
- develop communication tools and strategies in order to educate and keep key stakeholders informed of current trends and research on the prevention of obesity.
- enhance community mobilization in the practice of healthy eating and physical activity.
- assist community stakeholders with the implementation of strategies identified at the forum.
- evaluate obesity prevention strategies in the community.

The conference agenda is attached for the information of Council.

# Healthy People for a Healthy Tomorrow!

Day One

Day Two

Greater Sudbury  
 Community Planning Council  
 81 St. Anne Road

Everyone welcome!

Hosted by:  
 The Steering Committee on the Community Prevention of Obesity  
 A collaborative partnership with



Sudbury & District Health Unit  
 Service de santé publique de Sudbury et du district

12 00 - 13 00	Lunch - Kids and Commercial Bill Jeffrey, National Coordinator, Centre for Science in the Public Interest	13 00 - 13 45	Workshop: Community Schools Ellen Desjardis, Public Health Manager, Region of Waterloo Public Health
13 00 - 13 45	Findings from School-Based Health Promotion Research Dr. Gail McVey, Health Systems Resource Group, The Hospital for Sick Children, Assistant Professor, Public Health Sciences, University of Toronto	13 45 - 14 15	Energizer Break
13 45 - 14 15	Energizer Break	14 15 - 16 00	Workshop Reflections and Next Steps
14 15 - 16 00	Workshop Reflections and Panel Discussion	16 00 - 16 30	Workshop Reflections and Next Steps

For more information contact: (705) 522-9200, ext. 257  
 or E-mail: [healthyweights@sdhu.com](mailto:healthyweights@sdhu.com)



# Request for Decision City Council



## Type of Decision

Meeting Date	May 27, 2004				Report Date	May 18, 2004			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority		High	<input checked="" type="checkbox"/>	Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

## Report Title

Northeastern Ontario Geriatric Care Conference: Practical Management

### Policy Implication + Budget Impact

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

N/A


Background Attached

### Recommendation

For Information Only

Recommendation Continued

### Recommended by the General Manager


  
Catherine Matheson  
General Manager, Health & Social Services

### Recommended by the C.A.O.

  
Mark Minto  
CAO

Date: May 19, 2004

**Report Prepared By**



Ginette Forget Rose  
Community Liaison Coordinator

**Division Review**



Randy Hotta  
Director, Long-Term Care Facility & Seniors  
Services

**BACKGROUND**

Pioneer Manor is hosting their Annual Northeastern Ontario Geriatric Care Conference: Practical Management on June 8<sup>th</sup> and June 9<sup>th</sup>, 2004. Geriatric conferences have been offered at Pioneer Manor for the past ten years. This conference will provide information on various topics, including; positive interaction with families, how to deal with challenging behaviors, current medication updates and methods of communicating with people who suffer from dementia. Other topics are end of life issues, and zero lift policy.

The committee is pleased to offer a high caliber of speakers ranging from a geriatric psychiatrist, physician, speech-language pathologist, and a kinesiologist. Participants attending the conference come from community service agencies and long term care facilities through out Northeastern Ontario. Various best practices have emanated from these conferences including the Gentle care model of dementia, better ways to assess and manage pain, and methods of enhancing communication with families as partners in health care.

The conference agenda is attached for the information of Council.

**INORTHEASTERN ONTARIO  
GERIATRIC CARE CONFERENCE:  
PRACTICAL MANAGEMENT**

**AGENDA**

**Tuesday, June 8, 2004**

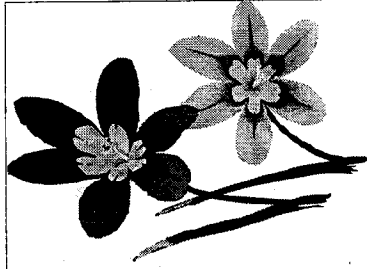
- 8:00 – 8:45 Registration
- 8:45 – 9:00 Welcome by Councillor Ted Callaghan on behalf of the City of Greater Sudbury Council  
Catherine Matheson General Manager of Health and Social Services for the City of Greater Sudbury.
- 9:00 - 10:15 Stephen Mathew, PRC  
Changing The Way We Interact With Families
- 10:15 – 10:30 Nutritional Break
- 10:30 – 11:30 Stephen Mathew, PRC  
Changing The Way We Interact With Families
- 11:30 – 12:15 Lunch Break
- 12:15 – 1:45 Dr. Melissa Andrew, M.D., MEd. FRCP (C)  
Dementia in Disguise  
Case Study:  
Kim Pelkman, O.T. Reg. (Ont.)  
Monica Bretzlaff, B.A., T.R., PRC
- 1:45 - 2:15 Nutrition Break
- 2:15 – 2:30 Dr. Krishna, M.D. Psychiatrist  
End of Life Issues

**GERIATRIC CARE CONFERENCE:  
PRACTICAL MANAGEMENT**

**AGENDA**

**Wednesday, June 9, 2004**

- 8:15 – 8:30 Opening Remarks
- 8:30 - 10:00 J. B. Orange, BSc, MHSc, PhD; Post-doctoral Research Fellowship; Reg. CASLOP, SLP (C).  
Associate Professor  
Enhancing Communication with Individuals with Dementia.
- 10:00 - 10:15 Nutrition Break
- 10:15 – 11:45 Continuation of Enhancing Communication with Individuals with Dementia.
- 11:45 - 12:30 Lunch
- 12:30 – 1:15 Dr. Maurice St. Martin, M.D. CCFP  
Medication Update Relating to Dementia
- 1:15 - 2:45 Sherri Bastos, Kinesiologist  
Zero Lift
- 2:45 – 3:00 Wrap Up and Evaluation



# Request for Decision City Council

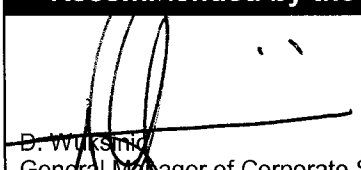


Type of Decision									
Meeting Date	May 27, 2004				Report Date	May 21, 2004			
Decision Requested		Yes	<input checked="" type="checkbox"/>	No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
2004 Ontario Budget The Plan for Change

Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<input checked="" type="checkbox"/>	Background Attached

Recommendation
FOR INFORMATION ONLY
Recommendation Continued

Recommended by the General Manager
 D. Wilksnik General Manager of Corporate Services

Recommended by the C.A.O.
 M. Mieto Chief Administrative Officer

**Report Authored By**

**Division Review**



E. Stankiewicz  
Co-Ordinator of Current Budget

8



S. Jonasson  
Director of Finance / City Treasurer

**BACKGROUND**

On Tuesday May 18, 2004 the Minister of Finance, Greg Sorbara, unveiled the Province of Ontario 2004 Budget. Most of the focus was on Health Care and Education. However, there were a number of items that will affect municipalities across Ontario. Although a number of issues were addressed, details for many issues have not yet been developed.

Attached are the Municipal Finance Officers' Association (MFOA) synopsis of the budget as it relates to municipalities, the Conference Board of Canada highlights, and the KPMG highlights of the budget.

The following provides a brief description of some of the issues concerning our municipality.

***Assessment and Property Tax Relief***

The Province will introduce legislation to cancel the annual reassessment for taxation year 2005 and provide a new assessment cycle to allow MPAC more time to ensure the accuracy of the rolls. The new cycle will also allow municipalities more time to review the data and taxpayers more time to review their values. Assessment averaging will be deferred and reviewed at a later date.

The Province has acknowledged the complex nature of property tax policy and the perceived inequities in the system and have therefore provided municipalities more options or tools for use in achieving more equity in the tax system. The tools will also result in less administration in the system as potentially fewer properties will be in the capped or clawed back scenario. In addition the Province will introduce legislation to provide tax relief to small businesses.

***Gas Tax Rebate***

Commencing October 1, 2004 the Province will dedicate 1 cent per litre of gas tax to municipalities for public transit. This will be increased to 1.5 cents and 2 cents in October 2005 and October 2006. The distribution mechanism is currently not known.

***Infrastructure Financing***

The Province will create the Ontario Strategic Infrastructure Financing Authority (OSIFA), which will replace the Ontario Municipal Economic Financing Authority (OMEIFA). It is not known whether these loans will have interest rate subsidies.

As was the case with OMEIFA, this authority will focus on water, waste water, waste management, roads and public transit in the first year. In subsequent years, the eligible services will be expanded to Long Term Care facilities and affordable housing.

### ***Environmental Issues***

The Province is committed to achieve a 60% diversion of waste from landfills by municipalities. The relief, deferrals or cancellations for Brownsfields development sites will be shared with the Province as they have committed to the education portion of the relief to expedite this process of having these sites return to productive use.

### ***Social Services***

An additional 3,760 beds for Long Term Care facilities will be available across the province. As well, in the first year of this budget, an additional 4,000 subsidized daycare spaces will be provided. There are no details identifying how these beds and spaces will be allocated.

The Province has also committed to increasing the basic needs allowance and the shelter allowance by 3% for Ontario Works and Ontario Disability Support Program clients. The \$106 million province wide cost will be funded entirely by the Province in 2004. In 2005, our cost estimate of increased allowances for Ontario Works clients is worth about \$110,000. As for the ODSP shelter allowance increases, the City does not know the cost of this increase or how the CRF is affected.

### ***Public Health***

By 2007, the Province has committed to funding 75% of eligible costs up from the current 50%. In Sudbury's case, the impact is not known as this service is a Local Services Realignment (LSR) function and there is uncertainty as to how this will affect the Community Reinvestment Funding (CRF).

### ***Electricity Reform***

The Province is committed to ensure that all consumers pay the full cost of electricity, therefore removing any subsidies paid by the taxpayers. A new fee structure will be in place for January 2005. It is not yet known how this will impact our municipality.

### ***Municipal Act and Planning Act***

The Province through consultations with stakeholders will be reviewing both pieces of legislation with the intention of providing reform to best serve all parties.

### ***Plan to Promote Northern Prosperity***

This plan will invest \$285 million in the northern transportation system, which reinforces the provincial commitment to expand Hwy 69. Another \$135 million has been dedicated for community infrastructure through the Northern Ontario Heritage Fund, and \$107 million has been earmarked for expansion projects to create new spaces in universities and colleges including the Northern Ontario Medical School.

### ***Community Reinvestment Fund (CRF)***

The tables reflect an increase in Community Reinvestment Funding (CRF) of only \$30 million from the 2002 actual to the 2004 forecast. In the City of Greater Sudbury 2004 Budget, our forecasted CRF was increased substantially to reflect the additional cost of the linked Local Services Realignment functions. Increases in expenditures from Public Health and ODSP have resulted in an increase in our budgeted CRF number. However, it is not yet known whether there will be a reconciliation of the LSR for 2003 and beyond, so this budgeted increased revenue may be at risk. Inquiries have been made to the Ministry of Municipal Affairs' staff but at this point they have little information regarding this issue.

### ***Summary***

This report only provides a cursory review of the 2004 Provincial budget. As more details become available, Council will be updated. General Managers will be investigating issues under their jurisdiction and will report back to Council with their findings.



## 2004 PROVINCIAL BUDGET May 18, 2004

### *TO THE MUNICIPAL TREASURER*

On Tuesday, May 18, 2004, the Honourable Greg Sorbara, Minister of Finance, presented the McGuinty government's first budget. This summary of the budget has been prepared by MFOA staff for your information. While much of the budget deals with health and education issues, there were a significant number of elements that affect municipalities in this budget. The most important of these are summarized below.

The full budget and supporting documents, can be found at the website of the Ministry of Finance at:  
<http://www.ontariobudget.fin.gov.on.ca/bud04e/index.htm>

This summary deals with a number of issues in the budget, including:

- Municipal Highlights
- Provincial Financial Position
- Economic Outlook
- Other Initiatives

### *MUNICIPAL HIGHLIGHTS*

Details of the municipal highlights can be found in Budget Paper A. Page references are supplied if more detail is required.

1. **Property Taxation Reform (see Budget Paper C, pp. 129-132)**
  - The budget proposes a number of changes with respect to:
    - The assessment cycle
    - The 2005 reassessment
    - Assessment averaging
    - Tax capping mitigation tools,
    - Treatment of New Construction, and
    - Assistance for small businesses

Below is a summary of the intended amendments with respect to assessment and taxation. Given the importance of these policy changes, the section on taxation changes from the budget is reproduced in its entirety in Appendix A of this bulletin.



- Assessment Cycle – the annual valuation date is moved back from June 30 to January 1 of the preceding year.
  - MPAC will have additional time to prepare the assessment roll utilizing that time to ensure greater accuracy.
  - Taxpayers will have additional time to review new values.
  - Municipalities will have more time to analyze assessment data and make tax policy decisions.
- 2005 Reassessment – In the transition to the January 1 valuation date, 2005 taxation will be based on the June 30, 2003 values. No reassessment will take place for the 2005 taxation cycle.
- Assessment Averaging – The government intends to introduce legislation deferring the implementation of assessment averaging, pending consultation on other tax mitigation tools that will address volatility in the system.
- Tax Capping Mitigation Tools – In an effort to progress toward full CVA taxation, legislation is to be introduced such that:
  - Municipalities would be able to increase the 5% cap on increasing business properties to 10%
  - Minimum annual increases could be implemented at 5% of the current year's CVA taxation
  - Properties capped or clawed back at amounts less than \$250 could be moved to full CVA taxation
- Assistance for Small Business
  - Legislation is to be introduced which will allow the combined use of graduated tax rates and optional tax classes.
- Phasing out of New Construction Program
  - Beginning in 2005 amendments to the legislation will allow municipalities to establish a “floor” or minimum percentage of CVA taxation that is to be paid by eligible properties regardless of the taxation level arrived at through the comparable property calculations.
  - The municipality may adopt a 70% floor for 2005 and escalate that minimum each year by 10% until 2008 when their option would be to set the floor at 100% of CVA taxation.

MFOA expects to work closely with the Ministry of Finance to provide guidance and education materials to its members. Stay tuned for further updates through Tax Facts and other vehicles.

**2. Gas Tax (see Budget Paper A, p. 32)**

- The government will dedicate 1.0 cent per litre of provincial gas tax for public transit beginning in October 2004. Funding will increase to 1.5 cents in October 2005 and 2.0 cents in October 2006.
- The budget indicates that a distribution mechanism is to be determined and will be the focus of upcoming consultation

**3. Public Health (see Background, New Deal for Municipalities, p. 1)**

- The province will assume 75% of the cost of public health by 2007 versus the 50% level of funding at the moment.

**4. Income Support Payments (Budget Paper A, p. 28)**

- The province intends to improve income support programs by:
  - A 3% increase in social assistance basic needs and maximum shelter allowances for recipients of Ontario Works and Ontario Disability Support Program; and
  - An increase in the maximum benefit provided to families caring for children with severe

disabilities.

- The initiatives will have a financial impact on municipalities since these programs are co-funded with the municipal sector.

**5. MOU Process and Review of the Municipal Act (Budget Paper A, p. 32)**

- The province and the Association of Municipalities of Ontario signed a Memorandum of Understanding in 2001. The MOU requires the Province to consult with AMO on initiatives that will have a budgetary impact on municipalities. The government proposes to enshrine this agreement in law under the Municipal Act.
- The province will also work with the sector to review the Municipal Act to ensure that they have appropriate powers and flexibility.

**6. Infrastructure Financing Authority (Budget Paper A, pp. 50-51)**

- It appears that the Ontario Municipal Economic Infrastructure Financing Authority (OMEIFA) will be supplanted by a new agency. The government will create the Ontario Strategic Infrastructure Financing Authority (OSIFA) as an innovative financing vehicle for the broad public sector to renew and build public infrastructure.
- OSIFA will develop and implement an infrastructure renewal program to reduce financing costs for the broad public sector. The budget does not state that loans will have interest rate subsidies as was the case with OMEIFA loans.
- The 2004/2005 renewal loan program will focus on municipalities in five key areas: water, wastewater, waste management, roads and bridges and public transit. These are the same service sectors that were eligible for low interest OMEIFA loans. In subsequent years, the range of eligible services will be expanded to include municipal long-term care facilities and affordable housing providers.
- The government plans a consultation process involving line ministries and stakeholders to develop the program. The program parameters are expected to be in place by year's end.
- OSIFA will offer a new financial instrument called Infrastructure Renewal Bonds (IRBs) to institutional and individual investors. The interest return on the bonds will not be tax free. The proceeds of the sale of these bonds will be used to fund the infrastructure renewal program.

**7. Provincial Land Tax (Budget Paper C, p. 133)**

- The province commits to move forward on updating the provincial land tax. In 2004-2005 the Ministry of Finance will consult with northern communities to determine how to implement PLT reform.

**8. Brownfields (Budget Paper A, p. 34)**

- The province will move forward to proclaim outstanding legislative provisions to provide incentives to remediate brownfield sites. Based on qualifying criteria, the province will match property tax relief to ensure that sites are returned to productive use.
- The province has set aside \$5 M this year for their share of tax reductions.

**9. Growth Management in the Golden Horseshoe (Budget Paper A, p. 33)**

- The government will release a growth management plan for the Golden Horseshoe to minimize costs and maximize benefits.

10. **Transit (Budget Paper A, p. 33)**
- The government will introduce legislation to create a Greater Toronto Transportation Authority to reduce gridlock and facilitate the flow of goods and services.
  - The government will invest \$448 million for transit capital, including funding for the Toronto Transit Commission, GO Transit, a bus rapid transit bus system in the GTA and technical and environmental studies in Ottawa and Waterloo Region.
11. **Northern Ontario (Budget Paper B, p. 96 and Background, New Deal for Municipalities, p. 2 )**
- Invest \$285 M in 2004-2005 for improving the northern transportation system.
  - Dedicate \$135 M for community infrastructure through the Northern Ontario Heritage Fund
  - Provide \$107 M for expansion projects to create new spaces in universities and colleges, including the Northern Ontario Medical School
  - Dedicate \$10 M for a Northern Investor Program to allow northern Ontario residents to participate in pooled investments for distribution to eligible small and medium sized business in their communities.
12. **Rural Ontario (Budget Paper A, p. 33 and Background, New Deal for Municipalities, p. 3)**
- Partnership with the municipal sector and federal government for a 5 year, \$900 million program under the Canada-Ontario Municipal Rural Infrastructure Fund (COMRIF).
- 13 **Electricity Reform (Budget Paper A, p. 30)**
- The government plans to introduce legislation in June 2004 to reform the electricity sector. A new market structure is expected to be in place early in the new year.
  - The government proposes to create an Ontario Power Authority that will be responsible for long-term supply adequacy and encouraging conservation and renewable energy.
  - The intent of these proposed changes is to have consumers pay the true cost of electricity, without taxpayers paying part of the cost.

### ***PROVINCIAL FINANCIAL POSITION***

- The following table from the budget shows the Province's financial position. In 2004-2005, revenues of \$78,360 M are expected. Program expenses are estimated to be \$66,695 M. An additional \$10,329 M in debt charges and \$2,575 M in capital spending brings total expenditures to \$79,599 M. The government is planning for an overall deficit in the current fiscal year of \$2,239 M. The government has a balanced budget plan to balance the budget in fiscal 2007-2008 (see Table A7, page 76, Budget Paper A).

**Statement of Financial Transactions**  
(\$ Millions)

**Table A1**

	<b>2000-01</b>	<b>2001-02</b>	<b>Actual 2002-03</b>	<b>Interim 2003-04</b>	<b>Plan 2004-05</b>
<b>Revenue</b> †	66,044	66,249	68,609	68,250	78,360
<b>Expense</b>					
<b>Programs</b>	51,146	53,647	56,922	62,518	66,695
<b>Capital</b> **	2,123	1,890	1,876	2,202	2,575
<b>Interest on Debt</b>	10,873	10,337	9,694	9,752	10,329
<b>Total Expense</b>	64,142	65,874	68,492	74,472	79,599
<b>Reserve</b>	-	-	-	-	1,000
<b>Surplus / (Deficit)</b>	<b>1,902</b>	<b>375</b>	<b>117</b>	<b>(6,222)</b>	<b>(2,239)</b>
<b>Net Debt</b> †	<b>132,496</b>	<b>132,121</b>	<b>132,647</b>	<b>139,405</b>	<b>142,412</b>
<b>Accumulated Deficit</b> †	<b>132,496</b>	<b>132,121</b>	<b>118,705</b>	<b>124,927</b>	<b>127,166</b>

\* Includes one-time revenue gain of \$3,881 million related to the projected elimination of the liability for non-utility generator power purchase agreements in 2004-05.

\*\* Starting in 2002-03, major tangible capital assets owned by Provincial ministries (land, buildings and transportation infrastructure) are accounted for on a full accrual accounting basis. Other tangible capital assets owned by Provincial ministries will continue to be accounted for as expense in the year of acquisition or construction. All capital assets owned by consolidated government organizations are accounted for on a full accrual basis.

† Net debt represents the difference between liabilities and financial assets. Accumulated deficit represents net debt adjusted for tangible capital assets.

- While Net Debt or Accumulated Deficit are projected to increase through 2005, interest on debt as a percentage of projected revenue is falling over the same period.

## ***ECONOMIC OUTLOOK***

### ***Growth and Inflation***

- The Ontario economy is expected to grow in 2004 by 2.3%, and 3.2% in 2005. These growth rates are slightly below the private sector average (see p. 84). Growth at these rates are expected to foster strong job creation and rising incomes.
- Inflation is expected to remain below 2%, with the exception of 2005 (2.1%).

<b>Ontario Economic Highlights (Annual Average, Per Cent)</b>							
	2001	2002	2003	2004p	2005p	2006p	2007p
Real GDP Growth	1.8	3.6	1.3	2.3	3.2	3.3	3.4
Nominal GDP Growth	2.8	5.6	3.2	4.1	5.0	5.2	5.3
Unemployment Rate	6.3	7.1	7.0	6.7	6.5	6.2	5.9
CPI Inflation	3.1	2.0	2.7	1.9	2.1	1.9	1.8

Sources: Statistics Canada and Ontario Ministry of Finance Budget Paper B, p. 83.

- Strong growth in the United States is expected to foster growth in Canada, given that the United States purchases approximately \$200 B in goods and services from Ontario (about 40% of GDP).

### ***Canadian Dollar***

- The Canadian dollar is expected to appreciate in coming years. The benefit of an appreciating dollar is that it benefits Ontario consumers by making imported goods less expensive. In the same way, business investment on imported goods also becomes cheaper. A dollar that is too expensive can affect the

competitiveness of Ontario exporters. However, the “Canadian dollar has fallen back from over 78 cents US to under 73 cents US in early May, reducing the potential risk to economic growth” (page 86).

### **Job Creation**

- Ontario is expected to create 104,000 jobs in 2004, an increase of 1.7 per cent. Strong job growth is expected from 2005 to 2007. Growth is anticipated to be in the 2% range annually.
- The unemployment rate is projected to fall from 7.0 per cent in 2003 to 5.9 per cent in 2007.
- Strong job creation will produce increases in personal income which is expected to increase by 3.4 per cent in 2004.

### **Interest Rates**

- Short-term interest rates are expected to increase slightly as economic growth strengthens. Longer-term rates are also expected to rise moderately. Despite these increases, rates are expected to remain low by historic standards.

#### Interest Rate and Inflation Outlook (Annual Per Cent)

	2002	2003	2004p	2005p	2006p	2007p
<b>3-Month Canadian Treasury Bill Rate</b>	2.6	2.9	2.1	3.0	4.1	4.6
<b>10-Year Government of Canada Bond Rate</b>	5.3	4.8	4.7	5.2	5.6	5.8
<b>Ontario CPI Inflation Rate</b>	2.0	2.7	1.9	2.1	1.9	1.8

p = projection. Sources: Bank of Canada, Statistics Canada and Ontario Ministry of Finance.

## **OTHER INITIATIVES**

### **Health levy (Budget Paper C, p. 115)**

- This Budget proposes the introduction of a new health care premium. The premium will increase as income rises. The table below sets out the proposed premiums when fully implemented.

Taxable Income	2004 Taxation Year	2005 and Subsequent Taxation Years
up to \$20,000	\$0	\$0
\$20,000 - \$36,000	\$150	\$300
\$36,000 - \$48,000	\$225	\$450
\$48,000 - \$72,000	\$300	\$600
\$72,000 - \$200,000	\$375	\$750
more than \$200,000	\$450	\$900

- The premium rates will be phased in (see Budget Paper C, p. 115). The premium would apply to individuals who are residents of Ontario on the last day of their taxation year. Trusts and non-resident taxpayers would be exempt from the premium.
- The premium is expected to raise \$1,635 M in 2004-2005, rising to \$2,600 M in 2007-2008.

## Appendices

The following tables from the budget or from press releases have been attached for your information:

- Appendix A: Extract from Budget Dealing with Property Tax and Assessment Initiatives
- Appendix B: Provincial Revenue (Budget Paper A, p. 70)
- Appendix C: Provincial Operating Expense (Budget Paper A, p. 71)
- Appendix D: Provincial Capital Expenditures (Budget Paper A, p. 72)

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## APPENDIX A

### Property Tax Stability, Flexibility and Fairness Measures

In recent months, the government has received extensive input from municipalities and taxpayers on ways to improve the stability, fairness, flexibility and simplicity of the property tax system. This consultative process has led to the development of the initiatives outlined below that would be implemented starting in the 2005 taxation year.

#### Assessment Cycle

Since the province-wide implementation of current value assessment (CVA) in 1998, there have been four reassessments:

- o 1998 reassessment based on property values as of June 30, 1996;
- o 2001 reassessment based on property values as of June 30, 1999;
- o 2003 reassessment based on property values as of June 30, 2001; and
- o 2004 reassessment based on property values as of June 30, 2003.

The 2004 reassessment marked the first year of the mature assessment cycle that was intended to be applied to all successive taxation years, with annual reassessments being conducted based on property values as of June 30 of the preceding year. However, after its first year of implementation, the parties involved in the assessment process have indicated that this cycle does not provide sufficient time.

Specifically:

- o the current cycle does not provide sufficient time for the Municipal Property Assessment Corporation (MPAC) to prepare accurate assessments for the more than 4.3 million properties in Ontario;
- o the current cycle does not provide taxpayers with sufficient opportunity to review their new assessed values and have errors corrected before the roll is finalized, resulting in an increased need to file appeals; and
- o the current cycle does not enable municipalities to conduct impact analysis and tax policy deliberations in a timely fashion prior to the finalization of budgets and tax rates for the year.

To address all of these challenges, the government intends to introduce legislation to alter the timelines of the assessment cycle.

Under the proposed new cycle, which would be implemented for the 2006 taxation year, reassessments would be based on property values as of January 1 of the year preceding the taxation year-six months earlier than the current valuation date of June 30. For example, for the 2006 taxation year, assessments would be based on property values as of January 1, 2005.

To facilitate the transition from the current June 30 cycle to the proposed new January 1 cycle, the government proposes to cancel the reassessment that would have been conducted for the 2005 taxation year. Property assessments for the 2005 taxation year would be based on the same valuation date as the 2004 assessments-that is, June 30, 2003.

For future years, reassessments would be conducted annually.

#### Assessment Averaging

The property tax reform legislation that was enacted in 1997 included a plan for assessments to be based on averaged property values starting in the 2005 taxation year. Specifically:

- o in 2005, the taxes on each property would be based on an average of the current values of the property from two years (2004 and 2005); and
- o in 2006 and future years, the taxes on each property would be based on an average of the current values from three successive years (current year plus the two preceding years).

During recent consultations, the government received advice from stakeholders to defer or cancel the implementation of assessment averaging. It is widely felt that assessment averaging would add complexity to the property tax system, would not enhance fairness for taxpayers, and would be redundant with existing property tax

mitigation tools.

In consideration of the challenges that would be posed by the implementation of averaging in 2005, the government intends to introduce legislation to defer the implementation of assessment averaging.

The government plans to proceed with analysis and consultation on alternative assessment stabilization measures for residential and business properties for 2006 and future reassessment years. Research will focus on developing tools that:

- address taxpayer concerns with assessment volatility for individual properties;
- ensure fairness for all property owners, both those experiencing increases and those experiencing decreases; and
- are administratively feasible for municipalities and MPAC.

### **Cap on Tax Increases Related to Reassessments**

When current value assessment (CVA) was implemented on a province-wide basis in 1998, a mandatory tax-capping program was also introduced to provide for a gradual phase-in of the impacts of CVA for commercial, industrial and multi-residential properties.

Under this capping program, municipalities are required to limit the annual assessment-related tax increases on these properties to five per cent of the previous year's taxes. (Municipal tax increases are permitted on top of this five per cent where budgetary levy increases are applied.)

In order to recoup the revenue that is lost from limiting taxes on properties facing increases, municipalities may limit or "claw back" the decreases of properties whose taxes are declining under CVA.

Municipalities and taxpayers have identified several concerns with the capping program, including the embedded historical tax inequities, the very slow rate of progress towards CVA, and the complexity of the system that leads to a lack of transparency for property owners and administrative costs for municipalities. The preferential treatment applied to newly constructed properties is seen as exacerbating these issues.

To address these concerns, the government intends to introduce legislation to provide municipalities with a range of options to modify the tax-capping program in order to increase progress towards CVA. Under these proposed options, which would be available for 2005 and future taxation years:

municipalities could increase the amount of the annual cap from 5 per cent to up to 10 per cent of previous year's taxes;

- municipalities could implement a minimum annual increase for capped properties of up to 5 per cent of CVA-level taxes;
- municipalities could move capped or clawed-back properties directly to their CVA taxes if they are within \$250 of their CVA taxes;
- municipalities could phase out the "new construction treatment" by creating floors establishing a minimum percentage of CVA tax responsibility, such that eligible properties would be taxed at:
  - up to 70 per cent of CVA-level taxes in 2005;
  - up to 80 per cent of CVA-level taxes in 2006;
  - up to 90 per cent of CVA-level taxes in 2007; and
  - up to 100 per cent of CVA-level taxes in 2008 and future years.

These proposed enhancements to the capping program would facilitate the transition to CVA while still maintaining a manageable pace of change for property owners. Leaving the decision as a municipal option would allow local governments to respond to local conditions.

The government will continue to analyse progress under the capping program and consult on the development of additional assessment stabilization measures that could be introduced as business properties complete the transition to CVA.

### **Small Business**

Discussions have also been held with stakeholders about further flexibility to address the needs of small businesses in their communities.



Currently, municipalities have two options available to target tax reductions to smaller and lower-valued properties:

- graduated tax rates can be applied across the entire commercial and/or industrial property classes to apply lower tax rates to the lower portion of properties' assessments; and
- optional property classes can be used to adjust the tax burden of specific types of properties within the commercial and industrial classes.

The government intends to introduce legislation to enhance these mechanisms by giving municipalities the option to combine these measures and apply graduated tax rates at the optional property class level.

The government will continue to consult with representatives from the municipal and business sectors to discuss further options for targeting tax reductions to small business properties.

## APPENDIX B

Revenue  
(\$ Millions)

Table A2

	2000-01	2001-02	Actual 2002-03	Interim 2003-04	Plan 2004-05
<b>Taxation Revenue</b>					
Personal Income Tax	17,911	19,097	18,195	17,778	18,821
Retail Sales Tax	13,735	13,803	14,183	14,260	15,036
Corporations Tax	9,200	6,646	7,459	7,222	8,320
Employer Health Tax	3,424	3,502	3,589	3,737	3,874
Gasoline Tax	2,172	2,192	2,306	2,282	2,328
Fuel Tax	648	659	682	684	716
Ontario Health Premium	-	-	-	-	1,635
Tobacco Tax	504	703	1,183	1,299	1,452
Land Transfer Tax	642	665	814	911	927
Electricity Payments-In-Lieu of Taxes	907	387	711	597	630
Other Taxes	333	371	429	391	259
	<b>49,476</b>	<b>48,025</b>	<b>49,551</b>	<b>49,161</b>	<b>53,998</b>
<b>Government of Canada</b>					
Canada Health and Social Transfer (CHST)	4,138	5,831	7,346	7,014	-
Canada Health Transfer (CHT)	-	-	-	-	4,677
Canada Social Transfer (CST)	-	-	-	-	2,924
CHST Supplements	757	380	191	577	775
Social Housing	541	524	525	522	521
Health Reform Fund	-	-	-	387	582
Diagnostic/Medical Equipment	190	190	-	193	193
Infrastructure	2	-	62	155	267
Other Government of Canada	501	829	770	1,114	859
	<b>6,129</b>	<b>7,754</b>	<b>8,894</b>	<b>9,962</b>	<b>10,798</b>
<b>Income from Investment in Government Business Enterprises</b>					
Ontario Lottery and Gaming Corporation	2,181	2,255	2,288	2,100	2,117
Liquor Control Board of Ontario	877	904	939	1,043	1,117
Ontario Power Generation Inc. and Hydro One Inc.	783	179	717	(15)	335
Other Government Enterprises	14	7	(2)	(59)	(5)
	<b>3,855</b>	<b>3,345</b>	<b>3,942</b>	<b>3,069</b>	<b>3,564</b>
<b>Other Non-Tax Revenue</b>					
Net Reduction of Power Purchase Contract Liability *	-	-	161	104	4,024
Reimbursements	1,809	1,592	1,111	1,175	1,252
Electricity Debt Retirement Charge	-	-	889	1,000	1,009
Vehicle and Driver Registration Fees	929	941	982	986	987
Power Sales	695	815	635	510	675
Other Fees and Licences	503	474	606	505	536
Liquor Licence Revenue	525	530	530	486	499
Sales and Rentals	637	344	560	520	403
Royalties	235	224	304	243	239
Miscellaneous Other Non-Tax Revenue	1,251	2,205	444	529	376
	<b>6,584</b>	<b>7,125</b>	<b>6,222</b>	<b>6,058</b>	<b>10,000</b>
<b>Total Revenue</b>	<b>66,044</b>	<b>66,249</b>	<b>68,609</b>	<b>68,250</b>	<b>78,360</b>

\* Includes one-time revenue gain of \$3,881 million related to the projected elimination of the liability for non-utility generator power purchase agreements in 2004-05.

## APPENDIX C

Operating Expense  
(\$ Millions)

Table A3

Ministry	2000-01	2001-02	Actual 2002-03	Interim 2003-04	Plan 2004-05
Agriculture and Food	634	775	615	677	549
Attorney General *	969	995	1,052	1,156	1,162
Board of Internal Economy	116	124	146	204	149
Children and Youth Services *	2,070	2,244	2,431	2,643	2,832
Citizenship and Immigration *	65	59	53	56	62
Community and Social Services *	5,772	5,751	5,787	6,016	6,317
Community Safety and Correctional Services *	1,419	1,513	1,652	1,670	1,745
Consumer and Business Services	155	172	178	184	213
Culture	236	279	330	294	277
Democratic Renewal Secretariat	-	-	-	-	4
Economic Development and Trade *	200	221	241	260	414
Education	7,961	8,354	8,998	9,754	10,623
Teachers Pension Plan (TPP)	(402)	42	238	235	359
Energy	344	367	144	118	137
Environment *	190	265	237	260	304
Executive Offices	21	19	20	22	19
Finance - Own Account *	1,146	1,196	1,092	1,316	1,184
Interest on Debt	10,873	10,337	9,694	9,752	10,329
Change Fund	-	-	-	-	328
Community Reinvestment Fund	561	557	622	652	656
Electricity Consumer Price Protection Fund	-	-	665	253	-
Power Purchases	695	815	786	799	946
Health and Long-Term Care *	22,530	23,738	25,607	28,100	29,652
Change Fund	-	-	-	-	609
SARS-related and Major One-Time Health Costs	-	-	-	842	-
Intergovernmental Affairs *	6	6	9	6	9
Labour	104	110	123	120	133
Management Board Secretariat *	144	246	172	268	355
Retirement Benefits	(33)	63	102	340	433
Contingency Fund	-	-	-	-	965
Municipal Affairs and Housing *	1,792	1,135	636	678	692
Native Affairs Secretariat	16	13	16	16	14
Natural Resources	417	438	454	518	505
Northern Development and Mines	69	75	73	79	73
Office of Francophone Affairs	4	5	3	4	4
Public Infrastructure Renewal *	9	15	33	23	31
Tourism and Recreation *	124	143	135	213	184
Training, Colleges and Universities	3,219	3,248	3,471	3,934	4,194
Transportation	593	664	801	808	862
Year-End Savings	-	-	-	-	(300)
<b>Total Operating Expense</b>	<b>62,019</b>	<b>63,984</b>	<b>66,616</b>	<b>72,270</b>	<b>77,024</b>

\* Ministries restated to reflect new government structure.

## APPENDIX D

Capital Expense †  
(\$ Millions)

Table A4

Ministry	2000-01	2001-02	Actual 2002-03	Interim 2003-04	Plan 2004-05
Agriculture and Food	1	29	68	1	7
Attorney General	42	46	43	25	55
Children and Youth Services *	10	6	7	-	9
Community and Social Services *	4	25	16	10	21
Community Safety and Correctional Services	99	88	66	47	42
Consumer and Business Services	-	-	1	1	2
Culture	18	14	42	28	70
Economic Development and Trade *	-	19	21	32	39
Education	4	17	10	16	27
Energy	86	50	46	54	52
Environment	22	20	13	4	13
Finance *	7	11	8	5	4
Health and Long-Term Care	322	205	339	355	346
Management Board Secretariat **	24	28	3	(1)	(13)
Municipal Affairs and Housing *	-	12	20	208	234
Native Affairs Secretariat	5	3	2	-	2
Natural Resources	65	70	72	69	85
Northern Development and Mines	356	371	391	344	447
Public Infrastructure Renewal *	4	-	4	17	168
Capital Contingency Fund	-	-	-	-	150
Tourism and Recreation	14	9	55	54	65
Training, Colleges and Universities	204	49	71	121	171
Transportation	836	818	578	812	679
Year-End Savings	-	-	-	-	(100)
<b>Total Capital Expense †</b>	<b>2,123</b>	<b>1,890</b>	<b>1,876</b>	<b>2,202</b>	<b>2,575</b>

† Starting in 2002-03, major tangible capital assets owned by Provincial ministries (land, buildings and transportation infrastructure) are accounted for on a full accrual accounting basis. Other tangible capital assets owned by Provincial ministries will continue to be accounted for as expense in the year of acquisition or construction. All capital assets owned by consolidated government organizations are accounted for on a full accrual basis.

\* Ministries restated to reflect new government structure.

\*\* Ministries contributions for investments in Provincially owned land and buildings are recorded as an expense by the contributing ministries. Starting in 2002-03 any resulting adjustment to expense from the capitalization and amortization of most of these Provincially owned land and buildings is recorded in Management Board Secretariat.

Sources: Ontario Ministry of Finance and Ontario Ministry of Public Infrastructure Renewal.



# The 2004 Ontario Budget Taming the Health Care Tiger

## INTRODUCTION

**T**he 2004 Ontario Budget makes a significant structural break with previous budgets in that it attempts to reorder the priorities of provincial spending away from health care towards education. Those who believe that the public policy focus should be on building human capital will thus find this budget to their liking. However, those more interested in ensuring the future quality of health care services will need to be convinced that the government can indeed significantly lower health care spending growth over the medium term while safeguarding the health care system.

The budget presents a plan to eliminate an estimated 2003–2004 deficit of \$6.2 billion by fiscal year 2007–2008. The budget's gradual approach to deficit elimination will spread the impact on program spending and on the economy over the four-year horizon. However, as the finance minister candidly admitted, the government was not able to perform this feat without breaking a campaign promise not to raise taxes. The introduction of an Ontario Health Premium and the elimination of the electricity subsidy represent an increase in the tax take, broadly defined, of roughly \$1.9 billion in 2004–2005 and \$2.7 billion in 2005–2006. Also, the deficit elimination plan depends on the freezing of non-health, non-education

spending in nominal (i. e., current dollar) terms and the significant reduction in health care spending growth. This degree of spending restraint implies cuts to program spending in real (inflation-adjusted) terms, and it will be extremely difficult to achieve, putting deficit elimination at risk.

Many important elements of the budget, including the focus on human capital, renewing cities, and ensuring that the price of electricity reflects the true cost of production, are consistent with public policy advice provided by The Conference Board of Canada.

## THE 2004 BUDGET MEASURES

### REVENUES

The Ontario government introduced a number of new revenue-enhancing measures in the 2004 Budget, most of which together form a small portion of the net increase to tax collections. In fact, net new taxation revenue over the next two fiscal years is almost entirely accounted for by the Budget's preeminent new initiative, the Ontario Health Premium. Health care premiums were last seen in Ontario in 1989, when Liberal finance minister Robert Nixon eliminated them in favour of an employer-paid tax. The new tax, based on taxable income and deducted at source, will not apply to taxable income

below \$20,000 and will be levied on a scale that rises to \$900 for individuals with taxable income in excess of \$200,000. The Health Premium will come into effect on July 1, and the Budget estimates that it will generate revenues of \$1.6 billion in 2004–2005 and \$2.4 billion in 2005–2006.

Increased revenues will be generated by a hike to the so-called “sin taxes.” The tobacco tax will be increased to 11.1 cents per cigarette at midnight on May 18, and will raise a projected \$90 million in extra revenues this fiscal year. A long list of increases to levies on beer, wine and spirits, effective June 21, will raise an additional \$45 million this year, rising to \$60 million in 2005–2006.

Revenues will be further enhanced by the government’s Administrative Fairness and Effectiveness initiative. This initiative proposes to cut unnecessary red tape in the retail sales tax, enable easier collection of taxes owed by corporations and generally increase the efficiency of tax collections. By 2006–2007, this initiative is expected to boost revenues by just under half a billion dollars.

One final—and less obvious—revenue measure arises out of the Budget’s electricity sector reforms. This involves a transfer to consumers of the Province’s and the Ontario Electricity Financing Corporation’s liabilities for the above-market portion of some 90 existing agreements to purchase power from non-utility generators. Consumers will now pay the full cost for existing and future power generation contracts, eliminating a liability of \$3.9 billion. The aggregate savings to the provincial government generated by this transfer of liability in the 2004–2005 fiscal year imply a permanent increase to consumers’ future electricity bills on the order of \$300 million per year. This measure is aimed at having consumers pay the true cost of electricity, a principle publicly supported by The Conference Board of Canada.

Four key measures introduced in the Budget will partly offset the tax increases discussed previously. Three of these measures affect corporate tax collections. First, the budget puts in place a multi-year plan to eliminate the capital tax; however, full implementation will not occur until 2012. Second, enhancements to the capital cost allowance for computers and network equipment will cost \$61 million by 2005–2006. Finally, a comprehensive apprenticeship training tax credit will cost \$80 million in 2004–2005 and \$95 million in 2005–2006.

## **EXPENDITURES**

### **Education a Priority**

The Ministry of Education will raise spending markedly in the next fiscal year as the province has made improving student achievement in literacy and numeracy a top priority. Spending on primary and secondary education will increase by 8.9 per cent to \$10.6 billion in 2004–2005. This includes an increase in School Board Operating Grants of \$736 million this fiscal year. Part of these funds will help to implement the cap on class size to 20 students from junior kindergarten to Grade 3 and to provide additional support to students in order to improve their reading, writing and mathematical skills by age 12. The increase in education spending in 2004–2005 also includes \$133 million, mainly allocated to enhance literacy and numeracy programs. Over the next three fiscal years, the Ministry of Education’s spending on operations will increase by 4.2 per cent on average, confirming the importance of education in the government’s overall agenda.

To support post-secondary education and apprenticeship and training programs, the Ministry of Training, Colleges and Universities will raise spending by 6.6 per cent to \$4.2 billion in 2004–2005. Following a comprehensive review, tuition fees will be frozen for two years and post-secondary institutions will be compensated for costs resulting from this measure. A one-time payment of \$25 million will also be provided in 2004–2005 to help colleges facing financial hardship and to assist in the transition to a longer term funding framework. Finally, spending on student financial assistance plans will also increase.

### **Health Care Expenditure Reined In**

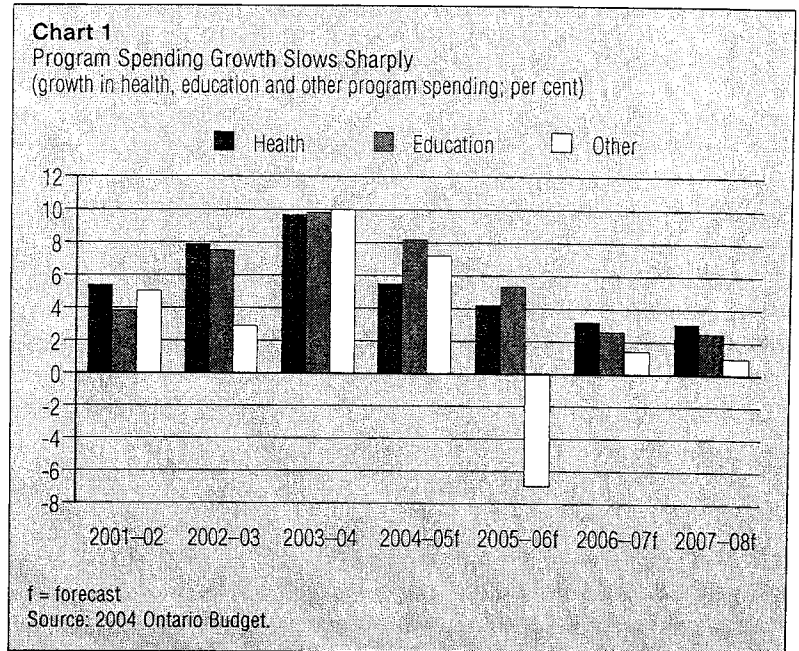
Since fiscal year 2000–2001 health care spending has been growing by an average annual compound rate of 7.6 per cent. In fiscal year 2004–2005 growth will be held to 5.5 per cent. Over the next three fiscal years, health care spending growth will be held to an average of only 3.5 per cent (see Chart 1). This will not be easy to achieve. According to Conference Board estimates, health care costs are outpacing general inflation. Furthermore, an aging population will require increased health spending just to provide a constant level of care. Together these two factors suggest a long-term average growth rate for health care spending of approximately 4.4 per cent—a figure which assumes no real per capita

improvements in the quality of care. With this in mind, it is obvious that significant structural change will be required in order to maintain a high quality of care, while achieving the growth targets presented in the budget.

Accordingly, the government has created a \$609 million fund which will help pay for projects to reduce long-term health care costs. The province will attempt to expand primary and community-based care as an alternative to the more expensive institutional care. The provincial government has thus allocated funds for the creation of 150 health teams to provide comprehensive primary care on a 24/7 basis. Furthermore, the budget will focus on home care as a more cost effective method of service delivery. Additional spending will provide for 96,000 Ontarians receiving care in their homes by 2007–2008, and for an additional 6,000 receiving end-of-life care. The government will also provide increased funding for families to acquire medical equipment for home use. The use of long-term care facilities will be expanded by an additional 3,760 beds in 2004–2005 at a cost of \$2.5 billion. Finally, mental health services will be expanded to serve an additional 79,000 by 2007–2008 at a cost of \$583 million in that fiscal year. Together these changes are expected to significantly reduce the demand for more expensive hospital services.

Hospital spending growth will be further reined in by an increased focus on preventative care. The major item in this category is the provision of \$156 million for three new vaccines to the children’s immunization program. The government will also attempt to improve efficiency in the delivery of hospital services. In this regard, the budget will allocate \$78 million to modernize health care service delivery and help achieve health system integration. This will include establishing a system to provide for emergency rooms with electronic access to recipients’ drug history records and setting up an electronic patient record system.

The result of all of these strategies is a projected dramatic slowing in hospital spending growth, the source of much of the savings in Ontario’s budget for health care. In fiscal year 2004–2005 hospital care spending is budgeted to grow by 4.6 per cent. However, hospital care spending will expand by an average pace of only 3.1 per cent per year over the next three fiscal years.



Finally, to further limit the growth of the health care system, the government will discontinue coverage for certain health services. These include optometry for ages 20–64, chiropractic and physiotherapy services.

#### Cities and Infrastructure

The budget makes a concerted effort to enhance the viability of Ontario’s cities with an emphasis on developing mass transit, ensuring the supply of clean water and improving urban infrastructure.

The growing problem of gridlock in the Greater Toronto Area (GTA) has caught the attention of the Ontario government, with the budget including solid support for mass transit. The provincial government will dedicate one cent of the existing provincial gas tax to municipalities, increasing that to two cents by October 2006, with this money to be spent on mass transit. By 2007 this will represent approximately \$350 million and will help alleviate congestion problems in Ontario’s largest cities—especially if the money is allocated on a transit ridership basis, as opposed to a population formula. In addition, the government will invest \$448 million in transit capital in fiscal year 2004–2005, with by far the bulk of this money spent in the GTA. The government also plans to create a Greater Toronto Transportation Authority, with a clear mandate to reduce gridlock in the GTA. This should help ensure an integrated planning approach to the provision of mass transit.

In an effort to ensure that the province's drinking water remains safe, the government plans to invest roughly \$400 million this fiscal year to support source-to-tap clean drinking water initiatives.

The budget also undertakes to tackle other infrastructure needs. The government is currently developing a 10-year plan, which will set out infrastructure priorities for all sectors. In the meantime, in addition to the mass transit and clean water initiatives detailed above, the budget commits \$505 million towards improving municipal infrastructure this fiscal year. When combined with another \$990 million to be spent on highway improvements and some small amounts of spending in other areas, total infrastructure outlays (excluding health and education) will amount to roughly \$2.9 billion in fiscal year 2004–2005.

### **THE BUDGET'S ECONOMIC OUTLOOK**

The budget's economic outlook for the province of Ontario is very conservative in 2004, with 2.3 per cent real gross domestic product (GDP) growth assumed, compared to 2.8 per cent growth in the Conference Board's latest forecast. However, the Ontario Finance Department has purposely shaved 0.4 per cent from the consensus real GDP growth rate to ensure prudent revenue estimates. The real GDP growth rates in the medium term are almost identical to those contained in the latest Provincial Outlook, as are the growth rates for nominal GDP.

The same holds true for the outlook for real exports, with growth of 2.6 per cent in 2004 and averaging 4.3 per cent over the 2005–2008 time period almost perfectly matching the Board's own forecast. The budget has also been careful to assume an increase in interest rates, with 90-day Treasury Bills rising from an average of 2.1 per cent in 2004 to 4.6 per cent in 2007, capturing the resultant negative impact on provincial debt charges. Overall, the economic outlook assumptions that underlie the revenue and expenditure projections presented in the budget are both prudent and realistic.

### **RISKS**

The budget assumes that the government will be able to successfully shift to a dramatically lower trend rate of growth for health care spending and freeze other non-education spending beginning in fiscal year 2005–2006. A \$1 billion Change Fund to facilitate the transformation to results-based planning and alter the structure of the delivery of health care services is counted upon to help generate this structural change. According to the budget document, by next fiscal year the projected operating plans of 15 ministries are either declining or flatlined. This level of austerity will not be easy to achieve, especially over the space of one year, creating a substantial degree of risk around the deficit elimination strategy.



The 2004 Ontario Budget: Taming the Health Care Tiger  
by *Peter Hall*

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# canada taxnewsflash



Selected Tax Policy and Administrative Developments

## Highlights of the 2004 Ontario Budget

Today Ontario's Finance Minister, Greg Sorbara, delivered the province's 2004 budget, projecting a deficit of \$6.2 billion for the 2003-04 fiscal year and announcing a four-year plan to balance the budget by 2007-08. Since the *Taxpayer Protection Act* prevents the Minister from raising tax rates to finance this plan without obtaining the consent of Ontarians through a referendum, this year's budget sets out a variety of other measures to raise revenue by introducing a new health care premium, increasing user fees for certain services, and cutting back various tax credits and subsidies.

Highlights of tax changes announced in today's budget are discussed below.

### ***Ontario health care premium introduced at graduated rates***

- The 2004 Ontario budget announces that the province will join Alberta and British Columbia in levying health care premiums, as of July 1, 2004. Unlike the other two provinces, Ontario's health care premium will be charged at graduated rates based on taxable income.
- The top Ontario health care premium for 2005 and later years applicable to income over \$200,000 will be \$900 (\$450 for 2004), as compared with the flat rate of \$648 per year for single individuals in B.C. and \$528 per year for single individuals in Alberta. For Ontarians earning between \$72,600 and \$200,000, the premium will be \$750 for 2005 and later years (\$375 for 2004). Unlike Alberta and B.C., Ontario does not propose any premium assistance based on family net income.
- The premium will apply to individuals who are resident in Ontario on the last day of their taxation year.

- The proposed Ontario health care premium structure is as follows:

Taxable income	Proposed premium	
	2004	2005 and later years
Up to \$20,000	\$0	\$0
\$20,000 - \$36,000	\$150	\$300
\$36,000 - \$48,000	\$225	\$450
\$48,000 - \$72,000	\$300	\$600
\$72,000 - \$200,000	\$375	\$750
More than \$200,000	\$450	\$900

- In general, the increase in premium level in each bracket would be phased in over the first \$600 of taxable income in that range at the rate of 25 per cent.
- Ontario proposes that the health care premium will be administered and collected through the income tax system under the existing Tax Collection Agreement between Ontario and the federal government, and thus income tax withholding and instalment rules will apply. Withholdings for employees will commence July 1, 2004. Self-employed individuals will pay their premiums through their regular income tax instalments.

***Capital tax to be eliminated in stages by 2012***

- The 2004 Ontario budget sets out a timetable for gradually eliminating the Ontario capital tax by 2012. The capital tax will be phased out by gradually increasing the taxable paid-up capital deduction from \$5 million to \$15 million by 2008, and then by gradually reducing the capital tax rates each year from 2009 until the capital tax is fully eliminated on January 1, 2012.

- The 2004 Ontario budget's schedule for eliminating the capital tax is as follows:

	Deduction (\$millions)	Regular corporations (%)	Financial Institutions		
			First \$400 million of taxable capital (%)	Taxable capital above \$400 million	
				Non-deposit taking (%)	Deposit-taking
Current	5	0.300	0.600	0.720	0.900
January 1, 2005	7.5	0.300	0.600	0.720	0.900
January 1, 2006	10.0	0.300	0.600	0.720	0.900
January 1, 2007	12.5	0.300	0.600	0.720	0.900
January 1, 2008	15	0.300	0.600	0.720	0.900
January 1, 2009	15	0.225	0.450	0.540	0.675
January 1, 2010	15	0.150	0.300	0.360	0.450
January 1, 2011	15	0.075	0.150	0.180	0.225
January 1, 2012			Eliminated		

- The proposed increases in the taxable paid-up capital deduction and the tax rate cuts will be prorated for taxation years that straddle the effective dates.

*Capital Tax — Revised definition of “current accounts payable”*

- The 2004 Ontario budget proposes to amend the definition of “current accounts payable” in response to the Ontario Divisional Court’s decision in *QEW 427 Dodge Chrysler (1991) Inc.* In that case, the court held that current accounts payable include amounts owed to creditors, including financial institutions, and not just suppliers.
- The definition of “current accounts payable” is amended for tax years ending after May 18, 2004 to specify that it includes only amounts payable to a supplier for purchases of goods and services.
- Ontario will also introduce amendments retroactive to taxation years ending after May 19, 1993 to exclude from “current accounts payable” liabilities incurred in connection with the purchase or trading of shares, bonds or other securities.

### ***Ontario resource allowance — To be maintained***

- Ontario has decided not to parallel the federal measures to replace the 25 per cent resource allowance with a deduction for Crown royalties and mining taxes paid, which became effective for taxation years ending after December 31, 2002. The 2004 Ontario budget says Ontario will maintain the resource allowance and the non-deductibility of Crown royalties and mining taxes retroactive to the commencement of the federal change.

### ***Measures to parallel 2004 federal budget proposals***

- The 2004 Ontario budget proposes amendments to parallel several 2004 federal budget changes, subject to any necessary modifications, including:
  - Extending the **carry-forward period for business losses** to 10 years (from seven)
  - Increasing the **capital cost allowance rate for computer equipment** to 45 per cent (from 30 per cent) and for data network infrastructure equipment to 30 per cent (from 20 per cent), effective for such equipment acquired after March 22, 2004
  - Limiting the **deductibility of fines and penalties, patronage dividends and unused charitable donations**
  - Clarifying that the **general anti-avoidance rule (GAAR)** applies beyond the *Income Tax Act* to a misuse or abuse of the provisions of the *Income Tax Regulations*, the *Income Tax Application Rules*, and Canada's tax treaties
  - Clarifying the **"affiliated persons" rules** as they apply to trusts
  - Easing the **associated corporation rules** for purposes of the \$2 million expenditure limit under the refundable portion of the federal investment tax credit for scientific research and experimental development; Ontario will adopt this measure for purposes of the Ontario Innovation Tax Credit.

### ***Employer Health Tax***

- Among other changes to the Employer Health Tax (EHT), the instalment remittance rules will be changed to base payments on the actual payroll for each month, instead of using an estimate based on the prior month's payroll. Payments will be due on the 15<sup>th</sup> day of the following month. As the initiative will take effect on January 1, 2005, the first payment under the new rules will be due on February 15, 2005, based on remuneration for January 2005. Employers will not be required to remit an instalment in January 2005.

- The EHT rules will be amended retroactive to January 1, 1990 to specify that certain taxable benefits are included in the employee's income for EHT purposes. These benefits include amounts included in income by reason of sections 5, 6 or 7 of the federal *Income Tax Act*, such as automobile benefits, low-interest employee loans, and employee group term life insurance benefits.
- The EHT rules will be amended retroactive to January 1, 1990 to specify that, as long as a person reports to work at a permanent establishment in Ontario, all of that employee's remuneration is subject to EHT. Ontario will also appeal a recent Ontario Supreme Court of Justice decision that Ontario-based professional sports teams should not have to pay EHT on salaries paid to players and others for games played outside Ontario.
- The EHT exemption for stock option benefits paid to employees of research-intensive companies will be eliminated as of May 18, 2004.

#### ***New Apprenticeship Training Tax Credit***

- The budget proposes a new 25% refundable Apprenticeship Training Tax Credit (30% for businesses with payrolls not exceeding \$400,000) on salaries and wages paid to apprentices in certain skilled trades, that is, apprentices in designated industrial, construction, motive power trades and certain service trades. Corporations and unincorporated businesses are eligible. An employer will be eligible for a tax credit of up to \$5,000 per year per eligible apprentice to a maximum of \$15,000 over the first 36 months of the apprenticeship.

#### ***Enhanced Ontario Film and Television Tax Credit***

- The Ontario Film and Television Tax Credit (OFTTC) is enhanced for productions commencing principal photography after March 27, 2003, such that qualifying labour expenditures will not be reduced by equity investments from Canadian government film agencies. The OFTTC is also being amended to parallel recent enhancements to the federal Canadian Film or Video Production Tax Credit.

#### ***Eliminating tax credits and subsidies***

- The 2004 Ontario budget proposes to eliminate the following tax incentives:
  - Workplace Accessibility Tax Incentive
  - Workplace Child Care Tax Incentive
  - Graduate Transitions Tax Credit
  - Educational Technology Tax Incentive
  - Various tax incentives for electricity supply and conservation
  - Ontario Home Ownership Savings Plan
  - Ontario Research Employee Stock Option Credit

### ***Changes affecting capital investments and financial institutions***

- The 2004 Ontario budget says Ontario will propose technical amendments to clarify that investors in publicly traded trusts will not be liable for the activities of the trusts. The budget documents provide no additional details about this proposal.
- Among other changes involving Labour Sponsored Investment Funds (that is, labour sponsored venture capital corporations), Ontario will impose a moratorium on registrations, effective May 18, 2004. This change is part of a larger project to review this program to ensure it is achieving its objectives of increasing venture capital investment.
- Ontario proposes to adopt a recent change to the federal *Cooperative Credit Associations Act* by excluding retail associations from the definition of “loan corporation” in the *Loan and Trust Corporation Act* (Ontario).
- Ontario will review the *Mortgage Brokers Act* to modernize mortgage brokers' regulatory framework and strengthen consumer protection. In June 2004, Ontario will begin discussions on the basis of a Consultation Paper.
- Ontario will review the *Credit Unions and Caisses Populaires Act* to introduce amendments which will ensure an environment that enables credit unions to take advantage of strategies to strengthen their national presence, and to take account of changes made by other jurisdictions. Amendments are expected by the end of fiscal

### ***Sales and indirect taxes***

- Ontario will issue draft retail sales tax (RST) regulations for public comment relating to RST-exempt transfers of assets between related corporations, with a view to finalizing the regulations in the fall of 2004. Additionally, rules for the transfer of assets between partnerships and their principals will be regulated and made consistent with the rules for related corporations.
- As of 12:01 a.m. on May 19, 2004, Ontario's tobacco tax rate will rise to 11.1¢ per cigarette, tobacco stick or gram of cut tobacco.
- Volume levies for spirits and wine and brewers' fees for beer will increase as of June 21, 2004.

- Ontario will increase user fees and charges later this year or early next year for a variety of services, including driver's licence fees, cost recovery from Workplace Safety and Insurance Board, civil court fees, small claims court fees, and charges for the use of hydro transmission corridor lands.
- The government proposes to proceed with changes to simplify procedures for claiming an exemption from RST on purchases, such that Purchase Exemption Certificates will no longer require a signature, a list of exempt items or an expiry date.
- Regarding property tax, the government proposes to provide municipalities with a range of options to modify the property tax capping program to progress more quickly towards Current Value Assessment. Under these proposed options, for 2005 and future tax years, municipalities could increase the amount of the annual cap from 5 per cent to up to 10 per cent of the previous year's taxes. This change may result in significant property tax increases for some commercial, industrial and multi-residential property owners.

***We can help.***

Your KPMG adviser can help you assess the effect of the tax changes in this year's Ontario budget on your personal finances or business affairs, and point out ways to take advantage of their benefits or ease their impact. We can also keep you up-to-date on the progress of these proposals as they make their way into law and help you bring any concerns you may have to the attention of the Ontario Ministry of Finance.

\* \* \* \* \*

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# Request for Decision City Council



Type of Decision									
Meeting Date	May 27, 2004				Report Date	May 19, 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 type="checkbox"/>	Open	<input type="checkbox"/>	Closed

Report Title
<b>Contract For National Homelessness Initiative Funding</b>

Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p>Council approved the community plan (Resolution 2003-611) recognizing \$693,810 of available funding for 2003-2006. This report identifies the break down and utilization of federal funding, 100% based on the community plan.</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>Whereas the federal government has funding of \$693, 810 available for 2003 - 2006 for the City of Greater Sudbury through an extension of the National Homelessness Initiative (NHI);</p> <p>Therefore, let it be resolved that the Council of the City of Greater Sudbury authorize the use of these funds to continue the original projects and to initiate new research activities as recommended in the updated community plan; and</p> <p>Further be it resolved that the Council of the City of Greater Sudbury authorize the General Manager of Health and Social Services and the Clerk to enter into a contract with Human Resources Skills Development Canada (HRSDC); and</p>
Recommendation Continued

Recommended by the General Manager
<p>Catherine Matheson General Manager, Health &amp; Social Services</p>

Recommended by the C.A.O.
<p>Mark Mieto C.A.O.</p>

Date: May 19, 2004

Report Prepared By



Mary Murdoch  
Co-ordinator, Emergency Shelters & Homelessness

Division Review



Harold Duff  
Director, Social Services

Further, that By-law 2004-96F Schedule "A" be repealed and replaced with a new bylaw to reflect the spending allocation as noted in this report for the 2004 and 2005 calendar year.

**Background**

The City of Greater Sudbury, from 2000 to 2003 embraced the National Homelessness Initiative (NHI) as a means to access funds to assist in the development and implementation of several community projects that were endorsed by the Task Force on Emergency Shelters and Homelessness

The updated Community Plan (2003) recommended that the funds be utilized to continue the original projects created and to initiate new research activities. Since the creation of the initial Community Plan, the City of Greater Sudbury has been recognized by the Federal Government as a national leader in cooperative partnership building.

The allocation of funds for 2003 - 2006 are recommended as follows:

Date: May 19, 2004

**Allocation of NHI Funding June 2004 - December 31, 2005**

<b>Organization</b>	<b>Project/Programme</b>	<b>NHI Funding Allocation</b>
Centre de Sante Communautaire	Operation of the "Corner Clinic" which provides health care for the homeless	\$66,000
Glad Tidings Tabernacle	Day time operation of the "Elgin Street Mission"	\$75,710
Elizabeth Fry Society	Operation of the "Elizabeth Fry Transition House" to provide ten emergency and short term beds for homeless women	\$55,056
Inner Sight Educational Homes	Provision of 16 emergency and short term beds for males ages 16 - 19.	\$97,880
John Howard Society	Provision of outreach services to ex-offenders and their families and to offenders and their families.	\$39,216
**In trust for the unincorporated non-profit association known as I Believe Network	Delivery of the "FIRST STEPS" Program which assists with the reintegration of ex-offenders, their families and others in need through the provision of moral, spiritual and practical life skills support primarily focused on the search for housing and employment.	\$96,948
Research	Homelessness	\$45,000
New Hope Outreach Services	(Samaritan Centre du samaritain) Capital Costs	\$200,000
Other	Administrative Expenses	\$18,000
<b>Total</b>		<b>\$693,810</b>

# Request for Decision City Council



## Type of Decision

Meeting Date	May 27 <sup>th</sup> , 2004				Report Date	May 17 <sup>th</sup> , 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 type="checkbox"/>	Open	<input type="checkbox"/>	Closed

## Report Title

Community Placement Target Fund Slippage

### Policy Implication + Budget Impact

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

There is no budget impact as the funds were held in the committed Community Placement Target Fund Reserve.

Background Attached

### Recommendation

Whereas Council for the City of Greater Sudbury placed into reserve specific allocations from the Community Placement Target Fund to provide direct and indirect services to Ontario Works participants; and

Whereas the Social Services Division has identified several services that have not utilized their specific allocations; and

Whereas additional resources are required for the Catholic Charities Soup Kitchen; the City's Extreme Cold Weather Alert initiative; First Steps; and the Mission;

Recommendation Continued

### Recommended by the General Manager

Catherine Matheson  
General Manager Health and Social Services

### Recommended by the C.A.O.

Mark Mieto  
C. A. O.

Date: May 17<sup>th</sup>, 2004

**Report Prepared By**



Vivienne Martin  
Acting Manger of Employment Supports

**Division Review**



Harold Duff  
Director, Social Services

Therefore be it resolved that \$589,835, as outlined in this report, be returned to the uncommitted Community Placement Target Fund and \$222,048 be allocated from the uncommitted Community Placement Target Fund reserve for June 1<sup>st</sup> 2004 to December 31<sup>st</sup>, 2005 for the programs noted above, and that the appropriate bylaw be passed to expend these funds

**Background**

Community Placement Target Funds allocated for internal and external projects are reviewed, slippage identified, recommended to priorities committee to be redirected to emerging projects as required. This insures that valuable community based programming continues.

**Slippage from Community Placement Target Funds 2000 to 2003**

Recommendation/ Resolution Number	Project	Findings	Slippage
	Community Placement Incentives	Original set aside to assist during the introduction of the 'call centre' industry to the City of Greater Sudbury this money was converted to assist in the development of new community placements.	\$75,000
Recommendation 2002-22	Skills Training	These funds have permitted clients to access unique training paths.	\$241,500
Recommendation 2002-22	Mid North Literacy Network	This contract permitted purchase of service for a literacy assessor. The Division has not required this service at the rate originally anticipated.	\$23,590
Recommendation 2002-22	Salvation Army	In 2002 actual utilization was less than expected.2002 this fund was set aside to offset municipal costs but was not accessed.	\$14,619
Resolution number 2003-150F	Red Cross Rent Bank		\$126
Resolution number 2003-150F	Homelessness Initiatives	Savings were realized due to under-expenditures in planning areas.	\$70,000

Date: May 17<sup>th</sup>, 2004

Resolution Number	Project	Project review	Slippage
Resolution number 2003-150F	Employment Assistance Project Fund	The program was not implemented due to policy changes by The Ministry of Community and Social Services..	\$115,000
2003-612	Psycho-vocational Assessments	Savings were realized due to under-expenditures in planning areas	\$50,000
		Slippage TOTAL	\$589,835

**It is recommended that \$589,835 in slippage from Community Placement target fund be recognized as uncommitted bringing the new uncommitted Community Placement Target Fund balance to \$751,125.**

**Community Placement Target Fund Recommended Expenditures**

It is recommended that \$222,048 be directed toward the three projects, listed below, from the uncommitted Community Placement Target Fund Reserve leaving an uncommitted balance of \$529,077

Project	Description	2004	2005	Total
Catholic Charities Soup Kitchen	During the period of construction of the Samaritan center it is required that the Soup Kitchen relocate necessitating relocation costs.	\$16,950	\$13,753	\$30,703
Extreme Cold Weather Alert	This program provides increased outreach and shelter options for those at risk from extreme cold weather from December 1 <sup>st</sup> to March 31 <sup>st</sup> .	\$18,500	\$18,500	\$37,000
First Steps	This is a transfer of the funding source for First Steps from National Homelessness Initiative funding to the Community Placement Target Fund resulting in no change in service level.	\$12,405	\$48,762	\$61,167
The Mission	This is a transfer of the funding source for First Steps from National Homelessness Initiative funding to the Community Placement Target Fund resulting in no change in service level.		\$93,178	\$93,178
			Required Total	\$222,048

# Request for Decision City Council



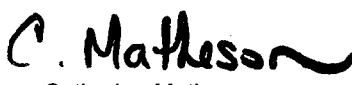
Type of Decision									
Meeting Date	May 27th, 2004				Report Date	May 18th, 2004			
Decision Requested	<input checked="" type="checkbox"/>	Yes		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		Closed

Report Title
Emergency Shelter Bed Sustainability Strategy


Policy Implication + Budget Impact	
<input checked="" type="checkbox"/>	This report and recommendation(s) have been reviewed by the Finance Division and the funding source has been identified.
<p>There is no budget impact as the funds are held in the uncommitted Community Placement Target Fund Reserve.</p>	
<input checked="" type="checkbox"/>	Background Attached

Recommendation
<p>Whereas the City of Greater Sudbury provides funding to support the operation of emergency shelters beds; and</p> <p>Whereas there are sufficient dollars available in the uncommitted Community Placement Target Fund Reserve; and</p> <p>Where as an action plan and community model is being developed to address a viable long term solution for emergency shelter bed provision;</p> <p>Therefore be it resolved that Council approve Option # 3 in the amount of \$330,670 from the uncommitted community placement target fund reserve from April 1<sup>st</sup>, 2004 to June 30<sup>th</sup>, 2005 and that the appropriate bylaw be passed to expend these funds.</p>
Recommendation Continued

**Recommended by the General Manager**

  
Catherine Matheson  
General Manager Health and Social Services

**Recommended by the C.A.O.**

  
Mark Miet  
C.A.O.

Date: May 20<sup>th</sup>, 2004**Report Prepared By**Vivienne Martin  
Acting Manger of Employment Supports**Division Review**Harold Duff  
Director, Social Services**Background**

This report outlines the current crisis in the emergency shelter bed system; the networking and cooperative spirit evolving from some interim strategies and the road ahead for strategic planning and implementation of a local solution that could be shared with other communities who are also struggling with similar problems.

As the largest city in Northern Ontario, the City of Greater Sudbury provides many types of services for citizens from surrounding rural and urban communities. As a mental health and addiction center, individuals seek treatment and support to resume productive membership in society. The funding crisis issues that are impacting mental health and addiction services are slowly emerging as real issues for service providers for the homeless. The emergency shelter bed system was designed to house people without shelter, not to become the panacea for all other issues such as a shortage in hospital beds, mental health beds, affordable housing, subsidies, addiction treatment space etc.

A continuum of support would see that outreach workers would move the absolute homeless into the emergency shelter system. As a triage operation, the emergency shelter system should be able to assess and screen the individual to identify and locate space in the appropriate transitional shelter required. From the supportive transitional structure, with opportunity to address the issues that have lead to the absolute homeless circumstances, a continuum would provide a housing support worker to locate the required private or subsidized housing required. This would be an ideal model, but it is not the current reality.

The City of Greater Sudbury has acted on behalf of the provincial and federal governments in administering funding for various initiatives. Additionally, the City has provided local dollars, staff hours and lobbying to ensure that solutions are based on community priorities. This is one of those pivotal points in the provision of core human service delivery. Emergency shelter is not only about being homeless - its about the unravelling of the social safety net.

**Current Crisis****Ontario Works Sanctioning and Impacts on Community Supports**

In 1995 the Ontario Works Act introduced significant penalties (3 month disqualification for financial assistance based on the first infraction and 6 months for any second and subsequent occurrence) for individuals :

1. who did not participate in employment programming; or
2. who quit employment without justification; or
3. who were fired with reason.



Date: May 20<sup>th</sup>, 2004

Evicted and without the full financial assistance, individuals and families found themselves accessing community supports, like emergency shelters.

To illustrate the contradiction inherent in this policy the following example has been created:

One month stay Emergency Shelter vs one month entitlement for Rent

Family Type	Rental Type	Monthly Entitlement Basic Needs and Shelter
single person on Ontario Works	Private Rental Unit	\$520
single person no Ontario Works	Emergency Shelter	\$1140

Every Delivery Agent provides additional funds to 'house' individuals in shelters when they are disqualified from the Ontario Works program eligibility . In addition to housing individuals, outreach workers are funded to support the individuals in finding affordable housing solutions.

Emergency Shelter Funding

It was determined that the static Provincial funding formula is effecting the short term and long term realities of providing emergency shelter beds. Funding is capped at \$38 per day and is issued on actual occupancy rate. Operationally, services providers must still pay fixed costs associated with maintaining a shelter. Additionally the capped cost does not reflect the actual cost associated with the provision of all the supports required to 'shelter' a homeless individual or family.

To assess the impact of the Utilization Rate the Social Services Division reviewed the 'peak' time for access to shelter, January to March for the past three years

Utilization Rates 2002 to 2004

Agency	Occupancy Rate Jan (%)			Occupancy Rate Feb (%)			Occupancy Rate Mar (%)		
	2002	2003	2004	2002	2003	2004	2002	2003	2004*
Elizabeth Fry	74	92	79	107	104	92	105	114	86
YWCA Geneva House	63	75	74	55	150	94	45	173	88
L'Association des jeunes de la rue/Foyer Notre Dame House	85	99	105**	53	102	122**	99	110	114**
Salvation Army	86	106	67	86	106	88	83	92	83
Inner Sight	85	80	50	88	65	45	87	78	43

\* forecasted utilization rate for March 2004 by the Social Services Division

\*\* Occupancy rate above 100% as 'Extreme Cold Weather Alert' program was in effect and no individual or family is turned away.

Date: May 20<sup>th</sup>, 2004

The 2005/2006 trends show a stabilization, and potential decline in the required beds for homeless males and females, except for young females accessing service at Foyer Notre Dame.

The seven bi-annual Time Studies, from July 2000 to July 2003, have consistently identified a core absolute homeless population hovering around 250. In mid 2002 the Salvation Army and the Elizabeth Fry Society received additional beds which created additional capacity. These additional emergency shelter beds have resulted in the occupancy rate falling below 100%.

Starting January 2003, the City of Greater Sudbury's implementation of the Extreme Cold Weather Alert has also impacted the occupancy rate at emergency shelters. The Mission (not a shelter provider except during an Extreme Cold Weather Alert) is now open throughout the night and individuals may choose to stay there rather than access an emergency shelter.

Across the Province and around the Country funding based on annualized occupancy rates does not enable the emergency shelter providers to access allocated funding. Those agencies that are able to access the allocated funding are still not able to cover the operational costs because the capped per diem rate is not adequate. The Division has confirmed that the Region of Halton provides annualized funding by 'topping' up to \$48 per diem. Peel Region has indicated that there is 'topping' up that ranges from \$67 to \$106 per diem.

Faced with the following factors

- knowledge of the need for emergency shelter beds;
- difficulty in the per diem/occupancy rate funding formula; and
- the mandate shift at the YWCA Geneva House to providing service to Victims of Domestic Violence and not homeless women with or without dependants

a community consultation was called, March 2004.

Between March 1<sup>st</sup> and April 15<sup>th</sup>, 2004 Emergency Shelter bed providers, community support, housing outreach workers, the Ministry of Community and Social Services and city Staff worked to develop a local short term solution.

### **Interim Strategy**

#### Emergency Shelter Beds for Homeless Women and children who are not victims of domestic violence - six month solution.

It was identified that there was capacity for four (4) additional Emergency Shelter Beds (two week stay with extension by exception only) at L'Association des jeunes de la rue/Foyer Notre Dame House and for one (1) additional Emergency Shelter Bed at the Elizabeth Fry Transitional House. The Elizabeth Fry society also agreed to act as the referral agency for those women over the age of 19 and women with dependants to hotel/motels when the system is at capacity.

The Social Services Division assigned a Caseworker to deal with Homeless Women with or without dependants accessing the emergency shelter beds at either L'Association des jeunes de la rue/Foyer Notre Dame House or the Elizabeth Fry Transitional House pending a long term

Date: May 20<sup>th</sup>, 2004

solution. As the program is reviewed in conjunction with the shelter providers for Males, expansion may occur. Protocol requires that "next business day" contact with caseworker at Social Services to assess for:

1. Eligibility of Ontario Works (OW)/ Ontario Disability Support Program (ODSP) and tracking of reasons not eligible for assistance - should the person not qualify for OW/ODSP, she will be assigned to a housing outreach worker. The Social Services Division, through the base budget funds housing outreach workers at the Elizabeth Fry Society, the Canadian Mental Health Association and the Sudbury Youth Action Centre; and funds the Red Cross Rent bank and Housing Registry.
2. For those eligible for OW the Case Worker will develop an action plan to secure accommodations and a comprehensive individual plan to access resources, stabilize life events and begin to work towards sustainable self sufficiency.
3. For those ongoing OW/ODSP clients liaison with current caseworker to develop action plan to maintain ongoing assistance through minimized stay in a shelter.

### **Strategic Planning for a local solution**

As part of the community consultation during March 1<sup>st</sup> to April 15<sup>th</sup>, 2004 it was recommended that an integrated approach to funding and service delivery be developed. Persons who are accessing the emergency shelter bed system have difficulty securing affordable housing because of age or race, mental health issues, addiction problems, and difficulty accessing social assistance due to legislative requirements. To address the issues time will be required to coordinate a Summit; develop a model that addresses the unique needs of the homeless in the north; and implement the solution. The Health and Social Services Department will take a lead role in identifying and bringing together the necessary Federal and Provincial Ministries, service providers and community partners.

In the fall of 2002 a study was commissioned by the Edmonton Joint Planning Committee on Housing and the Calgary Homeless Foundation. The overall objective was to:

"Provide critical data to assist service providers and funders in developing business cases for providing and prioritizing services to the homeless"

The study entitled "Societal Cost of Homelessness" by the IBI Group was released on May 23<sup>rd</sup>, 2003. The study reviewed a continuum of service providers, included Emergency Shelter Beds, safe houses, youth shelters, food banks, drop in centers and recovery programs - with a residential component. The conclusion of the study supports the direction that the Health and Social Services Department has initiated.

"It should be emphasized that most of the services provided to the homeless examined in this analysis are reactive, and focused on providing an emergency or maintenance response to the symptoms of the problem. This service approach - while desperately needed - does not address the fundamental causes of homelessness. As quantified by this analysis, these types of services

Date: May 20<sup>th</sup>, 2004

are currently very costly, but projected local growth in demand (13% annually for shelter spaces, with status quo assumptions) suggests that the current model will not be financially sustainable in the longer term. Clearly, financial reasons alone are sufficient to necessitate transition to a homelessness prevention model of service delivery. This transition will require increased total spending in the near-term, but will ultimately result in a reduction in the level of homelessness. In the longer term, through better understanding and management of the causal factors, and a shift to prevention from a response model, it is expected that the net societal cost of homelessness could be reduced.”

The recent announcement of funding from the Ministry of Municipal Affairs for the Rent Bank Program and the Ministry of Community and Social Services for the Energy Bank Program are indicators that the Provincial Government is moving toward the preventative model. These funds, in addition to the local preventative programming through the Social Planning Council (Emergency Fund and Community Fund) and the Canadian Red Cross (Rent Bank and Housing Registry) position the City of Greater Sudbury to begin the shift to a prevention model.

The recognition by the local service providers that individuals with mental health and/or addiction issues are being released from programming without the necessary supports will require that Ministries not normally linked with the current homelessness model are encouraged to participate in the dialogue.

The preferred option will provide the time necessary to: bring together Federal and Provincial Ministries that are key players in preventing homelessness through broad reaching policy and infrastructure developments. It is expected that local community partners and service providers who provide front line service can assist in the prioritizing what services can be phased out, continued or initiated.

#### Emergency Shelter Beds for Persons in Crisis - 18 month solution.

In February 2004, the Elizabeth Fry Society received short term stabilization funding through to December 31<sup>st</sup>, 2005. Further to the community consultation meeting held March 5<sup>th</sup>, 2004 the Social Services Division is now proposing that the stabilization funding model be offered to the Salvation Army, L'Association des jeunes de la rue/Foyer Notre Dame House and Inner Sight educational homes while a local long term strategic plan is completed. Funding is available through the uncommitted Community Placement Target Fund. There are several options for consideration. To assist in the consideration each option has been analysed for positive and negative impact on service delivery.

Date: May 20<sup>th</sup>, 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 1<sup>st</sup> to December 31<sup>st</sup>, 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 20<sup>th</sup>, 2004

This option would provide funding from April 1<sup>st</sup> to December 31<sup>st</sup>, 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 1<sup>st</sup>, 2004 to June 30<sup>th</sup>, 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		No	Priority	<input checked="" type="checkbox"/>	High		Low
	Direction Only				Type of Meeting	<input checked="" type="checkbox"/>	Open		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

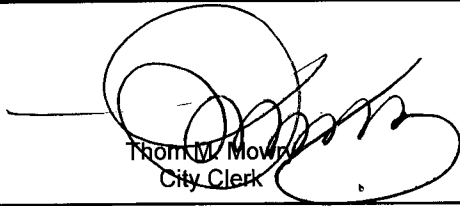
### Recommended by the General Manager

  
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

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

**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 (11<sup>TH</sup>) (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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>
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.	<b>CARRIED</b>

C.C. 2004-05-13 (11<sup>TH</sup>)

(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 (11<sup>TH</sup>)

(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 / 100<sup>th</sup> Anniversary of Valley East, in conjunction with the City of Greater Sudbury, to be held on June 26<sup>th</sup>, 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 (11<sup>TH</sup>)

(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 27<sup>th</sup>, 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 (11<sup>TH</sup>)**

**(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      3<sup>RD</sup>      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.)

1<sup>ST</sup> & 2<sup>ND</sup> 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.

3<sup>RD</sup> 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 (11<sup>TH</sup>)

(16)

Item C-22  
2004 Physician  
Recruitment &  
Retention - 1<sup>st</sup> Quarter  
Report

Report dated 2004-03-26 from the General Manager of Health & Social Services regarding 2004 Physician Recruitment and Retention - 1<sup>st</sup> 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.)

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

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

**CARRIED**

3<sup>RD</sup> 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**

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Mayor

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City Clerk

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

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**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 12<sup>th</sup>, 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 12<sup>th</sup>, 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**

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

Report dated May 6<sup>th</sup>, 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 4<sup>th</sup>, 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)**

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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)**

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#### **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 6<sup>th</sup>, 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)**

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

Report dated May 4<sup>th</sup>, 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 13<sup>th</sup>, 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)**

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Letter dated May 14<sup>th</sup>, 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)**

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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)**

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**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.**

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

Report dated May 10<sup>th</sup>, 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)**

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**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.**

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

Report dated May 6<sup>th</sup>, 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)**

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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)**

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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)**

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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)**

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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 4<sup>th</sup> 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)**

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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)**

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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)**

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**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**

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

Report dated May 10<sup>th</sup>, 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 7<sup>th</sup>, 2004

**Recommendation #2004-113:**

Dupuis-Bradley: That Report #4, Vegetation Enhancement Technical Advisory Committee Minutes of April 7<sup>th</sup>, 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 12<sup>th</sup>, 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 12<sup>th</sup>, 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**

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DEPUTY CITY CLERK

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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.

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Chairman

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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:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
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;

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
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:

<b>BIDDER</b>	<b>TOTAL AMOUNT</b>
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)**

### **3<sup>rd</sup> MEETING OF THE BOARD OF DIRECTORS OF SUDBURY METRO CENTRE**

**Tuesday, April 27, 2004**

**Sudbury Metro Centre Board Room**

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#### **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.

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### **GUEST PRESENTATIONS & DISCUSSION**

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- 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 21<sup>st</sup> 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**

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**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 2<sup>nd</sup> Regular Meeting**

**16-04 Conlin - Gasparini**

**THAT** the minutes of the 2<sup>nd</sup> Regular Meeting of Sudbury Metro Centre, dated March 16<sup>th</sup>, 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 6<sup>th</sup> & 20<sup>th</sup>, 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 26<sup>th</sup>, 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 21<sup>st</sup>, as duplicated and circulated, be hereby accepted.

**CARRIED**

**PART 2 - REGULAR AGENDA**

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**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.

②

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

...3

**Market Square ...**

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

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 10<sup>th</sup> ... 8 a.m.**

... focus - 'Downtown Team'

**Regular Meeting**

**Tuesday, May 25<sup>th</sup> ... 6 p.m.**

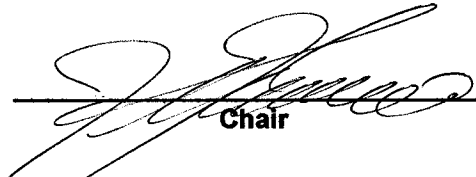
... guest - Police Chief Ian Davidson

**ADJOURNMENT**

**21-04 Palumbo - Robicheau**


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

**CARRIED**




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Chair




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Executive Director