

Presented To:	Community Services Committee
Presented:	Monday, Apr 03, 2017
Report Date	Wednesday, Mar 15, 2017
Type:	Managers' Reports

Request for Decision

Organ Donor Monument Request for Bell Park

Resolution

WHEREAS a request has been received to install a permanent memorial in Bell Park in recognition of organ donors in our community;

AND WHEREAS the Bell Park Covenant states that the Bell Park lands are to be used for public park and recreation purposes only;

AND WHEREAS the Bell Park Master Plan states that commemorations should be celebrations of life and celebrations of nature that add to the enjoyment of the experience of the park and should not be memorials and/or monuments;

THEREFORE BE IT RESOLVED THAT the Cruising with Organ Donors group be encouraged to identify an alternate suitable location for the permanent installation of the memorial stone recognizing organ donors.

Finance Implications

There is no financial impact to the City of Greater Sudbury associated with this installation as confirmed by the applicant.

Health Impact Assessment

Bell Park is both a natural and urban park, enjoyed by all residents of Greater Sudbury. The Bell Park Covenant and the Bell Park Master Plan (2010) set out guidelines for the operation and future developments of the park to ensure that it continues as a recreational area for citizens. The monument installation could be viewed as outside the spirit of these documents. Conversely, the installation of the Organ Donor Monument at Bell Park or at an alternate location within the City of Greater Sudbury supports the Human Health/Well Being pillar "to promote and protect the health of citizens". It is recommended that the Cruising with Organ Donors group be encouraged to identify an alternate location, recognizing the importance of organ donations.

Background

In December of 2016, the Leisure Services Department received a request from the Cruising for Organ Donors group to have a permanent stone placed in Bell Park in memory of all organ donors. The proposed memorial, would be 2' x 2' x 3' high. The main face of the stone would be inscribed with "In Memory of Donors", while two sides of the stone would be inscripted with "Gift of Life". The proposed stone would be donated by Bob Johnston and the Ruff Family from Memorial Works (APPENDIX A - Organ Donor Monument Schematic - attached).

This report will outline guidelines established for memorial and commemorative additions in Bell Park.

Bell Park Covenant

The Bell Park Covenant was established as part of the donation of land by William and Katherine Bell in 1926. The covenant does not specifically speak to memorial or commemorative additions within the park. The covenant states *"And the grantee covenants for itself, its successors and assigns to and with the grantor, his heirs and assigns, that it and they are all times hereafter maintain the said lands hereby conveyed as, and will not use or permit the use of the said lands except as a public park and recreation ground and this covenant shall run with the said lands hereby conveyed."*

Bell Park Master Plan (2000)

The Bell Park Master Plan (2000) speaks to a number of broad design initiatives. The plan states that all design initiatives must

Signed By

Report Prepared By

Cindy Dent
Manager of Recreation
Digitally Signed Mar 15, 17

Health Impact Review

Cindy Dent
Manager of Recreation
Digitally Signed Mar 15, 17

Division Review

Jeff Pafford
Director of Leisure Services
Digitally Signed Mar 15, 17

Recommended by the Department

Catherine Matheson
General Manager of Community
Development
Digitally Signed Mar 15, 17

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Mar 15, 17

conform to the Bell Park Covenant and applicable governing authorities. In terms of commemoration, the Bell Park Master Plan states:

"Commemoration should celebrate important events, people and accomplishments of the community that are consistent with the spirit of the Bell family, the Bell covenant and the reasons that people enjoy going to the park. These living commemorations should be celebrations of life and celebrations of nature. They should add to the enjoyment of the experience of Bell Park's nature and should not be memorials and/or monuments. Commemorations within the park cannot dominate the landscape but must be secondary to the natural setting of the park. Initiatives are to be sensitive to the context, scale, materials and the park's inherent historical, cultural and natural heritage. Recognition within the park must be minimal and sensitive to surroundings."

Grace Hartman Amphitheatre Business Plan (2010)

The Grace Hartman Amphitheatre Business Plan doesn't provide specifics regarding commemoration, but notes the importance of the amphitheatre operating under the guiding principles and statements of the Bell Park Master Plan. The Business Plan called for the development of a Bell Park Advisory Panel to monitor fulfillment of the park's mandate, be advocates for the park in the community and to provide input to the City.

Other Commemorations in Bell Park

Mining Heritage Monument

On March 23, 1993, City of Sudbury Council passed By-Law 93-121 approving in principle, support for the development of a Mining Heritage Monument on Bell Park property (Appendix B - By-Law 93-121 - attached). The approval was conditional upon Council's approval of the final design and site development.

The City of Greater Sudbury passed By-Law 2001-172, authorizing the execution of an agreement between the City and the Mining Heritage Committee of Sudbury Inc. for the erection and construction of a sculpture honouring the community's mining heritage in Bell Park (Appendix C - By-Law 2001-172 - attached).

Parks Services Donation and Memorial Program

The City of Greater Sudbury's Parks Services Donation and Memorial Program provides an opportunity for the public to make donations toward park enhancements and memorial gifts. The policy outlines options to commemorate a special person, momentous occasion or to simply donate as a philanthropic gesture to beautify a community park. Donations can include park benches, trees, bike racks, picnic tables, sun shelters, sports equipment, playground structures or other items in consultation with Parks Services.

Approximately 50 benches and 12 trees have been installed in Bell Park through the Parks Services Donation and Memorial program. Additionally, the Association of Canadian Travellers / United Commercial Travellers sponsored the installation of 15 park benches and a creative play structure in Bell Park in the early 2000's. Due to the large quantity of benches in Bell Park, requests for memorial benches are not longer accepted.

Consultation with Bell Park Advisory Panel

The proposed Organ Donor monument was discussed with the Bell Park Advisory Panel. While agreeing that organ donor awareness and initiatives were extremely important in our community, there was consensus from the Advisory Panel that the monument should not be located in Bell Park.

Next Steps

Recognizing those individuals who have donated organs and raising awareness about organ donation is a worthy cause. The Grace Hartman Amphitheatre is used annually for the 'Michael O'Reilly Organ Donor Awareness Celebration' hosted by the Irish Heritage Club of Sudbury.

There are also many other worthy causes in our community, many of which utilize Bell Park for celebrations and fund-raising events. The Bell Park Master Plan (2000) states that memorial or commemorative monuments are to be minimal within the park. If permission was to be granted for the installation of the memorial stone recognizing organ donors, a precedent may be set for future similar requests.

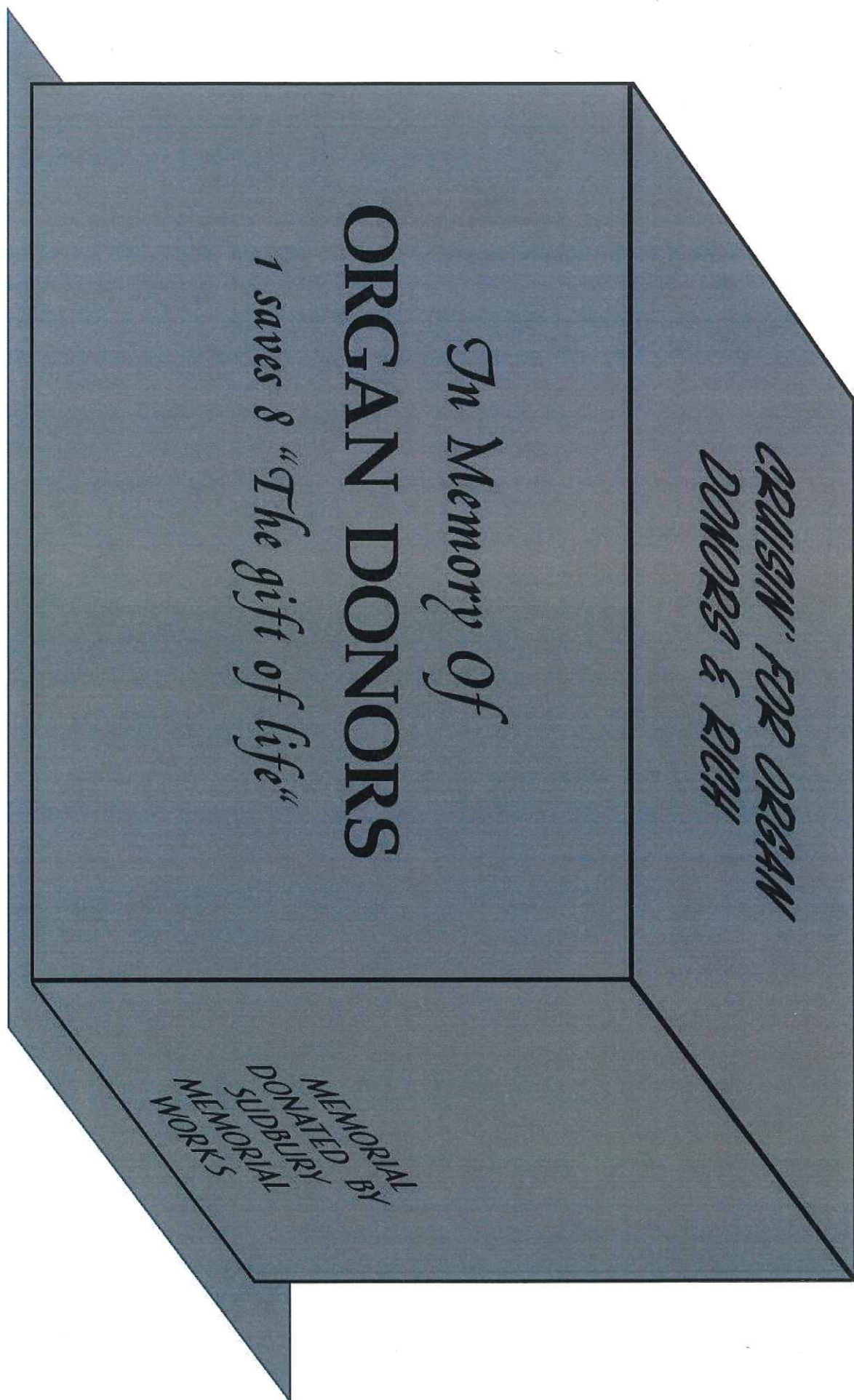
It is recommended that the Leisure Services Department work with the Cruising for Organ Donors group to explore a more suitable location for the installation of the memorial stone, whether it be on municipal property or land of a community partner.

References:

Bell Park Master Plan (2000) (<https://www.greatersudbury.ca/sudburyen/assets/File/Leisure/Bell%20park%20Master%20plan.pdf>)

Grace Hartman Amphitheatre Business Plan (2010)(<https://www.greatersudbury.ca/sudburyen/assets/File/Leisure/Grace%20Hartman%20Amphitheatre%20Business%20Plan%205>)

*City of Greater Sudbury Parks Services Donation and Memorial
Program*(<http://agendasonline.greatersudbury.ca/?pg=feed&action=file&attachment=5992.pdf>)



CITY OF SUDBURY
INTER-OFFICE CORRESPONDENCE

24

REFER TO FILE AND SUBJECT
WRITE ABOUT ONE SUBJECT ONLY IN
ONE LETTER

SUDBURY, ONT.

TO: B. Cottam,
Commissioner of Community Services

FROM: Ellen Kerr,
Director of Administration & City Clerk

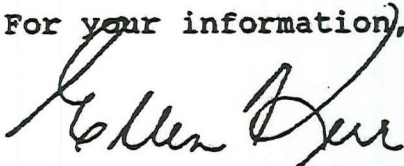
DATE: 1993-03-29

SUBJECT: Mining Heritage Committee of Sudbury

On 1993-03-23, the Council of The Corporation of the City of Sudbury passed the following resolution:

93-121 That City Council approves, in principle, support for the development of a Mining Heritage Monument on the site contemplated in this report from the Director of Parks and Recreation. Further, it is understood that, prior to the construction of the monument, the Mining Heritage Monument Committee will return to Council seeking their concurrence on the final design and site development for the Mining Heritage Monument.

For your information,



EK/gw



City Agenda Report

Report To: CITY COUNCIL

Report Date: June 20, 2001

Meeting Date: June 28, 2001

Subject: Construction Agreement
Mining Heritage Committee of Sudbury Inc. - Bell Park

Department Review:

Don Bélisle
General Manager of Public Works

Recommended for Agenda:

J.L. (Jim) Rule
Chief Administrative Officer

Report Authored by: R. G. (Greg) Clausen, P. Eng.
Director of Engineering Services

Recommendation:

That By-Law 2001-172 be passed authorizing the Mayor and Clerk to execute an agreement between the City of Greater Sudbury and Mining Heritage Committee of Sudbury Inc., for erection and construction in Bell Park of a sculpture honouring our community's mining heritage.

Executive Summary:

The Mining Heritage Committee of Sudbury Inc. (the Mining Committee) has received permission from City Council to construct and erect in Bell Park a mining heritage sculpture honouring our community's mining heritage.

The site is located on the south-east side of Bell Park that was mutually agreed upon by the Mining Heritage and Bell Park Stewardship Committees.

The Mining Committee has arranged for volunteers to carry out the erection and construction of the sculpture. Therefore, it is appropriate that the City enter into a Construction Agreement with the Mining Committee to permit then to erect and construct the monument in Bell Park. The Agreement will include such items as necessary liability insurance, ensurance that City engineering design and construction standards are followed, inspection and testing requirements and on-going maintenance responsibilities.

Therefore, it is recommended that Council approve By-Law 2001-172 included in the agenda, authorizing the Mayor and Clerk to execute a Construction Agreement.

Background:

As Council will recall, the Mining Heritage Committee of Sudbury Inc. has been given approval to erect and construct a mining sculpture in Bell Park, honouring our mining heritage.

The sculpture/site will be located near the existing Grace Hartman Amphitheatre and will overlook Lake Ramsey. The location of the sculpture has been agreed with both the Bell Park Stewardship and Mining Heritage Committee, and confirmed by Council Resolution 2001-105 contained in the report from Caroline Hallsworth, General Manager of Citizen and Leisure Services, at the Council Meeting on February 7, 2001.

The sculpture/site will also incorporate a network of illuminated footpaths, walkways and flowerbeds which will be built to City standards consistent with what is presently in Bell Park.

The Mining Committee have raised the necessary funds for both the design and construction of the sculpture and site. They have also secured volunteers to carry out the professional design of the foundation, walkway and lighting system. Also individuals and local contractors have donated all materials and have volunteered to erect the sculpture and construct the site.

To permit the Mining Committee to erect the sculpture and construct the site, it is appropriate that a Construction Agreement between the City and the Mining Committee be entered into. The Construction Agreement will be similar to a routine road construction contract that a roads contractor would enter into with the City. The Construction Agreement will include such things as the provision of necessary liability insurance, design and construction standards and workmanship requirements, etc.

Therefore, it is appropriate that Council approve By-Law 2001-172 contained in this Council Agenda, authorizing the Mayor and Clerk to execute an agreement between the City of Greater Sudbury and Mining Heritage Committee of Sudbury Inc. for the erection of the sculpture and construction in Bell Park of a mining sculpture/site, honouring our community's mining heritage.

PART I - CONSENT AGENDA (Continued)**BY-LAWS (Continued)**

2001-168 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AUTHORIZE A GRANT TO THE HÔPITAL RÉGIONAL
DE SUDBURY REGIONAL HOSPITAL

Council Resolution 2001-305

2001-169Z 3 BEING 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 THE FORMER CITY OF VALLEY
EAST

(This By-law rezones the subject property to Agricultural Reserve Special to add a Class B pit as a permitted use on the rear portion of the site. A Class B pit has a removal limit of a maximum of 20,000 tonnes of aggregate per year. The pit must be set back a minimum of 2,000 feet from Gravel Drive and the pit cannot have accessory crushing or screening operations. Rheal Rivest, 1408 Gravel Drive, Hanmer.)

2001-170T 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AMEND BY-LAW 2001-85, BEING A BY-LAW TO
APPOINT MUNICIPAL LAW ENFORCEMENT OFFICERS
TO ENFORCE THE PRIVATE PROPERTY SECTIONS OF
BY-LAW 2001-1

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

2001-171S 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY
TO ESTABLISH A PRIVATE SEWER SYSTEM GRANT
PROGRAMME FOR THE PUMPING OUT OF SEPTIC
TANKS IN UNSERVICED AREAS WITHIN THE CITY OF
GREATER SUDBURY

(As directed by Council at its budget session, this By-law continues the Grant Programme from the former Regional Municipality until the end of this year.)

2001-172 3 BEING A BY-LAW OF THE CITY OF GREATER SUDBURY
TO AUTHORIZE AN AGREEMENT WITH THE MINING
HERITAGE COMMITTEE FOR CONSTRUCTION IN BELL
PARK

Report dated 2001-06-20 from the General Manager of
Public Works.

Item C-12
(Continued)

The following resolution was presented:

2001-374 Kilgour/Petryna: That the following six (6) citizens be appointed to the **Cemetery Advisory Panel** for a three-year term ending November 30th, 2003:

Claude Berthiaume
Katia Ellero
Sheila Redden
Gordon Wooton
Sandra Wyman
Jim Bolger

CARRIED

Item C-13
Construction
Agreement - Mining
Heritage Committee,
Bell Park

Report dated 2001-06-20 from the General Manager of Public Works regarding Construction Agreement: Mining Heritage Committee, Bell Park was received.

Item C-14
Noise By-law
Exemption - Brian
Smith Wedding

Report dated 2001-06-22, with attachment, from the General Manager of Corporate Services regarding Noise By-law Exemption: Brian Smith Wedding Reception, Ukrainian Camp, Richard Lake was received.

The following resolution was presented:

2001-375 Petryna/Kilgour: This Council has no objection to the granting of an exemption to Chapter 776 of the former City of Sudbury Municipal Code (Noise By-law) to Brian Smith to facilitate his wedding reception to be held on July 14th, 2001 at the Ukrainian Camp Site on Richard Lake Road, in the City of Greater Sudbury between the hours of 1:00 p.m. and 1:00 a.m. with an anticipated attendance of 200 guests.

And further that this approval shall be subject to the following conditions:

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, July 15th, 2001;
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;