

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

Council Chamber
Tom Davies Square

Tuesday, February 10, 2015
Commencement: 9:13 p.m.

HIS WORSHIP MAYOR BRIAN BIGGER, IN THE CHAIR

Present

Councillors Signoretti, Vagnini, Montpellier, Dutrisac, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Reynolds, Landry-Altmann, Mayor Bigger

City Officials

Doug Nadorozny, Chief Administrative Officer; Tony Cecutti, General Manager of Infrastructure Services; Catherine Matheson, General Manager of Community Development; Paul Baskcomb, Acting General Manager of Growth & Development; Tim Beadman, Chief of Fire and Paramedic Services; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Lorella Hayes, Chief Financial Officer/City Treasurer; Kevin Fowke, Director of Human Resources & Organizational Development; Ian Wood, Director of Economic Development; Eliza Bennett, Manager of Corporate Communications & French Language Services; Liana Bacon, Legislative Compliance Coordinator; April Antoniazzi, Committee Assistant

MOMENT OF SILENT REFLECTION

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

MATTERS ARISING FROM THE OPERATIONS COMMITTEE MEETING – January 19, 2015

Approval of Operations
Committee
Recommendations

Councillor Kirwan, as Chair of the Operations Committee, reported on the matters arising from the Operations Committee Meeting of January 19, 2015.

The following motion was presented:

CC2015-33: Reynolds/Dutrisac: THAT the City of Greater Sudbury approves Operations Committee Recommendation OP2015-01 from the meeting of January 19, 2015.

CARRIED

The following are the Operations Committee recommendations:

MATTERS ARISING FROM THE OPERATIONS COMMITTEE MEETING – January 19, 2015
(cont'd)

Appointment of Chair
and Vice-Chair

OP2015-01 Montpellier/Dutrisac: THAT the City of Greater Sudbury appoint Councillor Kirwan as Chair and Councillor Dutrisac as Vice-Chair of the Operations Committee for the term ending December 31, 2015.

CARRIED

**MATTERS ARISING FROM THE COMMUNITY SERVICES COMMITTEE MEETING –
January 19, 2015**

Approval of Community
Services Committee
Recommendations

Councillor Lapierre, as Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee Meeting of January 19, 2015.

The following motion was presented:

CC2015-34: Reynolds/Dutrisac: THAT the City of Greater Sudbury approves Community Services Committee Recommendation CS2015-01 from the meeting of January 19, 2015.

CARRIED

The following are the Community Services Committee recommendations:

Appointment of Chair
and Vice-Chair

CS2015-01 Vagnini/Kirwan: THAT the City of Greater Sudbury appoints Councillor Lapierre as Chair and Councillor Cormier as Vice-Chair of the Operations Committee for the term ending December 31, 2015.

CARRIED

**MATTERS ARISING FROM THE FINANCE AND ADMINISTRATION COMMITTEE MEETING
– January 20, 2015**

Approval of
Finance and
Administration
Committee
Recommendations

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee Meeting of January 20, 2015. No recommendations emanated from that meeting.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – January 26, 2015

Approval of
Planning Committee
Recommendations

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee Meeting of January 26, 2015.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – Jan 26, 2015 (cont'd)

Approval of
Planning Committee
Recommendations
(cont'd)

The following motion was presented:

Cormier/Dutrisac: THAT the City of Greater Sudbury approve Planning Committee Recommendations PL2015-10, PL2015-11 and PL2015-13 to PL2015-14 inclusive from the meeting of January 26, 2015.

Planning Committee recommendation PL2015-11 was pulled and dealt with separately

The following motion was then read:

CC2015-35 Cormier/Dutrisac: THAT the City of Greater Sudbury approve Planning Committee Recommendations PL2015-10 and PL2015-13 to PL2015-14 inclusive from the meeting of January 26, 2015.

CARRIED

The following are the Planning Committee recommendations:

Application for rezoning
in order to facilitate a
residential lot addition,
100 Carr Avenue,
Garson –
Cedar Green
Enterprises Ltd

PL2015-10 Reynolds/McIntosh: THAT the City of Greater Sudbury approve the application by Cedar Green Enterprises Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification on a portion of the lands described as Part of PIN 73496-0645, Part of Parcel 39056, Lot 9, Concession 1, Township of Garson from "OSR", Open Space - Recreation to "R1-5(S)", Low Density Residential One Special subject to the following conditions:

1. That prior to the enactment of the amending by-law:
 - a) The owner shall submit to the Planning Services Division a registered survey of the lands to be rezoned in order to allow the preparation of the by-law;
 - b) A building permit application for the retaining walls on the north-west side of the dwelling, complete with a design by a professional engineer licensed in the Province of Ontario, be submitted to the satisfaction of the Chief Building Official;
 - c) Verification of founding sub-grade and soil-bearing capacity be provided from a qualified geotechnical engineer to the satisfaction of the Chief Building Official; and,
2. That the amending by-law permits a maximum height for the retaining wall as identified in the associated building permit application to the satisfaction of the Chief Building Official.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – January 26, 2015
(cont'd)

Application to extend
draft plan of subdivision
approval, Cavdon
Subdivision, Black Lake
Road, Lively

PL2015-13 Reynolds/Dutrisac: THAT the City of Greater Sudbury, upon payment of Council's processing fee of \$2,575.00, amend the conditions of draft approval for the draft plan of subdivision on those lands known as PIN 73375-0863, Part of Parcels 1880 & 416, Part of Lot 6, Concession 4, Township of Waters, File #780-8/95006, shall be amended as follows:

- a) By deleting the words "City of Greater Sudbury Public Works Department" and replacing them with "General Manager of Infrastructure Services" in Condition #10.
- b) By deleting the words "Public Works" and replacing them with "Infrastructure Services" in Condition #13.
- c) By deleting Condition #21 and replacing it with the following:

"21. That this draft approval shall lapse on December 31, 2017."

- d) By deleting Condition #25 and replacing it with the following:

"25. Prior to the submission of servicing plans, the owner shall, to the satisfaction of the Director of Planning Services, provide an updated geotechnical report prepared, signed, sealed, and dated by a geotechnical engineer licensed in the Province of Ontario. Said report shall, as a minimum, provide factual information on the soils and groundwater conditions within the proposed development. Also, the report should include design information and recommend construction procedures for any proposed storm and sanitary sewers, stormwater management facilities, watermains, roads to a 20 year design life, the mass filling of land, surface drainage works, erosion control, slope stability, slope treatment and building foundations. Included in this report must be details regarding the removal of substandard soils (if any) and placement of engineered fill (if required) for the construction of homes. Also, the report must include an analysis illustrating how the groundwater table will be lowered to a level that will not cause problems to adjacent boundary housing and will, in conjunction with the subdivision grading plan, show that basements of new homes will not require extensive foundation drainage pumping. The geotechnical information on building foundations shall be to the satisfaction of the Chief Building Official and Director of Planning Services."

- e) By adding a new Condition #30 as follows:

"30. Prior to any vegetation removal or other site alteration on the subject lands, the owner shall consult with the Ministry of Natural Resources with respect to the presence of any species at risk under the Endangered Species Act. The owner shall demonstrate to the satisfaction of the Director of Planning

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – January 26, 2015
(cont'd)

Application to extend draft plan of subdivision approval, Cavdon Subdivision, Black Lake Road, Lively (cont'd)

Services that all requirements set out by MNR under the Endangered Species Act have been satisfied.”

a) By adding a new Condition #31 as follows:
“31. All streets will be constructed to an urban standard, including the required curbs and gutters, and sidewalks.”

b) By adding a new Condition #32 as follows:
“32. The owner shall provide proof of sufficient fire flow in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrading the existing distribution system to service this subdivision will be borne totally by the owner.”

c) By adding a new Condition #33 as follows:
“33. The owner shall provide proof of sufficient sanitary sewer capacity in conjunction with the submission of construction drawings for each phase of construction. All costs associated with upgrades to the downstream works required to service this subdivision will be borne totally by the owner.”

d) By adding a new Condition #34 as follows:
“34. As part of the submission of servicing plans, the owner shall have rear yard slope treatments designed by a geotechnical engineer licensed in the Province of Ontario incorporated into the lot grading plans if noted as required at locations required by the Director of Planning Services. Suitable provisions shall be incorporated into the Subdivision Agreement to ensure that the treatment is undertaken to the satisfaction of the Director of Planning Services.”

CARRIED

Declaration of Surplus Vacant Land - part of an unopened road allowance, east of Belisle Drive

PL2015-14 McIntosh/Dutrisac: THAT the City of Greater Sudbury declare surplus to the City’s needs, a portion of the unopened road allowance, east of Belisle Drive, in the Valley East Industrial Park, legally described as part of PIN 73501-0248(LT) and part of PIN 73501-1888(LT), being Parts 2-5 inclusive, Parts 7-10 inclusive, and part of Parts 1 and 11, on Plan 53R-20382, and offer the unopened road allowance for sale to the abutting property owners pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-Law 2008-174, all in accordance with the report from the Acting General Manager of Growth and Development dated January 12, 2015.

CARRIED

Councillor Signoretti requested that Planning Committee Recommendation PL2015-11 be dealt with separately.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – January 26, 2015
(cont'd)

Application for rezoning
in order to permit a
multiple dwelling with
three (3) units, 450
Victoria
Street, Sudbury - Filippo
V. Rocca Holdings Ltd

The following motions were presented:

CC2015-36/PL2015-11 McIntosh/Reynolds: THAT the City of Greater Sudbury deny the application by Filippo V. Rocca Holdings Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification from "R2-2", Low Density Residential Two to "R2-2(S)", Low Density Residential Two Special on those lands described as PIN 73586-0419, Lot 71, Plan 4S in Lot 7, Concession 3, Township of McKim.

DEFEATED

Application for rezoning
in order to permit a
multiple dwelling with
three (3) units, 450
Victoria
Street, Sudbury - Filippo
V. Rocca Holdings Ltd

CC2015-37 Signoretti/Lapierre: THAT the City of Greater Sudbury approve the application by Filippo V. Rocca Holdings Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification from "R2-2", Low Density Residential Two to "R2-2(S)", Low Density Residential Two Special on those lands described as PIN 73586-0419, Lot 71, Plan 4S in Lot 7, Concession 3, Township of McKim subject to the following conditions:

a. That the amending by-law include the following site-specific provisions:

- i) A maximum of three (3) *dwelling units* within the *existing building* shall be permitted;
- ii) A minimum of one (1) *parking space* per *dwelling unit* shall be required;
- iii) The minimum length of parking spaces in the required front yard shall be 3.6m;
- iv) Parking shall be permitted within the *required front yard*;
- v) A minimum of 25% of the *required front yard* shall be maintained as *landscaped open space*;
- vi) The size and location of the *existing building* shall be permitted;
- vii) The size and *lot frontage* of the *existing lot* shall be permitted;
- viii) *Planting strips* shall not be required; and,
- ix) Two *driveway* entrances shall be permitted with a combined width not to exceed 8.25 m.

CARRIED

MATTERS ARISING FROM THE NOMINATING COMMITTEE MEETING – January 27, 2015

Approval of
Planning Committee
Recommendations

Councillor Sizer, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee Meeting of January 27, 2015.

MATTERS ARISING FROM THE NOMINATING COMMITTEE MEETING – January 27, 2015
(cont'd)

Approval of
Planning Committee
Recommendations
(cont'd)

The following motion was presented:

CC2015-38: Reynolds/Cormier: THAT the City of Greater Sudbury approves Nominating Committee Recommendations NC2015-01 to NC2015-07 inclusive from the meeting January 27, 2015.

CARRIED

The following are the Nominating Committee recommendations:

Appointment of Fence Viewers

NC2015-01 Jakubo/McIntosh: THAT the City of Greater Sudbury appoint the following 3 Citizens as Fence Viewers for the term of Council: James Joseph Barrett, Amanda Chodura and Jake (Jason) Scott.

CARRIED

Appointment of Livestock Valuer

NC2015-02 McIntosh/Jakubo: THAT the City of Greater Sudbury appoint the following Citizen as Livestock Valuer for the term of Council: James Joseph Barrett

CARRIED

Appointment to the Committee of Adjustment/Sign Variance

NC2015-03 Jakubo/McIntosh: THAT the City of Greater Sudbury appoint the following 5 Citizens to the Committee of Adjustment/Sign Variance Committee for the term of Council: Cathy Castanza, Denise Clement, Carol Ann Coupal, Diane McFarlane and Derrick Chartrand

CARRIED

Appointment to the Greater Sudbury Public Library Board

NC2015-04 McIntosh/Jakubo: THAT the City of Greater Sudbury appoint the following 6 Citizens to the Greater Sudbury Public Library Board for the term of Council: Michael Bellmore, Cynthia Derrenbacher, Ian Heft, Catherine Singbush, Steven Townend, and Christine Beaudry.

CARRIED

Appointment to the Nickel District Conservation Authority

NC2015-05 McIntosh/Jakubo: THAT the City of Greater Sudbury hereby adopts the request by the Nickel District Conservation Authority to change its membership to include four (4) Members of City Council; and five (5) Citizen Representatives, removing the requirement for Citizen Student Youth Member;

AND THAT the City of Greater Sudbury appoints the following Citizens to the Nickel District Conservation Authority Board for the term ending December 31, 2017 or until the first meeting after their term expires: Jennifer Davidson, Lin Gibson, Stephen

MATTERS ARISING FROM THE NOMINATING COMMITTEE MEETING – January 27, 2015
(cont'd)

Appointment to the Nickel District Conservation Authority (cont'd) Kaufman, Paul Sajatovic and Anne Watelet. **CARRIED**

Appointment to Greater Sudbury Police Services Board NC2015-06 Jakubo/McIntosh: THAT the City of Greater Sudbury appoints the following Citizen to the Greater Sudbury Police Services Board for the term of Council: Frances Caldarelli. **CARRIED**

Appointment to the Sudbury & District Board of Health NC2015-07 McIntosh/Jakubo: THAT the City of Greater Sudbury appoints the following Citizens to the Sudbury & District Board of Health for the term of Council: Paul Vincent Myre, Carolyn Thain, Jeffery Huska and Ursula Sauve. **CARRIED**

CONSENT AGENDA

Councillor Lapierre requested that Consent Agenda Item C-1 be pulled and dealt with separately.

The following motion was presented:

CC2015-39 Reynolds/Cormier: THAT the City of Greater Sudbury adopts Consent Agenda Items C-2 to C-6 inclusive, approve Item C-7.

CARRIED

The following are the Consent Agenda Items:

MINUTES

Item C-2 Operations Committee January 19, 2015 CC2015-40 Landry-Altman/McIntosh: THAT the City of Greater Sudbury adopts the Operations Committee Minutes of January 19, 2015.

CARRIED

Item C-3 Community Services January 19, 2015 CC2015-41 McIntosh/Landry-Altman: THAT the City of Greater Sudbury adopts the Community Services Committee Minutes of January 19, 2015.

CARRIED

MINUTES (cont'd)

Item C-4
Finance and
Administration
Committee
January 20, 2015

CC2015-42 Reynolds/Lapierre: THAT the City of Greater Sudbury adopts the Finance and Administration Committee Minutes of January 20, 2015.

CARRIED

Item C-5
Planning Committee
January 26, 2015

CC2015-43: Lapierre/Reynolds: THAT the City of Greater Sudbury adopts the Planning Committee Minutes of January 26, 2015.

CARRIED

Item C-6
Nominating Committee
January 27, 2015

CC2015-44 Reynolds/Lapierre: THAT the City of Greater Sudbury adopts the Nominating Committee Minutes of January 27, 2015.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-7

Report dated January 30, 2015 from the Executive Director, Administrative Services/City Clerk regarding Appointment of Board of Management, Downtown Sudbury BIA.

CC2015-45: THAT the City of Greater Sudbury appoints the following nine non-direct Council appointees to the Board of Management of the Downtown Sudbury Business Improvement Area for the term ending November 30, 2018 or until such time as their successors are appointed: 1. Rob Gregorini 2. Angela Gilmore 3. Jan Browning 4. Shirley Vincent 5. Al Vardy 6. Jeff MacIntyre 7. Deb Brouse 8. Brian McCullagh 9. Kendra MacIsaac

CARRIED

Item C-1
City Council
January 27, 2015

CC2015-46: THAT the City of Greater Sudbury adopts the City Council Minutes of January 27, 2015 as corrected.

CARRIED

REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Council Support for
2017 FCM Conference
Bid

Report dated January 27, 2015 from the Acting General Manager of Growth & Development regarding Council Support for 2017 FCM Conference Bid.

The following motion was presented:

CC2015-47 Lapierre/Sizer: WHEREAS the City of Greater Sudbury has expressed interest in hosting the Federation

MANAGERS' REPORTS (cont'd)

Item R-1
Council Support for
2017 FCM Conference
Bid (cont'd)

of Canadian Municipalities (FCM) Board of Directors Meeting;
AND WHEREAS a Resolution of council is required to make an official bid to host this event,

AND WHEREAS the costs to host the FCM Board of Directors Meeting, estimated at \$40,000, will be addressed from a combination of current operational budgets and leveraged funds,

AND WHEREAS this event will draw national attention and project a positive image for Greater Sudbury by attracting to our city approximately 150 delegates and staff along with national media and observers from across Canada;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury invite FCM to hold their Board Meeting here in September of 2017 and authorize staff to submit an official bid to host this event.

CARRIED

Item R-2
Request for Council
Support from
Atikameksheng
Anishnawbek (Whitefish
Lake First Nations)

Report dated January 29, 2015 from the General Manager of Infrastructure Services regarding Request for Council Support from Atikameksheng Anishnawbek (Whitefish Lake First Nations).

The following motion was presented:

CC2015-48 Sizer/Cormier: WHEREAS Atikameksheng Anishnawbek (Whitefish Lake First Nations) submitted an Expression of Interest to the Ministry of Agriculture, Food and Rural Affairs under the Building Canada Fund – Small Communities Fund (SCF) for funding to upgrade Reserve Road and for a sewermain connection to the Walden Wastewater Treatment Plant;

AND WHEREAS the Ministry of Agriculture, Food and Rural Affairs has invited Atikameksheng Anishnawbek (Whitefish Lake First Nations) to submit an application under the SCF;

AND WHEREAS Council support for the application is required by the Ministry of Agriculture, Food and Rural Affairs in order to process the application for the funding request;

THEREFORE, BE IT RESOLVED that the Mayor and Council support Atikameksheng Anishnawbek (Whitefish Lake First Nations) on their application for funding from the Ministry of Agriculture, Food and Rural Affairs.

CARRIED

BY-LAWS

Read & Passed

The following motion was presented:

CC2015-49 Sizer/Cormier: THAT the City of Greater Sudbury read and pass By-law 2015-19 to and including By-law 2015-29Z.

CARRIED

The following are the By-laws:

- 2015-19 A By-Law of the City Of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of February 10, 2015
- 2015-20 A By-law of the City of Greater Sudbury to Authorize Tourism Event Support Grants for the Year 2014
- Report dated January 26, 2015 from the Acting General Manager of Growth & Development regarding 2014 Tourism Event Support Grants By-law.
- 2015-21 A By-law of the City of Greater Sudbury to Amend By-law 2014-133, being a By-law of the City of Greater Sudbury to Regulate the Maintenance and Management of Cemeteries
- 2015-22 A By-law of the City of Greater Sudbury to Appoint Fence Viewers and Provide for Their Remuneration
- Nominating Committee Recommendation #NC2015-01
- 2015-23 A By-law of the City of Greater Sudbury to Appoint Valuers of Livestock and Poultry and Provide for Their Remuneration
- Nominating Committee Recommendation #NC2015-02
- 2015-24 A By-law of the City of Greater Sudbury to Appoint Citizen Members to Certain Boards
- Nominating Committee Recommendations #NC2015-04, #NC2015-05 and #NC2015-07
- 2015-25 A By-law of the City of Greater Sudbury to Amend By-law 2011-21, being a By-Law to Constitute and Appoint a Committee of Adjustment for the City of Greater Sudbury under Section 44 of the Planning Act
- Nominating Committee Recommendation #NC2015-03

BY-LAWS (cont'd)

- 2015-26 A By-Law of the City Of Greater Sudbury to Amend By-Law 2007-161 Respecting the Appointment of Officials of the City of Greater Sudbury
- 2015-27Z A By-Law of the City of Greater Sudbury to Amend By-Law 2010-100Z being the Comprehensive Zoning By-Law for the City of Greater Sudbury
- Planning Committee Recommendation #PL2015-02 - Chris & Loretta Menard, 1776 Dominion Drive, Hanmer.
- 2015-28Z A By-Law of the City of Greater Sudbury to Amend By-Law 2010-100Z being the Comprehensive Zoning By-Law for the City of Greater Sudbury
- Planning Committee Recommendation #PL2015-03 - Mitchell Chenier & Jacques Sonier, 4541 Dennie Street, Hanmer.
- 2015-29Z A By-Law of the City of Greater Sudbury to Amend By-Law 2010-100Z being the Comprehensive Zoning By-Law for the City of Greater Sudbury
- Planning Committee Recommendation #PL2015-04 - Anthony & Lori Scarr, 3376 Highway 69 North, Val Caron.

CIVIC PETITIONS

Access to Handi Transit by the Developmentally Challenged Councillor Jakubo submitted a petition to the City Clerk including the names of 2576 citizens, which will be forwarded to the General Manager of Infrastructure Services. The petition is requesting the City reconsider its policy on Handi Transit access.

Adjournment Sizer/Lapierre: THAT this meeting does now adjourn. Time: 9:50 p.m.

CARRIED

Mayor Brian Bigger, Chair

Caroline Hallsworth, Executive Director,
Administrative Services/City Clerk