

MEETING OF THE COUNCIL OF THE CITY OF GREATER SUDBURY

**Council Chamber
Tom Davies Square**

**Tuesday, April 12, 2016
Commencement: 4:32 p.m.**

DEPUTY MAYOR LANDRY-ALTMANN, IN THE CHAIR

Present

Councillors Signoretti, Vagnini, Montpellier (D5:15pm), Kirwan (D4:35pm), Lapierre, Jakubo, Sizer, McIntosh, Cormier, Reynolds (A4:41pm), Landry-Altmann, Mayor Bigger

City Officials

Kevin Fowke, Interim Chief Administrative Officer; Eric Labelle, Acting City Solicitor; Tony Cecutti, General Manager Infrastructure Services; Brigitte Sobush, Deputy City Clerk; Ed Stankiewicz, Acting Chief Financial Officer/Chief Financial Officer; Valeria Kandiral, Chief Procurement Officer; Melissa Zanette, Mayor's Office, Chief of Staff

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Kirwan declared a conflict of interest in relation to the item on the Closed Session Agenda.

Closed Session

The following motion was presented:

CC2016-127 Sizer/MacInosh: THAT the City of Greater Sudbury Council move to Closed Session to deal with one (1) Litigation or Potential Litigation / Solicitor-Client Privilege Matter regarding Legal Proceedings and Procurement, in accordance with the Municipal Act 2001, S.239(2)(e)(f).

CARRIED

At 4:34 p.m. Council moved to Closed Session.

Recess

At 5:36 p.m., Council recessed.

Reconvene

At 6:09 p.m., Council commenced the Open Session in the Council Chamber.

HIS WORSHIP MAYOR BRIAN BIGGER, IN THE CHAIR

Present

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

City Officials

Kevin Fowke, Interim Chief Administrative Officer; Tony Cecutti, General Manager of Infrastructure Services; Eric Labelle, Acting City Solicitor; Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer; Eliza Bennett, Manager of Corporate Communications & French Language Services; Trevor Bain, Chief of Fire and Paramedic Services; Rob Blackwell, General Manager of Health and Social Services; Real Carre, Director of Leisure Services; Brigitte Sobush, Deputy City Clerk; Ron St. Onge, Manager of Software and Business Applications; Jason Ferrigan, Director of Planning Services; Brenda Loubert, Director North East Centre Excellence Seniors' Health; Danielle Wicklander, Legislative Compliance Co-Ordinator; Lisa Locken, Clerk's Services Assistant; April Antoniazzi, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

MOMENT OF SILENT REFLECTION

ROLL CALL

Rules of Procedure

Councillor Lapierre moved that the order of the agenda be altered to deal with the Emergency Services Committee Motion immediately.

CARRIED BY TWO-THIRDS MAJORITY

MOTIONS

Emergency Services Committee

The following motion was presented by Councillor Lapierre:

CC2016-128 Lapierre/Landry-Altmann: WHEREAS in 2000 with amalgamation the City of Greater Sudbury assumed responsibility for the function and operations of 24 fire stations;

AND WHEREAS in 2000 the City of Greater Sudbury also absorbed all operations of the Paramedic services with a 50% funding allocation from the Ministry of Health and Long Term Care, Emergency Health Services Branch;

AND WHEREAS the amalgamation of the community and the merging of Paramedics, Career and Volunteer Fire Services, as well as the Emergency management division, has created a significantly large Emergency Service Department that provides critical and mandatory services to all residents;

MOTIONS (cont'd)

Emergency Services Committee (cont'd)

AND WHEREAS the operating budget for Paramedics services is \$21.1 million (less 50% from MOHLTC), Fire services is \$24.2 million and Emergency management is \$700 thousand which is a total 14.5% of the municipal budget that has a direct impact on the tax levy;

AND WHEREAS many of the operating practices are mandated by professional legislation or other regulatory bodies;

AND WHEREAS having a committee of Council dedicated to Emergency Services would ensure a more detailed understanding of the functions, and legislative requirements that govern these services;

NOW THEREFORE BE IT RESOLVED THAT that the City of Greater Sudbury creates an Emergency Services Committee as a Standing Committee of Council starting in May 2016;

AND THAT the Mandate of that Committee shall be to hear presentations and receive correspondence and reports from the Emergency Services Department and to make recommendations to Council on these matters;

AND THAT the Primary Objectives of the Committee will be:

1. To hear community delegations on topics related to the provision of services by the Emergency Services Department
2. To review proposals for new policies and for amendments to existing policy that pertain to the Emergency Services Department
3. To conduct service level reviews, including proposed changes to existing service levels, or the introduction of new services or programs delivered by the Emergency Services Department
4. To study topics and issues referred to the Committee by Council Resolution;

AND THAT the membership of the Emergency Services Committee shall be composed of a minimum of five and a maximum of seven members of Council;

AND THAT the Emergency Services Committee shall usually meet on the Third Monday of every second month;

AND THAT the term of the Emergency Services Committee shall coincide with the term of Council;

MOTIONS (cont'd)

Emergency
Services Committee
(cont'd)

AND FURTHER THAT the terms of reference for the Community Services committee be changed by the removal of all references to Emergency Services and by changing the frequency of meetings to every second month;

AND THAT the necessary amendments to the Procedure By-Law 2011-235 be prepared.

CARRIED

COMMUNITY DELEGATIONS

Item 1
OLG Update on
Casino Modernization

Jake Pastore, Director of Municipal and Community Relations, OLG, and Tony Bitonti, Senior Manager of Media Relations, OLG, provided an electronic presentation regarding OLG Update on Casino Modernization for information only.

PRESENTATIONS

Item 2
Large Projects

Ian Wood, Director of Economic Development, provided an electronic presentation regarding Large Projects for information only.

At 8:50 p.m. Councillor Montpellier departed.

Proceed Past 9:00 p.m.

Signoretti/Lapierre: THAT this meeting proceeds past the hour of 9:00 p.m.

CARRIED

Recess

At 8:55 p.m. Council recessed.

Reconvene

At 9:08 p.m. Council reconvened and Councillor Montpellier returned.

MATTERS ARISING FROM THE CLOSED SESSION

Rise and Report

Deputy Mayor Landry-Altmann, as Chair of the Closed Session, reported that Council met in Closed Session to consider matters it is permitted to under the Municipal Act and as listed on the public Council agenda. Council received a verbal presentation and no direction was provided regarding the Litigation or Potential Litigation / Solicitor-Client Privilege matter related to Legal Proceedings and Procurement.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – March 21, 2016

Approval of
Planning Committee
Resolutions

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee Meeting of March 21, 2016.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – March 21, 2016
(cont'd)

Approval of
Planning Committee
Resolutions
(cont'd)

The following motion was presented:

CC2016-129 Cormier/Vagnini: THAT the City of Greater Sudbury approves Planning Committee resolutions PL2016-47 to PL2016-51 and PL2016-53 to PL2016-54 inclusive from the meeting of March 21, 2016.

CARRIED

The following are the Planning Committee resolutions:

Gift of Vacant Land,
Galliard Island, Lake
Ramsey, Sudbury

PL2016-47 McIntosh/Landry-Altmann: THAT the City of Greater Sudbury accepts the gift of vacant land being Galliard Island, Lake Ramsey, Sudbury, legally described as PIN 73559-0084(LT), Township of Neelon, City of Greater Sudbury;

AND THAT a by-law be presented authorizing the execution of the documents required to complete the transfer of the island;

AND THAT the associated registration and legal costs be funded from the Greenspace Acquisition in the Parks Reserve Fund.

CARRIED

Sale of Vacant Land,
Part of Closed Tilton
Lake Road, Sudbury

PL2016-48 McIntosh/Landry-Altmann: THAT the City of Greater Sudbury authorizes the sale of part of closed Tilton Lake Road, Sudbury, legally described as PIN 73472-02388(LT), being Part 3, Plan 53R-4785, excepting Parts 7 and 9, Plan 53R-7190, Township of Broder;

AND THAT the appropriate by-law be presented to authorize the sale and execution of the documents required to complete the real estate transaction;

AND THAT the net proceeds of the sale be credited to the Land Acquisition Reserve Fund.

CARRIED

Application for
Temporary Use By-Law
– Dustin and Tina
McKinnon, 790 Regional
Road 3, Whitefish

PL2016-49 Reynolds/Landry-Altmann: THAT the City of Greater Sudbury approves the application by Dustin & Tina McKinnon to amend Zoning By-law 2010-100Z with respect to lands described as PIN 73382-0703, Parcel 8208, Lot 6, Concession 2, Township of Denison, in order to permit a garden suite in accordance with Section 39 of the Planning Act for a temporary period of ten (10) years.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – March 21, 2016
(cont'd)

Application for Official
Plan Amendment – Paul
and Lise Lizotte, 44-46
Edison Road,
Falconbridge

PL2016-50 Landry-Altmann/Reynolds: THAT the City of Greater Sudbury approves the application by Paul & Lise Lizotte to amend the City of Greater Sudbury Official Plan by providing a site-specific exception from Section 7.2.2 of the Official Plan (Parks and Open Space – Private Ownership) in order to create a lot for single residential use on those lands described as PINs 73490-0575, 73490-0577 & 73491-0143, Parts 1 to 7, Plan 53R-17427 in Lot 12, Concession 3, Township of Falconbridge subject to the following condition:

- a. That prior to the adoption of the Official Plan Amendment, the owner shall enter into an encroachment agreement with the City concerning the retaining wall located within the municipal right-of-way.

CARRIED

Application for
Temporary Use By-Law
– Alba and Luigi
Zagordo, 218-220 John
Street, Sudbury

PL2016-51 Cormier/Reynolds: THAT the City of Greater Sudbury approves the application by Alba & Luigi Zagordo to amend Zoning By-law 2010-100Z with respect to lands described as PIN 73584-0719, Part of Lots 103-105, Plan 4S, Lot 5, Concession 3, Township of McKim in order to permit a business office in accordance with Section 39 of the Planning Act for a temporary period of 30 months (2.5 years) subject to the following conditions:

1. That prior to the passing of the By-law an application for a building permit for the change of use and any proposed alterations to the existing detached garage to accommodate the business office use must be submitted to the satisfaction of the Chief Building Official;
2. That the amending by-law provide for the following:
 - i. That the business office use be limited to the existing detached accessory structure.
 - ii. That no storage or transfer of any construction material or construction equipment related to the business operations shall be permitted.
 - iii. That the temporary use permission shall expire on November 30, 2018.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – March 21, 2016
(cont'd)

Application for
Temporary Use By-Law
– Alba and Luigi
Zagordo, 218-220 John
Street, Sudbury
(cont'd)

3. And that no commercial or construction vehicles or construction trailers park on the Paris Street Boulevard and any streets in the vicinity of the property.

CARRIED

Dalron Construction
Limited – Extension to
Draft Plan of Subdivision
Approval for Billiard's
Green Subdivision,
Algonquin Road,
Sudbury

PL2016-53 McIntosh/Dutrisac: THAT the City of Greater Sudbury's delegated official be directed to amend the conditions of draft approval for the draft plan of subdivision of Part of PIN 73478-0607, Parcel 2877, Parts 1 & 2, 53R-18053, Lot 4, Concession 5, Township of Broder, File 780-6/12002, as follows, upon the payment of the processing fee of \$1,280.00 prior to April 10, 2016 lapsing date:

a) By deleting Condition # 10 and replacing it with the following: "10. That this draft approval shall lapse on April 10, 2019."

b) By adding Conditions 32 and 33 as follows:

32. Final approval for registration may be issued in phases to the satisfaction of the Director of Planning, provided that:

i) phasing is proposed in an orderly progression, in consideration of such matters as the timing of road improvements, infrastructure and other essential services; and

ii) all agencies agree to registration by phases and provide clearances, as required, for each phase proposed for registration; furthermore, the required clearances may relate to lands not located within the phase sought to be registered.

33. That the owner shall have completed all major outstanding infrastructure deficiencies that are critical to the overall function of the subdivision in previous phases of the plan that have been registered, or have made arrangements for their completion, prior to registering a new phase of the plan, to the satisfaction of the General Manager of Growth and Development and the General Manager of Infrastructure Services.

CARRIED

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – March 21, 2016
(cont'd)

Marilyn Johnston –
Request for Extension
of Conditional Approval
of Rezoning Application
File 751-6/13-38,
1993-1995 Kenwood
Street, Sudbury

PL2016-54 Reynolds/Dutrisac: THAT the City of Greater Sudbury approves the extension of rezoning application File # 751-6/13-38 by Marilyn Johnston on lands described as PIN 73573-0155, Parcel 24026 S.E.S., Lot 10, Plan M-201 in Lot 12, Concession 4, Township of Neelon for a period of one (1) year to February 11, 2017;

AND THAT the amending by-law includes relief for a parking space with a width of 2.9 metres abutting a wall or barrier and a parking aisle with a minimum width of 5 metres.

AND THAT in accordance with Sub Section 34(17) of the Planning Act, no further notice is to be given in respect of the change to the proposed by-law.

CARRIED

MATTERS ARISING FROM THE HEARING COMMITTEE MEETING – March 23, 2016

Approval of
Hearing Committee
Resolutions

Councillor Signoretti, as Chair of the Hearing Committee, reported on the matters arising from the Hearing Committee Meeting of March 23, 2016.

The following motion was presented:

CC2016-130 Cormier/Vagnini: THAT the City of Greater Sudbury approves Hearing Committee resolutions HC2016-01 and HC2016-02 inclusive from the meeting of March 23, 2016.

CARRIED

The following are the Hearing Committee resolutions:

Appointment of
Committee Chair
and Vice-Chair

HC2016-01 Signoretti/Kirwan: THAT the City of Greater Sudbury appoints Councillor Signoretti as Chair and Councillor Cormier as Vice-Chair of the Hearing Committee for the term ending December 31, 2016

CARRIED

Tree Removal Decision
– Mike Gionet, 823
Morningside Crescent

HC2016-02 Kirwan/Signoretti: THAT the City of Greater Sudbury declines the request for tree removal from the road allowance at 823 Morningside Crescent, Sudbury.

CARRIED

CONSENT AGENDA

The following motion was presented:

CC2016-131 Cormier/Vagnini: THAT the City of Greater Sudbury adopts Consent Agenda Items C-1 to C-4 inclusive and approves Items C-5 to C-7 inclusive.

CARRIED

The following are the Consent Agenda Items:

MINUTES

Item C-1
Planning Committee
March 7, 2016

CC2016-132 Cormier/Vagnini: THAT the City of Greater Sudbury adopts the Planning Committee Minutes of March 7, 2016.

CARRIED

Item C-2
City Council
March 8, 2016

CC2016-133 Cormier/Vagnini: THAT the City of Greater Sudbury adopts the City Council Minutes of March 8, 2016.

CARRIED

Item C-3
City Council
March 22, 2016

CC2016-134 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the City Council Minutes of March 22, 2016.

CARRIED

Item C-4
Special City Council
March 23, 2016

CC2016-135 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts Special City Council Minutes of March 23, 2016.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-5
Revised Terms
of Reference for the
Lakes (Watershed)
Advisory Panel

Report dated March 15, 2016 from the General Manager of Infrastructure Services regarding Revised Terms of Reference for the Lakes (Watershed) Advisory Panel.

The following motion was presented:

CC2016-136 McIntosh/Jakubo: WHEREAS the Terms of Reference of the Lakes Advisory Panel require revision to reflect a name change (Watershed Advisory Panel) and a new objective (to provide input to the development and implementation of subwatershed studies and plans);

THEREFORE BE IT RESOLVED that the City of Greater Sudbury approves the revised Terms of Reference as outlined in the report dated March 8, 2016, by the General Manager of Infrastructure Services;

ROUTINE MANAGEMENT REPORTS (cont'd)

Item C-5
Revised Terms
of Reference for the
Lakes (Watershed)
Advisory Panel (cont'd)

AND THAT the necessary amending by-law be prepared.

CARRIED

Item C-6
Administrative
Corrections to the
Minutes of the
December 15, 2015
City Council Meeting

Report dated March 14, 2016 from the Executive Director, Administrative Services/City Clerk regarding Administrative Corrections to the Minutes of the December 15, 2015 City Council Meeting.

The following motion was presented:

CC2016-137 Jakubo/McIntosh: THAT the City of Greater Sudbury adopts the administrative corrections to page 19 of the City Council minutes of the December 15, 2015 meeting, as outlined in the report dated March 14, 2016 from the Executive Director of Administrative Services/City Clerk.

CARRIED

Item C-7
Status Report on
Complaint Resolution
Management Process

Report dated March 30, 2016 from the Acting Chief Administrative Officer regarding Status Report on Complaint Resolution Management Process.

The following motion was presented:

CC2016-138 Jakubo/McIntosh: THAT the City of Greater Sudbury accepts the lower cost solution described in this follow up report on the complaint resolution process from the interim Chief Administrative Officer.

CARRIED

REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Case Mix Index
Increase in
Provincial Funding

Report dated March 24, 2016 from the General Manager of Health and Social Services regarding Case Mix Index Increase in Provincial Funding.

The following motion was presented:

CC2016-139 Sizer/Lapierre: WHEREAS clinical documentation has affirmed that residents at Pioneer Manor have increasing care needs;

MANAGERS' REPORTS (cont'd)

Item R-1
Case Mix Index
Increase in
Provincial Funding
(cont'd)

AND WHEREAS documented increases in resident care needs have resulted in a corresponding increase in funding from the Ministry of Health & Long-Term Care (MOHLTC) for the provision of such care;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury authorizes Pioneer Manor to increase staffing levels through an additional 2 full time Health Care Aide positions (4100 floor hours) and 1500 part time hours for Occupational Therapy and Registered Practical Nurses with a total amount of approximately \$225,000 for the remainder of 2016.

CARRIED

Item R-2
Nomination for FCM
Board of Directors

Report dated March 16, 2016 from the Executive Director, Administrative Services/City Clerk regarding Nomination for FCM Board of Directors.

The following motion was presented:

CC2016-140 Signoretti/Sizer: THAT the City of Greater Sudbury endorses the nomination of Councillor Lynne Reynolds to stand for election on FCM's Board of Directors for the period starting in June of 2016, and ending in June of 2017;

AND THAT the City of Greater Sudbury assumes all costs associated with Councillor Lynne Reynolds attending FCM's Board of Directors meetings, if she is elected.

CARRIED

Item R-3
Community Services
Committee -
Resignation.

Report dated March 16, 2016 from the Executive Director, Administrative Services/City Clerk regarding Community Services Committee - Resignation.

The following motion was presented:

CC2016-141 Sizer/Signoretti: THAT the City of Greater Sudbury accepts the resignation of Councillor Gerry Montpellier on the Community Services Committee as outlined in the report dated March 16, 2016 from the Executive Director, Administrative Services/City Clerk.

CARRIED

BY-LAWS

Read & Passed

The following motion was presented:

CC2016-142 Sizer/Signoretti: THAT the City of Greater Sudbury reads and passes By-law 2016-60 to and including By-law 2016-68.

CARRIED

The following are the By-laws:

- | | |
|----------|---|
| 2016-60 | A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at Its Meeting of April 12th, 2016 |
| 2016-61P | A By-Law of the City of Greater Sudbury to Adopt Plan Amendment No. 67 to the Official Plan for the City of Greater Sudbury

Planning Committee Resolution #PL2016-22 |
| 2016-62Z | 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 Resolution #PL2016-23 |
| 2016-63P | A By-Law of the City of Greater Sudbury to Adopt Plan Amendment No. 62 to the Official Plan for the City of Greater Sudbury

Planning Committee Resolution #PL2016-30 |
| 2016-64Z | 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

City Council Resolution #CC2016-83 |
| 2016-65Z | 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 Resolution #PL2016-38 |
| 2016-66Z | 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 Resolution #PL2016-49 |

BY-LAWS (cont'd)

2016-67

A By-Law of the City of Greater Sudbury to Authorize a Development Charges Deferral Agreement with The Society Of St. Vincent De Paul St Kevin's Conference Pertaining to Development at 2506 Highway 69 North in Val Caron

City Council Resolution #CC2016-120

2016-68

A By-law of the City of Greater Sudbury to Amend By-Law 2015-160 being a By-law of the City of Greater Sudbury to Adopt Terms of Reference for Advisory Panels for the City of Greater Sudbury

CIVIC PETITIONS

Kathleen/Morin
Hilltop Natural Park

Councillor Landry-Altmann submitted a petition to the City Clerk signed by approximately 317 area residents which will be forwarded to the General Manager of Citizen and Leisure Services. The petition is requesting the proposed housing development between Kathleen and King streets be stopped and the designated green space areas be upheld.

QUESTION PERIOD

Information
Request Update

Councillor Reynolds asked for an update of information reports requested by Council during budget deliberations.

The Acting Chief Administrative Officer replied he would provide an update to Council.

Adjournment

Lapierre/Signoretti: THAT this meeting does now adjourn. Time: 9:37 p.m.

CARRIED

Mayor Brian Bigger, Chair

Brigitte Sobush, Deputy City Clerk