

CITY COUNCIL AGENDA

City Council Meeting
Tuesday, September 13, 2016
Tom Davies Square

4:45 p.m. CLOSED SESSION, COMMITTEE ROOM C-11

6:00 p.m. OPEN SESSION, COUNCIL CHAMBER

Council and Committee Meetings are accessible. For more information regarding accessibility, please call 3-1-1 or email clerks@greatersudbury.ca.

ROLL CALL

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Resolution to move to Closed Session to deal with one (1) Litigation or Potential Litigation / Solicitor - Client Privilege matter regarding a construction contract, all in accordance with the Municipal Act 2001, s. 239 (2)(e)(f).

(RESOLUTION PREPARED)

RECESS

MOMENT OF SILENT REFLECTION

ROLL CALL

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

PRESENTATIONS

1. Report dated August 25, 2016 from the Executive Director, Administrative Services/City Clerk regarding Election Modernization Act and the 2018 Municipal Election. **15 - 20**
(ELECTRONIC PRESENTATION) (RESOLUTION PREPARED)
 - Caroline Hallsworth, Executive Director, Administrative Services/City Clerk

(This presentation and report describe key changes made in the Election Modernization Act and provide recommendations regarding the Method of Vote and Ranked Ballot Elections for the 2018 Municipal and School Board Elections.)

MATTERS ARISING FROM THE CLOSED SESSION

Deputy Mayor Sizer will rise and report any matters discussed during the Closed Session. Council will then consider any resolutions emanating from the Closed Session.

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.)

ADOPTING, APPROVING OR RECEIVING ITEMS IN THE CONSENT AGENDA

(RESOLUTION PREPARED FOR ITEMS C-1 TO C-7)

MINUTES

- | | | |
|------|--|----------------|
| C-1. | Emergency Services Committee Minutes of August 8, 2016
(RESOLUTION PREPARED - MINUTES ADOPTED) | 21 - 23 |
| C-2. | Operations Committee Minutes of August 8, 2016
(RESOLUTION PREPARED - MINUTES ADOPTED) | 24 - 27 |
| C-3. | Planning Committee Minutes of August 8, 2016
(RESOLUTION PREPARED - MINUTES ADOPTED) | 28 - 36 |

- C-4. Finance and Administration Committee Minutes of August 9, 2016 **37 - 40**
(RESOLUTION PREPARED - MINUTES ADOPTED)
- C-5. City Council Minutes of August 9, 2016 **41 - 57**
(RESOLUTION PREPARED - MINUTES ADOPTED)

ROUTINE MANAGEMENT REPORTS

- C-6. Report dated August 19, 2016 from the Executive Director, Administrative Services/City Clerk regarding Administrative Corrections to the Minutes of the May 17, 2016 Finance and Administration Committee Meeting. **58 - 60**
(RESOLUTION PREPARED)
(This report explains the administrative amendments to the minutes of the May 17, 2016 Finance and Administration Committee meeting.)
- C-7. Report dated August 23, 2016 from the Executive Director, Administrative Services/City Clerk regarding Administrative Corrections to the Minutes of the October 19, 2015 Planning Committee Meeting. **61 - 62**
(RESOLUTION PREPARED)
(This report explains the administrative amendments to the minutes of the October 19, 2015 Planning Committee meeting.)

CORRESPONDENCE FOR INFORMATION ONLY

- C-8. Report dated July 14, 2016 from the Acting Chief Financial Officer/City Treasurer regarding Public Sale for Tax Arrears Under the Municipal Act - September 28, 2016. **63 - 64**
(FOR INFORMATION ONLY)
(This report explains the public sale for tax arrears under the Municipal Act.)

REGULAR AGENDA

MANAGERS' REPORTS

- R-1. Report dated August 26, 2016 from the Chief Administrative Officer regarding Large Project Update - Place des arts. **65 - 81**
(RESOLUTION PREPARED)
(This report provides Council with an update on progress being made to advance this project.)
- R-2. Report dated August 10, 2016 from the Executive Director, Administrative Services/City Clerk regarding Emergency Services Committee - Resignation. **82 - 82**
(RESOLUTION PREPARED)
(This report informs Council of the resignation on the Emergency Services Committee.)

R-3. Report dated August 19, 2016 from the Acting Chief Financial Officer/City Treasurer regarding Property Tax Arrears at 40 Clemow Avenue.

83 - 84

(RESOLUTION PREPARED)

(This report deals with the property tax arrears at 40 Clemow Avenue in the City of Greater Sudbury and a proposal by the Business Development Bank of Canada.)

BY-LAWS

Draft by-laws are available for viewing by members of the public in the Clerk's Services Department on the day of the meeting. Approved by-laws are publically posted with the meeting agenda on the day after passage.

The following By-Laws will be read and passed:

2016-174 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at Its Meeting of September 13th, 2016

2016-175 A By-law of the City of Greater Sudbury to Amend By-law 2010-1 being a By-law to Regulate Traffic and Parking on Roads in the City of Greater Sudbury

Operations Committee Resolutions #OP2016-22 and #OP2016-23

2016-176 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

(This by-law updates certain appointments to reflect staff changes.)

2016-177 A By-law of the City of Greater Sudbury to Amend By-law 2014-225 being a By-law of the City of Greater Sudbury Respecting the Delegation of Authority to Various Officers of the City

(This amending by-law grants authority to the General Manager of Infrastructure Services to sign Development Cost Sharing Agreements, in accordance with City Council Resolution CC2016-281, and addresses changes arising from the General Manager of Community Development returning from secondment.)

2016-178 A By-law of the City of Greater Sudbury to Amend By-law 2014-1 being a By-law of the City of Greater Sudbury Governing Procurement Policies and Procedures

(This amending by-law reflects changes to the definition of Senior Management Team related to the General Manager of Community Development returning from secondment.)

2016-179 A By-law of the City of Greater Sudbury to Amend By-law 2009-178 being a By-law of the City of Greater Sudbury to Set Out Interpretive Provisions Applying to All By-Laws of the City of Greater Sudbury

(This amending by-law identifies changes resulting from the realignment of authorities arising from the General Manager of Community Development returning from secondment and reflects certain title changes.)

- 2016-180 A By-Law of the City of Greater Sudbury to Amend By-law 2015-266 being a By-Law to Establish Miscellaneous User Fees for Certain Services provided by the City of Greater Sudbury
- (This amending by-law reflects changes resulting from the realignment of authorities arising from the General Manager of Community Development returning from secondment and reflects certain title changes.)
- 2016-181Z 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 Recommendations #PL2013-185 and #PL2016-13
- (This by-law rezones the subject property to “R3-1(25)”, Medium Density Residential Special in order to permit two (2) multiple dwellings with a maximum 80 dwelling units and a maximum building height of six (6) storeys - Dalron Construction Limited, Paris Street, Sudbury.)
- 2016-182P A By-Law of the City of Greater Sudbury to Adopt Plan Amendment No. 68 to the Official Plan for the City of Greater Sudbury
- Planning Committee Resolution #PL2016-50
- (The proposed amendment is a site specific amendment to provide an exception from the policies of Section 7.2.2 of the Official Plan (Parks and Open Space – Private Ownership) in order to create a lot for single residential use - Paul and Lise Lizotte, 44-46 Edison Road, Falconbridge.)
- 2016-183Z 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 #PL2016-112
- (This by-law rezones the subject property to “M1(41)”, Mixed Light Industrial/Service Commercial Special and “M1-1”, Business Industrial in order to permit an automotive body shop and to eliminate the split zoning on the central and southerly portions of the site - Maslack Developments Limited, Falconbridge Road, Sudbury.)
- 2016-184Z 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 #PL2016-131
- (This by-law does not rezone the subject property. Pursuant to Section 39.1(4) of the Planning Act, Council has extended a temporary use by-law in order to continue the use of a detached garage as a garden suite for an additional maximum period of three years - Lise Henri, 2996 Valleyview Road, Val Caron.)

MOTIONS

M-1. Traffic and Parking By-law Amendment

As presented by Councillor McIntosh:

WHEREAS Book 18 of the Ontario Traffic Manual and the draft Transportation Master Plan recommend the use of in boulevard cycling facilities as a cost effective way to provide a physically separated cycling facility;

AND WHEREAS the City of Greater Sudbury's Traffic and Parking By-Law 2010-1 prohibits bicycles or any other vehicle from driving on boulevards;

THEREFORE BE IT RESOLVED that City of Greater Sudbury endorses the use of designated boulevards for cycling facilities and that staff be directed to expedite their ongoing review of the Traffic and Parking By-Law 2010-1 and provide recommendations to the Operations Committee by the first quarter of 2017 on how to modify the by-law to allow the use of boulevards as cycling facilities as identified in the draft Transportation Master Plan.

M-2. Arena/Entertainment Centre Project Timeline

As presented by Councillor Kirwan:

WHEREAS Council Resolution CC2016-259 approved the hiring of a consultant to assist staff with the development of the Arena/Entertainment Centre project, as outlined in the staff report presented to Council on July 12, 2016;

AND WHEREAS the consultant will be utilizing the contribution of existing staff, data and resources to assist with a staged process, designed to move the CGS through a number of steps which will culminate in the issuing of an RFP and evaluation of results;

AND WHEREAS Council Resolution CC2016-259 did not establish a definite timeline for this process;

NOW THEREFORE BE IT RESOLVED THAT the consultant and/or staff be prepared to review with City Council, for decision on or before December 13, 2016, the options with respect to the terms and evaluation criteria for an RFP to realize the project; AND THAT the RFP will be released on or before December 30, 2016 with a closing date on or before January 31, 2017;

AND THAT the evaluation of the results will be presented to City Council on or before February 14, 2017.

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD AND ANNOUNCEMENTS

NOTICES OF MOTION

CONTINUATION OF CLOSED MEETING

MATTERS ARISING FROM CONTINUATION OF CLOSED SESSION

At this point in the meeting, Deputy Mayor Sizer will report any matters discussed during the continuation of the Closed Session. Council will then consider any resolutions.

ADJOURNMENT

CONSEIL MUNICIPAL ORDRE DU JOUR

Réunion du Conseil municipal
13 septembre 2016
Place Tom Davies

16 h 45 SÉANCE A HUIS CLOS, SALLE DE RÉUNION C-11

18 h SÉANCE PUBLIQUE, SALLE DU CONSEIL

Les réunions du Conseil municipal et des comités sont accessibles. Pour obtenir plus de renseignements au sujet de l'accessibilité, veuillez composer le 3-1-1 ou faire parvenir un courriel à l'adresse clerks@grandsudbury.ca.

APPEL NOMINAL

DÉCLARATION D'INTÉRÊTS PÉCUNIAIRES ET LEUR NATURE GÉNÉRALES

Résolution de passer à une séance à huis clos pour délibérer une question relative à un litige ou litige possible/ privilège avocat-client conformément à la Loi de 2001 sur les municipalités, article 239(2)(e)(f).

(RÉSOLUTION PRÉPARÉE)

SUSPENSION DE LA SÉANCE

MOMENT DE SILENCE

APPEL NOMINAL

DÉCLARATION D'INTÉRÊTS PÉCUNIAIRES ET LEUR NATURE GÉNÉRALES

PRÉSENTATIONS

1. Rapport de la directrice exécutive des Services administratifs / greffière municipale, **15 - 20**
daté du 25 août 2016 portant sur Loi sur la modernisation des élections municipales et
les élections municipales de 2018.

(PRÉSENTATION ÉLECTRONIQUE) (RÉSOLUTION PRÉPARÉE)

- Caroline Hallsworth, directrice exécutive des Services administratifs / greffière municipale

(Cette présentation et ce rapport décrivent les modifications clés apportées dans la Loi sur la modernisation des élections municipales et ils font des recommandations au sujet du mode de scrutin et du scrutin préférentiel pour les élections municipales et les élections des conseils scolaires de 2018.)

QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS

Le maire adjoint Sizer rapportera toute question traitée pendant la séance à huis clos.
Le Conseil examinera ensuite les résolutions.

Order 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.)

ADOPTION, APPROBATION OU RÉCEPTION D'ARTICLES DANS L'ORDRE DU JOUR DES CONSENTEMENTS

(RÉSOLUTION PRÉPARÉE POUR LES ARTICLES DE L'ORDRE DU JOUR DES RÉSOLUTIONS)

PROCÈS-VERBAUX

- C-1. Procs Verbal du 8 août 2016, Comité des services d'urgence **21 - 23**
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)
- C-2. Procs Verbal du 8 août, Comité des opérations **24 - 27**
(RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)

C-3.	Procs Verbal du 8 août 2016, Comité de planification (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	28 - 36
C-4.	Procs Verbal du 9 août 2016, Comité des finances et de l'administration (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	37 - 40
C-5.	Procs Verbal du 9 août, Conseil municipal (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	41 - 57

RAPPORTS DE GESTION COURANTS

C-6.	Rapport de la directrice exécutive des Services administratifs / greffière municipale, daté du 19 août 2016 portant sur Corrections d'ordre administratif apportées au procès-verbal de la réunion du Comité des finances et de l'administration tenue le 17 mai 2016. (RÉSOLUTION PRÉPARÉE) (Ce rapport explique les modifications d'ordre administratif apportées au procès-verbal de la réunion du Comité des finances and de l'administration tenue le 17 mai 2016.)	58 - 60
C-7.	Rapport de la directrice exécutive des Services administratifs / greffière municipale, daté du 23 août 2016 portant sur Corrections d'ordre administratif apportées au procès-verbal de la réunion du Comité de planification tenue le 19 octobre 2015. (RÉSOLUTION PRÉPARÉE) (Ce rapport explique les modifications d'ordre administratif apportées au procès-verbal de la réunion du Comité de planification tenue le 19 Octobre 2016.)	61 - 62

CORRESPONDANCE À TITRE DE RENSEIGNEMENTS SEULEMENT

C-8.	Rapport chef des services financiers/trésorier municipal par intérim, daté du 14 juillet 2016 portant sur Vente publique pour arriérés d'impôts en vertu de la Loi sur les municipalités – le 28 septembre 2016. (A TITRE D'INFORMATION) (Ce rapport explique la vente publique pour arriérés d'impôts en vertu de la Loi sur les municipalités.)	63 - 64
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Ordre du jour régulier

RAPPORTS DES GESTIONNAIRES

R-1.	Rapport Administrateur en chef, daté du 26 août 2016 portant sur Compte rendu sur un grand projet — Place des arts. (RÉSOLUTION PRÉPARÉE)	65 - 81
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(Ce rapport donne au Conseil municipal un compte rendu des progrès réalisés dans le cadre de ce projet.)

- R-2. Rapport de la directrice exécutive des Services administratifs / greffière municipale, daté du 10 août 2016 portant sur Comité des services d'urgence - démission. **82 - 82**
(RÉSOLUTION PRÉPARÉE)

(Ce rapport informe le Conseil municipal d'une démission au sein du Comité des services d'urgence.)

- R-3. Rapport chef des services financiers/trésorier municipal par intérim, daté du 19 août 2016 portant sur Arriérés d'impôt foncier au 40, avenue Clemow. **83 - 84**
(RÉSOLUTION PRÉPARÉE)

(Ce rapport porte sur les arriérés d'impôt foncier au 40, avenue Clemow, dans la Ville du Grand Sudbury, et sur une proposition de la Banque de développement du Canada.)

RÈGLEMENTS

Les membres du public peuvent consulter les projets de règlement municipal au Bureau de la greffière municipale le jour de la réunion. Les règlements municipaux approuvés sont affichés publiquement avec l'ordre du jour de la réunion le lendemain de leur adoption.

Les règlements suivants seront lus et adoptés :

- 2016-174 Règlement de la Ville du Grand Sudbury pour confirmer les délibérations du Conseil municipal lors de sa réunion tenue le 13 septembre 2016
- 2016-175 Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2010-1 étant un règlement régissant la circulation et le stationnement sur les routes de la Ville du Grand Sudbury
- Résolutions du Comité des opérations numéros OP2016-22 et OP2016-23
- 2016-176 Règlement de la Ville du Grand Sudbury modifiant le règlement 2007-161 sur la nomination d'officiels de la Ville du Grand Sudbury
- (Ce règlement municipal modificatif reflète des changements découlant de la récente réorganisation.)
- 2016-177 Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2014-225 étant un règlement de la Ville du Grand Sudbury visant la délégation de l'autorité à divers représentants de la Ville
- (Ce règlement municipal modificatif accorde l'autorité au directeur général des Services d'infrastructure de signer les ententes de partage des frais d'aménagement, conformément à la résolution CC2016-281 du Conseil municipal, et d'aborder des modifications découlant du retour de la directrice générale des Services du développement communautaire de son prêt de service.)

- 2016-178 Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2014-1 étant un règlement de la Ville du Grand Sudbury régissant les politiques et les procédures en matière d'approvisionnements
- (Ce règlement municipal modificatif reflète des modifications de la définition d'équipe de gestionnaires supérieurs en fonction du retour de la directrice générale des Services du développement communautaire de son prêt de service.)
- 2016-179 Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2009-178 étant un règlement de la Ville du Grand Sudbury établissant des dispositions d'interprétation qui s'appliquent à tous les règlements de la Ville du Grand Sudbury
- (Ce règlement municipal modificatif indique des modifications qui sont le résultat du réalignement de l'autorité découlant du retour de la directrice générale des Services du développement communautaire de son prêt de service et il reflète certains changements de titres.)
- 2016-180 Règlement de la Ville du Grand Sudbury modifiant le règlement 2015-266 étant un règlement établissant divers frais d'utilisation pour certains services fournis par la Ville du Grand Sudbury
- (Ce règlement municipal modificatif reflète des modifications qui sont le résultat du réalignement de l'autorité découlant du retour de la directrice générale des Services du développement communautaire de son prêt de service et il reflète certains changements de titres.)
- 2016-181Z Règlement de la Ville du Grand Sudbury modifiant le règlement 2010-100Z étant le règlement général sur le zonage de la Ville du Grand Sudbury
- Recommandations du Comité de planification numéros PL2013-185 et PL2016-13
- (Ce règlement municipal rezone le terrain en question « R3-1(25) », zone résidentielle de densité moyenne spéciale, pour permettre deux (2) immeubles d'habitation comptant un maximum de 80 appartements et un maximum de six (6) étages — Dalron Construction Limited, rue Paris, à Sudbury.)
- 2016-182P Règlement de la Ville du Grand Sudbury adoptant la modification du Plan Officiel no 68 pour la Ville du Grand Sudbury
- Résolution du Comité de planification numéro PL2016-50
- (Parcs et espaces verts – propriété privée) pour créer un lot pour une maison individuelle — Paul et Lise Lizotte, 44-46, chemin Edison, à Falconbridge.)
- 2016-183Z Règlement de la Ville du Grand Sudbury modifiant le règlement 2010-100Z étant le règlement général sur le zonage de la Ville du Grand Sudbury
- Recommandations du Comité de planification numéros PL2013-185 et PL2016-13
- (Ce règlement municipal rezone le terrain en question « M1(41) », zone mixte d'industrie légère et de services commerciale spéciale, et « M1-1 », zone

commerciale industrielle, pour permettre un atelier de réparation de carrosseries d'automobiles et pour éliminer le zonage multiple des parties centrales et sud de ce terrain — Maslack Developments Limited, chemin Falconbridge, à Sudbury.)

2016-184Z Règlement de la Ville du Grand Sudbury modifiant le règlement 2010-100Z étant le règlement général sur le zonage de la Ville du Grand Sudbury

Résolution du Comité de planification numéro PL2016-131

(Ce règlement municipal ne rezone pas le terrain en question. Conformément à l'article 39.1(4) de la Loi sur l'aménagement du territoire, le Conseil municipal a prolongé un règlement municipal d'utilisation temporaire pour permettre de continuer à utiliser un garage isolé comme pavillon-jardin pendant une période maximale de trois ans — Lise Henri, 2996, chemin Valleyview, à Val Caron.)

MOTION

M-1. Modification du règlement municipal sur la circulation et le stationnement

Motion présentée par la conseillère municipale McIntosh

ATTENDU QUE l'Ontario Traffic Manual — Book 18 et la version provisoire du plan directeur sur les transports recommandent l'utilisation d'installations cyclables sur accotement comme moyen économique de prévoir une installation cyclable physiquement séparée;

ATTENDU QUE le règlement municipal sur la circulation et le stationnement 2010-1 de la Ville du Grand Sudbury interdit aux bicyclettes ou à tous autres véhicules de rouler sur les accotements;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury appuie l'utilisation d'accotements désignés pour des installations cyclables et qu'on demande au personnel d'accélérer leur examen en cours du règlement municipal sur la circulation et le stationnement 2010-1 et de faire des recommandations au Comité des opérations d'ici le premier trimestre de 2017 sur la façon de modifier le règlement municipal pour permettre l'utilisation d'accotements comme installations cyclables comme l'indique la version provisoire du plan directeur sur les transports.

M-2. Calendrier du projet d'aréna et de centre de spectacles

Motion présentée par le conseiller municipal Kirwan :

ATTENDU QUE, par sa résolution CC2016-259, le Conseil municipal a approuvé l'embauchage d'une experte-conseil ou d'un expert-conseil pour aider le personnel à élaborer le projet d'aréna et de centre de spectacles, comme l'a décrit le rapport du personnel présenté au Conseil municipal le 12 juillet 2016;

ATTENDU QUE l'experte-conseil ou l'expert-conseil fera appel au personnel, aux données et aux ressources existants pour appuyer une démarche conçue pour faire passer la VGS par une série d'étapes qui aboutira à la publication d'une demande de propositions et à l'évaluation des résultats;

ATTENDU QUE la résolution CC2016-259 du Conseil municipal n'a pas établi de calendrier particulier pour cette démarche;

PAR CONSÉQUENT, IL EST RÉSOLU QUE l'experte-conseil ou l'expert-conseil, ou le personnel doit se préparer à examiner les options en matière de conditions et de critères d'évaluation pour une demande de propositions pour réaliser ce projet avec le Conseil municipal, pour que celui-ci prenne une décision le 13 décembre 2016, ou avant cette date;

ET QUE la demande de propositions soit publiée le 30 décembre 2016, ou avant cette date, et qu'elle comporte une date limite du 31 janvier 2017;

ET QUE l'évaluation des résultats soit présentée au Conseil municipal le 14 février 2017, ou avant cette date.

ADDENDA

PÉTITIONS CIVIQUES

PÉRIODE DE QUESTIONS ET ANNONCES

AVIS DE MOTIONS

SUITE DE LA SÉANCE À HUIS CLOS

AFFAIRES DÉCOULANT DE LA SUITE DE LA SÉANCE À HUIS CLOS

À ce point-ci de la réunion, le maire adjoint Sizer donnera un compte rendu sur toutes questions débattues pendant la suite de la séance à huis clos. Le Conseil se penchera alors sur toutes résolutions.

LEVÉE DE LA SÉANCE

Request for Decision

Election Modernization Act and the 2018 Municipal Election

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Thursday, Aug 25, 2016
Type:	Presentations

Resolution

Resolution One:

THAT the City of Greater Sudbury receives the report entitled “Municipal Elections Modernization Act 2016 and the 2018 Municipal and School Board Elections” from the Executive Director, Administrative Services, City Clerk.

Resolution Two:

THAT the City of Greater Sudbury directs staff to monitor the initial implementation of ranked ballot voting in other jurisdictions and bring a report to Council in the first half of the next term of office with an analysis and recommendations regarding ranked ballot voting for the 2022 Municipal and School Board Elections.

Resolution Three:

THAT the City of Greater Sudbury uses Internet Voting during the Advance Vote period and Paper Ballot, Tabulator Count at the In Person Voting Locations on Election Day 2018.

Signed By

Report Prepared By

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 25, 16

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 25, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 26, 16

Executive Summary:

This report summarizes key changes made through the Municipal Elections Modernization Act 2016 which was passed in June of this year. The report also makes recommendations to Council on Ranked Ballot Voting and the Method of Vote to be used in the 2018 Municipal and School Board Elections. These two decisions are crucial steps in planning for the 2018 elections.

In delivering the 2018 Municipal and School Board Election, all decisions and actions will be based on the requirements of the *Municipal Elections Act* and the following principles:

- the secrecy and confidentiality of individual votes is paramount;
- the election should be fair and non-biased;
- the election should be accessible to the voters;
- the integrity of the process should be maintained throughout the election;
- there be certainty that the results of the election reflect the votes cast; and
- voters and candidates should be treated fairly and consistently.

Background:

What's New: Municipal Elections Modernization Act 2016

In June of this year, the Ontario government passed the Municipal Elections Modernization Act, 2016 which makes a number of substantial amendments to the Municipal Elections Act and the rules which election officials, candidates and electors must follow. This new legislation was passed following extensive consultations with election and elected officials and the public and the receipt of some 3,400 written submissions. Many of the recommendations from AMCTO were included in the bill.

For both election organizers and candidates, the shortening of the Municipal and School Board Election period to 120 days is much welcomed. Nominations will open on May 1st of the election year, as opposed to in the past when nominations opened on January 1st. Nominations will need to be accompanied by the declarations of twenty-five eligible electors who support the nomination. The Nomination period will close on the fourth Friday in July, rather than on the second Friday in September. This will allow much needed time for the design of ballots and programming of electronic election equipment.

In reflection of the changes being made by all levels of government in the area of campaign financing rules, several amendments have been made in regards to both campaign contributions and enforcement of campaign financing rules. In addition to the changes, described in the new Act, Council has formally adopted a Policy on the Use of Municipal Resources during an Election (By-Law 2016-17F) to provide further guidance in this regard.

The new provincial legislation limits contributions to individual citizens who are residents of Ontario and introduces bans on corporate and trade union donations to candidates for municipal and school board positions. Further the legislation sets out more detailed

guidelines around post-election spending including gifts and parties. Another change of note are new provisions which require third parties to register prior to advertising for or against a candidate or issue and to comply with contribution and spending limit rules. At the same time the Act continues to allow for issues based advocacy during the election under specific conditions.

Nomination fees will now only be refundable to those candidates who file their financial statements by the deadline and there are significant new obligations on the Clerk to review financial filings for compliance against the legislation and to cross reference donations across all candidates' financial statements to ensure that no individual donor exceeds their limit of a total of \$5,000 in donations between all candidates and to report any donor violations to the Election Compliance Audit Committee.

Other administrative details which are changed include simplification of the process for making changes to the voters list, increased flexibility in how notice and documents are provided and filed, restrictions on electors taking pictures or images of their own or other ballots and publication of the accessibility portion of the election plan.

Ranked Ballot Voting

The most significant change in the Municipal Elections Modernization Act, 2016 is the introduction of provisions that provide municipalities with the option to use ranked ballot voting for Mayor and Council elections only, beginning in the 2018 municipal elections. Ranked ballots will not be permitted for School Board elections.

Should a Council wish to implement ranked ballot voting, the Regulations will most likely require that the municipality hold a public open house where detailed information regarding the election and election equipment is provided to the public, followed by a public input meeting and passage of the necessary by-laws before the legislated deadline of May 1, 2017.

Currently, all municipal, provincial and federal elections use "First Past the Post" voting, meaning that the candidate with the most number of votes is elected. In "Ranked Ballot" voting, all candidates must achieve +50% of the votes in order to be elected.

In a Ranked Ballot Election, rather than voting for just one candidate, the elector ranks the candidates in their order of preference, beginning at one for their top choice, two for the second choice etc. In the first round, all the first choice votes are counted. If a candidate receives +50% of the votes, they are elected. If no candidates receive the majority of the votes, the candidate with the lowest number of votes is eliminated and ballots are recounted, using the second choice of the elector for ballots which initially supported the candidate who is eliminated. This process is continued in subsequent rounds until a majority winner is declared. A quick and easy demonstration of ranked ballot voting works is found at: <https://www.youtube.com/watch?v=oHRPMJmzBBw>

In the 2014 Municipal Elections, two of the thirteen successful candidates for Mayor and Council received more than +50% of the votes. Had this been a ranked ballot election, eleven of the thirteen races for Mayor and Council would have proceeded through subsequent rounds of ballots and vote counting in order to declare a winner.

Greater Sudbury's City Clerk sat on the provincial Ranked Ballot Implementation Working Group which discussed over three lengthy meetings, the technical aspects associated with implementing ranked ballots. The group noted that there have been no ranked ballot elections at the municipal, provincial or federal level anywhere in Canada and only a very small handful of American cities have implemented rank ballots, with very mixed results from a technical perspective.

Challenges and complexities associated with ranked ballot voting are numerous as this methodology is in its infancy and include but are not limited to: ballot design; number of rankings permitted; vote counting formulas and algorithms; vote casting and counting technology; election staff requirements; financial resources; election timelines; and elector and candidate education. Two examples of these challenges will be described below for the information of Council and the public.

Currently most Ontario municipalities use "Composite Ballots" meaning one ballot is used for multiple races. If ranked ballots are introduced for municipal elections it is probable that municipalities will have to use two separate ballots, one for municipal and another for school board elections as the counting methodologies will be different for each. This will add costs and equipment and require additional time for the elector to cast two ballots instead of one. A further challenge will be the size and design of the ballot to allow for ranking of multiple candidates, particularly so in Greater Sudbury which uses bilingual ballots.

Another significant challenge relates to vote casting and counting technology. Set-up, testing and use of vote casting and counting technology will be significantly more complex in a ranked ballot environment. Canadian vendors have no experience with ranked ballots, though some have provided tabulators to American elections. Timelines are short and with a perfect storm of elections across Canada within a three week period in the fall of 2018, there is concern about the availability and capacity of voting equipment and vendor staff to support ranked ballot elections. A ranked ballot election with a manual count is extraordinarily difficult and time consuming, as evidenced in one American jurisdiction that required two full weeks of staff working twelve hour days to produce a final result after several rounds of hand counting and eliminations.

With a new, untested voting methodology recently approved and just two years before the next municipal election, it is highly probable that all the pieces required to protect the integrity of the election process and to ensure with absolute certainty that the results of the election reflect the votes cast, will not be in place if ranked ballots are used in 2018. AMCTO surveyed its members and only 8% of Clerks feel ready to run a ranked ballot election in the narrow timelines leading to 2018. CGS staff can not recommend the introduction of ranked ballot voting in the 2018 Municipal Elections. Staff will monitor the implementation of ranked ballot voting and bring report to Council in the first half of the next term of office with an analysis and recommendations for 2022.

Method of Vote 2018 Municipal and School Board Elections

My family, friends and I found the web process clear, easy to follow, quick and secure. My husband had recently been hospitalized and may not have voted otherwise. Another family member who was out of the country was also able to vote on line. Having been involved with the school trustee elections for the unorganized townships, I remember the issues with low voter turnout due to vast geographic areas served by remote polling stations and often affected by weather issues. I would find it difficult to believe that the new process would not benefit voter accessibility for these and similar areas and also reduce taxpayer election costs.

J. H. Email dated November 26, 2014.

The City of Greater Sudbury was one of 97 Ontario municipalities, representing one quarter of the population of the province of Ontario, who made online voting available in the 2014 municipal election. In Greater Sudbury there was widespread take-up on the Online Voting and 26,826 electors representing 44.9% of those who cast a ballot, did so online, far exceeding expectations for online voting turnout.

Based on reports generated by the system, we know that voters of all ages from 18 to 100 years old cast ballots online and at all hours of the day and night. The busiest times for online voting were in the evenings with many other votes cast over morning coffee and the fewest votes cast in the overnight hours.

The City of Greater Sudbury participated in the Internet Voting Project through the University of Toronto. 98.6% of our citizens who responded to the survey were either fairly satisfied or very satisfied with the online voting process and 98.9% are likely or somewhat likely to vote online in the next municipal election. Candidates were somewhat less enthusiastic about online voting than citizens, primarily as it related to changes in campaign methodology. The results for Sudbury are available online at: <http://www.greatersudbury.ca/sudburyen/assets/File/Greater%20Sudbury%20Internet%20Voting%20Survey.pdf>

At the close of Online Voting on October 24th, there was a perfect reconciliation between the votes cast and the names crossed off the list, which is something never achieved with traditional, paper based voting. There were twenty-seven ballots set aside by the vendor due to inconsistent voter information for further investigation. In twenty-five cases the vendor was advised to release the ballots into the count as the Electors were found to be Eligible

All electors, voting either Online or In Person Voting Locations, are asked to affirm that they have not previously voted in the election. As was well documented in the media during Election 2014, some voters appeared on the voter's list more than once. This created a public perception that some voters may have had the opportunity to cast more than one vote in the online environment.

In reality, this is not a new issue. An individual who has received two packages, perhaps because of name variations (hyphenated or double barreled surnames) or because of name changes (most common with maiden and married names) and who has government issued identification with both forms of those names would equally be able to vote at in person voting locations as they would be able to vote online. In the

remaining two instances from the online vote, the votes were not released into the count as the voter was ineligible. Removal of ineligible votes is not possible in the paper ballot environment.

For the 2014 Election, costs per ballot cast were assigned by method of vote, with common costs, such as the costs of communications and issuance of the Voter's Information Package divided proportionally between the in-person and online ballots cast. Each online ballot cast cost \$6.77 as compared to \$10.84 per ballot cast in person. The annual contributions to the Election Reserve Fund for the period 2015-2018 have been reduced, based on using a blend of internet and in person voting, when budgeting for the 2018 election.

Staff is recommending that the City of Greater Sudbury continue the practice of using online voting during the advance vote period, extending that period until the opening of in person polls on Election Day. It is also recommended that CGS takes the next small step forward in electronic voting, using touch screen or tablet based technology to vote in person at all advance and mobile locations. Paper ballots with tabulator counts will be used in all voting locations on Election Day, Monday, October 22, 2018.

Location:	Tom Davies Square
Commencement:	11:06 AM
Adjournment:	11:47 AM

Minutes

Emergency Services Committee Minutes of 8/8/16

Councillor Rene Lapierre, In the Chair

Present	Councillors Signoretti, Vagnini, Kirwan, Lapierre, Cormier
City Officials	Aaron Archibald, Deputy Chief of Paramedic Services; Darrel McAloney, Deputy Fire Chief; Joe Nicholls, Deputy Chief of Emergency Services; Trevor Bain, Chief of Fire and Paramedic Services; Brigitte Sobush, Deputy City Clerk

Declarations of Pecuniary Interests and the general nature thereof

Councillor Lapierre declared a conflict of interest in relation to R-1 as Collège Boréal is his full-time employer.

Presentations

- 1 Occupational Stress Injury
- Aaron Archibald, Deputy Chief of Paramedic Services and Darrel McAloney, Deputy Fire Chief, provided an electronic presentation regarding Occupational Stress Injury for information only.

Correspondence for Information Only

- C-1 Emergency Services Department Update
- Report dated July 21, 2016 from the Chief of Fire and Paramedic Services regarding Emergency Services Department Update.

Change of Chair

At 11:36 a.m., Councillor Lapierre vacated the chair.

COUNCILLOR VAGNINI, IN THE CHAIR

Managers' Reports

R-1 Donation of Used Ambulances to Local Colleges Paramedic Programs

Report dated July 22, 2016 from the Chief of Fire and Paramedic Services regarding Donation of Used Ambulances to Local Colleges Paramedic Programs.

Councillor Lapierre, having declared a conflict of 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.

The following resolution was presented:

ES2016-02 Kirwan/Signoretti: THAT the City of Greater Sudbury authorizes the Chief of Fire and Paramedic Services to donate a total of two (2) roadworthy decommissioned ambulances, being one (1) to Cambrian College and one (1) to Collège Boréal, to be used solely by their respective Paramedic Programs;

AND FURTHER THAT both Collège Boréal and Cambrian College shall recognize this donation from the City of Greater Sudbury in a permanent manner through appropriate signage permanently affixed to the vehicle and any other manner as recommended by the Chief of Fire and Paramedic Services in consultation with Corporate Communications, Collège Boréal and Cambrian College.

CARRIED

Change of Chair

At 11:46 a.m., Councillor Vagnini vacated the chair.

COUNCILLOR LAPIERRE, IN THE CHAIR

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period and Announcements

No questions were asked.

Notices of Motion

No Notices of Motion were presented.

Adjournment

Signoretti/Kirwan: THAT this meeting does now adjourn. Time: 11:47 a.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Location: Tom Davies Square

Commencement: 9:33 AM

Adjournment: 10:47 AM

Minutes

Operations Committee Minutes of 8/8/16

Councillor Kirwan, In the Chair

Present Councillors Dutrisac, Kirwan, Lapierre, Reynolds, Landry-Altmann

City Officials David Shelsted, Director of Roads and Transportation Services; Peter Chiesa, Director of Engineering Services; Joe Rocca, Traffic and Asset Management Supervisor; Brigitte Sobush, Deputy City Clerk

Declarations of Pecuniary Interests and the general nature thereof

None declared

Managers' Reports

R-1 Sidewalk Winter Maintenance Report

Report dated July 21, 2016 from the General Manager of Infrastructure Services regarding Sidewalk Winter Maintenance Report.

The following resolution was presented:

OP2016-21 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury refers the options contained within this report to the September 20th, 2016 meeting of the Finance and Administration Committee for consideration;

AND THAT a detailed financial plan be prepared as part of the 2017 budget based on the option selected by the Finance and Administration Committee all in accordance with the report dated July 21, 2016 from the General Manager of Infrastructure Services.

CARRIED

R-2 Parking Restrictions - Panache North Shore Road, Walden

Report dated July 15, 2016 from the General Manager of Infrastructure Services regarding Parking Restrictions - Panache North Shore Road, Walden.

The following resolution was presented:

OP2016-22 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury prohibits parking on the south side of Panache North Shore Road from Panache Lake Road to 500 metres west of Panache Lake Road;

AND THAT a by-law be prepared to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report from the General Manager of Infrastructure Services dated July 15, 2016.

CARRIED

R-3 Pedestrian Crossover Facilities

Report dated July 18, 2016 from the General Manager of Infrastructure Services regarding Pedestrian Crossover Facilities.

The following resolution was presented:

OP2016-23 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury implements pedestrian crossover facilities at the locations listed in Appendix 2;

AND THAT the City of Greater Sudbury prohibits parking and stopping within 30 metres of each location listed in Appendix 2;

AND THAT a by-law be prepared to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report from the General Manager of Infrastructure Services dated July 18, 2016;

AND THAT the funding be reallocated to this project from existing Roads capital budget accounts.

CARRIED

Addendum

No addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period and Announcements

Playground Signage

Councillor Lapierre requested that signs be erected at the St. Theresa Street playground regarding kids at play or parking in the area.

The Director of Roads and Transportation Services replied a Playground Ahead sign could be erected through the Roads and Transportation Department.

RV Dumping Site

Councillor Lapierre requested a report or presentation from staff addressing the possibility of further extending the hours at the Yorkshire RV dumping station to be open 24 hours a day during the summer, including how it would work, if it can be changed and why it isn't currently in place.

The Director of Engineering Services replied he will investigate the matter and report back to the Committee at a future meeting.

Road Ownership

Councillor Lapierre noted there are several sections of road that are not owned by the City but are maintained by the City. He asked if there is anything that can be done to start obtaining those pieces of road.

The Director of Roads and Transportation Services replied there are a number of avenues currently in place to address the issue. As planning applications are received the City asks for the transfer of any piece of land not currently owned by the City as part of the approval process. He noted some rural roads need to be surveyed and incur the costs of an Ontario land surveyor and land registration. He added the Ontario Municipal Act states the City has rights to any roadway on which it expends public funds even if it does not have legal ownership of the land.

The Director of Engineering Services explained a property draftsman attends the Land Registry office monthly to go over all registered plans that have come in or have been altered. Staff uses this as a method to find any sections dedicated to the road authority and to start the transfer process. He noted Land Registry office fees have tripled recently but it remains important to maintain the work.

Fire Hydrants

Councillor Reynolds asked the status of the painting of fire hydrants and if there was an update on better hydrant markers which would show even when a large amount of snow is received during the winter.

The Director of Roads and Transportation Services replied staff would look into the matter and a response would be provided to the the Councillor.

Councillor Kirwan asked that staff include an explanation of the process of clearing the hydrants.

Fill

Councillor Dutrisac asked how residents can obtain fill.

The Director of Engineering Services replied that because disposal of fill will be the responsibility of the contractor on any given job, residents can call and leave their names with the contractor to request fill. He noted staff would advise contractors of the probability of requests and that residents should be made aware of bylaws and standards that need to be followed.

Councillor Dutrisac asked how residents would know what contractors are working in the area.

The Director of Engineering Services replied there is a communication plan in place which notifies all residents of construction in their area. As well, successful contractors are advertised on the city's website and residents can call 3-1-1 to be passed to the engineering department which can provide information regarding who the contractor is or what work is occurring in the resident's ward that year.

Notices of Motion

No Notices of Motion were presented.

Adjournment

Dutrisac/Landry-Altmann: THAT this meeting does now adjourn. Time: 10:47 a.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Minutes

Planning Committee Minutes of 8/8/16

Location: Council Chamber,
Tom Davies Square

Commencement: 1:32 PM

Adjournment: 3:36 PM

Councillor McIntosh, In the Chair

Present Councillors Dutrisac, Sizer, McIntosh, Cormier, Landry-Altmann
Councillor Vagnini

City Officials Jason Ferrigan, Director of Planning Services; Keith Forrester, Real Estate
Coordinator; Brigitte Sobush, Deputy City Clerk

Declarations of Pecuniary Interests and the general nature thereof

None declared

Closed Session

PL2016-129 Landry-Altmann/Cormier: THAT the Planning Committee meet in Closed Session to deal with one (1) Proposed or Pending Acquisition or Disposition of Land Matters:

- Sale of Property, Westview Crescent, Lively

in accordance with the Municipal Act, 2001, s.239(2)(c).

CARRIED

The Committee moved into closed session at 1:33 p.m.

Recess

At 1:50 p.m. the Planning Committee recessed.

Reconvene

At 2:00 p.m. the Planning Committee commenced the Open Session in the Council Chamber.

Councillor Fern Cormier, In the Chair

Present Councillors Dutrisac, Sizer, McIntosh, Cormier, Landry-Altmann

City Officials Jason Ferrigan, Director of Planning Services; Eric Taylor, Manager of Development Approvals; Guido Mazza, Director of Building Services / Chief Building Official; Kris Longston, Manager of Community and Strategic Planning; Jonathan Clark, Subdivision/Site Plan Control Engineer; Alex Singbush, Senior Planner; Glen Ferguson, Senior Planner; Melissa Riou, Senior Planner; Brigitte Sobush, Deputy City Clerk; Christine Hodgins, Legislative Compliance Coordinator; Lisa Locken, Clerk's Services Assistant; Nataly Wissell, Clerk's Services Assistant

Declarations of Pecuniary Interests and the general nature thereof

None declared

Matters Arising From The Closed Session

Councillor McIntosh reported the Committee met in closed session to deal with one (1) proposed or pending acquisition or disposition of land matters and the following resolution emanated therefrom:

PL2016-130 Sizer/Landry-Altmann: THAT the City of Greater authorizes the sale of 5 Westview Crescent, Lively, legally described as: part of PINs 73375-0936(LT), -0408(LT), and -0591(LT), being part of Parts 2, 3 and 4 on Plan 53R-10782, excepting Parts 1, 3, 4, 6 and 7 on Plan 53R-20639, Township of Waters;

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

Public Hearings

- 1 Lise Henri - Application to extend a temporary use by-law in order to permit a garden suite for an additional three (3) years, 2996 Valleyview Road, Val Caron

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

Report dated July 14, 2016 from the General Manager of Infrastructure Services regarding Lise Henri - Application to extend a temporary use by-law in order to permit a garden suite for an additional three (3) years, 2996 Valleyview Road, Val Caron.

Lise Henri, the applicant was present.

Glen Ferguson, Senior Planner, outlined the application to the Committee.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following resolution was presented:

PL2016-131 Landry-Altmann/Sizer: THAT the City of Greater Sudbury approves the application by Lise Henri to amend Zoning By-law 2010-100Z with respect to lands described as PIN 73500-0087, Parcel 46360, Part 1, Plan 53R-9283, Lot 12, Concession 5, Township of Blezard, in order to extend a garden suite permission in accordance with Section 39 of the Planning Act for an additional period of three (3) years.

YEAS: Councillors Dutrisac, Sizer, McIntosh, Cormier, Landry-Altmann

CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning Committee's decision.

2 City of Greater Sudbury - Application for rezoning in order to permit the construction of a five (5) storey, 55 unit apartment building, Elm Street, Coniston

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

Report dated July 14, 2016 from the General Manager of Infrastructure Services regarding City of Greater Sudbury - Application for rezoning in order to permit the construction of a five (5) storey, 55 unit apartment building, Elm Street, Coniston.

Sheena Sharp, Coolearth Architecture and Les Lisk, Chair, Coniston Non-Profit Housing, agents for the applicant, were present.

Alex Singbush, Senior Planner, outlined the application to the Committee.

Ward Councillor Deb McIntosh expressed concerns regarding the flood plain and asked what accommodations are being made in regards to her concerns.

Alex Singbush, Senior Planner, stated that the Nickel District Conservation Authority issued a Section 28 permit and they will be required to raise the land at the entrance on part of the flood plane and take cuts on various sites to replace areas removed from the flood plane. He stated that by having the building located in the corner of the property the impacts on the flood plane are mitigated.

Ward Councillor Deb McIntosh inquired as to when the proposed cost sharing agreement would be back to the Planning Committee.

Eric Taylor, Manager of Development Approvals, stated that application for cost sharing will be brought forward this fall. He also stated that the City has an agreement of Purchase and Sale with the Coniston non-profit group and the property has already been considered surplus by City Council.

Jason Ferrigan, Director of Planning Services, stated that the Planning Department does not have information available regarding the purchase price of the property.

Eric Taylor, Manager of Development Approvals, stated that as part of the site plan review they will look at all the details such as storm water management and the type of paving required. The Site Plan Control is delegated to Planning staff under the delegation by-law so these conditions will not return to the Planning Committee for review.

Jason Ferrigan, Director of Planning Services, stated that the Planning Committee can give direction to staff through a resolution or by amending the current resolution regarding any conditions they would like added such as the use of permeable pavers. He stated that if the Committee decides to provide direction, it would be beneficial to provide some flexibility in relation to the knowledge that the Planning Department has regarding this site, such as where the bedrock is, what geotechnical considerations are and the opportunity to use permeable pavers which may not be able to be used across the entire site.

Alex Singbush, Senior Planner, stated that the cemetery in the area is accessed off Aubrey Street.

Jason Ferrigan, Director of Planning Services, stated the boundary for the cemetery may not be known, however, any issues would be covered under the Ontario Cemeteries Act, and has no bearing on the land use as the proposed application is not close to the location.

Ms. Sharp stated that they contacted the Nickel District Conservation Authority (NDCA) to locate the flood line and they used this in their design approach, however, they did not discuss permeable paving probably since the water table is so high. She advised that there was concern about the driveway and the need to build it up higher to accommodate emergency vehicles. They would require somewhere to hold the water and they identified an area towards the middle of the property to construct a lower grade in this area for drainage.

Mr. Lisk stated that the non-profit housing group has been looking for a location to build affordable rental units for seniors in Coniston since 2010 through the Coniston Action Network. The city offered this plot of land. He advised the proposed units will be net zero energy and cost effective for seniors.

Ward Councillor Deb McIntosh, stated that she is in support of this application however she does have a concern that the ATV's and snowmobiles trail will move to the Jean Tellier trail, which is a walking trail.

Ms. Sharp stated that the issue regarding the trails has not been raised previously.

Mr. Lisk stated they placed the building at this location to protect the trail from snowmobiles and all terrain vehicles and they would like this walking trail to be used to utilize the nearby schools. He advised that the area will be sectioned off with an easement and the parking lot will block access to the trail and the turnaround at the end of Elm Street will help to mitigate the flow.

Ward Councillor Deb McIntosh, stated that Coniston is a perfect place for a development like this. It is a full service community and no vehicle is required as it provides all the amenities. She advised that there is a shortage of single family homes available in the area and by providing this development, seniors can stay in the community and free up some homes for younger families.

Mr. Lisk stated that their goal is to free up homes for younger families and that they hope to make the local schools more viable by increasing enrolment in the schools.

Megan Fielding, area resident, stated that she would like to know the timeline for the project,

what safety measures are being taken for the high volume of traffic during development period and after the new residents occupy the building. She is also concerned that the project is being built very close to a residential area and asked what measures are being taken for the green plan.

Ms. Sharp stated that the project is to commence next spring and they hope to have it completed within one year.

Jason Ferrigan, Director of Planning Services, stated that the application was submitted to various departments for their comments. Roads and Transportation Services advised that they did not anticipate that the development of fifty-five (55) units would generate significant traffic volumes and that construction vehicles would be controlled under the building permit process.

Ms. Sharp stated that they are still in the re-zoning stage and have not yet decided on the materials or structure system so there is no plan to mitigate traffic at this stage.

Mr. Lisk stated that by constructing this building, there will no longer be a thoroughfare to Ridout Street. This should cut down on vehicle traffic, snowmobiles and ATV's.

Alex Singbush, Senior Planner, stated that there are a number of factors that come into play when choosing where to locate the building including the required services such as water and sewer that are currently available on Elm Street, as well as the flood plain, the topography of site and access to services and roadways. He advised that there is a five (5) metre set back required and they will need a landscape buffer. Items like fencing and vegetation will also be considered.

Mr. Lisk stated that they looked at five (5) possible sites in Coniston and this was the only location that had proper sewer and water in place.

Ms. Sharp stated the purchase of sale had a clause that stated that there be minimal cutting of trees. The non-profit organization wants to be a good neighbour. She advised there will be no windows constructed on the side that is adjacent to the residential area.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

The following resolution was presented:

PL2016-132 Sizer/McIntosh: THAT the City of Greater Sudbury approves the application by the City of Greater Sudbury to amend Zoning By-law 2010-100Z by changing the zoning classification from "OSC", Open Space Conservation and "FD", Future Development to "R3-1(S)", Medium Density Residential One Special on those lands described as Part of PINs 73561-0035 and 75360-1248, Lot 4, Concessions 3 & 4, Township of Neelon, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending zoning by-law.
2. That the amending by-law includes an "H" Holding provision restricting the use of the subject lands to those uses which legally existed on the date the By-law applying the "H" Holding symbol. The "H" Holding symbol shall only be removed by Council upon the owner

agreeing to the satisfaction of the General Manager of Infrastructure Services and the City Solicitor to carry out any improvements to the municipal water supply system that may be required to provide adequate flows for domestic water and fire protection.

3. That no main buildings or structures shall be permitted within any portion of the lands located west of Part 5, as shown on the applicant's sketch as included in the report from the General Manager of Infrastructure Services dated July 12, 2016, the location of which will be finalized in the registered survey plan to be provided to the Development Approvals Section.

YEAS: Councillors Dutrisac, Sizer, McIntosh, Cormier, Landry-Altmann

CARRIED

Public comment has been received and considered and had no effect on Planning Committee's decision as the application represents good planning.

3 2245639 Ontario Ltd. - Application for rezoning in order to recognize an existing multiple dwelling containing eight (8) dwelling units and a convenience store, 975 Lorne Street, Sudbury

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

Report dated July 14, 2016 from the General Manager of Infrastructure Services regarding 2245639 Ontario Ltd. - Application for rezoning in order to recognize an existing multiple dwelling containing eight (8) dwelling units and a convenience store, 975 Lorne Street, Sudbury.

The applicant was not present.

Glen Ferguson, Senior Planner, outlined the application to the Committee.

Glen Ferguson, Senior Planner, stated that there is some legal on-street parking available in the area as well as public transit. There will also be a requirement for the applicant to install bicycle racks. He advised that one (1) parking space per unit would not provide any visitor parking spaces, however this is an older existing building and not new construction. He stated that there would normally be a requirement for twelve (12) parking spaces for the apartments and three (3) for the convenience store, fifteen (15) spaces in total. He advised that seven (7) of the ten (10) parking spaces are considered legally non-complying and that the seven (7) were the amount originally required with this building. He stated that the original Site Plan Agreement was for seven (7) units and since 1991 additional illegal units were added and it is currently at twelve (12) units. The owners have been issued an order to comply to scale back to eight (8) units.

Eric Taylor, Manager of Development Approvals, stated that there was a site plan for seven (7) units and more units were illegally added. The application by the new owner will lower the units to eight (8) legal units. There has always been commercial usage zoned for this building. He stated that the permit would be for one (1) additional residential unit however more permits may be required for some of the other units due to alterations that have been made. He stated that if the zoning remains as it is now, the issues with the illegal units would be matters dealt with by Building Services, for work that was completed without a building permit, and that the improvements that may occur through the amendment to the site plan, such as landscaping improvements, would not occur if this application is not approved.

Glen Ferguson, Senior Planner, stated that the convenience store occupies approximately 1000 square feet.

Eric Taylor, Manager of Development Approvals, stated that the parking requirement for the convenience store is one (1) parking space per 20 square metres therefore this convenience store of approximately 1000 square feet would require five (5) parking spaces.

Jason Ferrigan, Director of Planning Services, stated that this application will legalize seven (7) existing units and an additional eighth (8th) unit. He stated that normally parking would require 1.5 spaces per unit, however, this structure was previously approved with the reduced parking and can be supported by the walk-ability of the neighbourhood and the access of public transit. He advised that when they are reviewing the second phase of the Official Plan Review next year, they will be including a transport demand management so that in situations where reduced parking spaces may be approved, reports will be prepared by qualified professionals in this area.

Glen Ferguson, Senior Planner, stated the garage located at the rear property is not on the subject lands. There is a partial third story, which is a loft kitchen area of one of the units.

Guido Mazza, Director of Building Services/Chief Building Official, stated that the loft was built in 1991 without the benefit of a building permit. There were units in this location that had to be removed to clean up fire and safety aspects of the building.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

The Public Hearing concerning this matter was closed and the Planning Committee resumed in order to discuss and vote on the application.

Rules of Procedure

With the concurrence of the members the reading of the motion was waived.

PL2016-133 McIntosh/Sizer: THAT the City of Greater Sudbury approves the application by 2245639 Ontario Ltd. to amend Zoning By-law 2010-100Z to change the zoning classification from "C2", General Commercial to "C2(S)", General Commercial Special in order to recognize a multiple dwelling containing eight (8) dwelling units and a convenience store on the ground floor of the existing building as being the only permitted uses on the subject lands described as PIN 73588-0563, Parcel 4102, Lots 151 & 152, Plan M-76, Lot 8, Concession 2, Township of McKim, subject to the following conditions:

1. THAT prior to the enactment of the amending by-law the owners shall apply for and receive final approval for a building permit to the satisfaction of the Chief Building Official;
2. THAT prior to the enactment of the amending by-law the owner shall have entered into an amended site plan agreement with the City to be registered on title to the satisfaction of the Director of Planning Services; and,
3. THAT the amending zoning by-law contain the following site-specific provisions:
 - i. That the only permitted uses on the lands be a multiple dwelling containing a maximum of eight dwelling units and a convenience store located on the ground floor within the existing building;
 - ii. That a minimum of ten parking spaces be provided on the lands including two parking

spaces that are to be provided within the existing building;

iii. That a minimum of six outdoor bicycle parking spaces be provided on the subject lands; and,

iv. That the resulting minimum landscaped open space percentage applicable to the lands be incorporated into the amending by-law following the completion of the site planning process.

YEAS: Councillors Dutrisac, Sizer, McIntosh, Cormier, Landry-Altmann

CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning Committee's decision.

Consent Agenda

The following resolution was presented:

PL2016-134 Landry-Altmann/McIntosh: THAT The City of Greater Sudbury approves Planning Committee Consent Agenda Items C1 to C2.

CARRIED

The following are Consent Agenda Items:

Routine Management Reports

C-1 Bernard Laporte - Request for extension of conditional approval of rezoning application File # 751-6/14-10, 351 Elm Street, Sudbury

Report dated July 14, 2016 from the General Manager of Infrastructure Services regarding Bernard Laporte - Request for extension of conditional approval of rezoning application File # 751-6/14-10, 351 Elm Street, Sudbury.

PL2016-135 McIntosh/Landry-Altmann: THAT the City of Greater Sudbury approves the extension of rezoning application File # 751-6/14-10 by Bernard Laporte on lands described as PIN 73586-0329, Lot 6 and West 6 ft. of Lot 5, Plan 8S in Lot 7, Concession 3, Township of McKim for a period of one (1) year to July 8, 2017.

CARRIED

C-2 Ontario's Long Term Affordable Housing Strategy (LTAHS) Update (Bill 204)

Report dated July 20, 2016 from the General Manager of Infrastructure Services regarding Ontario's Long Term Affordable Housing Strategy (LTAHS) Update (Bill 204).

PL2016-136 Landry-Altmann/McIntosh: THAT the City of Greater Sudbury approves the report from the General Manager of Infrastructure Services, dated July 20, 2016, on Ontario's Long Term Affordable Housing Strategy Update;

AND THAT a copy of the report be forwarded to the Ontario Ministry of Municipal Affairs as the City of Greater Sudbury's comments on the Long Term Affordable Housing Strategy Update (Bill 204) and on the Inclusionary Zoning Consultation Discussion Guide.

CARRIED

Correspondence for Information Only

C-3 Updating the City's Site Plan Control Guide

Report dated July 14, 2016 from the General Manager of Infrastructure Services regarding Updating the City's Site Plan Control Guide.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period and Announcements

No questions were asked.

Notices of Motion

No Notices of Motion were presented.

ADJOURNMENT

McIntosh/Landry-Altmann: THAT this meeting does now adjourn. Time: 3:56 p.m.

Brigitte Sobush, Deputy City Clerk

Location:	Tom Davies Square
Commencement:	11:36 AM
Adjournment:	12:39 PM

Minutes

Finance and Administration Committee Minutes of 8/9/16

Councillor Mike Jakubo, In the Chair

Present	Councillors Signoretti, Vagnini, Montpellier, Dutrisac, Kirwan, Lapierre (A.11:41 a.m.), Jakubo, Sizer, McIntosh, Cormier, Reynolds, Landry-Altmann, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, Director of Human Resources & Organizational Development; Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer; Eliza Bennett, Manager of Corporate Communications & French Language Services; Brigitte Sobush, Deputy City Clerk; David Shelsted, Director, Roads & Transportation Services; Luisa Valle, Director of Social Services; Tyler Campbell, Director of Leisure Services, Peter Chiesa, Director of Engineering Services; Ron Foster, Auditor General; Danielle Wicklander, Legislative Compliance Co-Ordinator; Nataly Wissell, Clerk's Services Assistant; April Antoniazzi, Clerk's Services Assistant

Declarations of Pecuniary Interests and the general nature thereof

None declared

Presentations

1 2017 Budget - Council Direction

Report dated July 22, 2016 from the Acting Chief Financial Officer/City Treasurer regarding 2017 Budget - Council Direction.

Ed Archer, Chief Administrative Officer, and Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer, provided an electronic presentation regarding 2017 Budget - Council Direction.

The following resolutions were presented:

FA2016-24 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to prepare a 2017 Business Plan that includes an operating budget for all tax supported services that considers:

- a. The cost of maintaining current programs at current service levels based on anticipated 2017 workloads;
- b. The cost of providing provincially mandated and cost shared programs;
- c. The cost associated with growth in infrastructure that is operated and maintained by the City;
- d. An estimate in assessment growth;
- e. Recommendations for changes to service levels, work processes and/or non-tax revenues so that the level of taxation in 2017 produces no more than a 3.6% property tax increase over 2016 taxation levels.

CARRIED

FA2016-25 Cormier/McIntosh: THAT the City of Greater Sudbury directs staff to develop the 2017 Capital Budget based on an assessment of the community's highest priority needs as indicated by the application of criteria described in this report and considers:

- a. Financial affordability;
- b. Identify requirements in subsequent years for multi-year projects;
- c. The increased operating costs associated with new projects;
- d. The probability of asset failure if a project is not undertaken;
- e. Cost of deferring projects.

CARRIED

FA2016-26 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to identify additional capital projects that can be expedited through the use of funds approved by implementing a Capital Levy of 1.5%;

AND THAT staff analyzes the best financial use of this capital, which may include the use of external debt financing.

CARRIED

FA2016-27 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to prepare a Business Plan for Water and Wastewater Services that includes:

- a. The cost of maintaining current approved programs at current service levels, based on anticipated workloads;
- b. The cost associated with legislative changes and requirements;
- c. The cost associated with growth in infrastructure operated and maintained by the City;
- d. Rate increases identified in the Water/Wastewater Financial Plan that requires a 7.4% increase;
- e. Opportunities to reduce operating expenses that would allow more funding towards capital;

f. A reasonable estimate of water consumption.

CARRIED

THAT the City of Greater Sudbury directs staff to provide recommendations for changes to user fees that reflect:

- a. The full cost of providing the program or services including fixed assets, net of any subsidy approved by Council;
- b. Increased reliance of non-tax revenue;
- c. Development of new fees for municipal services currently on the tax levy.

Amendment

The following amendment to the motion was presented:

FA2016-28A1 Lapierre/Kirwan: THAT the resolution regarding changes to user fees be amended as follows: c. Development of new fees for Council's consideration for municipal services currently on the tax levy.

CARRIED

Rules of Procedure

With the concurrence of the members the reading of the motion was waived.

Main Motion as Amended

FA2016-28 Signoretti/Montpellier: THAT the City of Greater Sudbury directs staff to provide recommendations for changes to user fees that reflect:

- a. The full cost of providing the program or services including fixed assets, net of any subsidy approved by Council;
- b. Increased reliance of non-tax revenue;
- c. Development of new fees for Council's Consideration, municipal services currently on the tax levy.

CARRIED

FA2016-29 Montpellier/Signoretti: THAT the City of Greater Sudbury directs staff to present any service enhancements, changes in services, or new service proposals as Program Changes to allow Council to consider each Program Change on a case-by-case basis.

CARRIED

FA2016-30 Montpellier/Kirwan: THAT the City of Greater Sudbury requests its Service Partners (Greater Sudbury Police Services, Nickel District Conservation Authority, Sudbury and District Health Unit) consider these directions when preparing their 2017 municipal funding requests.

CARRIED

FA2016-31 Kirwan/Montpellier: THAT the City of Greater Sudbury approves the proposed 2017 Budget Schedule in Appendix B of the report dated July 22, 2016 from the Acting Chief

Financial Officer/City Treasurer.

CARRIED

Managers' Reports

R-1 Roads/Debt Financing

Report dated July 21, 2016 from the General Manager of Infrastructure Services regarding Roads/Debt Financing for information only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period and Announcements

No questions were asked.

Notices of Motion

No Notices of Motion were presented.

Adjournment

Montpellier/Kirwan: THAT this meeting does now adjourn. Time: 12:39 p.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Location:	Tom Davies Square
Commencement:	11:09 AM
Adjournment:	3:41 PM

Minutes

City Council Minutes of 8/9/16

Deputy Mayor Sizer, In the Chair

Present	Councillors Signoretti, Vagnini, Montpellier, Dutrisac, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Reynolds, Mayor Bigger
City Officials	Kevin Fowke, Director Human Resources & Organizational Development; Brigitte Sobush, Deputy City Clerk; Eric Labelle, Acting City Solicitor; Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer; Tyler Campbell, Acting General Manager, Assets, Fleet, Citizen and Leisure Services; Lorraine Laplante, Manager of Account/Deputy Treasurer; Ron Foster, Auditor General; Melissa Zanetti, Mayor's Office Chief of Staff.

Declarations of Pecuniary Interests and the general nature thereof

None declared

Closed Session	<p>The following motion was presented:</p> <p>CC2016-263: Kirwan/Jakubo: THAT the City of Greater Sudbury moves to Closed Session to deal with one (1) Solicitor-Client Privilege matter regarding the assignment of Arena Operating Agreement and Transit and Arena Advertising Agreement in accordance with the Municipal Act 2001, S.239(2)(f).</p> <p>CARRIED</p>
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Recess	At 11:26 a.m. Council recessed.
Reconvene	At 2:01 p.m., Council commenced the Open Session in the Council Chamber.

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	Ed Archer, Chief Administrative Officer; Kevin Fowke, Director of Human Resources & Organizational Development; 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; Luisa Valle, Director of Social Services; Peter Chiesa, Director of Engineering Services; Tyler Campbell, Director of Leisure Services; Jason Ferrigan, Director of Planning Services; Kris Longston, Manager, Community and Strategic Planning; Chris Gore, Manager of Community Partnerships; Brendan Adair, Manager of Security and Bylaw; Ron Foster, Auditor General; Brigitte Sobush, Deputy City Clerk; Danielle Wicklander, Legislative Compliance Co-Ordinator; Nataly Wissell, Clerk's Services Assistant; April Antoniazzi; Clerk's Services Assistant

Declarations of Pecuniary Interests and the general nature thereof

None declared

Community Delegations

1 Health Sciences North Research Institute

Dr. Janet McElhaney, Scientific Director, Health Sciences North Research Institute, provided an electronic presentation regarding Health Sciences North Research Institute for information only.

Matters Arising from the Closed Session

Deputy Mayor Sizer, as Chair of the Closed Session, reported that Council met in Closed Session to consider matters as permitted under the Municipal Act and as listed on the public Council agenda. Council received a verbal presentation regarding one (1) Solicitor-Client Privilege matter regarding the assignment of Arena Operating Agreement and Transit and Arena Advertising Agreement matter. No direction was provided to staff.

Matters Arising from Finance and Administration Committee

AUGUST 9, 2016

Councillor Jakubo as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of Aug 9, 2016.

The following motion was presented:

CC2016-264 Kirwan/Vagnini: THAT the City of Greater Sudbury approves Finance and Administration Committee resolutions FA2016-24 to FA2016-31 inclusive from the meeting of August 9, 2016.

CARRIED

The following are the Finance and Administration Committee resolutions:

2017 Budget - Council Direction

FA2016-24 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to prepare a 2017 Business Plan that includes an operating budget for all tax supported services that considers:

- a. The cost of maintaining current programs at current service levels based on anticipated 2017 workloads;
- b. The cost of providing provincially mandated and cost shared programs;
- c. The cost associated with growth in infrastructure that is operated and maintained by the City;
- d. An estimate in assessment growth;
- e. Recommendations for changes to service levels, work processes and/or non-tax revenues so that the level of taxation in 2017 produces no more than a 3.6% property tax increase over 2016 taxation levels.

CARRIED

FA2016-25 Cormier/McIntosh: THAT the City of Greater Sudbury directs staff to develop the 2017 Capital Budget based on an assessment of the community's highest priority needs as indicated by the application of criteria described in this report and considers:

- a. Financial affordability;
- b. Identify requirements in subsequent years for multi-year projects;
- c. The increased operating costs associated with new projects;
- d. The probability of asset failure if a project is not undertaken;
- e. Cost of deferring projects.

CARRIED

FA2016-26 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to identify additional capital projects that can be expedited through the use of funds approved by implementing a Capital Levy of 1.5%;

AND THAT staff analyzes the best financial use of this capital, which may include the use of external debt financing.

CARRIED

FA2016-27 McIntosh/Cormier: THAT the City of Greater Sudbury directs staff to prepare a Business Plan for Water and Wastewater Services that includes:

- a. The cost of maintaining current approved programs at current service levels, based on anticipated workloads;
- b. The cost associated with legislative changes and requirements;
- c. The cost associated with growth in infrastructure operated and maintained by the City;
- d. Rate increases identified in the Water/Wastewater Financial Plan that requires a 7.4%

increase;

e. Opportunities to reduce operating expenses that would allow more funding towards capital;

f. A reasonable estimate of water consumption.

CARRIED

FA2016-28 Signoretti/Montpellier: THAT the City of Greater Sudbury directs staff to provide recommendations for changes to user fees that reflect:

a. The full cost of providing the program or services including fixed assets, net of any subsidy approved by Council;

b. Increased reliance of non-tax revenue;

c. Development of new fees for Council's Consideration, municipal services currently on the tax levy.

CARRIED

FA2016-29 Montpellier/Signoretti: THAT the City of Greater Sudbury directs staff to present any service enhancements, changes in services, or new service proposals as Program Changes to allow Council to consider each Program Change on a case-by-case basis.

CARRIED

FA2016-30 Montpellier/Kirwan: THAT the City of Greater Sudbury requests its Service Partners (Greater Sudbury Police Services, Nickel District Conservation Authority, Sudbury and District Health Unit) consider these directions when preparing their 2017 municipal funding requests.

CARRIED

FA2016-31 Kirwan/Montpellier: THAT the City of Greater Sudbury approves the proposed 2017 Budget Schedule in Appendix B of the report dated July 22, 2016 from the Acting Chief Financial Officer/City Treasurer.

CARRIED

Matters Arising from Operations Committee

AUGUST 8, 2016

Councillor Kirwan as Chair of the Operations Committee, reported on the matters arising from the Operations Committee meeting of August 8, 2016.

The following motion was presented:

CC2016-265 Cormier/Vagnini: THAT the City of Greater Sudbury approves Operations Committee resolutions OP2016-21 to OP2016-23 inclusive for the meeting of August 8, 2016.

CARRIED

The following are the Operations Committee resolutions:

Sidewalk Winter Maintenance Report

OP2016-21 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury refers the options contained within this report to the September 20th, 2016 meeting of the Finance and Administration Committee for consideration;

AND THAT a detailed financial plan be prepared as part of the 2017 budget based on the option selected by the Finance and Administration Committee all in accordance with the report dated July 21, 2016 from the General Manager of Infrastructure Services.

CARRIED

Parking Restrictions - Panache North Shore Road, Walden

OP2016-22 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury prohibits parking on the south side of Panache North Shore Road from Panache Lake Road to 500 metres west of Panache Lake Road;

AND THAT a by-law be prepared to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report from the General Manager of Infrastructure Services dated July 15, 2016.

CARRIED

Pedestrian Crossover Facilities

OP2016-23 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury implements pedestrian crossover facilities at the locations listed in Appendix 2;

AND THAT the City of Greater Sudbury prohibits parking and stopping within 30 metres of each location listed in Appendix 2;

AND THAT a by-law be prepared to amend Traffic and Parking By-Law 2010-1 in the City of Greater Sudbury to implement the recommended changes in accordance with the report from the General Manager of Infrastructure Services dated July 18, 2016;

AND THAT the funding be reallocated to this project from existing Roads capital budget accounts.

CARRIED

Matters Arising From the Planning Committee

AUGUST 8, 2016

Councillor McIntosh as Vice-Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of August 8, 2016.

The following motion was presented:

CC2016-266 Cormier/Vagnini: That the City of Greater Sudbury approves Planning Committee resolutions PL2016-130 to PL2016-133 and PL2016-135 to PL2016-136 inclusive from the meeting of August 8, 2016 .

CARRIED

The following are the Planning Committee resolutions:

Authorization of Sale - 5 Westview Crescent, Lively

PL2016-130 Sizer/Landry-Altmann: THAT the City of Greater authorizes the sale of 5 Westview Crescent, Lively, legally described as: part of PINs 73375-0936(LT), -0408(LT), and -0591(LT), being part of Parts 2, 3 and 4 on Plan 53R-10782, excepting Parts 1, 3, 4, 6 and 7 on Plan 53R-20639, Township of Waters;

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

Lise Henri - Application to extend a temporary use by-law in order to permit a garden suite for an additional three (3) years, 2996 Valleyview Road, Val Caron

PL2016-131 Landry-Altmann/Sizer: THAT the City of Greater Sudbury approves the application by Lise Henri to amend Zoning By-law 2010-100Z with respect to lands described as PIN 73500-0087, Parcel 46360, Part 1, Plan 53R-9283, Lot 12, Concession 5, Township of Blezard, in order to extend a garden suite permission in accordance with Section 39 of the Planning Act for an additional period of three (3) years.

CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning Committee's decision.

City of Greater Sudbury - Application for rezoning in order to permit the construction of a five (5) storey, 55 unit apartment building, Elm Street, Coniston

PL2016-132 Sizer/McIntosh: THAT the City of Greater Sudbury approves the application by the City of Greater Sudbury to amend Zoning By-law 2010-100Z by changing the zoning classification from "OSC", Open Space Conservation and "FD", Future Development to "R3-1(S)", Medium Density Residential One Special on those lands described as Part of PINs 73561-0035 and 75360-1248, Lot 4, Concessions 3 & 4, Township of Neelon, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to enable the preparation of an amending zoning by-law.
2. That the amending by-law includes an "H" Holding provision restricting the use of the subject lands to those uses which legally existed on the date the By-law applying the "H" Holding symbol. The "H" Holding symbol shall only be removed by Council upon the owner agreeing to the satisfaction of the General Manager of Infrastructure Services and the City Solicitor to carry out any improvements to the municipal water supply system that may be required to provide adequate flows for domestic water and fire protection.
3. That no main buildings or structures shall be permitted within any portion of the lands located west of Part 5, as shown on the applicant's sketch as included in the report from the General Manager of Infrastructure Services dated July 12, 2016, the location of which will be finalized in the registered survey plan to be provided to the Development Approvals Section.

CARRIED

Public comment has been received and considered and had no effect on Planning Committee's decision as the application represents good planning.

2245639 Ontario Ltd. - Application for rezoning in order to recognize an existing multiple dwelling containing eight (8) dwelling units and a convenience store, 975 Lorne Street, Sudbury

PL2016-133 McIntosh/Sizer: THAT the City of Greater Sudbury approves the application by 2245639 Ontario Ltd. to amend Zoning By-law 2010-100Z to change the zoning classification from "C2", General Commercial to "C2(S)", General Commercial Special in order to recognize a multiple dwelling containing eight (8) dwelling units and a convenience store on the ground floor of the existing building as being the only permitted uses on the subject lands described as PIN 73588-0563, Parcel 4102, Lots 151 & 152, Plan M-76, Lot 8, Concession 2, Township of McKim, subject to the following conditions:

1. THAT prior to the enactment of the amending by-law the owners shall apply for and receive final approval for a building permit to the satisfaction of the Chief Building Official;
2. THAT prior to the enactment of the amending by-law the owner shall have entered into an amended site plan agreement with the City to be registered on title to the satisfaction of the Director of Planning Services; and,
3. THAT the amending zoning by-law contain the following site-specific provisions:
 - i. That the only permitted uses on the lands be a multiple dwelling containing a maximum of eight dwelling units and a convenience store located on the ground floor within the existing building;
 - ii. That a minimum of ten parking spaces be provided on the lands including two parking spaces that are to be provided within the existing building;
 - iii. That a minimum of six outdoor bicycle parking spaces be provided on the subject lands; and,
 - iv. That the resulting minimum landscaped open space percentage applicable to the lands be incorporated into the amending by-law following the completion of the site planning process.

CARRIED

As no public comment, written or oral, has been received, there was no effect on the Planning Committee's decision.

Bernard Laporte - Request for extension of conditional approval of rezoning application File # 751-6/14-10, 351 Elm Street, Sudbury

PL2016-135 McIntosh/Landry-Altmann: THAT the City of Greater Sudbury approves the extension of rezoning application File # 751-6/14-10 by Bernard Laporte on lands described as PIN 73586-0329, Lot 6 and West 6 ft. of Lot 5, Plan 8S in Lot 7, Concession 3, Township of McKim for a period of one (1) year to July 8, 2017.

CARRIED

Ontario's Long Term Affordable Housing Strategy (LTAHS) Update (Bill 204)

PL2016-136 Landry-Altmann/McIntosh: THAT the City of Greater Sudbury approves the report from the General Manager of Infrastructure Services, dated July 20, 2016, on Ontario's Long Term Affordable Housing Strategy Update;

AND THAT a copy of the report be forwarded to the Ontario Ministry of Municipal Affairs as the City of Greater Sudbury's comments on the Long Term Affordable Housing Strategy

Update (Bill 204) and on the Inclusionary Zoning Consultation Discussion Guide.
CARRIED

Matters Arising from Emergency Services Committee

AUGUST 8, 2016

Councillor Lapierre declared a conflict of interest regarding the Matters Arising from the Emergency Services Committee. He did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

Councillor Vagnini as Vice-Chair of the Emergency Services Committee, reported on the matters arising from the Emergency Services Committee meeting of August 8, 2016.

The following motion was presented:

CC2016-267 Cormier/Vagnini: THAT the City of Greater Sudbury approves Emergency Services Committee resolution ES2016-02 from the meeting of August 8, 2016.

CARRIED

The following is the Emergency Services Committee resolution:

Donation of Used Ambulances to Local Colleges Paramedic Programs

ES2016-02 Kirwan/Signoretti: THAT the City of Greater Sudbury authorizes the Chief of Fire and Paramedic Services to donate a total of two (2) roadworthy decommissioned ambulances, being one (1) to Cambrian College and one (1) to Collège Boréal, to be used solely by their respective Paramedic Programs;

AND FURTHER THAT both Collège Boréal and Cambrian College shall recognize this donation from the City of Greater Sudbury in a permanent manner through appropriate signage permanently affixed to the vehicle and any other manner as recommended by the Chief of Fire and Paramedic Services in consultation with Corporate Communications, Collège Boréal and Cambrian College.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

Consent Agenda Item C-11 was pulled and dealt with separately.

CC2016-268 Cormier/Vagnini: THAT the City of Greater Sudbury adopts Consent Agenda Items C-1 to C-8 and approves Items C-9 to C-10 inclusive.

CARRIED

Minutes

C-1 Planning Committee Minutes of June 27, 2016

CC2016-269 Vagnini/Cormier: THAT the City of Greater Sudbury adopts the Planning Committee minutes of June 27, 2016.

CARRIED

C-2 City Council Minutes of June 28, 2016

CC2016-270 Vagnini/Cormier: THAT the City of Greater Sudbury adopts the City Council minutes of June 28, 2016.

CARRIED

C-3 Community Services Committee Minutes of July 11, 2016.

CC2016-271 Cormier/Vagnini: THAT the City of Greater Sudbury adopts the Community Services Committee minutes of July 11, 2016.

CARRIED

C-4 Planning Committee Minutes of July 11, 2016

CC2016-272 Reynolds/Dutrisac: THAT the City of Greater Sudbury adopts the Planning Committee Minutes of July 11, 2016.

CARRIED

C-5 City Council Minutes of July 12, 2016

CC2016-273 Reynolds/Dutrisac: THAT the City of Greater Sudbury adopts the City Council minutes of July 12, 2016.

CARRIED

C-6 Audit Committee Minutes of July 12, 2016

CC2016-274 Dutrisac/Reynolds: THAT the City of Greater Sudbury adopts the Audit Committee minutes of July 12, 2016.

CARRIED

C-7 Nominating Committee Minutes of July 12, 2016

CC2016-275 Dutrisac/Reynolds: THAT the City of Greater Sudbury adopts the Nominating Committee minutes of July 12, 2016.

CARRIED

C-8 Finance and Administration Committee Minutes of July 12, 2016.

CC2016-276 Reynolds/Dutrisac: THAT the City of Greater Sudbury adopts the Finance and Administration Committee minutes of July 12, 2016.

CARRIED

Routine Management Reports

C-9 Contract Awards Exceeding \$50,000.00 - May 2016

Report dated July 13, 2016 from the Acting Chief Financial Officer/City Treasurer regarding Contract Awards Exceeding \$50,000.00 - May 2016.

CC2016-277 Dutrisac/Reynolds: THAT the City of Greater Sudbury accepts the report dated July 13, 2016 from the Acting Chief Financial Officer /Treasurer regarding contracts awarded with a total acquisition cost or revenue of \$50,000 or more.

CARRIED

C-10 Write-Off of Uncollectible Provincial Offences Fines

Report dated July 15, 2016 from the Executive Director, Administrative Services/City Clerk regarding Write-Off of Uncollectible Provincial Offences Fines.

CC2016-278 Dutrisac/Reynolds: THAT the City of Greater Sudbury authorizes the write-off of the Provincial Offences fines which have been deemed uncollectible totaling \$284,816 in accordance with the City of Greater Sudbury's Write-off Policy of Provincial Offences Act (POA) Fines as described in the report dated July 15, 2016 from the Executive Director, Administrative Services / City Clerk.

CARRIED

Item C-11 was dealt with separately.

C-11 Healthy Community Initiative Fund Requests for Approval

Report dated July 19, 2016 from the General Manager of Assets, Citizen and Leisure Services regarding Healthy Community Initiative Fund Requests for Approval.

The following motion was presented:

CC2016-279 Dutrisac/Reynolds: THAT the City of Greater Sudbury approves the Healthy Community Initiative Fund projects identified in Appendix B of the report dated July 19, 2016 from the General Manager of Assets, Fleet, Citizen and Leisure Services;

AND THAT any necessary by-laws be prepared.

CARRIED

Managers' Reports

R-1 Policy on Development Cost Sharing Review

Report dated July 19, 2016 from the General Manager of Infrastructure Services regarding Policy on Development Cost Sharing Review.

The following motions were presented:

CC2016-280 Jakubo/Sizer: THAT the City of Greater Sudbury repeals the existing Policy on Development Cost Sharing dated April, 2011 and adopt the revised draft Policy on Development Cost Sharing 2016 as described in the report dated July 19, 2016 from the General Manager of Infrastructure Services.

CARRIED

CC2016-281 Sizer/Jakubo: THAT the City of Greater Sudbury amends by-law 2014-225 (Delegation of Authority to Various Employees of the City) to delegate the authority to approve cost sharing applications and enter into cost sharing agreements totaling \$250,000 or less to the General Manager of Infrastructure Services with the option of bringing them forward for Council's consideration.

CARRIED

R-2 Animal Care and Control By-Law User Fees

Report dated July 22, 2016 from the Executive Director, Administrative Services/City Clerk regarding Animal Care and Control By-Law User Fees.

The following motion was presented:

CC2016-282 Jakubo/Signoretti: THAT the City of Greater Sudbury receives the report from the Executive Director Administrative Services/City Clerk regarding the Animal Care and Control By-Law User Fees;

AND THAT staff be directed to prepare the necessary amendments to the Miscellaneous User Fee By-Law related to Animal Care and Control, to come into effect on November 1, 2016.

CARRIED

R-3 IAH - 2016 Social Infrastructure Fund (SIF).

Report dated July 22, 2016 from the General Manager of Health and Social Services regarding IAH - 2016 Social Infrastructure Fund (SIF).

The following motion was presented:

CC2016-283 Kirwan/Sizer: WHEREAS at the September 9, 2014 Council meeting, the City of Greater Sudbury endorsed the municipality's participation in the Investment in Affordable Housing for Ontario Program Extension (IAH-E);

AND WHEREAS both senior levels of government announced on June 21, 2016, additional affordable housing funding initiatives under the name 2016 Social Infrastructure Fund (SIF);

AND WHEREAS a Program Delivery and Fiscal Plan (PDFP) is required by the Ministry of Housing;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury endorses the municipality's participation in the 2016 Social Infrastructure Fund (SIF) program initiatives;

AND THAT the City of Greater Sudbury recommends Option 1 as the preferred program option for the PDFP;

AND THAT the Manager, Housing Services be authorized to sign the SIF program agreements with the Ministry of Housing and with program participants;

AND THAT the Manager, Housing Services continue to be authorized to allocate funding received under the Province's Delivering Opportunities for Ontario Renters Program (DOORS) to supplement the various affordable housing programs funding as needed;

AND THAT the Manager, Housing Services be authorized to distribute the SIF funding using the various SIF components and to allocate the SIF program administration funding to deliver the SIF affordable housing programs;

AND THAT the City of Greater Sudbury authorizes the Manager, Housing Services to forward the City's PDFP, to the Ministry of Housing for funding approval;

AND THAT the Affordable Housing Reserve Fund be established to track the interest earned on funds received from the Province as per Ministry direction;

AND THAT the City of Greater Sudbury authorize the Manager, Housing Services to adjust the PDFP to reflect any further changes and/or recommendations required by the Ministry of Housing;

AND FURTHER THAT the appropriate by-law be prepared.

CARRIED

R-4 Motorized Snow Vehicle By-Law Report

Report dated July 22, 2016 from the Executive Director, Administrative Services/City Clerk regarding Motorized Snow Vehicle By-Law Report.

The following motions were presented:

CC2016-284 Jakubo/Signoretti: THAT the City of Greater Sudbury receives the report dated July 22, 2016 from the Executive Director Administrative Services/City Clerk regarding the Motorized Snow Vehicle By- Law.

CARRIED

CC2016-285 Jakubo/Signoretti: THAT the City of Greater Sudbury allows motorized snow vehicle access on walking trails mutually agreed upon by the CGS By-Law Department and the Trail Plan Association so as to facilitate connections between communities and the formal trail plan network.

CARRIED

CC2016-286 Signoretti/Jakubo: THAT the City of Greater Sudbury directs staff to create a by-law that contains the principles described in the report dated July 22, 2016 from the Executive Director Administrative Services/City Clerk.

CARRIED

At 3:24 p.m. Councillor Vagnini departed.

By-Laws

CC2016-287 Jakubo/Signoretti: THAT the City of Greater Sudbury read and pass By-law 2016-140 to and including By-law 2016-171.

CARRIED

2016-140 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at Its Meeting of August 9th, 2016

2016-141 A By-law of the City of Greater Sudbury to Authorize Various Tax Extension Agreements
Report dated July 15, 2016 from the Acting Chief Financial Officer/City Treasurer regarding 2016 Tax Extension Agreements.

2016-142 A By-law of the City of Greater Sudbury to Authorize the Payment of Grants from the Healthy Community Initiative Fund, Wards 1 to 12 Refer to Item C-11

2016-143 A By-law of the City of Greater Sudbury to Close Part of Unopened Queen Lane in Chelmsford Described as Part of PIN 73351-0400 (LT) being Parts 1 and 2 on Plan 53R-20682

Planning Committee Recommendation #PL2012-198

2016-144 A By-Law of the City of Greater Sudbury to Authorize the Sale of Part of Closed Unopened Queen Lane in Chelmsford Described as Part of PIN 73351-0400 (LT) being Parts 1 and 2 on Plan 53R-20682 to Paul Prevost

Planning Committee Recommendation #PL2016-58

- 2016-145 A By-law of the City of Greater Sudbury to Authorize the Sale of 5 Westview Crescent in Lively Described as Part of PINs 73375-0936 (LT), 73375-0408 (LT) and 73375-0591 (LT) being Parts 2, 3 and 4 on Plan 53R-10782 except Parts 1, 3, 4, 6, 7 on Plan 53R-20639, to 433748 Ontario Limited
- Planning Committee Agenda of August 8, 2016
- 2016-146 A By-law of the City of Greater Sudbury to Declare Certain Parcels of Land to be Part of the City Road System
- 2016-147Z 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 #PL2015-26
- 2016-148Z 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 #PL2016-06
- 2016-149Z 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 #PL2016-109
- 2016-150P 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 #PL2016-110
- 2016-151Z 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 #PL2016-111
- 2016-152 A By-Law of the City of Greater Sudbury to Authorize a Right of First Opportunity to Purchase and Related Rights Agreement with the Dr. Fred Starr (Ont. No. 76) Branch Royal Canadian Legion regarding 1553 Weller Street, Sudbury
- 2016-153 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
- 2016-154 A By-law of the City of Greater Sudbury Regarding the 2016 Social Infrastructure Fund
- Refer to Item R-3
- 2016-155 A By-Law of the City of Greater Sudbury to Amend By-law 2015-266 being a By-Law to Establish Miscellaneous User Fees for Certain Services provided by the City of Greater Sudbury

- 2016-156 A By-law of the City of Greater Sudbury to Amend By-Law 2004-350 being a By-law of the City of Greater Sudbury to License and Regulate Various Businesses
Finance and Administration Committee Recommendation #FA2015-77
- 2016-157 A By-law of the City of Greater Sudbury to Amend By-Law 2004-352 being a By-law of the City of Greater Sudbury Respecting the Licensing, Regulating and Governing of Adult Entertainment Parlours
Finance and Administration Committee Recommendation #FA2015-77
- 2016-158 A By-law of the City of Greater Sudbury to Amend By-Law 2004-354 being a By-law of the City of Greater Sudbury Respecting the Licensing, Regulating, and Inspecting of Retailers of Second Hand Goods, including Pawnbrokers and Salvage Yards
Finance and Administration Committee Recommendation #FA2015-77
- 2016-159 A By-law of the City of Greater Sudbury to Amend By-Law 2007-250 being a By-law of the City of Greater Sudbury to Regulate the Erection of Signs and Advertising Devices
Finance and Administration Committee Recommendation #FA2015-77
- 2016-160 A By-law of the City of Greater Sudbury to Amend By-law 2009-101 being a By-law of the City of Greater Sudbury to Require the Clearing of Yards and Certain Vacant Lots
Finance and Administration Committee Recommendation #FA2015-77
- 2016-161 A By-law of the City of Greater Sudbury to Amend By-law 2010-1 being a By-law to Regulate Traffic and Parking on Roads in the City of Greater Sudbury
Finance and Administration Committee Recommendation #FA2015-77
- 2016-162 A By-law of the City of Greater Sudbury to Amend By-law 2010-188 being a By-law to Prohibit, Regulate and Control Discharges into Bodies of Waters Within City Boundaries or into the City Sanitary Sewers, Storm Sewers, Sanitary Sewage Works and all Tributary Sewer Systems
Finance and Administration Committee Recommendation #FA2015-77
- 2016-163 A By-law of the City of Greater Sudbury to Amend By-law 2010-214 being a By-law of the City of Greater Sudbury Respecting the Supply of Water, the Management and Maintenance of the Waterworks Systems of the City
Finance and Administration Committee Recommendation #FA2015-77
- 2016-164 A By-law of the City of Greater Sudbury to Amend By-law 2011-218 being a By-law of the City of Greater Sudbury to Regulate Road Occupancy including Road Cuts, Temporary Closures and Sidewalk Cafes
Finance and Administration Committee Recommendation #FA2015-77

- 2016-165 A By-law of the City of Greater Sudbury to Amend By-law 2011-219 being a By-law of the City of Greater Sudbury to Regulate the Fouling, Obstruction, Use and Care of Roads
Finance and Administration Committee Recommendation #FA2015-77
- 2016-166 A By-law of the City of Greater Sudbury to Amend By-law 2011-220 being a By-law of the City of Greater Sudbury to Regulate the Use of Private Entrances
Finance and Administration Committee Recommendation #FA2015-77
- 2016-167 A By-law of the City of Greater Sudbury to Amend By-law 2011-243 being a By-law of the City of Greater Sudbury to Authorize, Regulate and Protect the Planting, Maintenance, Protection and Removal of Trees on Municipal Rights of Way
Finance and Administration Committee Recommendation #FA2015-77
- 2016-168 A By-law of the City of Greater Sudbury to Amend By-law 2015-227 being a By-law of the City of Greater Sudbury to Regulate Filming Activity on City of Greater Sudbury Property
Finance and Administration Committee Recommendation #FA2015-77
- 2016-169 A By-law of the City of Greater Sudbury to Amend By-law 2015-232 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Private Property Parking Control Officers in the City of Greater Sudbury
Finance and Administration Committee Recommendation #FA2015-77
- 2016-170 A By-law of the City of Greater Sudbury to Amend By-law 2015-265 being a By-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Camp Grounds in the City of Greater Sudbury
Finance and Administration Committee Recommendation #FA2015-77
- 2016-171 A By-law of the City of Greater Sudbury to Amend By-Law 2009-170 being a By-Law of the City of Greater Sudbury to Regulate the Removal of Topsoil, the Placing or Dumping of Fill, and the Alteration of Grades of Land
Finance and Administration Committee Recommendation #FA2015-77

Addendum

CC2016-288 McIntosh/Signoretti: THAT the City of Greater Sudbury deal with the items on the Addendum to the Agenda at this time.

CARRIED BY TWO-THIRDS MAJORITY

Declarations of Pecuniary Interest and the General Nature Thereof

None declared.

Correspondence For Information Only

ADD-1 Purchase of the Sudbury Wolves Hockey Club

Report dated August 5, 2016 from the Acting General Manager of Assets, Citizen and Leisure Services regarding Purchase of the Sudbury Wolves Hockey Club for information only.

By-Laws

CC2016-289 McIntosh/Signoretti: THAT the City of Greater Sudbury read and pass by-laws 2016-172 and 2016-173.

CARRIED

The following are the by-laws:

2016-172

A By-law of the City of Greater Sudbury to Authorize the Execution of an Assignment Agreement between the City of Greater Sudbury, the Sudbury Wolves Hockey Club Limited operating as BK Corporate Marketing Services and 1930178 Ontario Limited

2016-173

A By-law of the City of Greater Sudbury to authorize the Execution of an Assignment Agreement between the City of Greater Sudbury, the Sudbury Wolves Hockey Club Limited and 1930178 Ontario Limited

Civic Petitions

No Civic Petitions were submitted.

Question Period and Announcements

Payroll Software

Councillor Lapierre requested an update of the Kronos payroll software used by Emergency Services and at Pioneer Manor.

The Chief of Fire and Paramedic Services replied I.T. staff have been upgrading the payroll software from version six (6) to version eight (8). He noted there have been challenges which have been addressed by fixes and patches and expects Kronos eight (8) to be working much better in the near future.

At 3:29 Councillor Vagnini returned.

Notices of Motion

Councillor Montpellier declared a conflict of interest regarding Councillor Kirwan's Notice of Motion. He did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

At 3:40 p.m. Councillor Montpellier departed.

Arena/Entertainment Centre Project Timeline

The following Notice of Motion was presented by Councillor Kirwan:

WHEREAS Council Resolution CC2016-259 approved the hiring of a consultant to assist staff

with the development of the Arena/Entertainment Centre project, as outlined in the staff report presented to Council on July 12, 2016;

AND WHEREAS the consultant will be utilizing the contribution of existing staff, data and resources to assist with a staged process, designed to move the CGS through a number of steps which will culminate in the issuing of an RFP and evaluation of results;

AND WHEREAS Council Resolution CC2016-259 did not establish a definite timeline for this process;

NOW THEREFORE BE IT RESOLVED THAT the consultant and/or staff be prepared to review with City Council, for decision on or before December 13, 2016, the options with respect to the terms and evaluation criteria for an RFP to realize the project;

AND THAT the RFP will be released on or before December 30, 2016 with a closing date on or before January 31, 2017;

AND THAT the evaluation of the results will be presented to City Council on or before February 14, 2017.

Council noted that the above motion will be dealt with at the next Council meeting.

Traffic and Parking By-law Amendment

The following Notice of Motion was presented by Councillor McIntosh:

WHEREAS Book 18 of the Ontario Traffic Manual and the draft Transportation Master Plan recommend the use of in boulevard cycling facilities as a cost effective way to provide a physically separated cycling facility;

AND WHEREAS the City of Greater Sudbury's Traffic and Parking By-Law 2010-1 prohibits bicycles or any other vehicle from driving on boulevards;

THEREFORE BE IT RESOLVED that City of Greater Sudbury endorses the use of designated boulevards for cycling facilities and that staff be directed to expedite their ongoing review of the Traffic and Parking By-Law 2010-1 and provide recommendations to the Operations Committee by the first quarter of 2017 on how to modify the by-law to allow the use of boulevards as cycling facilities as identified in the draft Transportation Master Plan.

Council noted that the above motion will be dealt with at the next Council meeting.

Adjournment

McIntosh/Signoretti: THAT this meeting does now adjourn. Time: 3:41 p.m.

CARRIED

Mayor Bigger, Chair

Brigitte Sobush, Deputy City Clerk

Request for Decision

Administrative Corrections to the Minutes of the May 17, 2016 Finance and Administration Committee Meeting

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Friday, Aug 19, 2016
Type:	Routine Management Reports

Resolution

THAT the City of Greater Sudbury adopts the administrative corrections to page 1 of the Finance and Administration Committee minutes of the May 17, 2016 meeting, as outlined in the report dated August 19, 2016 from the Executive Director, Administrative Services/City Clerk.

Background

The Finance and Administration Committee meeting minutes of May 17, 2016 were adopted by City Council on June 14, 2016.

When the Finance and Administration Committee minutes were prepared resolution FA2016-17 was transcribed incorrectly.

The incorrect minutes show resolution FA2016-17 as follows:

FA2016-17: Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury approves property tax ratios as follows:

- Multi-Residential - 2.184489;
- Commercial - 2.139699;
- Industrial – 3.103772;
- Large Industrial - 3.517957;
- Pipeline – 2.171503;

AND THAT the necessary Tax Ratio by-law and Tax Rate by-law be presented.

CARRIED

The revised minutes will reflect the correct resolution as follows:

FA2016-17: Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury approves property tax ratios as follows:

Signed By

Report Prepared By

April Antoniazzi
Clerk's Services Assistant
Digitally Signed Aug 19, 16

Division Review

Brigitte Sobush
Deputy City Clerk
Digitally Signed Aug 19, 16

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 19, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 22, 16

Multi-Residential - 2.157389;

Commercial - 2.143216;

Industrial – 3.141249;

Large Industrial - 3.560435;

Pipeline – 2.238347;

AND THAT the necessary Tax Ratio by-law and Tax Rate by-law be presented.

CARRIED

The revised page 1 is attached, which corrects the administrative error.

MEETING OF THE FINANCE AND ADMINISTRATION COMMITTEE OF THE CITY OF GREATER SUDBURY

Council Chamber
Tom Davies Square

Tuesday, May 17, 2016
Commencement: 4:04 p.m.

COUNCILLOR MIKE JAKUBO, IN THE CHAIR

Present

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

City Officials

Kevin Fowke, Interim Chief Administrative Officer; Tony Cecutti, General Manager of Infrastructure Services; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Ron Henderson, General Manager of Assets, Citizen and Leisure Services; Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer; Rob Blackwell, General Manager of Health and Social Services; Tony Derro, Manager of Taxation; Marie Catherine Edsall, Communications & French Services Advisor; Jody Lamarche, Vital Statistics Assistant; Christine Hodgins, Legislative Compliance Coordinator; April Antoniazzi, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared

PRESENTATIONS

Item 1 **2016 Property** **Tax Policy**

Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer, provided an electronic presentation regarding 2016 Property Tax Policy.

At 4:20 p.m. Councillor Lapierre departed.

The following resolutions were presented:

FA2016-17 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury approves property tax ratios as follows:

Multi-Residential - 2.157389;
Commercial - 2.143216;
Industrial – 3.141249;
Large Industrial - 3.560435;
Pipeline – 2.238347;

Request for Decision

Administrative Corrections to the Minutes of the October 19, 2015 Planning Committee Meeting

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Tuesday, Aug 23, 2016
Type:	Routine Management Reports

Resolution

THAT the City of Greater Sudbury adopts the administrative corrections to page 5 of the Planning Committee minutes of the October 19, 2015 meeting, as outlined in the report dated August 23, 2016 from the Executive Director, Administrative Services/City Clerk.

Background:

The Planning Committee meeting minutes of October 19, 2015 were adopted by City Council on November 24, 2015.

When the Planning Committee minutes were prepared, information was transcribed incorrectly.

The incorrect minutes indicate as follows:

Eric Taylor, Acting Director of Planning Services, stated that the current zoning on the property allows for an automotive repair shop and any expansion beyond the existing buildings would require approvals however there is a building presently on site that could be used for automotive services and the new building would also accommodate this.

The revised minutes will reflect the corrected information as follows:

Alex Singbush, Senior Planner, stated that the current zoning on the property allows for an automotive repair shop and any expansion beyond the existing buildings would require approvals however there is a building presently on site that could be used for automotive services and the new building would also accommodate this.

The revised page 5 is attached, which corrects the administrative error.

Signed By

Division Review

Tanya Thompson
Deputy City Clerk
Digitally Signed Aug 23, 16

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 24, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 30, 16

PUBLIC HEARINGS (CONT'D)

WALTER HIRVI – APPLICATIONS FOR OFFICIAL PLAN AMENDMENT AND REZONING IN ORDER TO PERMIT A LANDSCAPE CONTRACTOR'S YARD IN THE RURAL AREA, 280 MCFARLANE LAKE ROAD, SUDBURY (CONT'D)

before this was a requirement. He advised that there is an alternative recommendation that would require that the site plan agreement be updated and would include monitoring of the storm water quality and quantity.

Alex Singbush, Senior Planner, stated that the current zoning on the property allows for an automotive repair shop and any expansion beyond the existing buildings would require approvals however there is a building presently on site that could be used for automotive services and the new building would also accommodate this.

Mr. Lachance stated there has been a lot of expansion on their property since they moved to the location eleven (11) years ago due to growth within the business as their customers request more materials and products. He stated that they were unaware of any zoning issues when they purchased the property, which was an abandoned shop in poor condition, until they applied for a permit to expand. He advised that their future plans for the property will include an outdoor oasis showing some of their natural stone work and they plan to put up cedar barriers to hide any of the outside equipment to keep the property aesthetically pleasing. He stated that their business is not just a landscape company but it is somewhere for the community to visit and bring their families. He advised they have not had any issues or complaints from the neighbours. He stated their plan is to build a secondary building to increase their decorative stone work and this will also provide a location indoors for them to build their playground equipment. He stated that their company provides fulltime employment for seven (7) people and also have seven (7) to ten (10) seasonal workers. He also stated that they hold a fundraising event each year and last year they raised money for The Infant Food Bank. He advised that there was a larger than anticipated turn out last year which caused some people to park on the road however they have made sure that in the future they will have enough room for everyone to park inside the property and will assign a person to monitor the parking. He stated that they have trucks that come in and out of the property carrying topsoil, natural stone and mulch and the trucks are owned by the landscape business and they access the property off of McFarlane Lake Road. He also advised this road has load restrictions and they would be limited to hauling half loads during the restriction time.

The Chair asked whether there was anyone in the audience who wished to speak in favour or against this application and seeing none:

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:

For Information Only

Public Sale for Tax Arrears Under the Municipal Act - September 28, 2016

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Thursday, Jul 14, 2016
Type:	Correspondence for Information Only

Resolution

For Information Only

Executive Summary

Part XI of the Municipal Act provides the authority for a municipality to collect property tax arrears through tax registration and public sale. On Wednesday, September 28, 2016, the City of Greater Sudbury will conduct a public tax sale in accordance with this legislation.

Approximately twenty (20) properties will be offered for sale. Tenders will be accepted until 3:00 pm on the day of the sale and tenders will be opened at 3:30 pm.

Background

On September 28, 2016, the City of Greater Sudbury will conduct a public sale for properties with tax arrears, under the authority of the Municipal Act. The Finance Division will be coordinating the public sale in accordance with the Rules and Procedures as outlined in Provincial Legislation.

Approximately twenty (20) properties will be offered for sale on September 28, 2016 and full payment in certified funds by the current property owner will be accepted up until 3:00 pm, after which tenders will be opened at 3:30 pm the same day and a successful bidder declared.

The following outlines the procedures undertaken with respect to the collection of tax arrears:

- Regularly throughout each year, arrears notices are sent to the assessed owners of all properties on which realty taxes remain unpaid.
- Under the authority of the Municipal Act, for those properties which are three (3) years in arrears, a notice of upcoming legal action is sent to the owner.
- If payment is not received or if satisfactory repayment arrangements are not made, a tax arrears certificate representing a lien against the property is registered on title in accordance with the Municipal Act. Notices are sent by registered mail to the assessed owner and all parties having an interest in the property. An administration charge representing costs of collection is levied on the

Signed By

Report Prepared By

Tony Derro
Manager of Taxation
Digitally Signed Jul 14, 16

Recommended by the Department

Ed Stankiewicz
Acting Chief Financial Officer/City
Treasurer
Digitally Signed Jul 22, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jul 22, 16

property.

- The property owner has one (1) year from the date of registration to pay the taxes and administration fee in full or enter into a tax extension agreement with the municipality.
- A final notice is sent by registered mail to the assessed owner and all interested parties 280 days after the lien is registered.
- If taxes still remain unpaid after the redemption period (one year), the Municipal Act authorizes the Treasurer of the municipality to offer the property for public sale. For all of the properties proceeding to tax sale, the one year redemption period has expired.
- A notice is sent to the assessed owner by registered mail advising of pending tax sale action.
- All affected properties are advertised for sale in accordance with procedures outlined in the Municipal Act.

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Friday, Aug 26, 2016
Type:	Managers' Reports

Request for Decision

Large Project Update - Place des arts

Resolution

THAT the City of Greater Sudbury directs staff to prepare a business case for Council's consideration in the 2017 Budget that includes:

- A financing plan for up to \$5 million of capital funds; and
- An assessment of the potential costs, benefits and expected outcomes associated with the Place des arts Project;

AND THAT among any other details which may be included in the business case, staff consider the following terms:

1. The City's contribution is conditional upon Place des arts receiving confirmation of funding from other levels of government;
2. Once the project is funded, staff are directed to initiate the process for declaring the public parking lot at the corner of Elgin and Larch Streets surplus in contemplation of its transfer to the Place des arts organization;
3. The financing plan consider the potential to disburse the capital funds over multiple periods in accordance with a schedule that aligns with project need and in consideration of the other municipal incentives that may be applicable;
4. The project scope remains as presented to City Council and reductions to the City's contribution are prompted if changes occur in the scope of the project of greater than \$2 million;
5. The finalized site plan and design includes solutions to address technical issues as identified during initial Site Plan Review pre-consultation;
6. Any funding approach incorporates regular performance reporting to City Council from Place des arts on key performance indicators that support assessment to determine whether community benefits are being delivered; and
7. The City's support is governed by a Contribution Agreement that defines firm commitments and a timeline for Place des arts to establish the facility.

Signed By

Report Prepared By

Meredith Armstrong
Manager of Tourism and Culture
Digitally Signed Aug 26, 16

Division Review

Ian Wood
Director of Economic Development
Digitally Signed Aug 26, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 26, 16

Finance Implications

If approved, a business case will be developed for the funding of the City's requested contribution for Finance and Administration Committee's consideration during the 2017 budget deliberations.

The business case will deal with the provision of capital funding for Place des arts. If the capital contribution is approved to be funded on the taxation levy, the \$2 million contribution in 2017 will require an additional 0.8% tax increase over the base budget. The additional funds up to \$3 million of the requested capital contribution would be required to be funded in 2018 and 2019.

In addition, a loss of \$55,000 net parking revenue will be reflected in the 2018 budget as this space can no longer be utilized for parking.

Overview

This report is intended to provide Council the steps required to advance the Place des arts project.

A not for profit organization comprised of seven member organizations, Place des arts is requesting a significant investment from the City of Greater Sudbury for a capital project. In addition, the group is requesting a new operating subsidy for facility operations that would augment existing annual funding that its constituent groups currently apply for and receive as part of the Arts & Culture Grant Program.

As outlined in the staff report presented to City Council at its meeting of April 12, 2016 entitled *Summary and Analysis Report on Large Projects Presented at Public Input Meeting of November 27, 2015*, Place des arts is a multi-use arts and cultural space proposed for the downtown. It aims to be a gathering place that provides professional space for various arts and community purposes. The five-storey building would total 60,000 square feet, divided into various spaces including a 300-seat performance hall, workshops, galleries, studios, rehearsal spaces, a bistro and a boutique, along with both permanent and temporary administrative offices for the seven founding member organizations and other tenants, respectively.

In 2012 Le Théâtre du Nouvel-Ontario was approved for \$50,000 in funding through the Greater Sudbury Development Corporation (GSDC) toward the total cost of \$319,000 for a feasibility study for Place des arts. The study was presented to GSDC Board in the summer of 2015, and the board deemed at that time that it met all deliverables as per the funding agreement. The results of the feasibility study were positive, showing that the centre, with sufficient levels of public/private/earned revenues, could be feasible for this city.

Place des arts incorporated as a not-for-profit organization in October 2015, and has since formed a board composed of delegates from the seven founding members. The founding AGM was held in May 2016. The organization has also recently submitted a request to the Canada Revenue Agency for charitable status, with the response pending from CRA. Place des arts now has its own bank account and separate accounting system, as well as civil liability insurance and Administrators and Directors insurance.

Current Requests

1. A capital contribution totaling \$5M over three years beginning in 2017 and inclusive of any consideration under the development incentive programs, such as the Brownfield Financial Incentive Programs and the Town Centre Community Improvement Plan; and
2. Contribution of the land, with an estimated value of \$600,000 and currently operated as a municipal parking lot on the corner of Elgin and Larch Streets, prior to 2018, requiring the relinquishing of approximately \$55,000 in annual net revenue generated by the existing parking lot.

Future Requests

1. A tax abatement in the full amount eligible, dependent on the property classification by the Municipal Property Assessment Corporation (MPAC).
2. An annual operating contribution of \$200,000 beginning once the centre opens.

REQUESTED CONTRIBUTION	AMOUNT	TIMING
Capital Contribution	\$5,000,000 (inclusive of municipal incentive programs)	\$2M in 2017, \$1M in 2018, \$2M in 2019
Land transfer	\$600,000	Estimated value, one-time contribution, for 2018
Loss of parking lot revenue	\$55,000	Ongoing (approximate annual net revenue beginning in 2018)
Annual operating contribution	\$200,000	Ongoing, beginning in 2020
Property tax abatement	Unknown	Ongoing, but depends on MPAC assessment (once construction is complete)

The proponent has previously noted that in order for Place des arts to be eligible for capital project funding from the provincial and federal governments, a commitment would be needed from the City in the form of land and capital support.

City staff have discussed the project with funding partners at the provincial and federal levels, and recently, directly with Canadian Heritage representatives. That agency has confirmed that the Federal government has announced recently that it will be investing an additional \$168.2 million within a two-year timeframe in cultural infrastructure through the Canada Cultural Spaces Fund, administered by Canadian Heritage itself. The funder has also confirmed that this two-year window would end March 31, 2018, and that the expectation is that the Place des arts project would need to have legitimate expenses that could be paid out prior to March 2018.

However, before this can happen, the project needs to be assessed, recommended and approved within the funding program at Canadian Heritage. Furthermore, Place des arts would need to demonstrate that they have 70% of revenues in hand or accounted for prior to March 31, 2018, which in this case would be approximately \$20.3 million. In the case of the City, this support could take the form of a formal commitment to make the land available to the project as well as a commitment toward conditional funding.

This indicates that incorporating Council's consideration of this funding request as part of the 2017 budget deliberations taking place in December 2016 will not conflict with these federal expectations. Staff recommends that the conditions for City funding require that the proponent obtain confirmation from other levels of government prior to the release of City contributions.

Place des arts Report to Council

September 13, 2016

Background

On November 27, 2015, Council received a presentation from Place des arts as one of the sixteen proponents participating in the Large Projects session. Economic Development staff, in consultation with representatives from other departments, evaluated this and the other projects. The analysis was brought forward to Council on April 12, 2016, and it outlined a number of next steps for Council's consideration.

Following a facilitated session on April 26, 2016, Council prioritized Place des arts as one of four projects and directed staff to proceed with the recommended next steps as follows:

1. *Convey Council's conceptual support of Place des arts to the GSDC Board to meet the condition outlined in the Board's resolution of February 10, 2016.*
2. *Direct staff to return to Council and/or appropriate Council Committees as soon as possible with a comprehensive plan to support the Place des arts project. This plan should address the following elements:*
 - a. *Transfer of land or other long term options to provide municipal property for the project, including the property tax implications of any options put forward and steps to mitigate for the loss of municipal parking spaces.*
 - b. *Confirmation that outstanding design challenges can be addressed*
 - c. *Capital funding totaling \$5 million to be provided starting in 2017 and completed by 2020*
 - d. *Recommendations for ongoing operational funding for the Place des arts facility including a framework for a future funding agreement and governance relationship, a review of best practices in other municipalities and an impact assessment on existing facilities.*

With regards to Step 1 above, following the April 26 Council meeting the GSDC funding was released to Place des arts in order to carry out necessary pre-capital work. Place des arts will be reporting back to the GSDC Board at the completion of that portion of the project to report on funding deliverables.

This report will focus on the items listed under Step 2: transfer of land, property tax implications, municipal parking implications, addressing design challenges, capital funding and ongoing operational funding.

In order for Place des arts to be eligible for capital project funding from the provincial and federal governments, a commitment is needed from the City in the form of land and capital support.

Timing is noteworthy in this project, particularly given the federal government's recent announcement that it will be investing an additional \$168.2 million within a two-year timeframe in cultural infrastructure through the Canada Cultural Spaces Fund, administered by Canadian Heritage. The implication of this federal announcement is that the City now has an opportunity to leverage these cultural infrastructure dollars to advance the Place des arts project.

Should Council wish to approve a capital contribution through the budget process, it is recommended that any contributions are made conditional upon confirmation of funding from other funders, including

the provincial and federal governments, thus reducing the risk of committing municipal funds to a project that is not supported by funding partners.

However, while this condition reduces risk associated with the City's capital contributions it cannot mitigate the impact of the foregone parking capacity and related revenue. Arguably the Place des arts facility will contribute to positively increasing assessed values of downtown properties which could, over time, replace the foregone parking revenue.

To further mitigate risk to the municipality, should Council approve a capital funding contribution, a Contribution Agreement should be established. This would outline specific requirements and regular reporting from the proponent prior to the disbursement of each payment, such as construction plans and other key milestones.

As part of any potential annual operational funding, the Contribution Agreement could also convey additional deliverables and conditions to the proponent, including annual reporting and performance measures. It would also be appropriate for Council to have direct representation as part of the governance structure.

Project Feasibility and Organizational Capacity

As noted in the staff report of April 6, 2016, Regroupement des organismes culturels de Sudbury (ROCS) has made significant progress in the development of its Place des arts project to date. Through consultations with its seven member organizations, the broader arts community, and educational institutions, ROCS has developed a plan to realize an opening of the centre by 2020. The Feasibility Study analyzed governance, costs, revenues and community need in order to assess whether the project would be feasible for Sudbury. The study showed positive results, which are contingent on Council's support towards capital costs totaling \$29,960,000.

The Place des arts Feasibility Study was presented to the GSDC Board in the summer 2015 and the full study is available upon request. It demonstrated positive results. The occupancy analysis, which involved consultations with seven ROCS members and eight "regular" users, projects an average of 250 days of occupancy per year for the various venues. This forecast is based on current and historic levels of programming activity for each of the constituent members. Additional one-off rentals would generate further revenue for the facility.

The projections indicate that in Year 1 of operations earned revenues will account for 65% of the budget, increasing to 70% by Year 5, with assumption made that the remainder would be subsidized by public funding of \$200,000 per year from the municipality, together with provincial and federal funding. Its revenue model hinges on the organization's ability to fill the rental calendar as much as possible, which means partnering with outside users.

The constituent ROCS organizations represent approximately fifty years of francophone arts and culture activity in Sudbury, largely taking the form of the creation of new works and fostering a growing community of professional artists. During this period, their programming, which is often offered in both French and English, has earned Sudbury a reputation as a rich francophone cultural centre provincially and, in some cases, nationally.

For example, Editions Prise de parole has garnered prestigious recognition for its literary publications (Trillium Awards, Trille Or Awards and Governor General Awards). Le Carrefour francophone de Sudbury's concerts through La Slogue have been recognized several times as Ontario's "best francophone concert promoter" (Trille Or and FrancoFlamme). Likewise le Théâtre du Nouvel-Ontario has been recognized locally and internationally for its "daring and original" plays since 1988 (Governor General Awards, Premier's Awards, Community Builders Awards).

To date, in developing Place des arts, ROCS has taken many steps to build capacity and work together as seven separate boards of directors and staff teams. It has worked through the steps leading up to the capital stage with caution in mind for the risk implications for each of the organizations. During this time ROCS has done significant work in coordinating engagement and forging partnerships beyond its membership and into the broader local arts and culture sector.

Best practices researched from other cities show that these types of collaborative relationships, involving the centre, its resident and community users and the City, can provide a proactive approach to service delivery at the arts centre for the benefit of the community. They also build partnerships and engage internal and external stakeholders to increase awareness and participation at the centre, while providing active support in the future development of organizations involved.

Place des arts will also request funding for the building/facility operations specifically, and would be distinct from the approximately \$224,000 in funding already received by the ROCS members through the Greater Sudbury Arts & Culture Grant program, which assists those organizations with programming, promotions and other activities.

By providing the stability of a permanent arts facility, the City may also help to maximize the investment of these grants in these arts and culture organizations, as the shared facility will potentially reduce some overhead costs such as administration and maintenance expenses. It also helps protect the City's capital investment by increasing the assurance that sufficient operating funds are available to support appropriate asset management practices.

Relationship to Other Large Projects

As part of the April 26 facilitated session of Council, four projects were prioritized for further action, including the Art Gallery/Public Library combined facility, the event centre and the Synergy Centre.

In addition to the requests for land and capital funding, this project will likely require ongoing resources in the form of staff time and expertise, in particular regarding ongoing site plan controls as design challenges are addressed, as well as staff resources to administer and manage potential funding agreements including annual reporting and review.

The previously noted Place des arts feasibility study, funded and endorsed by the GSDC, projected an economic return of \$1.7M GDP for the centre as well as \$7 million in new downtown traffic and visitors (source: *Tourism Regional Economic Impact Model*).

These four projects represent millions of dollars in funding contribution requested of the municipality, over and above the City's own capital and infrastructure investments required over the next several years. A contribution of \$5 million to the Place des arts project may prompt the deferral of the other

three large capital projects or limit the extent of other investments towards these projects by the municipality.

Despite a gap in the 600-800-seat range, Place des arts has opted to plan for a smaller capacity to suit the needs of its core members and the organizations it has consulted with. Its offering would not accommodate large conventions, for example, as proposed by some of the other large capital projects that presented to Council in November 2015.

Alignment with Strategic Focus

Place des arts leverages Greater Sudbury's francophone culture to bring a flagship destination in cultural tourism. The centre could enhance the community's reputation beyond what each of the ROCS members could do individually.

Research and case studies reviewed by CGS staff regarding cultural-creative space models provided by the Creative City Network of Canada indicate that in sharing space in a purpose built facility, the main benefit to users is the possibility of creating works of a higher quality. The cluster effect of co-location can also result in better use of funds by enabling tenant agencies to access economies of scale and "cross-pollination" between staff and volunteers.

In the case of Place des arts, ROCS members would be able to work more closely with both Francophone and Anglophone groups locally and regionally, also benefiting from an increase in exposure to new audiences for users, maximizing a prominent location that would serve as a marquee destination for the downtown.

In terms of downtown revitalization, arts centres in other town centres, such as the Shenkman Arts Centre in Orléans (Ottawa), are key focal points that broaden public access to local arts and realize the economic potential of the local cultural sector. Place des arts is identified as a priority project that could raise the profile of Greater Sudbury as a vibrant arts and culture hub for Northern Ontario. Place des arts, with its different options for space configuration, could also help to fill a need in the community for unique venues for events.

The Place des arts project also aligns with specific priorities outlined in City strategic plans, including *Greater Together: Corporate Strategic Plan 2015-2018*, the Greater Sudbury Cultural Plan, *From the Ground Up* Community Economic Development Strategic Plan, the Downtown Master Plan as well as EarthCare's Active Transportation Plan.

A summary of this alignment has been included as *Appendix 1* to this report.

Transfer of Land

As part of its feasibility study, Place des arts has selected as its preferred site a municipally owned parking lot, which is estimated to be worth \$600,000. This site runs along the west side of Elgin Street from Medina Lane to Larch Street.

The organization has requested that the City make the land available for the centre's development in time for construction to begin in spring 2018.

In the event that Council should approve the business case in the 2017 budget that will be presented for the combined grant of capital and land, the grant of the land will be addressed as follows: Council would be requested to declare the property surplus to the City's needs and to dispense with the provisions 2008-174, the City's Property Bylaw regarding disposition of a full marketability property. Council would also be presented with a by-law to authorize the gift of land to Place des arts.

Property Tax Implications & Financial Incentives

Upon issuance of the building permit and completion of the project, the Municipal Property Assessment Corporation (MPAC) will assess and classify the property in accordance with the Assessment Act of Ontario.

The proponents of the Place des arts project have expressed their intention to apply for a tax abatement, in addition to requested capital and annual operating contribution. In terms of property taxes, By-law 2003-95F stipulates that, through the Property Tax Rebate Policy for Registered Charities municipalities must rebate at least 40 percent of the taxes payable by eligible charities occupying commercial or industrial property.

If the organization meets the criteria outlined by this policy, Place des arts may qualify for this rebate. , The value of any resulting tax rebate depends on the assessed value determined by MPAC.

The City of Greater Sudbury offers a variety of incentives to stimulate remediation, redevelopment and intensification. These include the Downtown Sudbury Tax Increment Equivalent Grant and four programs offered through the Brownfield Strategy and Community Improvement Plan (Tax Assistance, Urban Brownfield Tax Increment Equivalent Grant, Planning and Building Permit Fee Waivers and Landfill Tipping Fee Waivers). The proponent has confirmed that they will not pursue any municipal incentive programs, if the \$5 million is approved. The project will not incur Development Charges given the exemption in downtown Sudbury.

Municipal Parking Spaces & Parking Implications

The parking lot being considered currently provides 60 parking spots on a pay-and-display basis. Although it is a well used lot, there are other parking lots in the downtown that are operating below capacity and could accommodate the loss of parking resulting from this proposed land transfer.

Should this land be converted from a parking lot to a multipurpose cultural centre it could be expected that people would have to walk farther to their destination downtown. This increased foot traffic could result in increased retail traffic as well, to the benefit of local businesses. According to the Place des arts Feasibility Study, which included occupancy analysis and consultations with 15 user groups, the Place des arts facility could generate approximately 50,000 visits to the downtown core each year, with many people coming for evening performances and daytime programming.

The estimate of 50,000 visitors to the centre is based on a conservative assumption of 60% to 70% of seat capacity in the various venues within the centre and the staffing levels of the ROCS members. Based on the reported total public participation, staff and volunteers who currently attend the activities hosted by ROCS members, which totals approximately 23,000 people per year (Canadian Arts Data/CADAC 2014-2015), these projections are in line with other centres reporting through CADAC.

This figure does not reflect an increase in programming expected from ROCS members in a new facility nor does it include the other users of the centre and future Place des arts staff.

There are currently approximately 4,057 parking spots in the downtown core, and the lot in question represents 1.5% of available downtown parking.

- Of the total parking, the City maintains 2,137 parking spots – 448 on-street meters and 1,689 spaces in lots.
- Of these spots approximately 900 are allotted to monthly parking pass holders, and the remaining are made available for short term use.
- There are also approximately 1,920 parking spaces available in private lots.

Gross revenue for this lot was \$74,366 in 2015, with net revenues of approximately \$55,000. If the lot is used as the site of Place des arts, the remaining available downtown parking spaces would need to replace this net revenue to sustain parking operations at current levels.

The question of adequate parking in the downtown core continues to be discussed with stakeholders to ensure that available parking continues to meet demand.

Addressing Design Challenges

The site plan proposed for the Place des arts project at the corner of Larch and Elgin Street was circulated to and reviewed by CGS staff from various departments with the goal of identifying significant planning or design issues associated with the proposed site plan. This process was based on the Site Plan Review pre-consultation process and was led by the Planning Services Division.

Several technical considerations were identified and shared with the proponents of the Place des arts project. These considerations centered on:

- The relationship between the proposed project, planned projects (e.g. Elgin Greenway) and existing buildings,
- The appropriate location for services (e.g. pick up and drop off, loading) and utilities (e.g. hydro transformer),
- The need for additional studies to address land use compatibility (e.g. noise and vibration studies given the proximity to the rail yard and corridor),
- The possible need for a Record of Site Condition given the final mix of uses in the proposed building.

These considerations are common to an urban intensification proposal such as this and can be resolved through the site plan and building permit process. The Place des arts proponents indicate that they will continue to work through these technical issues with City staff, and has confirmed that despite these challenges, this property remains the preferred site for the Place des arts building. They are prepared to undertake the necessary studies and adapt the building plans in order to proceed with this site.

As this work is still under way, it is the recommendation of staff that the final site plan and design includes specific solutions to address these challenges directly as a term of a Contribution Agreement, and that any scope changes of greater than \$2 million would trigger potential reductions to the City's contribution.

Depending on the direction of Council, the proponent has also requested access to the land to conduct environmental studies on the land prior to a potential land transfer in 2018. This would enable the organization to plan its construction budget according to any remediation work required that may be unforeseen at this time. Additionally this would provide the City with further information needed to assess the potential consideration of Place des arts under municipal incentive programs.

Capital Funding Request

Place des arts is seeking a capital contribution from the City in the amount of \$5 million according to the following breakdown: \$2 million in 2017, \$1 million in 2018 and a final installment of \$2 million in 2019.

The value of the land requested from the City is estimated at \$600,000, based on information from the CGS Real Estate department.

This contribution, including the value of the land contribution, represents 19% of the project cost of \$29,960,000.

The Place des arts budget also reflects anticipated contributions:

- \$12.5 million (42%) from the federal government
- \$8.75 million (29%) from the provincial government
- The remaining \$3.25 million would be raised by Place des arts and its seven founding member organizations, all of whom have been financially contributing to this project's pre-capital work since 2010 and have formally adopted the financial risk with a plan in place for temporary cash flow pressures.

As noted previously, federal funding agency Canadian Heritage would require confirmation of 70% of the funding as accounted for or in hand by March 31st, 2018. Based on discussions with the proponent, Place des arts would only proceed with construction once it has secured 100% of public funding and a minimum of 80% of private fundraising. Any fundraising outstanding (maximum 20% or \$650,000) would continue throughout the construction from 2018 to 2020.

It is recommended that the City's capital contribution would not be provided to the proponent until these fundraising goals have been met.

Operational Funding

Place des arts has requested annual City support in the amount of \$200,000 to subsidize the centre's operations in order to make it available for community use at affordable rates as recommended in the Place des arts feasibility study. This request would be brought forward to a future Council and, if approved, operational funding would not commence until the centre begins operations in 2020.

The Arts & Culture Grant Program is administered on behalf of Council through the Greater Sudbury Development Corporation. The seven founding members of Place des arts receive funding through the Arts & Culture Grant Program. In 2016 they received a combined \$224,152 through this program. Place des arts is requesting that operational funding to the ROCS members be maintained with the rationale that none of this funding was geared towards the development of Place des arts; instead they run year round concerts, theatre, festivals, publishing works, museum and gallery exhibitions and other community events. If these seven organizations move to Place des arts, they would all continue paying rent at the new centre and maintain their respective organizational autonomy. It could also be

anticipated that the shared facility, including administration, maintenance and other overhead expenses, would result in some economies of scale for each of the organizations.

Based on the results of its Pre-Feasibility Study, Place des arts concluded that in the new centre several of the ROCS members would incur higher overhead costs in exchange for the use of enhanced spaces that are significantly larger than those they currently occupy. Those organizations that would see savings in a shared facility would reinvest those savings into more programming.

For example, la Galerie du Nouvel-Ontario would need to increase its budget because it would host visual art exhibitions in a gallery larger than its current space on Elgin Street, and it would be required to extend its hours of operation for broader access. Across the seven ROCS members there would be an expected net gain with access to wider audiences.

In addition to housing the offices that would be rented to the seven founding member organizations, the multifunction and performance halls would be available for rent to outside user groups. Rental rates for these spaces would vary depending on the user, ranging from a reduced rate for founding members up to a commercial rate.

Governance Relationship & Review of Best Practices

Place des arts is an incorporated not-for-profit organization and is working to obtain charitable status as soon as possible. Currently the Place des arts board of directors is comprised of four members of ROCS, one professional artist and four community members. There are five subcommittees: marketing, finance, human resources, governance, tenants and artistic. The Place des arts board currently operates in French.

Based on research conducted by CGS staff on similar centres in other cities, it is recommended that the following considerations would be included in a formal agreement with Place des arts should the project be approved for operational funding:

- Ensure broad community engagement in the centre through a consultative or stewardship committee, which should include broad based representation of the community and act as a sounding board for Place des arts in its policies.
- Stipulate a minimum percentage of days to be available for bookings by local/public arts organizations.
- Invite a City of Greater Sudbury Councillor to be appointed to the Place des arts board.
- Require that groups wishing to book space in the facility may do so without French language being a barrier.
- Outline through a formal agreement the reporting requirements and deliverables and annual funding support.
- Encourage Place des arts to develop a long term infrastructure maintenance plan early on. (Place des arts has created a budget that includes a reserve which would increase over five years.)

It is of benefit to both Place des arts and the City to ensure broad community engagement in this type of centre. Discussions between Place des arts representatives and City staff have been positive and it can be assumed that if this project moves forward there will be opportunity to maximize this collaboration.

In addition, community support for the project can be strengthened through regular reporting by Place des arts to City Council describing project scope, progress on deliverables and performance results once the facility is operational.

Subject to the terms of the agreement that would be negotiated pending Council direction, it is recommended that progress updates and performance reports would provide a foundation for assessing the City's contribution each year, whether it should be maintained or reduced if results are lower than anticipated. This is in line with the municipality's own approach for evaluating its programs and services via regular reporting, business planning and budgeting processes.

Industry Scan of Other Municipalities

Staff has researched other similar centres including those in Edmonton (La Cité francophone), Ottawa (the Shenkman Arts Centre and la Nouvelle Scène), Montreal (Usine C), Quebec City (Théâtre Péricope), North Bay (Capitol Centre), Moncton (the Aberdeen Centre), St. Catherine's (First Ontario Performing Arts Centre), Vancouver (Artscape) and Toronto (Artscape).

Examples of financial contributions from municipalities include loans, in-kind contributions and grants. While details vary according to each situation, generally the decision to provide municipal support is linked to the project alignment with and accomplishment of a community strategic priority. *Appendix 3* provides a comparison of municipal contributions in other cities.

According to a national study on cultural infrastructure, there are a number of problems facing cultural infrastructure across the country (*Under Construction: The State of Cultural Infrastructure in Canada*, Centre of Expertise on Culture and Communities). From this review, the following lessons can be derived for Greater Sudbury's context:

- When investing in cultural infrastructure, the costs to subsidize operations should not be overlooked. One-time capital contributions do not guarantee that the space will be able to operate while offering accessible rental rates without ongoing public funding.
- Long-term federal and provincial partnerships are necessary to ensure sustainable operations.
- A capital reserve should be set in place early on by Place des arts to accommodate scheduled and unforeseen upgrades, ensuring that not only the City would be responsible for significant future costs.
- Strong dispute resolution provisions should be contained within partnership agreements.
- Annual performance reports should be publicly available to demonstrate to stakeholders the progress being made and the value perception of the centre's activities.
- Community engagement is crucial in order for cultural centres to optimize capacity.

With regards to a plan addressing the need for capital reserves to cover upgrades, staff has discussed options with the proponent. For example, ArtsBuild Ontario provides a tool, the *Asset Planner for the Arts*, that allows facility managers to proactively track and calculate the costs for the replacement of key building components and time expenses according to priority. Place des arts' forecasted operating budget includes an allocation to this type of reserve.

Impact Assessment on Existing Facilities

The need for dedicated professional arts spaces was a theme that came out strongly during the cultural planning and consultation process in 2013-2014. For this reason one of the strategic pillars in the *Greater Sudbury Cultural Plan 2015-2020* revolves around Creative Spaces.

Staff has formally reached out to five organizations in Greater Sudbury that also operate spaces with a primary mandate of serving events. Their comments have been attached as *Appendix 2* to this report.

From these comments it can be deduced that some competition for rentals will occur should Place des arts be developed according to the plans provided. Nevertheless, there is also a feeling that the resulting increased growth within the arts and cultural sectors could benefit the community as a whole and could increase on both supply and demand for rentals.

Conclusion

The need for increased access to creative and cultural spaces has been well documented over the years and Place des arts seems to service this need. As outlined in this report, there are significant costs that Council would incur should it wish to proceed with this project. The contributions sought by Place des arts would mean that the City would incur the loss of parking revenue, provide potential property tax rebates, grant a multi-year capital contribution and potentially increased annual operating funding as well.

In return the community would have access to a multipurpose cultural centre. It would be available for rent and encourage more artistic and cultural programming with an estimated 50,000 visitors per year. The Place des arts feasibility study projected an economic return of \$1.7M GDP for the centre as well as \$7 million in new downtown traffic and visitors, source: Tourism Regional Economic Impact Model. This project has a strong potential of aligning with Council endorsed strategic plans (Cultural Plan, Economic Development Strategic Plan and Downtown Master Plan). It addresses a perceived gap in Greater Sudbury's current arts and culture infrastructure and would service an evident need in the community.

Place des arts APPENDICES to Report to Council

September 13, 2016

APPENDIX 1 – ALIGNMENT WITH STRATEGIC PRIORITIES

As reported in the April 6th staff report, *Summary and Analysis Report on Large Projects Presented at Public Input Meeting of November 27, 2015* presented to Council on April 12th, 2016, the Place des arts project aligns with the City's strategic priorities in the following ways:

Relevance and relationship to *Greater Together: Corporate Strategic Plan 2015-2018*

Growth and economic development

- Place des arts has identified its preferred site as being in the downtown core; activities held at the centre would attract people to the downtown, creating an overall more vibrant downtown experience.
- The centre could foster economic activity within the arts sector, diversifying the local economy.

Responsive, fiscally prudent open government

- Place des arts has been actively working with likeminded organizations to maximize available resources.
- ROCS has developed a comprehensive feasibility plan for the centre, as well as business plans for the bistro and rental availability, all of which helps to ensure that public support is being invested according to sustainability of the centre's operations.

Quality of life and place

- The programming through Place des arts would promote a quality of life that attracts and retains youth and also appeals to professionals, seniors and the community at large, taking into consideration all of Greater Sudbury.
- The centre would provide a publicly accessible space to provide opportunities for a variety of arts and community uses.

Sustainable infrastructure

- Place des arts building drawings demonstrate a commitment to sustainable building practices.

Relevance and relationship to *Greater Sudbury Cultural Plan (2015)*

Creative Identity

- A dedicated arts centre would contribute towards "growing beautiful environments that reflect the cultural richness and heritage of the city and designing infrastructure with intention and creating a cultural estate".
- Place des arts would allow organizations to expand their programming potential and increase accessibility over a variety of audiences.
- The centre could showcase the community's strong francophone identity and cultural diversity.

Creative People

- Place des arts would support the retention of talent within the creative industries, creating an environment that supports these cultural workers.

Creative Places

- Place des arts is geared to be a shared space used by core tenants (ROCS members) as well as others in the community. As a result they could maximize synergies and incubate creative initiatives among users.

- By leveraging economies of scale and with public subsidies, Place des arts would allow for affordable and accessible professional cultural spaces.

Relevance and relationship to *From the Ground Up* Community Economic Development Strategic Plan
“Nationally recognized centre of artistic excellence, vibrancy and creativity”

- A dedicated arts facility that houses a variety of artistic disciplines would create a centralized hub of activity that reflects the cultural richness and heritage of Greater Sudbury.

“A quality of place and lifestyle that is second to none”

- Place des arts would bring ROCS members activities in one primary venue, which could encourage an increase in programming capacity. This would enhance the variety and awareness of events that contribute to quality of life and downtown revitalization.

“One of Ontario’s top tourism destinations”

- A performing arts centre/gallery is listed as a high priority use for investments in facilities needed to support the growth of tourism.
- Place des arts would house a year round calendar of events that would contribute towards product and experience development.

Relevance and relationship to Downtown Master Plan

- The Place des arts was identified as one of 17 key projects approved by Council in August 2012 in the implementation of the Downtown Master Plan.
- Place des arts would represent the first multi-disciplinary professional arts centre in the city, which would put Sudbury on the map within the region and also likely on a national scale.
- The centre has the potential of “creating a destination attraction in the Downtown” area, which is one of the objectives listed in the Downtown Master Plan.

Relevance and relationship to EarthCare’s Active Transportation Plan

- Place des arts would benefit from having ground level public space providing infrastructure that supports active lifestyles. Having sheltered bicycle parking, an outdoor four-season water fountain along with the proposed shower facilities for staff – these are all considerations that would encourage active transportation.
- There may be potential to explore these and other opportunities as part of any partnership agreement resulting from a municipal investment in this project

Place des arts Report to Council - September 13, 2016

APPENDIX 2 - IMPACT ON EXISTING FACILITIES

The following organizations were contacted to seek their input on perceived impact of Place des arts:

- Sudbury Theatre Centre (seats 289)
- Theatre Cambrian (seats 234)
- Sudbury Secondary School's Sheridan Auditorium (seats 450)
- United Steelworkers Hall (seats 120)
- Thornloe University's Ernie Checkeris Theatre (seats 157)

The responses received imply that these organizations support the development of Place des arts. There was indication that widespread community engagement would be instrumental in this project's success. Place des arts plans to broaden its reach into the community over the next two years, including part of its capital fundraising campaign. Below are excerpts from the responses:

"We do not currently have the capacity to offer office and administrative space to outside organizations, or to have a boutique...we cannot accommodate all the requests that we receive for rentals. This seems to indicate that the demand is greater than the supply, and that therefore the Place des arts project will be able to meet some of that demand...It will be our challenge to keep our own space renovated, up to date, and to offer quality service to keep our clients interested in our venue."

"Our view is that if the centre as proposed fills the need of the Francophone community and meets some of the additional demand that exists in the overall community, it will only go to create and support a bigger and more thriving arts scene in Sudbury, which will ultimately benefit us all...We also view this as an opportunity to create some partnerships in the future."

"We feel confident that as long as we maintain to offer quality programming and excellent service, and if we continue our positive relationships with some of the partners in the Place des arts project, that this additional facility in our community will benefit and strengthen the arts and culture scene in all languages. We feel that rather than competing, our organizations will find ways to offer complimentary programming and services for an ever growing and diverse community in Sudbury."

"Although we will see a potential reduction in rental revenue from the booking [we] fully support the development of Place des arts."

"Firstly I would like to commend the council for identifying this as a priority. I know I am not alone in thinking that a new arts facility that could house small groups of all art forms an essential ingredient in the reimagining of our Sudbury into a vital downtown core with a vibrant culture life which will in turn also serve to stimulate further growth."

"I think it is imperative that the arts spaces be made available to the trilingual/tricultural community that it is meant to serve, and that same community which will, no doubt, be supporting it over time. I commend the innovation of the founding members. Their perseverance and sustained efforts over time has brought the project this far. However, as it continues to move forward, I think it is important to include some representation from other groups in the planning of the facility."

Place des arts Report to Council - September 13, 2016
APPENDIX 3 – INDUSTRY SCAN OF ARTS CENTRES

Staff has reviewed the approaches taken by other municipalities that support arts centres. The table below provides examples of capital and operating contributions. In some cases, where the centre is owned and run by the municipality, the City's contribution is significantly higher than in other communities where the City provides funding to an external organization and it is leveraged through contributions from private donors and other levels of government. Other variables that impact comparisons included the governance model, whether the building was purpose built or renovated from a prior use and the inclusion of self-generating revenue enterprises within the centre.

Centre	Main Hall	Governance	Capital Contribution		Annual Operating Contribution	
			City contribution	City contribution of total construction cost	City contribution	City contribution of total operating budget
Capitol Centre, North Bay	934 seats	Building owned by the City and centre is run by external not for profit organization	N/A – City owned building leased to Capitol Centre for \$10 every 20 years, renewable	N/A – City acquired building in 1986 and provides an annual capital grant which is leveraged towards other funding for facility repairs and upgrades as needed	Approximately \$345,000 annual operating grant and \$200,000 annual capital grant, both subject to review as part of annual budget process + tax abatement	Approximately 28% of operating and capital budgets
Living Arts Centre, Mississauga	1,315 seats	Building owned by the City and centre is run by external not for profit organization	N/A – City owned building leased to Living Arts Centre for 11 year term, renewable	NA – Building was built in 1997 for \$75,000,000	Approximately \$1,800,000 annual grant to cover janitorial, utility and security costs + tax abatement	Approximately 19% of operating budget
Burlington Performing Arts Centre	718 seats	Operated by external not for profit organization	Approximately \$15,000,000 + land	Approximately 50% of \$30,000,000 construction cost in 2009	Approximately \$975,000 operating and project grant	Approximately 30% of operating budget
Shenkman Arts Centre, Ottawa	500 seats	Operated by the City in collaboration with seven of the Centre's "Resident Arts Partners"	Building developed as a public-private partnership, private owner leases the building to the City for approximately \$1,400,000 per year for 30 year lease	Total construction cost was \$37,800,000 in 2008 paid for by private developer	Approximately \$3,500,000	87% of operating budget
<i>Place des arts, Greater Sudbury</i>	<i>Approx 300 seats</i>	<i>Proposed to be owned and run by external not for profit organization</i>	<i>Requesting \$5,000,000</i>	<i>17% of \$29,960,000 construction cost</i>	<i>Requesting \$200,000 beginning in 2020</i>	<i>Requesting 15% of operating budget</i>

Request for Decision

Emergency Services Committee - Resignation

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Wednesday, Aug 10, 2016
Type:	Managers' Reports

Resolution

THAT the City of Greater Sudbury accepts the resignation of Councillor Fern Cormier on the Emergency Services Committee as outlined in the report dated August 10, 2016 from the Executive Director, Administrative Services/City Clerk.

Should a Council Member wish to be appointed to sit on the Emergency Services Committee, the following resolution would be presented:

THAT the City of Greater Sudbury appoints Councillor _____ to the Emergency Services Committee for the term of office 2014-2018.

Background

Councillor Cormier has sent an email to Councillor Lapierre, Chair of the Emergency Services Committee, advising that he wishes to resign from the committee due to other time commitments.

In accordance with the City of Greater Sudbury Procedure By-law 2011-235, Article 39A the membership of the Emergency Services Committee "*shall be composed of a minimum of five and a maximum of seven Members of Council*". At this time there is no requirement to replace Councillor Cormier as with his resignation, there will be five (5) members on the Committee.

Should any Member of Council wish to be added to the Committee, there is a seat available. The process of making the appointments is detailed in Articles 37 and 33 of the Procedure By-Law. Members may nominate themselves or other members of Council to serve on Committees. Each member who is nominated will be asked if they wish to accept or decline the nomination. Where the number of councillors nominated matches the number of positions to be filled, the resolution will be presented to appoint the member. If there are more councillors who are interested in the committee than there are positions available, a simultaneous written recorded vote will be used to select the members.

Signed By

Report Prepared By

Brigitte Sobush
Deputy City Clerk
Digitally Signed Aug 10, 16

Recommended by the Department

Caroline Hallsworth
Executive Director, Administrative
Services/City Clerk
Digitally Signed Aug 15, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 15, 16

Presented To:	City Council
Presented:	Tuesday, Sep 13, 2016
Report Date	Friday, Aug 19, 2016
Type:	Managers' Reports

Request for Decision

Property Tax Arrears at 40 Clemow Avenue

Resolution

THAT the City of Greater Sudbury accepts its share of the proceeds of sale of 40 Clemow Avenue in the approximate amount of \$37,585.89 and write off the balance as uncollectable, as outlined in the report dated August 19, 2016 from the Acting Chief Financial Officer/City Treasurer.

Finance Implications

Of the \$45,809 of property tax arrears, the City will receive \$37,586 as its share of the proceeds relating to the sale of this property. As a result, \$8,223 is the amount of tax arrears to be written off.

Signed By

Report Prepared By

Tony Derro
Manager of Taxation
Digitally Signed Aug 19, 16

Recommended by the Department

Ed Stankiewicz
Acting Chief Financial Officer/City
Treasurer
Digitally Signed Aug 19, 16

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Aug 22, 16

Purpose

This report deals with property tax arrears at 40 Clemow Avenue in the City of Greater Sudbury.

Background

The property is municipally known as 40 Clemow Avenue (Roll #050.021.077.00.0000) and is subject to property tax arrears dating back to 2011.

On August 26, 2014 the City of Greater Sudbury placed a lien on the title of the property in accordance with the Municipal Act of Ontario. In the fall of 2015 the property was scheduled to be sold by public tender, however this action was deferred at the request of the Business Development Bank of Canada (BDC) who holds a first mortgage on the property. The reason for the deferral was to accommodate a proposed sale to a prospective purchaser. Finance Staff complied with this request since the BDC is a Crown agency and has first priority over the city. Unfortunately this real estate transaction did not come about and no further action was taken.

New Developments

In August of this year, Finance Staff were approached again by the Business Development Bank of Canada and its solicitors indicating that a new purchaser had been found and that the parties wished to close this

deal as soon as possible. The BDC is offering to share the proceeds of sale with the City of Greater Sudbury on a pro rata basis.

Currently, the property tax arrears are as follows:

Taxes	\$31,115.72
Penalty	\$14,302.82
Other	\$390.20
Total	\$45,808.74

The City's share of the proceeds of sale would be approximately \$37,585.89.

Section 354 (4) (a) provides the authority for City Council to write off property taxes as uncollectable upon the recommendation of the Treasurer if the property is owned by a higher level of Government or Crown Agency.

Finance Staff have been conducting discussions with solicitors for both the BDC and the prospective purchasers and all indications are that this real estate transaction will go forward. Should members of City Council concur with this report, Finance Staff will accept the proposal by the Business Development Bank of Canada and upon receipt of the City's share of the proceeds, will write off the balance as uncollectable.

Recommendation

It is recommended that the City of Greater Sudbury accept it's share of the proceeds of sale of 40 Clemow Avenue in the approximate amount of \$37,585.89 and write off the balance as uncollectable.



City of Greater Sudbury Charter

WHEREAS Municipalities are governed by the Ontario Municipal Act, 2001;

AND WHEREAS the City of Greater Sudbury has established Vision, Mission and Values that give direction to staff and City Councillors;

AND WHEREAS City Council and its associated boards are guided by a Code of Ethics, as outlined in Appendix B of the City of Greater Sudbury's Procedure Bylaw, most recently updated in 2011;

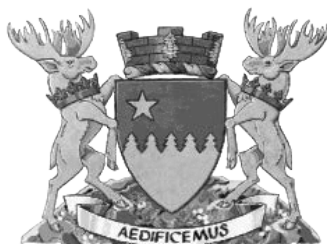
AND WHEREAS the City of Greater Sudbury official motto is "Come, Let Us Build Together," and was chosen to celebrate our city's diversity and inspire collective effort and inclusion;

THEREFORE BE IT RESOLVED THAT Council for the City of Greater Sudbury approves, adopts and signs the following City of Greater Sudbury Charter to complement these guiding principles:

As Members of Council, we hereby acknowledge the privilege to be elected to the City of Greater Sudbury Council for the 2014-2018 term of office. During this time, we pledge to always represent the citizens and to work together always in the interest of the City of Greater Sudbury.

Accordingly, we commit to:

- Perform our roles, as defined in the Ontario Municipal Act (2001), the City's bylaws and City policies;
- Act with transparency, openness, accountability and dedication to our citizens, consistent with the City's Vision, Mission and Values and the City official motto;
- Follow the Code of Ethical Conduct for Members of Council, and all City policies that apply to Members of Council;
- Act today in the interest of tomorrow, by being responsible stewards of the City, including its finances, assets, services, public places, and the natural environment;
- Manage the resources in our trust efficiently, prudently, responsibly and to the best of our ability;
- Build a climate of trust, openness and transparency that sets a standard for all the City's goals and objectives;
- Always act with respect for all Council and for all persons who come before us;
- Ensure citizen engagement is encouraged and promoted;
- Advocate for economic development, encouraging innovation, productivity and job creation;
- Inspire cultural growth by promoting sports, film, the arts, music, theatre and architectural excellence;
- Respect our historical and natural heritage by protecting and preserving important buildings, landmarks, landscapes, lakes and water bodies;
- Promote unity through diversity as a characteristic of Greater Sudbury citizenship;
- Become civic and regional leaders by encouraging the sharing of ideas, knowledge and experience;
- Work towards achieving the best possible quality of life and standard of living for all Greater Sudbury residents;



Charte de la Ville du Grand Sudbury

ATTENDU QUE les municipalités sont régies par la Loi de 2001 sur les municipalités (Ontario);

ATTENDU QUE la Ville du Grand Sudbury a élaboré une vision, une mission et des valeurs qui guident le personnel et les conseillers municipaux;

ATTENDU QUE le Conseil municipal et ses conseils sont guidés par un code d'éthique, comme l'indique l'annexe B du Règlement de procédure de la Ville du Grand Sudbury dont la dernière version date de 2011;

ATTENDU QUE la devise officielle de la Ville du Grand Sudbury, « Ensemble, bâtissons notre avenir », a été choisie afin de célébrer la diversité de notre municipalité ainsi que d'inspirer un effort collectif et l'inclusion;

QU'IL SOIT RÉSOLU QUE le Conseil de la Ville du Grand Sudbury approuve et adopte la charte suivante de la Ville du Grand Sudbury, qui sert de complément à ces principes directeurs, et qu'il y appose sa signature:

À titre de membres du Conseil, nous reconnaissons par la présente le privilège d'être élus au Conseil du Grand Sudbury pour le mandat de 2014-2018. Durant cette période, nous promettons de toujours représenter les citoyens et de travailler ensemble, sans cesse dans l'intérêt de la Ville du Grand Sudbury.

Par conséquent, nous nous engageons à :

- assumer nos rôles tels qu'ils sont définis dans la Loi de 2001 sur les municipalités, les règlements et les politiques de la Ville;
- faire preuve de transparence, d'ouverture, de responsabilité et de dévouement envers les citoyens, conformément à la vision, à la mission et aux valeurs ainsi qu'à la devise officielle de la municipalité;
- suivre le Code d'éthique des membres du Conseil et toutes les politiques de la municipalité qui s'appliquent à eux;
- agir aujourd'hui pour demain en étant des intendants responsables de la municipalité, y compris de ses finances, biens, services, endroits publics et du milieu naturel;
- gérer les ressources qui nous sont confiées de façon efficiente, prudente, responsable et de notre mieux;
- créer un climat de confiance, d'ouverture et de transparence qui établit une norme pour tous les objectifs de la municipalité;
- agir sans cesse en respectant tous les membres du Conseil et les gens se présentant devant eux;
- veiller à ce qu'on encourage et favorise l'engagement des citoyens;
- plaider pour le développement économique, à encourager l'innovation, la productivité et la création d'emplois;
- être une source d'inspiration pour la croissance culturelle en faisant la promotion de l'excellence dans les domaines du sport, du cinéma, des arts, de la musique, du théâtre et de l'architecture;
- respecter notre patrimoine historique et naturel en protégeant et en préservant les édifices, les lieux d'intérêt, les paysages, les lacs et les plans d'eau d'importance;
- favoriser l'unité par la diversité en tant que caractéristique de la citoyenneté au Grand Sudbury;
- devenir des chefs de file municipaux et régionaux en favorisant les échanges d'idées, de connaissances et concernant l'expérience;
- viser l'atteinte de la meilleure qualité et du meilleur niveau de vie possible pour tous les résidents du Grand Sudbury.