

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

Committee Room C-11
Tom Davies Square

Tuesday, September 10, 2013
Commencement: 4:45 p.m.

DEPUTY MAYOR ANDRÉ RIVEST, IN THE CHAIR

Present

Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Dupuis; Kilgour; Belli; Craig; Caldarelli; Kett; Mayor Matichuk

City Officials

Catherine Matheson, General Manager of Community Development/Acting for the Chief Administrative Officer; Tony Cecutti, General Manager of Infrastructure Services; Paul Baskcomb, Acting General Manager of Growth & Development/Planning Director; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Eric Labelle, Assistant City Solicitor; Danielle Braney, Director of Asset Services; Guido Mazza, Director of Building Services/Chief Building Official; Tony Derro, Manager of Taxation

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Closed Session

CC2013-270 Belli/Kilgour: THAT the City of Greater Sudbury Council move to Closed Session to deal with one Acquisition or Disposition of Land Matter in accordance with the *Municipal Act, 2001*, s.239(2).

CARRIED

Recess

At 5:06 p.m., Council recessed.

Reconvene

At 6:00 p.m., Council commenced the Open Session in the Council Chamber.

HER WORSHIP MAYOR MARIANNE MATICHUK, IN THE CHAIR

Present

Councillors Cimino; Barbeau; Berthiaume; Dutrisac; Dupuis; Rivest; Kilgour; Belli; Craig; Caldarelli; Kett

City Officials

Doug Nadorozny, Chief Administrative Officer; Tony Cecutti, General Manager of Infrastructure Services; Catherine Matheson, General Manager of Community Development; Paul Baskcomb, Acting General Manager of Growth & Development/Planning Director; Joseph Nicholls, Deputy of Chief of Emergency Services; Allan Lekun, Deputy Chief of Police; Caroline Hallsworth,

City Officials (cont'd)

Executive Director, Administrative Services/City Clerk; Eric Labelle, Assistant City Solicitor; Paddy Buchanan, Manager of Accounting; Eliza Bennett, Manager of Communications & French Language Services; Sajeew Shivshankaran, Manager of Energy Initiatives; Franca Bortolussi, Council Assistant; Danielle Wicklander, Legislative Compliance Co-ordinator

MOMENT OF SILENT REFLECTION

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

COMMUNITY DELEGATIONS

Item 1

Canadian Pacific

Randy Marsh, Manager Community Relations, Communications and Public Affairs, Canadian Pacific, made an electronic presentation regarding Canadian Pacific and their safety practices.

MATTERS ARISING FROM THE CLOSED SESSION

Rise and Report

Deputy Mayor Rivest, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one Acquisition or Disposition of Land Matter in accordance with the *Municipal Act, 2001*, s.239(2) and that the following resolution emanated therefrom:

CC2013-271 Kilgour/Belli: THAT Council of the City of Greater Sudbury direct the vesting, demolition and sale of 507 Kingsway, Sudbury, legally described as PIN 73580-0070 (LT),

Firstly: Lots 10, 11, 25, 26, 27, 28 and 29, Plan M-42;

Secondly: part of Lot 8, Plan M-42; and

Thirdly: part of Lot 9, Plan M-42, Township of McKim;

THAT the outstanding amount of taxes \$261,412.97 be written off as uncollectable;

THAT the remediation of the site and demolition of the building be funded from the Land Acquisition Reserve Fund;

THAT the tipping fees associated with the soils be waived;

AND THAT a by-law be presented authorizing the execution of the documents required to complete the vesting.

CARRIED

CONSENT AGENDA

The following motion was presented:

CC2013-272 Kilgour/Belli: THAT the City of Greater Sudbury adopt Consent Agenda Items C-1 to C-8 inclusive, approve Items C-9 to C-11 inclusive and receive Items C-12 to C-16 inclusive for information only.

CARRIED

The following are the Consent Agenda Items:

MINUTES

Item C-1
City Council
August 13, 2013

CC2013-273 Belli/Kilgour: THAT the City of Greater Sudbury adopt the City Council Minutes of August 13, 2013.

CARRIED

Item C-2
Operating Committee
August 12, 2013

CC2013-274 Dupuis/Kilgour: THAT the City of Greater Sudbury adopt the Operating Committee Minutes of August 12, 2013.

CARRIED

Item C-3
Community Services
Committee
August 12, 2013

CC2013-275 Dupuis/Kilgour: THAT the City of Greater Sudbury adopt the Community Services Committee Minutes of August 12, 2013.

CARRIED

Item C-4
Budget Review Ad-Hoc
Committee
August 12, 2013

CC2013-276 Kett/Dupuis: THAT the City of Greater Sudbury adopt the Planning Committee Minutes of August 12, 2013.

CARRIED

Item C-5
Planning Committee
August 12, 2013

CC2013-277 Dupuis/Kett: THAT the City of Greater Sudbury adopt the Planning Committee Minutes of August 12, 2013.

CARRIED

Item C-6
Audit Committee
August 13, 2013

CC2013-278 Kett/Dupuis: THAT the City of Greater Sudbury adopt the Audit Committee Minutes of August 13, 2013.

CARRIED

Item C-7
Finance and
Administration
Committee
August 13, 2013

CC2013-279 Kett/Dupuis: THAT the City of Greater Sudbury adopt the Finance and Administration Committee Minutes of August 13, 2013.

CARRIED

Item C-8
Nominating Committee
August 13, 2013

CC2013-280 Dupuis/Kett: THAT the City of Greater Sudbury adopt the Nominating Committee Minutes of August 13, 2013.

CARRIED

ROUTINE MANAGEMENT REPORTS

Item C-9
Healthy Community
Initiative Fund 2013
Second Quarter Report

Report dated August 27, 2013 from the Chief Financial Officer/City Treasurer regarding Healthy Community Initiative Fund 2013 Second Quarter Report.

CC2013-281 Kett/Kilgour: That the City of Greater Sudbury accept the report dated August 27, 2013 from the Chief Financial Officer/City Treasurer regarding Healthy Community Initiative Fund 2013 Second Quarter Report;

AND THAT approval be granted for the commitments noted in the said report;

AND THAT the appropriate by-law be presented.

CARRIED

Item C-10
Healthy Community
Initiative Fund Requests
for Approval

Report dated August 27, 2013 from the Chief Financial Officer/City Treasurer regarding Healthy Community Initiative Fund Requests for Approval.

Refer to By-law 2013-212

CC2013-282 Caldarelli/Barbeau: That the City of Greater Sudbury grant approval for the following Healthy Community Initiative Fund projects identified for:

Ward 1 - Capital expenditure for Delki Dozzi Playground site improvements including site furnishings, trees, topsoil and grass seed for the sum of up to \$14,000;

Ward 3 - Donation to Rainbow Routes Association for the paving of an existing gravel path between St. Gabriel's Villa and Place Bonaventure Mall in the sum of \$5,000;

Ward 9 - Donation to the Coniston Community Action Network for the restoration and relocation of the war memorial as well as the relocation of the Centennial monument in the sum of \$5,000.00;

Ward 12 - Donation to Better Beginnings Better Futures for a portion of the costs of running the Beach Day Program for children at the Fournier Gardens site located on Louis Street in the sum of \$2,000.00;

And that any necessary by-law be presented.

CARRIED

ROUTINE MANAGEMENT REPORTS (cont'd)

Item C-11
2013-2014 Accessibility
Plan

Report dated August 29, 2013 from the Executive Director, Administrative Services/City Clerk regarding 2013-2014 Accessibility Plan.

CC2013-283 Barbeau/Caldarelli: THAT Council of the City of Greater Sudbury thank the Members of the Accessibility Advisory Panel for their work in promoting accessibility and inclusiveness;

AND THAT the 2013 - 2014 City of Greater Sudbury and Greater Sudbury Transit Accessibility Plan be accepted as presented;

AND THAT a copy of the Plan be forwarded to the Province of Ontario as required by the Ontarians with Disabilities Act, 2001.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY

Item C-12
Energy Office Update
2013

Report dated July 30, 2013 from the General Manager of Growth and Development regarding Energy Office Update 2013.

CC2013-284 Caldarelli/Barbeau: THAT the City of Greater Sudbury receive the report dated July 30, 2013 from the General Manager of Growth and Development regarding Energy Office Update 2013 for information only.

CARRIED

Item C-13
2013 Second Quarter
Statement of Council
Expenses

Report dated August 27, 2013 from the Chief Financial Officer/City Treasurer regarding 2013 Second Quarter Statement of Council Expenses.

CC2013-285 Barbeau/Caldarelli: THAT the City of Greater Sudbury receive the report dated August 27, 2013 from the Chief Financial Officer/City Treasurer regarding 2013 Second Quarter Statement of Council Expenses for information only.

CARRIED

Item C-14
Closed Meeting Report
from Amberley Gavel
Ltd.

Report dated September 4, 2013 from the Executive Director, Administrative Services/City Clerk regarding Closed Meeting Report from Amberley Gavel Ltd.

CC2013-286 Caldarelli/Barbeau: THAT the City of Greater Sudbury receive the report dated September 4, 2013 from the Executive Director, Administrative Services/City Clerk regarding Closed Meeting Report from Amberley Gavel Ltd. for information only.

CARRIED

CORRESPONDENCE FOR INFORMATION ONLY (cont'd)

Item C-15
Integrated Electronic
Meeting Management
System

Report dated August 23, 2013 from the Executive Director, Administrative Services/City Clerk regarding Integrated Electronic Meeting Management System.

CC2013-287 Cimino/Dutrisac: THAT the City of Greater Sudbury receive the report dated August 23, 2013 from the Executive Director, Administrative Services/City Clerk regarding Integrated Electronic Meeting Management System for information only.

CARRIED

Item C-16
Northern Ontario Large
Urban Mayor's Priority
Paper

Report dated August 29, 2013 from the Mayor regarding Northern Ontario Large Urban Mayor's Priority Paper.

CC2013-288 Dutrisac/Cimino: THAT the City of Greater Sudbury receive the report dated August 29, 2013 from the Mayor regarding Northern Ontario Large Urban Mayor's Priority Paper for information only.

CARRIED

REGULAR AGENDA

MANAGERS' REPORTS

Item R-1
Emergency Shelter
Funding

Report dated September 5, 2013 from the General Manager of Community Development regarding Emergency Shelter Funding.

The following motion was presented:

CC2013-289 Cimino/Craig: WHEREAS the Building, Property and Park Naming Policy (By-Law 2012-256) identifies the process of naming and re-naming municipal buildings, properties and parks and elements of buildings and parks;

AND WHEREAS the Coniston Community Action Network has submitted a formal request to name a nature trail built in Coniston after long-standing community volunteer Jean Tellier;

AND WHEREAS Jean Tellier was instrumental in the development of the trail;

AND WHEREAS the by-law requirements have been met;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury approve the naming of the trail in Coniston after Jean Tellier, in recognition of his generous support and commitment to see this trail to fruition.

CARRIED

BY-LAWS

Read & Passed

The following motion was presented:

CC2013-290 Dutrisac/Cimino: THAT the City of Greater Sudbury read and pass By-law 2013-203 to and including By-law 2013-225Z.

CARRIED

The following are the By-laws:

2013-203 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF SEPTEMBER 10TH, 2013

2013-204 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE VESTING INTO THE CITY'S NAME OF VARIOUS VACANT LAND WITHIN THE CITY OF GREATER SUDBURY AND TO WRITE OFF THE OUTSTANDING TAXES FOR THESE PROPERTIES

Planning Committee Recommendation #PL2013-130

2013-205 A BY-LAW OF THE CITY OF GREATER SUDBURY AUTHORIZING THE PURCHASE OF SWANSON ISLAND BEING PIN 73559-0022 (LT) FROM ANGELINE DUBE AND MICHEL DUBE

Planning Committee Recommendation #PL2013-122

2013-206 A BY-LAW OF THE CITY OF GREATER SUDBURY TO CLOSE PART OF UNOPENED NORTH FIELD CRESCENT IN SUDBURY, DESCRIBED AS PIN 02132-1290(LT) AND PART OF UNOPENED KINGSVIEW DRIVE IN SUDBURY LEGALLY DESCRIBED AS PIN 02132-1292(LT)

Planning Committee Recommendation #PL2013-129

2013-207 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT MUNICIPAL ENFORCEMENT OFFICERS TO ENFORCE THE PUBLIC AND PRIVATE PROPERTY SECTIONS, THE DISABLED PARKING SECTIONS AND THE FIRE ROUTES SECTIONS OF BY-LAW 2010-1

(This updates the list of Parking Control Officers to enforce parking restrictions on private property.)

BY-LAWS (cont'd)

- 2013-208 A BY-LAW OF THE CITY OF GREATER SUDBURY TO APPOINT BY-LAW ENFORCEMENT OFFICERS FOR THE SUDBURY AIRPORT
- (This updates the list of Parking Control Officers to enforce parking restrictions at the airport.)
- 2013-209 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CANCELLATION, REDUCTION OR REFUND OF REALTY TAXES
- (This By-law provides for tax adjustments under Sections 357 and 358 of the Municipal Act, 2001 for properties eligible for cancellation, reduction or refund of realty taxes.)
- Report dated August 19, 2013 from the Chief Financial Officer/City Treasurer regarding Tax Adjustments under Section 357 and 358 of the Municipal Act.
- 2013-210 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE GRANTS UNDER THE TOWN CENTRE COMMUNITY IMPROVEMENT
- (This By-law authorizes staff to enter into agreements with property owners in accordance with the Town Centre Community Improvement Plan.)
- 2013-211 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 reflects recent staffing changes.)
- 2013-212 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE GRANTS FROM THE HEALTHY COMMUNITY INITIATIVE FUND
- Refer to Item C-10
- (This By-law authorizes grants to various wards funded through Healthy Community Initiative Fund for Wards 3, 9 and 12.)
- 2013-213 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE GRANTS FROM THE HEALTHY COMMUNITY INITIATIVE FUND MADE IN THE SECOND QUARTER OF 2013
- (This by-law authorizes grants made from the Healthy Community Initiative Fund during the second quarter of 2013.)

BY-LAWS (cont'd)

2013-214Z

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2013-124

(This by-law does not rezone the subject property. Pursuant to Section 39 of the Planning Act, Council has extended a temporary use by-law in order to permit an existing Garden Suite located above a detached garage to continue as a temporary use for a period of three additional years - Lise Henri, 2996 Valleyview Road, Val Caron)

2013-215Z

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2013-127

(This by-law rezones the subject property to "R3(39)", Medium Density Residential Special in order to permit a two-storey, 9-unit multiple dwelling - 110 - 112 College Street Inc., 110 - 112 College Street, Sudbury)

2013-216Z

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2013-99

(This by-law rezones the subject property from "FD", Future Development and "M2", Light Industrial to "R2-2", Low Density Residential Two to permit their development for residential purposes with the abutting lands to the east - Dalron Construction Limited, Mallard's Landing, Sudbury)

2013-217Z

A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2010-100Z BEING THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY

Planning Committee Recommendation #2006-48

(This by-law rezones the subject property from "R1-5", Low Density Residential One to "I", Institutional to permit its use as a parking lot for a school - Conseil Scolaire de District du Grand Nord de l'Ontario, Main Street, Val Caron)

BY-LAWS (cont'd)

2013-218Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2013-197Z A BY-LAW TO AMEND THE COMPREHENSIVE ZONING BY-LAW FOR THE CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2012-192

(This amending by-law corrects an error in of an area designation from R4(48) to R4(75).)

2013-219Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2013-156Z A BY-LAW TO AMEND THE COMPREHENSIVE ZONING BY-LAW FOR THE CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2013-87

(This amending by-law corrects an error in the identification of the applicable township from Township of Rayside to Township of Blezard.)

2013-220 A BY-LAW OF THE CITY OF GREATER SUDBURY AUTHORIZING THE ACQUISITION OF AN EASEMENT FROM SHERRY LAGRANDEUR OVER PART OF PIN 73585-0285(LT) BEING PART 1 ON PLAN 53R-20107 LOCATED ON PART OF 181 DOUGLAS STREET IN SUDBURY

Planning Committee Recommendation #PL2013-39

(This easement will serve as a pedestrian trail linkage between Douglas Street and Cross Street to connect and maintain the trail as part of the Junction Creek Waterway Park.)

2013-221 A BY-LAW OF THE CITY OF GREATER SUDBURY AUTHORIZING THE ACQUISITION OF AN EASEMENT FROM LORI-ANN ST. LOUIS OVER PART OF PIN 73585-0607(LT) BEING PART 2 ON PLAN 53R-20107 LOCATED ON PART OF 171 DOUGLAS STREET IN SUDBURY

Planning Committee Recommendation #PL2013-18

(This easement will serve as a pedestrian trail linkage between Douglas Street and Cross Street to connect and maintain the trail as part of the Junction Creek Waterway Park.)

2013-222 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2013-182 BEING A BY-LAW TO CONFIRM THE PROCEEDINGS OF COUNCIL AT ITS MEETING OF AUGUST 13TH, 2013 BY RENUMBERING IT TO 2013-182A

BY-LAWS (cont'd)

2013-222 (cont'd) (This by-law renumbers By-law 2013-182 to correct a duplication in the by-law numbering.)

2013-223 A BY-LAW OF THE CITY OF GREATER SUDBURY TO AUTHORIZE THE CONVEYANCE OF PIN 02132-1290(LT), BEING PART 54 ON PLAN 53R-18965 AND PIN 02132-1292(LT), BEING PART 56 ON PLAN 53R-18965 TO 920936 ONTARIO INC.

Planning Committee Recommendation #PL2013-93

2013-224 A BY-LAW OF THE CITY OF GREATER SUDBURY AMENDING BY-LAW 2009-181F BEING A BY-LAW TO ADOPT AN INVESTMENT POLICY

(This by-law repeals and replaces By-law 2013-179 to correct a clerical error.)

2013-225Z A BY-LAW OF THE CITY OF GREATER SUDBURY TO AMEND BY-LAW 2012-69Z A BY-LAW TO AMEND THE COMPREHENSIVE ZONING BY-LAW FOR CITY OF GREATER SUDBURY

Planning Committee Recommendation #PL2012-06

(This amending by-law supplements the legal description of the affected lands.)

MOTIONS

Item R-2
Scope of the Integrity
Commissioner's Work
and Code of Ethics Council Members were advised that this motion will be presented at a future meeting of City Council.

QUESTION PERIOD

Lighting on Lorne Street Councillor Cimino asked what is being done to rectify the lighting situation on Lorne Street as a result of the street lights being moved from the sidewalk side of the street to the other side.

The General Manager of Infrastructure Services indicated that the situation is being evaluated and a plan will be presented to the Councillor by the end of the month.

QUESTION PERIOD

Water Maintenance Repairs

Councillor Berthiaume asked why it takes a long time to resod a property after water maintenance repairs.

The General Manager of Infrastructure Services indicated that one issue is some watermain breaks occur during the winter. He further indicated that this matter is being reviewed to reduce the time between the repairs and the resoding.

Birch Trees

Councillor Rivest asked what is causing birch trees to turn brown and emit a sticky substance and was directed to the Ministry of Natural Resources should further information be required.

NOTICES OF MOTION

Council Expense and Healthy Community Initiative Fund Policy

The following Notice of Motion was presented by Councillor Belli:

WHEREAS at its December 11th, 2012 Council meeting, City Council, in an effort to further transparency and accountability, approved the Council Expense and Healthy Community Initiative Fund Policy;

AND WHEREAS City Council remains committed to furthering transparency and accountability for the City of Greater Sudbury;

AND WHEREAS pursuant to the Council Expense and Healthy Community Initiative Fund Policy, twenty-five percent (25%) of the annual Healthy Community Initiative Fund allocation can be spent on grants and donations to community groups, community event expenses, and gifts and promotions for community events and community groups;

AND WHEREAS the use of Health Community Initiative Funds towards grants and donations to community groups, community event expenses, and gifts and promotions for community events and community groups does not provide a fair and level playing field to candidates who are not incumbents;

NOW THEREFORE BE IT RESOLVED THAT the Council Expense and Healthy Community Initiative Fund Policy be amended to provide that one hundred percent (100%) of the Healthy Community Initiative Fund allocation be permitted only on capital projects to build, replace, repair or purchase municipally owned assets.

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

Adjournment

Dutrisac/Cimino: THAT this meeting does now adjourn. Time:
7:38 p.m.

CARRIED

Mayor Marianne Matichuk, Chair

Caroline Hallsworth, Executive Director,
Administrative Services/City Clerk