MEETING OF THE COUNCIL
OF THE CITY OF GREATER SUDBURY

Council Chamber
Tom Davies Square

Tuesday, November 24, 2015
Commencement: 4:00 p.m.

DEPUTY MAYOR SIZER, IN THE CHAIR

Present
Councillors Signoretti, Vagnini, Montpellier, Dutrisac, Kirwan, Lapierre (A. 5:02 p.m.), Jakubo, Sizer, McIntosh, Cormier, Reynolds, Landry-Altmann, Mayor Bigger

City Officials
Caroline Hallsworth, Executive Director, Administrative Services/City Clerk

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Closed Session
The following motion was presented:

CC2015-374 Jakubo/Cormier: THAT the City of Greater Sudbury Council move to Closed Session to deal with one (1) Acquisition or Disposition of Land Matter (239(2)(c)) regarding Surplus School Board Properties; one (1) Acquisition or Disposition of Land / Litigation or Potential Litigation Matter (239(2)(c) and (e)) regarding Barrydowne Arena Lease Negotiations; one (1) Solicitor - Client Privilege Matter (239(2)(f)) regarding Elgin Street Watermain Improvement Project; one (1) Personal Matter (Identifiable Individual(s)) (239(2)(b)) regarding an Employment Matter, and one (1) Labour Relations / Employee Negotiations matter (239(2)(d)) regarding 2016 Negotiations with CUPE and its Locals 4705 and 148, all in accordance with the Municipal Act, 2001.

CARRIED

Rules of Procedure
THAT the order of the agenda be altered to move Item C/M-5 to be the first item on the agenda.

CARRIED BY TWO-THIRDS MAJORITY

Rules of Procedure
THAT the order of the agenda be altered to move Item C/M-4 to be the second item on the agenda.

CARRIED BY TWO-THIRDS MAJORITY

Recess
At 5:25 p.m., Council recessed.
At 6:03 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**

Kevin Fowke, Interim Chief Administrative Officer/ Director of Human Resources & Organizational Development; Tony Cecutti, General Manager of Infrastructure Services; Paul Baskcomb, General Manager of Growth & Development; Caroline Hallsworth, Executive Director, Administrative Services/City Clerk; Eric Labelle, Assistant City Solicitor; Ron Henderson, General Manager of Assets, Citizen and Leisure Services; Ed Stankiewicz, Acting Chief Financial Officer/City Treasurer; Trevor Bain, Chief of Fire and Paramedic Services; Marie-Catherine Edsall, Communications & French Services Advisor; Vasu Balakrishnan, Interim Senior Auditor, Liana Bacon, Legislative Compliance Co-Ordinator; April Antoniazzi, Clerk’s Services Assistant

**MOMENT OF SILENT REFLECTION**

**ROLL CALL**

**DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF**

Councillor Lapierre noted that he had a conflict of interest with item CM/5 from the Closed Session and had not attended that portion of the Closed Session.

**PRESENTATIONS**

**Item 1**
Greater Sudbury Development Corporation Board of Directors

Report dated October 27, 2015 from the General Manager of Growth & Development regarding Update from the Greater Sudbury Development Corporation Board of Directors.

Dr. Darren Stinson, GSDC Board Chair, provided an electronic presentation regarding Greater Sudbury Development Corporation Board of Directors for information only.

**Item 2**
Downtown Master Plan Ten Year Implementation Plan Update


Kris Longston, Senior Planner, provided an electronic presentation regarding Downtown Master Plan Ten Year Implementation Plan Update for information only.
MATTERS ARISING FROM THE CLOSED SESSION

Rise and Report

Deputy Mayor Sizer, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Acquisition or Disposition of Land Matter (239(2)(c)) regarding Surplus School Board Properties; one (1) Acquisition or Disposition of Land / Litigation or Potential Litigation Matter (239(2)(c)) and (e) regarding Barrydowne Arena Lease Negotiations; one (1) Solicitor - Client Privilege Matter (239(2)(f)) regarding Elgin Street Watermain Improvement Project; one (1) Personal Matter (Identifiable Individual(s)) (239(2)(b)) regarding an Employment Matter, and one (1) Labour Relations / Employee Negotiations matter (239(2)(d)) regarding 2016 Negotiations with CUPE and its Locals 4705 and 148, all in accordance with the Municipal Act, 2001 and that direction was given to staff with regards to one item. He noted the closed session was not completed and that Council would return to Closed Session at the conclusion of the Open Session.

MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – November 2, 2015

Approval of Planning Committee Recommendations

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee Meeting of November 2, 2015.

The following motion was presented:

CC2015-375 Vagnini/Kirwan: THAT the City of Greater Sudbury approves Planning Committee Recommendations PL2015-202 to PL2015-208 inclusive from the meeting of November 2, 2015. CARRIED

The following are the Planning Committee recommendations:

Application for a temporary use by-law, 1059 Radar Road, Hanmer

PL2015-202 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury approves the application by Michel Charbonneau to amend the Zoning By-law 2010-100Z with respect to lands described as PIN 73509-0003, Parcel 53726 S.E.S., Part 1, Plan 53R-5150, Part 1, Plan 53R-17012, Lot 8, Concession 1, Township of Capreol in order to permit a garden suite in accordance with Section 39 of the Planning Act for a temporary period of ten (10) years, subject to the following condition:

1. That prior to the installation of the garden suite, the owners must obtain a building permit to the satisfaction of the Chief Building Official. CARRIED
PL2015-203  Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury approves the application by Sitiri Investments Ltd. to amend Zoning By-law 2010-100Z to change the zoning classification from "R1-5", Low Density Residential One to "C1", Local Commercial in order to expand the existing "C1” Zone presently fronting Celine Street onto a westerly portion of those lands described as PIN 73478-0139, Part of Parcel 50613 S.E.S., Part of Lot 54, Plan M-403, Lot 4, Concession 6, Township of Broder subject to the following conditions:

1. That prior to the enactment of the amending by law:

   a) The owner shall submit to the Planning Services Division a registered survey of the lands to be rezoned in order to allow for the preparation of the by-law, and;

   b) The owner shall submit to the Consent Official an application for consent to consolidate the lands to be rezoned to “C1” with those lands to west described as Parcels 50607 & 50608, Lots 28 & 29, Plan M403, Lot 4, Concession 6, Township of Broder to the satisfaction of the Director of Planning Services.

   CARRIED

PL2015-204  Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury approves the application by Paul & Stefanie Mailloux with respect to those lands described as PIN 73504-3006, Part 1, Plan 53R-19141, Lot 5, Concession 3, Township of Hanmer to amend the Official Plan for the City of Greater Sudbury to provide an exception to Section 5.2.2 in order to permit one additional rural lot to be created beyond the three rural lots that are permitted to be created from a single parent parcel since the adoption date of the Official Plan on June 14, 2006.

   AND THAT the lot to be created be permitted to proceed by way of consent as opposed to a plan of subdivision.

   CARRIED

PL2015-205  Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury approves the application by Christine Proulx to amend Zoning By-law 2010-100Z by changing the zoning classification from "R1-5", Low Density Residential One to "R2-2(S)”, Low Density Residential Two Special on lands described as PIN 73347-1697, Part of Lots 15 & 16, Plan M-449, Part 1, Plan 53R-20144 in Lot 7, Concession 2, Township of Rayside subject to the following conditions:
MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – November 2, 2015
(cont’d)

Application for Rezoning, Belanger St, Azilda – Christine Proulx
(cont’d)

1. That the amending by-law include the following site-specific provisions:
   a. A minimum lot depth of 24 metres shall be permitted;
   b. The driveway for the semi-detached dwelling shall be centered at the common lot line;
   c. Belanger Street shall be deemed to be the front lot line;
   d. The following minimum building setbacks shall apply:
      i) Front yard: 5.9 metres;
      ii) Rear yard: 6 metres

CARRIED

Application for Rezoning, Hwy 69 North, Hanmer, Delva Properties Inc.

PL2015-206 McIntosh/Landry-Altmann: THAT the City of Greater Sudbury approves the application by Devla Properties Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification from “R1-5”, Low Density Residential One to "R3(S)" Medium Density Residential Special on lands described as PIN 73504-3023, Parts 2, 4 & 5, Plan 53R-19153 in Lot 5, Concession 2, Township of Hanmer subject to the following conditions:

1. That the amending by-law include the following site-specific provisions:
   a. The maximum number of multiple dwellings shall be two (2);
   b. The maximum building height shall be two (2) storeys;
   c. A maximum twelve (12) dwelling units shall be permitted;
   d. Municipal Road 80 shall be deemed to be the front lot line;
   e. The following minimum building setbacks shall apply:
      i) Front yard: nine (9) metres;
      ii) Easterly and southerly interior side yards: three (3) metres;
   f. A canopy shall be permitted to encroach 1.8 metres into the required front yard

CARRIED

Motion to Reconsider Planning Committee Recommendation PL2015-188

PL2015-207 McIntosh/Dutrisac: THAT the Planning Committee reconsider PL2015-188, a recommendation to authorize the purchase and demolition of 45 Mont Adam Street, Sudbury which was referred to the Planning Committee at the October 20, 2015 City Council meeting.

CARRIED BY TWO-THIRDS MAJORITY
MATTERS ARISING FROM THE PLANNING COMMITTEE MEETING – November 2, 2015 (cont’d)

Motion to Reconsider Planning Committee Recommendation PL2015-188 (cont’d)

PL2015-208 McIntosh/Dutrisac: THAT the City of Greater Sudbury authorizes the purchase and demolition of 45 Mont Adam Street, Sudbury, legally described as PIN 02132-0069(LT), Lot 114 and part of Lot 113, Plan M-103, Township of McKim, City of Greater Sudbury;

AND THAT a by-law be presented authorizing the purchase and execution of the documents required to complete the real estate transaction;

AND THAT the acquisition and demolition be funded from the Capital Financing Reserve Fund – Roads;

AND THAT the demolition, designated substance survey and all other costs associated with the demolition be funded from the Capital Financing Reserve Fund - Roads.

DEFEATED

MATTERS ARISING FROM THE HIRING COMMITTEE – CAO MEETING – October 19, 2015

Approval of Hiring Committee – CAO Recommendations

Mayor Bigger, as Chair of the Hiring Committee - CAO, reported on the matters arising from the Hiring Committee - CAO Meeting of October 19, 2015.

The following motion was presented:


CARRIED

The following is the Hiring Committee recommendation:

Closed Session

HCC2015-06 McIntosh/Kirwan: THAT the Hiring Committee meet in closed session to deal with one (1) Personal Matter (Identifiable Individual(s)) regarding the position of Chief Administrative Officer (CAO) in accordance with the Municipal Act, 2001, s. 239(2)(b).

CARRIED

MATTERS ARISING FROM THE HIRING COMMITTEE – CAO MEETING – November 4, 2015

Approval of Hiring Committee – CAO Recommendations

Mayor Bigger, as Chair of the Hiring Committee - CAO, reported on the matters arising from the Hiring Committee - CAO Meeting of November 4, 2015.
MATTERS ARISING FROM THE HIRING COMMITTEE – CAO MEETING – November 4, 2015 (cont’d)

Approval of Hiring Committee – CAO Recommendations (cont’d)

The following motion was presented:


CARRIED

The following are the Hiring Committee recommendations:

Rules of Procedure

HCC2015-07 Signoretti/McIntosh: THAT the City of Greater Sudbury temporarily suspends Articles 25.03 and 25.04 of the City of Greater Sudbury Procedure By-law 2011-235, which outlines the rules for an automatic adjournment after three hours of commencement of a meeting and the continuation of automatic adjournment hourly which requires unanimous consent of all members present in order to hold an all day Hiring Committee Meeting – CAO on Wednesday November 4, 2015.

CARRIED

Closed Session

HCC2015-08 McIntosh/Signoretti: THAT the Hiring Committee meet in closed session to deal with one (1) Personal Matter (Identifiable Individual(s)) / Labour Relations or Employee Negotiations Matter regarding the position of Chief Administrative Officer (CAO) in accordance with the Municipal Act, 2001, s. 239(2)(b)(d).

CARRIED

MATTERS ARISING FROM THE HIRING COMMITTEE – CAO MEETING – November 5, 2015

Approval of Hiring Committee – CAO Recommendations

Mayor Bigger, as Chair of the Hiring Committee - CAO, reported on the matters arising from the Hiring Committee - CAO Meeting of November 5, 2015.

The following motion was presented:


CARRIED
MATTERS ARISING FROM THE HIRING COMMITTEE – CAO MEETING – November 5, 2015 (cont’d)

The following are the Hiring Committee recommendations:

Rules of Procedure

HCC2015-09 Lapierre/Kirwan: THAT the City of Greater Sudbury temporarily suspends Articles 25.03 and 25.04 of the City of Greater Sudbury Procedure By-law 2011-235, which outlines the rules for an automatic adjournment after three hours of commencement of a meeting and the continuation of automatic adjournment hourly which requires unanimous consent of all members present in order to hold an all day Hiring Committee Meeting – CAO on Thursday November 5, 2015.

CARRIED

Closed Session

HCC2015-10 Lapierre/Kirwan: THAT the Hiring Committee meet in closed session to deal with one (1) Personal Matter (Identifiable Individual(s)) / Labour Relations or Employee Negotiations Matter regarding the position of Chief Administrative Officer (CAO) in accordance with the Municipal Act, 2001, s. 239(2)(b)(d).

CARRIED

MATTERS ARISING FROM THE AUDIT COMMITTEE MEETING – October 27, 2015

Approval of Audit Committee Recommendations

Councillor Jakubo, as Chair of the Audit Committee, reported on the matters arising from the Audit Committee Meeting of October 27, 2015.

The following motion was presented:

CC2015-379 Kirwan/Vagnini: THAT the City of Greater Sudbury approves Audit Committee Recommendation AC2015-09 from the meeting of October 27, 2015.

CARRIED

The following is the Audit Committee recommendation:

2015 External Audit Planning Report

AC2015-09 Sizer/Montpellier: THAT the City of Greater Sudbury approves the 2015 External Audit Plan as outlined in the report dated October 27, 2015 from PricewaterhouseCoopers LLP.

CARRIED
MATTERS ARISING FROM THE FINANCE AND ADMINISTRATION COMMITTEE MEETING
– October 27, 2015

Approval of Finance and Administration Committee Recommendations

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee Meeting of October 27, 2015.

The following motion was presented:

CC2015-380 McIntosh/Cormier: THAT the City of Greater Sudbury approves Finance and Administration Committee Recommendations FA2015-46 to FA2015-48 inclusive from the meeting of October 27, 2015.

CARRIED

The following are the Finance and Administration Committee recommendations:

Pilot Project - Leaf & Yard Trimmings

FA2015-47 Cormier/Landry-Altmann: THAT the City of Greater Sudbury authorizes the General Manager of Infrastructure Services to enter into a single source agreement with Vale following the success of the pilot project for the acceptance of semi-processed leaf & yard trimmings from the Sudbury Landfill & Waste Diversion site.

CARRIED

Implementation of Epost


CARRIED

CONSENT AGENDA

The following motion was presented:

CC2015-381 McIntosh/Cormier: THAT the City of Greater Sudbury adopts Consent Agenda Items C-1 to C-10 inclusive and approves Items C-11 to C-14.

CARRIED

The following are the Consent Agenda Items:

MINUTES

Item C-1 Planning Committee October 19, 2015

CC2015-382 Cormier/McIntosh: THAT the City of Greater Sudbury adopts the Planning Committee Minutes of October 19, 2015.

CARRIED
MINUTES (cont’d)

Item C-2
Hiring Committee - CAO
October 19, 2015

CARRIED

Item C-3
City Council
October 20, 2015
CC2015-384 McIntosh/Cormier: THAT the City of Greater Sudbury adopts the City Council Minutes of October 20, 2015.

CARRIED

Item C-4
Audit Committee
October 27, 2015
CC2015-385 McIntosh/Cormier: THAT the City of Greater Sudbury adopts the Audit Committee Minutes of October 27, 2015.

CARRIED

Item C-5
Finance and Administration Committee
October 27, 2015
CC2015-386 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury adopts the Finance and Administration Committee Minutes of October 27, 2015.

CARRIED

Item C-6
Special City Council
October 27, 2015
CC2015-387 Jakubo/Landry-Altmann: THAT the City of Greater Sudbury adopts the Special City Council Minutes of October 27, 2015.

CARRIED

Item C-7
Planning Committee
November 2, 2015
CC2015-388 Landry-Altmann/Dutrisac: THAT the City of Greater Sudbury adopts the Planning Committee Minutes of November 2, 2015.

CARRIED

Item C-8
City Council
November 3, 2015
CC2015-389 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury adopts the City Council Minutes of November 3, 2015.

CARRIED

Item C-9
Hiring Committee - CAO
November 4, 2015

CARRIED

Item C-10
Hiring Committee - CAO
November 5, 2015

CARRIED
Routine Management Reports

Item C-11
Primary Care Recruitment Program Update

Report dated November 3, 2015 from the General Manager of Growth & Development regarding Primary Care Recruitment Program Update.

The following motion was presented:

CC2015-392 Landry-Altmann/Dutrisac: THAT the Council of the City of Greater Sudbury accepts the staff report of November 3, 2015 on the Primary Healthcare Provider Recruitment and Retention Program update;

AND FURTHER THAT Council accepts the staff recommendation that returned incentive funds be retained in reserve for use in Primary Healthcare Provider Recruitment incentive agreements in future years.

CARRIED

Item C-12
Healthy Community Initiative Fund Requests for Approval


The following motion was presented:

CC2015-393 Landry-Altmann/Signoretti: THAT the City of Greater Sudbury grants approval for the following Healthy Community Initiative Fund projects identified for:

Ward 3 – Donation to Café-musique Productions Rayside-Balfour for the cost of a research intern and a 2016 summer concert series from June to August 2016 in the sum of $6,250.

Ward 4 – Donation to Café-musique Productions Rayside-Balfour for the cost of a research intern and a 2016 summer concert series from June to August 2016 in the sum of $5,250.

Ward 4 – Capital expenditure for the purchase of a replacement play structure at Elm West Playground at a cost of $22,000.

Ward 6 – Capital expenditure to replace outdoor rink boards and netting at Farmdale Playground at a cost of $8,500.

AND THAT any necessary by-law be presented.

CARRIED
ROUTEINE MANAGEMENT REPORTS (cont’d)

Item C-13
Contract Awards
Exceeding $50,000 -
August/September 2015


The following motion was presented:

CC2015-394 Dutrisac/Landry-Altmann: THAT the City of Greater Sudbury accepts the report from the General Manager of Assets and Finance/Chief Financial Officer dated October 26, 2015 regarding contracts awarded with a total acquisition cost or revenue of $50,000 or more.

CARRIED

Item C-14
Administrative
Corrections to the
October 20, 2015
City Council Meeting

Report dated October 27, 2015 from the Executive Director, Administrative Services/City Clerk regarding Administrative Corrections to the October 20, 2015 City Council Meeting.

The following motion was presented:

CC2015-395 Signoretti/Landry-Altmann: THAT the City of Greater Sudbury adopts the following administrative corrections:

a) Resolution CC2015-341 remove "as corrected/noted on Page 93 of the agenda package";

b) Resolution CC2015-337 add "as corrected/noted on Page 93 of the agenda package";

c) Resolution CC2015-328 remove "C-1 to C-9" and replace it with "C-1 to C-8 and C-10"; and

d) Adopt the revisions to Page 2 of the September 29, 2015 minutes of the Special City Council meeting as attached in Appendix A to the report dated October 27, 2015 from the Executive Director of Administrative Services/City Clerk.

CARRIED

REGULAR AGENDA

MANAGERS’ REPORTS

Item R-1
Deferred Development Charges - Residential

MANAGERS’ REPORTS (cont’d)

Item R-1
Deferred Development Charges – Residential (cont’d)

The following motions were presented:

CC2015-396 Signoretti/Jakubo: THAT the City of Greater Sudbury adopts the process for deferral of “residential” development charges as outlined in the report presented by the Acting Chief Financial Officer/Treasurer on November 24, 2015;

AND THAT all approved deferred development charge agreements will be signed by the Chief Financial Officer/Treasurer and must meet criteria to minimize risk of loss to the city before issuance of the building permit;

AND THAT a “DC Deferral Reserve” be established and incorporated in the Reserves, Reserve Funds and Trust Funds By-Law;

AND THAT Council approves the respective by-law based on this recommendation and report.

CARRIED

CC2015-396 Signoretti/Jakubo: THAT the residential development charges deferral process include a requirement that a Restriction on Transfer registered on title and that the requirement for payment of the deferred development charges be modified to provide for payment on the earlier of:

1) 6 months;
2) The issuance of an occupancy permit; or
3) The sale or transfer of the property.

CARRIED

BY-LAWS

Read & Passed

The following motion was presented:

CC2015-398 Signoretti/Landry-Altmann: THAT the City of Greater Sudbury read and pass By-law 2015-225 to and including By-law 2015-246.

CARRIED

The following are the By-laws:

2015-225

A By-Law of the City of Greater Sudbury to Confirm the Proceedings of Council at Its Meeting of November 24th, 2015
BY-LAWS (cont’d)

2015-226  A By-law of the City of Greater Sudbury to Establish Retention Periods for City Records

Report dated October 26, 2015 from the Executive Director, Administrative Services/City Clerk regarding Records Retention By-law.

2015-227  A By-law of the City of Greater Sudbury to Regulate Filming Activity on City of Greater Sudbury Property

Community Services Committee Recommendation #CS2015-24

2015-228  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

Community Services Committee Recommendation #CS2015-24

2015-229  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

Community Services Committee Recommendation #CS2015-24

2015-230  A By-Law of the City of Greater Sudbury to Authorize the Cancellation, Reduction or Refund of Realty Taxes


2015-231  A By-Law of the City of Greater Sudbury to Authorize the Payment of Grants from the Healthy Community Initiative Fund, Wards 3 and 4

Refer to Item C-12

2015-232  A By-law of the City of Greater Sudbury to Licence and Regulate Private Property Parking Control Officers

Report dated November 6, 2015 from the Executive Director, Administrative Services/City Clerk regarding Private Property Parking Control Officers Licensing By-Law.
BY-LAWS (cont’d)

2015-233Z  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 #PL2015-190

2015-234P  A By-Law of the City of Greater Sudbury to Adopt Plan Amendment No. 59 to the Official Plan for the City of Greater Sudbury

Planning Committee Recommendation #PL2015-191

2015-235Z  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 #PL2015-192

2015-236Z  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 #PL2015-196

2015-237Z  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 #PL2015-202

2015-238P  A By-Law of the City of Greater Sudbury to Adopt Plan Amendment No. 64 to the Official Plan for the City of Greater Sudbury

Planning Committee Recommendation #PL2015-204

2015-239Z  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 #PL2015-205

2015-240Z  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 #PL2015-206
BY-LAWS (cont’d)

2015-241 A By-Law of the City of Greater Sudbury Regarding Deferral of Payment of Development Charges for Certain Residential Development

Refer to Item R1

2015-242 A By-law of the City of Greater Sudbury to Amend By-law 2007-161 Respecting the Appointment of Officials of the City of Greater Sudbury

2015-243 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

2015-244 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

2015-245 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

2015-246 A By-Law of the City of Greater Sudbury to Amend By-Law 2006-280 being a By-Law Dealing with the Collection, Removal and Disposal of Waste within the City of Greater Sudbury

City Council Resolution #2015-351

CIVIC PETITIONS

Laneway Maintenance Councillor Signoretti submitted a petition to the City Clerk signed by approximately 14 area residents which will be forwarded to the General Manager of Infrastructure Services. The petition is requesting that the laneway between Buchanan and Albinson streets, north of Haig Street, be maintained.

QUESTION PERIOD

Transit Tickets Councillor Sizer asked if the same tickets could be used for Handi-Transit and regular transit fares.

The General Manager of Assets, Citizen and Leisure Services replied he would get back to the Councillor with the requested information.
QUESTION PERIOD (cont’d)

Watershed Studies

Councillor McIntosh asked about the status of watershed studies.

The General Manager of Infrastructure Services replied that resource constraints have delayed the watershed studies process; however a full team is currently working on the studies and will be consulting key stakeholders to prepare terms of reference in the near future. He noted staff is currently re-evaluating the scope of the balance of the watershed studies to complete and will come back to Council in the new year with that information.

NOTICE OF MOTIONS

Reconsideration of HCI funds

Councillor Vagnini presented the following notice of motion:

WHEREAS Council, at its meeting of April 24, 2015 received a report from the General Manager, Transit, Assets and Chief Financial Officer regarding By-law 2012-258: Council Expense and Healthy Community Initiative Fund Policy;

AND WHEREAS Council defeated each of the following Motions, being CC2015-143, CC2015-144, CC2015-145 and CC2015-146, meaning that the status quo remained in regards to the management of the Healthy Community Funds;

AND WHEREAS Council wishes to reconsider this matter;

NOW THEREFORE BE IT RESOLVED THAT Council reconsider Motion CC2015-143 regarding the transfer of HCI funds and duties to Leisure Services.

Rules of Procedure

Councillor Vagnini requested that Notice be Waived and that the motion be dealt with this evening.

CARRIED BY TWO-THIRDS MAJORITY

The following motion was read:

CC2015-399 Vagnini/Bigger: WHEREAS Council, at its meeting of April 24, 2015 received a report from the General Manager, Transit, Assets and Chief Financial Officer regarding By-law 2012-258: Council Expense and Healthy Community Initiative Fund Policy;

AND WHEREAS Council defeated each of the following Motions, being CC2015-143, CC2015-144, CC2015-145 and CC2015-146, meaning that the status quo remained in regards to the management of the Healthy Community Funds;
NOTICE OF MOTIONS (cont’d)

Reconsideration of HCI funds (cont’d)

AND WHEREAS Council wishes to reconsider this matter;

NOW THEREFORE BE IT RESOLVED THAT Council reconsider Motion CC2015-143 regarding the transfer of HCI funds and duties to Leisure Services.

CARRIED BY TWO-THIRDS MAJORITY

HCI Funds

Mayor Bigger presented the following notice of motion:

WHEREAS there has been considerable community discussion about the Healthy Communities Initiative Fund (HCI);

AND WHEREAS the public expectation is that elected officials should not have the delegated authority to directly administer, control, approve and authorize the disbursement of corporate funds including the HCI Fund;

AND WHEREAS the HCI Fund for each ward has historically been designated towards projects, programs and initiatives that largely fall within the scope and objectives of the Leisure Services Department;

AND WHEREAS the City of Greater Sudbury also has the desire and opportunity to improve the openness, transparency, equity, and fairness of the administration, approval and disbursement of corporate funds for various expenditures described as: Healthy Community Initiatives, grants, gifts, funding, subsidies, discounts, exemptions, donations and donations in kind;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury directs the General Manager of a Citizen and Leisure Services, working in conjunction with the CFO and the City Solicitor, to amend the specific delegated authority of elected officials so as to remove the authority to directly administer, control, approve and disburse the HCI Corporate Funds, and to separate HCI policies and procedures from, office expenses, Council remuneration and other delegated authority of Council;

FURTHER, effective January 1, 2016, the City of Greater Sudbury directs the Chief Financial Officer to transfer all existing HCI Funds from the Executive and Legislative to the Leisure Services Department, who will have authority to allocate and administer the funds, with 75% of the funds allocated to capitol and the remaining 25% to community grants. Further, the predetermined allotment by ward will be maintained and that allotment will be equitably distributed across each ward;
NOTICE OF MOTIONS (cont'd)

HCI Funds (cont'd) FURTHER, the City of Greater Sudbury directs the CFO and General Manager of Citizen and Leisure Services to return to Council in January 2016 with a report on a mechanism(s) to receive, evaluate, approve, administer and report back to Council on the value of all expenditures described as: Healthy Community Initiatives, grants, gifts, funding, subsidies, discounts, exemptions, donations, donations in kind and all subsidies made by the city, delineated by individual recipient, group, or event for 2014. A report containing the same information will be provided to council on an ongoing basis, annually.

Rules of Procedure Mayor Bigger requested that Notice be Waived and the motion be dealt with this evening.

CARRIED BY TWO-THIRDS MAJORITY

CC2015-400 Vagnini/Bigger: WHEREAS there has been considerable community discussion about the Healthy Communities Initiative Fund (HCI);

AND WHEREAS the public expectation is that elected officials should not have the delegated authority to directly administer, control, approve and authorize the disbursement of corporate funds including the HCI Fund;

AND WHEREAS the HCI Fund for each ward has historically been designated towards projects, programs and initiatives that largely fall within the scope and objectives of the Leisure Services Department;

AND WHEREAS the City of Greater Sudbury also has the desire and opportunity to improve the openness, transparency, equity, and fairness of the administration, approval and disbursement of corporate funds for various expenditures described as: Healthy Community Initiatives, grants, gifts, funding, subsidies, discounts, exemptions, donations and donations in kind;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury directs the General Manager of Citizen and Leisure Services, working in conjunction with the CFO and the City Solicitor, to amend the specific delegated authority of elected officials so as to remove the authority to directly administer, control, approve and disburse the HCI Corporate Funds, and to separate HCI policies and procedures from, office expenses, Council remuneration and other delegated authority of Council;
FURTHER, effective January 1, 2016, the City of Greater Sudbury directs the Chief Financial Officer to transfer all existing HCI Funds from the Executive and Legislative to the Leisure Services Department, who will have authority to allocate and administer the funds, with 75% of the funds allocated to capitol and the remaining 25% to community grants. Further, the predetermined allotment by ward will be maintained and that allotment will be equitably distributed across each ward;

FURTHER, the City of Greater Sudbury directs the CFO and General Manager of Citizen and Leisure Services to return to Council in January 2016 with a report on a mechanism(s) to receive, evaluate, approve, administer and report back to Council on the value of all expenditures described as: Healthy Community Initiatives, grants, gifts, funding, subsidies, discounts, exemptions, donations, donations in kind and all subsidies made by the city, delineated by individual recipient, group, or event for 2014. A report containing the same information will be provided to council on an ongoing basis, annually.

CARRIED

Councillor McIntosh presented the following notice of motion:

WHEREAS the Finance and Administration Committee at its meeting of November 17, 2015, considered a report regarding Approval of Fines for Parking Offences;

AND WHEREAS Council has not yet ratified the recommendations from the Finance and Administration Committee meeting of that date, but wishes to review and amend Recommendation FA2015-66 as amended by Recommendation FA2015-65 in light of the many challenges that on street overnight parking presents to Winter Control Crews;

NOW THEREFORE BE IT RESOLVED THAT the Main Motion be further amended by increasing the Early Payment Fine for Winter Control Parking to $60.00 and the Set Fine Payment for Winter Control Parking to $75.00 so that the new Motion reads as follows:

THAT the City of Greater Sudbury directs staff to prepare the necessary application to the Regional Senior Justice of the Ontario Court of Justice requesting approval of fines for parking offences set out in the CGS Traffic and Parking By-law 2010-1, as described in the report dated October 27th, 2015;
NOTICE OF MOTIONS (cont’d)

Parking Fines (cont’d) AND THAT the report be adopted with all the amounts be rounded to the higher $5 increment with Park in a Fire Route increased to $75, Park in Accessible Space increased to $350, and Winter Control Parking offences be increased to $60 for early payment and a $75.00 set fine;

AND THAT if approved the necessary by-law be prepared.

Rules of Procedure Councillor McIntosh requested that Notice be Waived and the motion be dealt with this evening in order to put it into effect during the winter season.

CARRIED BY TWO-THIRDS MAJORITY

The following motion was read:

CC2015-401 McIntosh/Signoretti: WHEREAS the Finance and Administration Committee at its meeting of November 17, 2015, considered a report regarding Approval of Fines for Parking Offences;

AND WHEREAS Council has not yet ratified the recommendations from the Finance and Administration Committee meeting of that date, but wishes to review and amend Recommendation FA2015-66 as amended by Recommendation FA2015-65 in light of the many challenges that on street overnight parking presents to Winter Control Crews;

NOW THEREFORE BE IT RESOLVED THAT the Main Motion be further amended by increasing the Early Payment Fine for Winter Control Parking to $60.00 and the Set Fine Payment for Winter Control Parking to $75.00 so that the new Motion reads as follows:

THAT the City of Greater Sudbury directs staff to prepare the necessary application to the Regional Senior Justice of the Ontario Court of Justice requesting approval of fines for parking offences set out in the CGS Traffic and Parking By-law 2010-1, as described in the report dated October 27th, 2015;

AND THAT the report be adopted with all the amounts be rounded to the higher $5 increment with Park in a Fire Route increased to $75, Park in Accessible Space increased to $350, and Winter Control Parking offences be increased to $60 for early payment and a $75.00 set fine;

AND THAT if approved the necessary by-law be prepared.

CARRIED
Recess

At 7:25 p.m. Council recessed.

Reconvene

At 7:40 p.m. Council reconvened in C-11 to continue the Closed Session.

DEPUTY MAYOR SIZER, IN THE CHAIR

Rules of Procedure

THAT the order of the agenda be altered to move Item C/M-3 to be heard ahead of C/M-1 and C/M-2 on the agenda.

CARRIED BY TWO-THIRDS MAJORITY

Move to Closed

At 7:42 p.m. Council moved into closed session.

Reconvene

At 9:49 Council reconvened the open session.

HIS WORSHIP MAYOR BRIAN BIGGER, IN THE CHAIR

MATTERS ARISING FROM THE CLOSED SESSION

Rise and Report

Deputy Mayor Sizer, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Acquisition or Disposition of Land Matter (239(2)(c)) regarding Surplus School Board Properties; one (1) Acquisition or Disposition of Land / Litigation or Potential Litigation Matter (239(2)(c)) and (e) regarding Barrydowne Arena Lease Negotiations; one (1) Solicitor - Client Privilege Matter (239(2)(f)) regarding Elgin Street Watermain Improvement Project; one (1) Personal Matter (Identifiable Individual(s)) (239(2)(b)) regarding an Employment Matter, and one (1) Labour Relations / Employee Negotiations matter (239(2)(d)) regarding 2016 Negotiations with CUPE and its Locals 4705 and 148, all in accordance with the Municipal Act, 2001 and that direction was given to staff with regards to one item.

Adjournment

Landry-Altmann / Signoretti: THAT this meeting does now adjourn. Time: 9:50 p.m.

CARRIED

Mayor Brian Bigger, Chair

Caroline Hallsworth, Executive Director,
Administrative Services/City Clerk

City Council 2015-11-24 (22)