

CITY COUNCIL AGENDA

City Council Meeting
Tuesday, July 9, 2019
Tom Davies Square - Council Chamber

MAYOR BRIAN BIGGER, CHAIR

****REVISED**

1:00 p.m. CLOSED SESSION, COMMITTEE ROOM C-12

2:30 p.m. OPEN SESSION, COUNCIL CHAMBER

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ROLL CALL

Resolution to move to Closed Session to deal with one (1) Security of Property Matter regarding the City's information technology systems and data and one (1) Labour Relations or Employee Negotiations Matters regarding negotiations with CUPE; and one addendum to deal with one (1) Acquisition or Disposition of Land / Solicitor-Client Privilege Matter regarding property at 200 Larch Street, Sudbury in accordance with the *Municipal Act, 2001, s. 239(2)(a), (c), (d) and (f)*.

(RESOLUTION PREPARED)

RECESS

MOMENT OF SILENT REFLECTION

ROLL CALL

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

MATTERS ARISING FROM THE CLOSED SESSION

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

MATTERS ARISING FROM AUDIT COMMITTEE

July 9, 2019

Council will consider, by way of one resolution, Audit Committee resolutions, which will be posted online following the meeting. Any questions regarding these resolutions should be directed to Councillor McIntosh, Chair, Audit Committee.

(RESOLUTION PREPARED)

MATTERS ARISING FROM COMMUNITY SERVICES COMMITTEE

July 8, 2019

Council will consider, by way of one resolution, Community Services Committee resolutions, which will be posted online following the meeting. Any questions regarding these resolutions should be directed to Councillor Lapierre, Chair, Community Services Committee.

(RESOLUTION PREPARED)

MATTERS ARISING FROM FINANCE AND ADMINISTRATION COMMITTEE

July 9, 2019

Council will consider, by way of one resolution, Finance and Administration Committee resolutions, which will be posted online following the meeting. Any questions regarding these resolutions should be directed to Councillor Jakubo, Chair, Finance and Administration Committee.

(RESOLUTION PREPARED)

MATTERS ARISING FROM OPERATIONS COMMITTEE

July 8, 2019

Council will consider, by way of one resolution, Operations Committee resolutions, which will be posted online following the meeting. Any questions regarding these resolutions should be directed to Councillor McIntosh, Chair, Operations Committee.

(RESOLUTION PREPARED)

MATTERS ARISING FROM THE PLANNING COMMITTEE

June 24, 2019

Council will consider, by way of one resolution, resolutions PL2019-79 to PL2019-87, all of which are found at <https://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=1317&itemid=rec>. Any questions regarding the resolutions should be directed to Councillor Cormier, Chair, Planning Committee.

(RESOLUTION PREPARED)

June 26, 2019

Council will consider, by way of one resolution, resolution PL2019-88, which is found at <https://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=1428&itemid=rec>. Any questions regarding the resolutions should be directed to Councillor Cormier, Chair, Planning Committee.

(RESOLUTION PREPARED)

July 8, 2019

Council will consider, by way of one resolution, Planning Committee resolutions, which will be posted online following the meeting. Any questions regarding these resolutions should be directed to Councillor Cormier, Chair, Planning Committee.

(RESOLUTION PREPARED)

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-9)

MINUTES

C-1.	Planning Committee Minutes of May 27, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	22 - 34
C-2.	Special City Council Minutes of May 28, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	35 - 36
C-3.	City Council Minutes of May 28, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	37 - 56
C-4.	Operations Committee Minutes of June 3, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	57 - 59
C-5.	Special City Council Minutes of June 4, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	60 - 61
C-6.	Audit Committee Minutes of June 4, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	62 - 63

C-7.	Finance and Administration Committee Minutes of June 4, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	64 - 69
C-8.	Emergency Services Committee Minutes of June 5, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	70 - 72
C-9.	Hearing Committee Minutes of June 5, 2019 (RESOLUTION PREPARED - MINUTES ADOPTED)	73 - 74

PRESENTATIONS

1.	Transit Action Plan Update (ELECTRONIC PRESENTATION) (FOR INFORMATION ONLY) <ul style="list-style-type: none"> • Michelle Ferrigan, Director of Transit Services <p>(This presentation provides an update on actions undertaken for launch of new routes and schedules on August 26, 2019.)</p>	
2.	Report dated June 26, 2019 from the Director of Information Technology regarding Annual IT Strategic Plan Update to Council. (ELECTRONIC PRESENTATION) (FOR INFORMATION ONLY) <ul style="list-style-type: none"> • Peter Taylor, Director of Information Technology <p>(This is the first annual overview on the progress on the Corporate IT Strategic Plan which initially came to Council on June 26, 2018.)</p>	75 - 80

REGULAR AGENDA

MANAGERS' REPORTS

R-1.	Report dated June 26, 2019 from the General Manager of Growth and Infrastructure regarding Application for Development Cost Sharing for Auger Avenue Extension. (RESOLUTION PREPARED) <p>(The purpose of this report is to present a review and recommendations on the cost sharing application by 1582628 Ontario Ltd. and 1929874 Ontario Inc. for the extension of Auger Avenue as part of the development of the Falconbridge Auto Park at 440 and 488 Falconbridge Road.)</p>	81 - 92
R-2.	Report dated June 26, 2019 from the General Manager of Corporate Services regarding Revisions to the Payment of Expenses for Members of Council and Municipal Employees. (RESOLUTION PREPARED) <p>(Report to provide recommendations relating to the reimbursement of alcohol and cannabis as per Council Resolution CC2019-96.)</p>	93 - 104
R-3.	Report dated June 26, 2019 from the General Manager of Corporate Services regarding GSU Shareholder Declaration Recommendation. (RESOLUTION PREPARED)	105 - 129

(This report provides a revised Shareholder Declaration, including a Dividend Policy in response to motion CC2018 - 304.)

R-4. Award of Paquette-Whitson Municipal Drain

(RESOLUTION PREPARED) (REPORT TO FOLLOW)

(This report request Approval of 2020 Capital Budget to award Paquette-Whitson Municipal Drain project.)

BY-LAWS

Draft by-laws are available for viewing a week prior to the meeting on the City's website at: <https://agendasonline.greatersudbury.ca>. Approved by-laws are publically posted with the meeting agenda on the day after passage.

The following By-Laws will be read and passed:

2019-111 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of July 9th, 2019

2019-112 A By-law of the City of Greater Sudbury to Repeal By-law 2015-241 being a By-law of the City of Greater Sudbury Regarding Deferral of Payment of Development Charges for Certain Residential Development

City Council Resolution #CC2019-188

(This by-law repeals By-law 2015-241 in accordance with Council directions.)

2019-113 A By-law of the City of Greater Sudbury to Authorize the Cancellation, Reduction or Refund of Realty Taxes

Hearing Committee Resolution #HC2019-04

(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.)

2019-114 A By-law of the City of Greater Sudbury to Close Two Unopened Lane Allowances in Sudbury Described as PINs 02131-0078(LT) and 02131-0079(LT)

Planning Committee Resolution #PL2019-78

(This by-law closes up unopened laneways east and west of unopened Kehoe Street which lands form part of O'Connor Park, Sudbury.)

2019-115 A By-law of the City of Greater Sudbury to Close Part of Kingsway Road Allowance, being Parts 2 and 5 on 53R-17942

Planning Committee Resolution #PL2019-78

(This by-law closes up that part of the Kingsway road allowance being transferred to Benc Hotel Holding Limited.)

- 2019-116 A By-law of the City of Greater Sudbury to Authorize the Purchase of Part of 225 Falconbridge Road Described as Parts 7 and 8 on Plan 53R-17942 from Benc Hotel Holdings Limited and the Sale of Parts 2 and 5 on Plan 53R-17942 to Benc Hotel Holdings Limited
- Planning Committee Meeting of July 8th, 2019
- (This by-law authorizes the exchange of closed road allowance for lands to form part of Falconbridge Road and delegates authority to effect the purchase and sale.)
- 2019-117 A By-law of the City of Greater Sudbury to Declare Certain Parcels of Land to be Part of the City Road System
- Planning Committee Resolution #PL2019-75
- (This by-law dedicates as roadway lands acquired by the City from Benc Hotel Holdings Limited for road purposes to be formally declared as a road.)
- 2019-118Z 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 #PL2019-72
- (This by-law updates the Zoning By-law to reflect the legalization of recreational cannabis in Canada.)
- 2019-119Z 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 #PL2019-61
- (This by-law rezones the subject property to "H49I(49)", Holding Institutional Special in order to permit a 192-bed long-term care facility on lands located south of the Scenic View subdivision – Timestone Corporation - Nottingham Avenue, Sudbury.)
- 2019-120Z A By-law of the City of Greater Sudbury to Amend By-law 2010-100Z Being the Comprehensive Zoning By-law for the City of Greater Sudbury
- City Council Resolution #CC2019-152
- This by-law rezones the subject property to a revised "R3(67)", Medium Density Residential Special in order to provide a site-specific exception to the Model Homes provisions of Section 4.20 - St. Albert Street and Errington Avenue South, Chelmsford.)
- 2019-121Z 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 Meeting of July 8th, 2019
- (This by-law rezones the subject lands to "R2-2(39)", Residential Low Density Two Special in order to permit a multiple dwelling containing a maximum of three (3) dwelling units in addition to the uses permitted in the R2-2 zone - Chico Vaillancourt - 55 Main Street East, Chelmsford.)

MEMBERS' MOTIONS

M-1. Request to Rename C Street in Lively to Len Turner Drive

As presented by Councillor Vagnini:

WHEREAS Len Turner served as Lively's first Mayor, as appointed by Inco, from 1956 to 1972;

AND WHEREAS Len Turner was one of the forefathers who contributed to Lively's growth from an Inco development into the wonderful community it is today;

AND WHEREAS C Street was a street in existence at the time of Len Turner's term as Mayor;

AND WHEREAS Len Turner's service to his community is worthy of renaming C Street in Lively to Len Turner Drive;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct staff to bring a report to the Planning Committee for its consideration in the second quarter of 2019 with a recommendation regarding the renaming of C Street in Lively to Len Turner Drive.

M-2. Commencement Times for Operations and Community Services Committees

As presented by Councillors McIntosh and Lapierre:

WHEREAS By-law 2019-51, being a By-law of the City of Greater Sudbury regarding Committees of Council and Advisory Panels, provides for meetings of Operations Committee to commence at 4:00 p.m. and of the Community Services Committee to commence at 6:00 p.m. on the third Monday of every month;

AND WHEREAS Members of the Operations and Community Services Committees wish to have their meetings commence at 2:00 p.m. and 4:30 p.m. respectively, and further wish to provide that the Operations Committee meeting must adjourn at least fifteen minutes prior to the time scheduled for the commencement of the Community Services Committee meeting;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury directs staff to prepare the necessary by-law to be presented at the July 9th, 2019 Council meeting to amend By-law 2019-51 by amending:

(a) the Terms of Reference for the Community Services Committee to provide for meetings to commence at 4:30 p.m.; and

(b) the Terms of Reference for the Operations Committee to provide for meetings to commence at 2:00 p.m. and adjourn no later than 15 minutes prior to the time the Community Services Committee meeting is scheduled to commence.

M-3. Downtown Sudbury Board of Management By-Law Amendment

As presented by Councillor Leduc:

WHEREAS, pursuant to the Municipal Act, 2001, municipalities can designate business improvement areas with a mandate that includes oversight of the improvement, beautification and maintenance of municipally-owned land, buildings and structures in the area beyond that provided at the expense of the municipality generally and the promotion of the area as a business or shopping area;

AND WHEREAS the Downtown Sudbury Board of Management, which was established

by By-law 77-76 Being a By-law of the Corporation of the City of Sudbury to Establish a Board of Management for the Improvement Area for the Central Business District of the City of Sudbury, has supported appeals before the Local Planning Appeal Tribunal with regard to the Kingsway Entertainment District project and is a party to litigation against the City of Greater Sudbury;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct that staff present a by-law to amend By-law 77-76, as amended, to prohibit the Board of Management from commencing, maintaining, funding or continuing litigation of any sort against the City of Greater Sudbury and that such prohibition also restrict the Board of Management from commencing, maintaining, funding or continuing any proceedings before the the Local Planning Appeal Tribunal or any other administrative tribunal appointed from time to time to deal with land use matters.

M-4. Request For Review Of By-Laws 2009-101 And 2011-277

As presented by Councillor Landry-Altmann:

WHEREAS By-law 2009-101 being a by-law to Require the Clearing of Yards and Certain Vacant Lots, as well as By-law 2011-277 being a by-law to Prescribe Standards for the Maintenance and Occupancy of All Property have not been extensively reviewed since their creation;

AND WHEREAS the standards prescribed in those by-laws are minimum standards which could be raised to improve the quality of life and place and enhance the health and safety of all residents;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury directs staff to undertake a review of the standards prescribed by By-laws 2009-101 and 2011-277 as amended, conduct comparisons with other municipalities, and present a report to Council in the 4th quarter of 2019 with recommendations to improve standards in both by-laws for Council's consideration.

M-5. Request For A Commercial Advertising Policy

As presented by Councillor McCausland:

WHEREAS the City of Greater Sudbury encourages external advertising on a variety of municipal assets as a method of generating non-tax based revenue for the municipality;

AND WHEREAS the City of Greater Sudbury wishes to ensure that all advertising meets the standards set out by the Canadian Code of Advertising Standards (CCAS), the freedoms of expression protected under the Charter of Rights and Freedoms and the City of Greater Sudbury's Corporate Identity and Vision;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct that staff bring forward a report for Council's consideration to establish a Commercial Advertising Policy which adheres to the CCAS, Federal and Provincial Statutes, as well as municipal by-laws and/or policies, in the fourth quarter of 2019.

CORRESPONDENCE FOR INFORMATION ONLY

- I-1. Report dated June 25, 2019 from the Interim General Manager of Community Development regarding Transit Update - Investing in Canada Infrastructure Program (ICIP) . **130 - 139**
(FOR INFORMATION ONLY)

(This report details the City's application for Transit funding through Investing in Canada Infrastructure Program (ICIP).)

ADDENDUM

CIVIC PETITIONS

QUESTION PERIOD

ADJOURNMENT

CONSEIL MUNICIPAL ORDRE DU JOUR

Réunion du Conseil municipal
9 juillet 2019
Place Tom Davies - Salle du Conseil

MAYOR BRIAN BIGGER, PRÉSIDENT(E)

****REVISER**

13 h SÉANCE A HUIS CLOS, SALLE DE RÉUNION C-12

14 h 30 SÉANCE PUBLIQUE, SALLE DU CONSEIL

Les réunions du Conseil de la Ville du Grand Sudbury et de ses comités sont accessibles et sont diffusés publiquement en ligne et à la télévision en temps réel et elles sont enregistrées pour que le public puisse les regarder sur le site Web de la Ville à l'adresse <https://agendasonline.greatersudbury.ca>.

Sachez que si vous faites une présentation, si vous prenez la parole ou si vous vous présentez sur les lieux d'une réunion pendant qu'elle a lieu, vous, vos commentaires ou votre présentation pourriez être enregistrés et diffusés.

En présentant des renseignements, y compris des renseignements imprimés ou électroniques, au Conseil municipal ou à un de ses comités, vous indiquez que vous avez obtenu le consentement des personnes dont les renseignements personnels sont inclus aux renseignements à communiquer au public

Vos renseignements sont recueillis aux fins de prise de décisions éclairées et de transparence du Conseil municipal en vertu de diverses lois municipales et divers règlements municipaux, et conformément à la *Loi de 2001 sur les municipalités*, à la *Loi sur l'aménagement du territoire*, à la *Loi sur l'accès à l'information municipale et la protection de la vie privée* et au *Règlement de procédure* de la Ville du Grand Sudbury.

Pour obtenir plus de renseignements au sujet de l'accessibilité, de la consignation de vos renseignements personnels ou de la diffusion en continu en direct, veuillez communiquer avec le Bureau de la greffière municipale en composant le 3-1-1 ou en envoyant un courriel à l'adresse clerks@grandsudbury.ca.

APPEL NOMINAL

Résolution de séance à huis clos pour délibérer sur une (1) question de sécurité des biens concernant les systèmes de technologie de l'information et les données de la Ville et une (1) question de relations de travail ou de négociations avec les employés concernant les négociations avec le SCFP; un addenda relatif à une (1) acquisition ou aliénation d'un terrain / privilège avocat / client - privilège concernant une propriété sise au 200, rue Larch, à Sudbury conformément à la *Loi de 2001 sur les municipalités*, art. 239(2) a) et d).

(RÉSOLUTION PRÉPARÉE)

SUSPENSION DE LA SÉANCE

MOMENT DE SILENCE

APPEL NOMINAL

DÉCLARATION D'INTÉRÊTS PÉCUNIAIRES ET LEUR NATURE GÉNÉRALES

QUESTIONS DÉCOULANT DE LA SÉANCE À HUIS CLOS

Maire adjoint Sizer rapportera toutes questions traitée pendant la séance à huis clos. Le Conseil examinera ensuite les résolutions.

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE VÉRIFICATION

Le 9 juillet, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions du Comité de Vérification qui seront affichées après la réunion. Toute question concernant ces résolutions devrait être adressée au conseillère McIntosh, président du Comité de Vérification.

(RÉSOLUTION PRÉPARÉE)

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES SERVICES COMMUNAUTAIRES

Le 8 juillet, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions du Comité des services communautaires qui seront affichées après la réunion. Toute question concernant ces résolutions devrait être adressée au Conseiller Lapierre, président du Comité des services communautaires.

(RÉSOLUTION PRÉPARÉE)

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES FINANCES ET DE L'ADMINISTRATION

Le 9 juillet, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions du Comité des finances et de l'administration qui seront affichées après la réunion. Toute question concernant ces résolutions devrait être adressée au conseiller Jakubo, président du Comité des finances et de l'administration.

(RÉSOLUTION PRÉPARÉE)

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DES OPÉRATIONS

Le 8 juillet, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions du Comité des opérations qui seront affichées après la réunion. Toute question concernant ces résolutions devrait être adressée au conseillère McIntosh, présidente du Comité des opérations.

(RÉSOLUTION PRÉPARÉE)

QUESTIONS DÉCOULANT DE LA RÉUNION DU COMITÉ DE LA PLANIFICATION

24 juin, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions PL2019-79 à PL2019-87, qui se trouve à <https://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=1317&itemid=rec>
Toute question concernant ces résolutions devrait être adressée à la Conseiller Cormier, présidente du Comité de la planification.

(RÉSOLUTION PRÉPARÉE)

Le 26 juin, 2019

Le Conseil municipal étudiera, par voie d'une résolution, la résolution PL2019-88, qui se trouve à <https://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=1428&itemid=rec>.
Toute question concernant ces résolutions devrait être adressée au Conseiller Cormier, président du Comité de la planification.

(RÉSOLUTION PRÉPARÉE)

Le 8 juillet, 2019

Le Conseil municipal étudiera, par voie d'une résolution, les résolutions du Comité de la planification qui seront affichées après la réunion. Toute question concernant ces résolutions devrait être adressée au Conseiller Cormier, président du Comité de la planification

(RÉSOLUTION PRÉPARÉE)

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 RÉSOLUTION C-1 À C-9)

PROCÈS-VERBAUX

C-1.	Procs Verbal du 27 mai 2019, Comité de planification (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	22 - 34
C-2.	Procs Verbal du 28 mai, 2019, Réunions extraordinaires du Conseil municipal (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	35 - 36
C-3.	Procs Verbal du 28 mai, 2019, Conseil municipal (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	37 - 56
C-4.	Procs Verbal du 3 juin, 2019, Comité des opérations (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	57 - 59
C-5.	Procs Verbal du 4 juin 2019, Réunions extraordinaires du Conseil municipal (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	60 - 61

C-6.	Procs Verbal du 4 juin 2019, Comité de vérification (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	62 - 63
C-7.	Procs Verbal du 4 juin 2019, Comité des finances et de l'administration (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	64 - 69
C-8.	Procs Verbal du 5 juin, 2019, Comité des services d'urgence (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	70 - 72
C-9.	Procs Verbal du 5 juin, 2019, Comité d'audition (RÉSOLUTION PRÉPARÉE - PROCÈS-VERBAL ADOPTÉ)	73 - 74

PRÉSENTATIONS

1.	Compte rendu sur le Plan d'action du Transit (PRÉSENTATION ÉLECTRONIQUE) (A TITRE D'INFORMATION)	
	<ul style="list-style-type: none"> • Michelle Ferrigan, Directrice des Services du Transit <p>(Cette présentation donne un compte rendu sur les mesures entreprises pour le lancement de nouveaux circuits et horaires le 26 août 2019.)</p>	
2.	Rapport Directeur des technologies de l'information, daté du 26 juin 2019 portant sur Compte rendu annuel au Conseil municipal sur le Plan stratégique des TI . (PRÉSENTATION ÉLECTRONIQUE) (A TITRE D'INFORMATION)	75 - 80
	<ul style="list-style-type: none"> • Peter Taylor, Directeur des technologies de l'information <p>(Voici le premier aperçu annuel des progrès réalisés quant au Plan stratégique des TI municipal qui a été présenté à l'origine au Conseil municipal le 26 juin 2018.)</p>	

Ordre du jour régulier

RAPPORTS DES GESTIONNAIRES

R-1.	Rapport du directeur général, Croissance et Infrastructure , daté du 26 juin 2019 portant sur Demande de partage des coûts d'aménagement pour le prolongement de l'avenue Auger. (RÉSOLUTION PRÉPARÉE)	81 - 92
	(Ce rapport présente un examen et des recommandations quant à la demande de partage des coûts de la part des sociétés 1582628 Ontario Ltd. et 1929874 Ontario Inc. pour le prolongement de l'avenue Auger dans le cadre de l'aménagement du Falconbridge Auto Park situé aux 440 et 488, chemin Falconbridge.)	

- R-2. Rapport du Directeur général des Services corporatifs, daté du 26 juin 2019 portant sur Révisions du paiement des dépenses des membres du Conseil municipal et des employés municipaux . **93 - 104**
(RÉSOLUTION PRÉPARÉE)
 (Révisions du paiement des dépenses des membres du Conseil municipal et des employés municipaux.)
- R-3. Rapport du Directeur général des Services corporatifs, daté du 26 juin 2019 portant sur Dividende de la GSU déclaration de l'actionnaire. **105 - 129**
(RÉSOLUTION PRÉPARÉE)
 (Ce rapport donne une déclaration de l'actionnaire révisée, y compris une politique en matière de dividendes en réponse à la motion CC2018-304.)
- R-4. Attribution du contrat pour le drain municipal Paquette-Whitson
(RÉSOLUTION PRÉPARÉE) (LE RAPPORT SUIVRA)
 (Ce rapport demande l'approbation du budget d'immobilisations 2020 pour attribuer le contrat pour le projet du drain municipal Paquette-Whitson.)

RÈGLEMENTS

Les membres du public peuvent consulter les projets de règlement municipal une semaine avant la réunion sur le site Web de la Ville à l'adresse <https://agendasonline.greatersudbury.ca>. 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 :

- 2019-111 Règlement de la Ville du Grand Sudbury pour confirmer les délibérations du Conseil municipal lors de sa réunion tenue le 9 juillet 2019
- 2019-112 Règlement de la Ville du Grand Sudbury abrogeant le règlement municipal 2015-241 étant un règlement de la Ville du Grand Sudbury concernant le report des redevances d'aménagement pour certains aménagements résidentiels
 Résolution no CC2019-188 du Conseil municipal
 (Ce règlement municipal abroge le règlement municipal 2015-241 conformément aux directives du Conseil municipal.)
- 2019-113 Règlement de la Ville du Grand Sudbury autorisant l'annulation, la réduction ou le remboursement d'impôt foncier
 Résolution no HC2019-04 du Comité d'audition
 (Ce règlement municipal prévoit des rajustements d'impôt aux termes des articles 357 et 358 de la Loi de 2001 sur les municipalités pour les propriétés admissibles à l'annulation, à la réduction ou au remboursement d'impôts fonciers.)

- 2019-114 Règlement de la Ville du Grand Sudbury fermant deux réserves routières prévues pour des ruelles non ouvertes à Sudbury décrites comme les parcelles nos 02131-0078(LT) et 02131-0079(LT)
- Résolution no PL2019-78 du Comité de planification
- (Ce règlement municipal ferme des ruelles non ouvertes à l'est et à l'ouest de la rue Kehoe non ouverte dont les terres font partie du parc O'Connor, à Sudbury.)
- 2019-115 Règlement de la Ville du Grand Sudbury fermant une partie de la réserve routière du Kingsway, étant les parties 2 et 5 du plan 53R-17942
- Résolution no PL2019-78 du Comité de planification
- (Ce règlement municipal ferme la partie de la réserve routière du Kingsway qui est transférée à la société Benc Hotel Holding Limited.)
- 2019-116 Règlement de la Ville du Grand Sudbury autorisant l'achat d'une partie du 225, chemin Falconbridge, décrite comme les parties 7 et 8 du plan 53R-17942 à la société Benc Hotel Holdings Limited et la vente des parties 2 et 5 du plan 53R-17942 à la société Benc Hotel Holdings
- Réunion du Comité de planification tenue le 8 juillet 2019
- (Ce règlement municipal autorise l'échange de réserves routières fermées contre des terres devant faire partie du chemin Falconbridge et délègue l'autorité de mener à bien cet achat et cette vente.)
- 2019-117 Règlement de la Ville du Grand Sudbury déclarant que certaines terres font partie du réseau routier de la Ville
- Résolution no PL2019-75 du Comité de planification
- (Ce règlement municipal réserve pour des routes des terres acquises par la Ville de la société Benc Hotel Holdings Limited à des fins routières pour déclarer officiellement qu'elles constituent une route.)
- 2019-118Z Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2010-100Z étant le règlement général de zonage de la Ville du Grand Sudbury
- Résolutions du Comité de planification numéro PL2019-72
- (Ce règlement municipal met à jour le règlement municipal de zonage pour refléter la légalisation du cannabis à des fins récréatives au Canada.)
- 2019-119Z Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2010-100Z étant le règlement général de zonage de la Ville du Grand Sudbury
- Résolutions du Comité de planification numéro PL2019-61
- (Ce règlement municipal rezone la propriété en question « H49I(49) », zone institutionnelle spéciale d'utilisation différée, afin de permettre un établissement de soins de longue durée comptant 192 lits situé au sud du lotissement Scenic View – Timestone Corporation – avenue Nottingham, à Sudbury.)

2019-120Z Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2010-100Z étant le règlement général de zonage de la Ville du Grand Sudbury

Résolution no CC2019-152 du Conseil municipal

Ce règlement municipal rezone la propriété en question « R3(67) », zone résidentielle de densité moyenne révisée, afin de prévoir une exception propre au lieu quant aux dispositions sur les maisons-témoins de la section 4.20 - rue St. Albert et avenue Errington Sud, à Chelmsford.)

2019-121Z Règlement de la Ville du Grand Sudbury modifiant le règlement municipal 2010-100Z étant le règlement général de zonage de la Ville du Grand Sudbury

Reunion du Comité de planification tenue le 8 juillet 2019

(Ce règlement municipal rezone les terres en question « R2-2(39) », zone résidentielle de faible densité deux spéciale, afin de permettre un immeuble résidentiel contenant au moins trois (3) logements en plus des utilisations permises dans la zone R2-2 - Chico Vaillancourt – 55, rue Main Est, à Chelmsford.)

MOTIONS DES MEMBRES

M-1. Demande de donner à la rue C, à Lively, le nouveau nom de promenade Len Turner

Motion présentée par le conseiller Vagnini:

Demande de donner à la rue C, à Lively, le nouveau nom de promenade Len Turner

ATTENDU QUE Len Turner a siégé à titre du premier maire de Lively, nommé par la société Inco, de 1956 à 1972;

ATTENDU QUE Len Turner était un des ancêtres qui ont contribué à la croissance de Lively depuis un aménagement de la société Inco jusqu'à la merveilleuse communauté qu'elle est de nos jours;

ATTENDU QUE la rue C était une rue qui existait pendant le mandat de Len Turner au poste de maire;

ATTENDU QUE le service de Len Turner pour sa communauté mérite qu'on donne à la rue C, à Lively, le nouveau nom de promenade Len Turner;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande au personnel de présenter un rapport au Comité de planification pour sa considération pendant le deuxième trimestre de 2019 accompagné d'une recommandation de donner à la rue C, à Lively, le nouveau nom de promenade Len Turner.

M-2. Heures de début des réunions des comités des opérations et des services communautaires

Motion présentée par la conseillère municipale McIntosh et le conseiller municipal Lapierre:

ATTENDU QUE le règlement municipal 2019-51, étant un règlement de la Ville du Grand Sudbury concernant les comités et les groupes consultatifs du Conseil municipal, prévoit que les réunions du Comité des opérations débutent à 16 h et que celles du Comité des services communautaires commencent à 18 h le troisième lundi de chaque mois;

ATTENDU QUE les membres des comités des opérations et des services communautaires désirent que leurs réunions débutent à 14 h et 16 h 30, respectivement, et, en outre, désirent prévoir que les réunions du Comité des opérations prennent fin au moins quinze minutes avant l'heure prévue pour le début de celles du Comité des services communautaires;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande au personnel de rédiger le projet de règlement municipal nécessaire à présenter lors de la réunion du Conseil municipal prévue pour le 9 juillet 2019 pour modifier le règlement municipal 2019-51 en modifiant :

- a) le mandat du Comité des services communautaires pour prévoir que ses réunions doivent commencer à 16 h 30;
- b) le mandat du Comité des opérations pour prévoir que ses réunions doivent commencer à 14 h et prendre fin au plus tard 15 minutes avant l'heure prévue pour le début de celles du Comité des services communautaires.

M-3. Règlement municipaux sur le Conseil de gestion du Secteur d'aménagement commercial du centre-ville de Sudbury

Motion présentée par le conseiller Leduc:

ATTENDU QUE, conformément à la Loi de 2001 sur les municipalités, les municipalités peuvent désigner des secteurs d'aménagement commercial ayant un mandat qui comprend la surveillance de l'amélioration, de l'embellissement et de l'entretien des terres, des bâtiments et des ouvrages qui appartiennent à la municipalité dans le secteur visé à part ce qui est prévu aux frais de la municipalité en général et la promotion du secteur en tant que secteur des affaires ou de magasinage;

ATTENDU QUE la Conseil de gestion du Secteur d'aménagement commercial du centre-ville de Sudbury, qui a été créé par le règlement municipal 77-76, étant un règlement de la Corporation de la Ville de Sudbury créant un conseil de gestion du Secteur d'aménagement commercial du centre-ville de la Ville de Sudbury, a appuyé des appels devant le Tribunal d'appel de l'aménagement local en ce qui a trait au projet du District de divertissements du Kingsway et qu'il est partie au litige contre la Ville du Grand Sudbury;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande au personnel de présenter un projet de règlement municipal modifiant le règlement 77-76 modifié, d'interdire au Conseil de gestion d'entreprendre, d'entretenir, de financer ou de continuer un litige de quelque sorte que ce soit contre la Ville du Grand Sudbury et qu'une

telle interdiction empêche aussi le Conseil de gestion d'entreprendre, d'entretenir, de financer ou de continuer toute poursuite devant le Tribunal d'appel de l'aménagement local;

M-4. Demande d'examen des règlements municipaux 2009-101 et 2011-277

Motion présentée par la conseillère municipale Landry-Altmann:

ATTENDU QUE le règlement municipal 2009-101, étant un règlement exigeant le nettoyage de cours et de certains lots vacants, de même que le règlement municipal 2011-277, étant un règlement de la Ville du Grand Sudbury prescrivant normes d'entretien et d'occupation de toutes les propriétés, n'ont pas été examinés en profondeur depuis leur création;

ATTENDU QUE les normes prescrites par ces règlements sont les normes minimales qui pourraient être élevées pour améliorer la qualité de vie et de lieu, et améliorer la santé et la sécurité de tous les résidents;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande au personnel d'entreprendre l'examen des normes prescrites par les règlements municipaux 2009-101 et 2011-277 modifiés, faire des comparaisons avec ceux d'autres municipalités et présenter un rapport au Conseil municipal lors du 4e trimestre de 2019 accompagné de recommandations visant à améliorer les normes dans ces deux règlements municipaux aux fins de sa considération.

M-5. Demande de politique en matière de publicité commerciale

Motion présentée par le conseiller municipal McCausland:

ATTENDU QUE la Ville du Grand Sudbury encourage la publicité externe sur divers biens municipaux comme méthode de production de recettes non fondées sur l'impôt pour la municipalité;

ATTENDU QUE la Ville du Grand Sudbury veut veiller à ce que toute la publicité satisfasse aux normes fixées par le Code canadien des normes de la publicité, les libertés d'expression protégées par la Charte des droits et libertés et l'identité organisationnelle et la vision de la Ville du Grand Sudbury;

PAR CONSÉQUENT, IL EST RÉSOLU QUE la Ville du Grand Sudbury demande que le personnel fasse parvenir un rapport au Conseil municipal aux fins de la considération de celui-ci visant à établir une politique sur la publicité commerciale qui respecte le Code canadien des normes de la publicité, les lois fédérales et provinciales, de même que les règlements municipaux ou les politiques municipales au cours du quatrième trimestre de 2019.

CORRESPONDANCE À TITRE DE RENSEIGNEMENTS SEULEMENT

- I-1. Rapport directeur général intérimaire du Développement communautaire, daté du 25 juin 2019 portant sur Compte rendu sur le Transit - Programme d'infrastructure Investir dans le Canada .

(A TITRE D'INFORMATION)

130 - 139

(Ce rapport donne des détails de la demande de la Ville visant à obtenir un financement pour le Transit par l'entremise du Programme d'infrastructure Investir dans le Canada.)

ADDENDA

PÉTITIONS CIVIQUES

PÉRIODE DE QUESTIONS

LEVÉE DE LA SÉANCE

Location:	Tom Davies Square
Commencement:	11:47 AM
Adjournment:	4:02 PM

Minutes

Planning Committee Minutes of 5/27/19

Councillor Cormier, In the Chair

Present	Councillors Kirwan, Sizer, Cormier, Landry-Altmann
City Officials	Kevin Fowke, General Manager of Corporate Services; Jason Ferrigan, Director of Planning Services; Keith Forrester, Manager of Real Estate; Kris Longston, Manager of Community and Strategic Planning; Terra Posadowski, Business Development Officer [D 12:01 p.m.]; Liam McGill, Manager of Investment and Business Development [D 12:01 p.m.]; Liesel Franklin, Business Development Officer [D 12:01 p.m.]; Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk
Closed Session	<p>The following resolution was presented:</p> <p>PL2019-58 Cormier/Sizer: THAT the Planning Committee move into Closed Session to deal with four (4) Proposed or Pending Acquisition or Disposition of Land Matters:</p> <ul style="list-style-type: none"> • Sale of Vacant Land - Belisle Drive, Val Caron • Sale of Unopened Lane - South of Vermillion Lake Road, Cheslmford • Purchase of Land - Barry Downe Road, Sudbury • Potential land acquisition for future road allowance <p>in accordance with the Municipal Act, 2001 s.239(2)(c)</p> <p>CARRIED</p> <p>At 11:48 a.m. the Planning Committee moved into Closed Session.</p>
Recess	At 12:39 p.m. the Planning Committee recessed.
Reconvene	At 1:15 p.m. the Planning Committee commenced the Open Session in the Council Chamber.

Councillor Cormier, In the Chair

Present	Councillors McCausland, Kirwan, Sizer, Cormier, Landry-Altmann [D 3:39 p.m.] Councillor Leduc
City Officials	Jason Ferrgian, Director of Planning Services; Alex Singbush, Manager of Development Approvals; Robert Webb, Supervisor of Development Engineering; Mauro Manzon, Senior Planner; Glen Ferguson, Senior Planner; Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk; Franca Bortolussi, Acting Administrative Assistant to the City Solicitor and Clerk; Anne Purvis, POA Court Support Clerk; Julie Lalonde, Clerk's Services Assistant; Lisa Locken, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Public Hearings

- 1 Gayl Lalonde – Application for Zoning By-law Amendment in Order to Prevent a Split-zoning, Red Deer Lake Road North, Wahnapiatae

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

Report dated April 23, 2019 from the General Manager of Growth and Infrastructure regarding Gayl Lalonde – Application for Zoning By-law Amendment in Order to Prevent a Split-zoning, Red Deer Lake Road North, Wahnapiatae.

Gayl Lalonde, the applicant, was present.

Glen Ferguson, Senior Planner, outlined the report.

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:

PL2019-59 Kirwan/Cormier: THAT the City of Greater Sudbury approves the application by Gayl Lalonde to amend Zoning By-law 2010-100Z by changing the zoning classification on a portion of the subject lands from "RU", Rural to "RS", Rural Shoreline on those lands described as PIN 73480-0340, Part 1, 53R-19338, Lots 1 & 2, Concession 5, Township of Cleland, as outlined in the report entitled "Gayl Lalonde" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a registered survey plan delineating the lands to be rezoned to the satisfaction of the Director of Planning Services; and,

2. That conditional approval shall lapse on June 11, 2021 unless Condition #1 above has been met or an extension has been granted by Council.

YEAS: Councillors Cormier, McCausland, Kirwan, Sizer, Landry-Altmann
CARRIED

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

- 2 Ghislain Bouchard & Chris Lamarche – Application for Zoning By-law Amendment in Order to Recognize Two Existing Basement Residential Dwelling Units Within an Existing Semi-detached Dwelling, 138-140 Albany Street, Sudbury

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

Report dated April 24, 2019 from the General Manager of Growth and Infrastructure regarding Ghislain Bouchard & Chris Lamarche – Application for Zoning By-law Amendment in Order to Recognize Two Existing Basement Residential Dwelling Units Within an Existing Semi-detached Dwelling, 138-140 Albany Street, Sudbury.

Christopher Lamarche, the applicant, was present.

Glen Ferguson, Senior Planner, outlined the report.

Glen Ferguson, Senior Planner, stated that in an older neighbourhood, such as this application, it is hard to determine the established parking areas. In some cases the front yard could have been cleared and this would not have complied with the zoning at the time and would be considered to be illegal. The street in question probably would not have any illegal non-compliant parking since the by-law dates back to 1958. In terms of front yard parking, it has been a standard consistently applied and defended at the Ontario Municipal Board (OMB) that they do not approve front yard parking. One case that was appealed to the OMB where a unit was added to house and rezoned, the board ordered that the front yard landscaping be restored and an alternate space be found for parking spots. Most front yard parking situations are illegal. He further stated that the zoning by-law does not allow parking within the first 20 feet of the lot line. In order to have the required parking spaces conform with the by-law there must be (9) metres between the lot line and the face of building. In the back of the property, the sketch does depict four (4) parking spaces abutting the rear of the building. When looking at this application, there may be alternative layouts in the back yard.

Glen Ferguson, Senior Planner, stated in order to access the driveway you typically need three (3) metres in width. In this case there is a 4.7 metre wide driveway. The recommendation recommends that 50 percent of the front yard would be landscaped, the existing driveway would remain and the carport would be removed. There would be four (4) parking spaces in the rear yard. There is no access off the back laneway and there is no opportunity for access as it is a city park trail.

Glen Ferguson, Senior Planner, stated that the current units were built without the benefit of a permit. The units will be inspected by building services as part of the conditions listed in the resolution. The zoning by-law will not allow any parking spaces in the front yard since there is nine (9) metres required between the lot line and house and this application only has six (6) metres. The recommendation of staff is that the four (4) parking spaces to be located in the back yard.

Jason Ferrigan, Director of Planning Services, stated that the nearest bus service is along Burton Avenue which is a five (5) to seven (7) minute walk from this location.

Glen Ferguson, Senior Planner, stated that turning one (1) of the parking spaces sideways, would probably impact the landscaping available in the front yard. Recommendation 4 b) recommends that all four (4) parking spaces be in the rear yard. If the owner requests turning one of the parking spaces, it is something that could be considered.

Jason Ferrigan, Director of Planning Services, stated that they are dealing with an application to intensify use of the property beyond what is currently permitted in the zoning by-law. In this particular case, parking is an important consideration. If the owner wishes to intensify the use of the property then the parking situation needs to be managed on site in a way that does not impact the surrounding neighbourhood; the resolution is framed to provide this. If approved, they are confident that the four (4) parking spaces can occur in the rear yard and will not impact surrounding residential areas. If this application is approved, they will work with the owner to come up with a parking plan. When developing the plan, if there is the ability to create a fifth parking space in the front yard and still maintain 50 % landscaping, they will consider this option.

Jason Ferrigan, Director of Planning Services, stated that the City operates on a complaint driven basis with respect to the implementation of by-laws such as parking spaces in the front yard of properties. For this application, the question is whether the level of intensification is appropriate for this site. They believe it can be balanced if parking is in the rear yard and the landscaping is restored in the front yard.

Mr. Lamarche stated that a lot of people on the street currently park in the front yard. There is not enough parking on the street which results in parking in the front yards. He advised that when he purchased this property, there was a notice to comply on the building that had not been resolved due to a tenant in the basement who was difficult. He is trying to conform to the by-laws and make sure the property is not illegal. He stated that there is currently a deck and a walkway in the backyard. In order to provide four (4) parking spaces in the rear yard, the deck and a small retaining wall would have to be removed. The cost in order to provide parking in the rear would cost ten to fifteen thousand dollars where as the front yard parking would only cost a couple thousand dollars and he feels there is adequate space in the front for parking.

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 Committee, the reading of the resolution was waived.

PL2019-60 McCausland/Cormier: THAT the City of Greater Sudbury approves the application by Ghislain Bouchard & Chris Lamarche to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from "R2-2", Low Density Residential Two to "R2-2(S)", Low Density Residential Two Special on those lands described as PIN 02128-0454, Lot 26, Plan M-539, Part 2, Plan 53R-16301, Lot 6, Concession 4, Township of McKim, as outlined in the report entitled "Ghislain Bouchard & Chris Lamarche" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting

on May 27, 2019, subject to the following conditions:

1. That prior to the passing of an amending zoning by-law the owner apply for a building permit for the two basement residential dwelling units to the satisfaction of the Chief Building Official;
2. That prior to passing an amending zoning by-law the existing carport is to be removed entirely to the satisfaction of the Chief Building Official and the Director of Planning Services;
3. That prior to passing an amending zoning by-law the owner submit to the Development Approvals Section a parking plan depicting four functional parking spaces in the rear yard to the satisfaction of the Director of Planning Services;
4. That the amending zoning by-law contain the following site-specific provisions:
 - a. That the only permitted use of the lands be a semi-detached dwelling with each half of the semi-detached dwelling being permitted one basement residential dwelling unit;
 - b. That a minimum of four parking spaces be provided in the rear yard;
 - c. That any further and appropriate relief that is required in order to accommodate the four parking spaces in the rear yard be provided for; and,
 - d. That a minimum of 50% landscaped open space be provided in the existing front yard.
5. That conditional approval shall lapse on June 11, 2021 unless Conditions #1, #2 and #3 above has been met or an extension has been granted by Council.

Recess

At 2:18 p.m. the Committee recessed.

Reconvene

At 2:37 p.m. the Committee reconvened.

Rules of Procedure

Councillor Landry-Altmann presented the following amendment:

PL2019-60A1 Landry-Altmann/Sizer: THAT the resolution be amended to remove condition #1 from condition # 5;

AND THAT a new condition 6 be added, as follows:

"That conditional approval shall lapse on November 27, 2019 unless condition #1 above has been met or an extension has been granted by Council."

YEAS: Councillors Cormier, McCausland, Kirwan, Sizer, Landry-Altmann
CARRIED

Rules of Procedure

Councillor McCausland presented the following amendment:

PL2019-60A2 McCausland/Kirwan: THAT condition 4 b) be deleted and replaced with the following:

"That a minimum of 3 parking spaces be provided in the rear yard and a minimum of 1 parking

space be provided in the required front yard.”

AND THAT condition 4 c) be deleted and replaced with the following:

”That any further and appropriate relief that is required to accommodate the required parking spaces be provided for.”

YEAS: Councillors Cormier, McCausland, Kirwan, Sizer, Landry-Altmann
CARRIED

The resolution as amended was presented:

PL2019-60 McCausland/Cormier: THAT the City of Greater Sudbury approves the application by Ghislain Bouchard & Chris Lamarche to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from “R2-2”, Low Density Residential Two to “R2-2(S)”, Low Density Residential Two Special on those lands described as PIN 02128-0454, Lot 26, Plan M-539, Part 2, Plan 53R-16301, Lot 6, Concession 4, Township of McKim, as outlined in the report entitled “Ghislain Bouchard & Chris Lamarche” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following conditions:

1. That prior to the passing of an amending zoning by-law the owner apply for a building permit for the two basement residential dwelling units to the satisfaction of the Chief Building Official;
2. That prior to passing an amending zoning by-law the existing carport is to be removed entirely to the satisfaction of the Chief Building Official and the Director of Planning Services;
3. That prior to passing an amending zoning by-law the owner submit to the Development Approvals Section a parking plan depicting four functional parking spaces in the rear yard to the satisfaction of the Director of Planning Services;
4. That the amending zoning by-law contain the following site-specific provisions:
 - a. That the only permitted use of the lands be a semi-detached dwelling with each half of the semi-detached dwelling being permitted one basement residential dwelling unit;
 - b. That a minimum of 3 parking spaces be provided in the rear yard and a minimum of 1 parking space be provided in the required front yard;
 - c. That any further and appropriate relief that is required in order to accommodate the four parking spaces in the rear yard be provided for; and,
 - d. That a minimum of 50% landscaped open space be provided in the existing front yard.
5. That conditional approval shall lapse on June 11, 2021 unless Conditions #2 and #3 above has been met or an extension has been granted by Council.
6. THAT conditional approval shall lapse on November 27, 2019 unless condition #1 above has been met or an extension has been granted by Council.

Rules of Procedure

Councillor Cormier presented the following amendment:

PL2019-60A3 Sizer/Landry-Altmann: THAT the resolution be amended to remove the following in condition 3 “in the rear yard.”

YEAS: Councillors Cormier, McCausland, Kirwan, Sizer, Landry-Altmann
CARRIED

The resolution as amended was presented:

PL2019-60 McCausland/Cormier: THAT the City of Greater Sudbury approves the application by Ghislain Bouchard & Chris Lamarche to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from "R2-2", Low Density Residential Two to "R2-2(S)", Low Density Residential Two Special on those lands described as PIN 02128-0454, Lot 26, Plan M-539, Part 2, Plan 53R-16301, Lot 6, Concession 4, Township of McKim, as outlined in the report entitled "Ghislain Bouchard & Chris Lamarche" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following conditions:

1. That prior to the passing of an amending zoning by-law the owner apply for a building permit for the two basement residential dwelling units to the satisfaction of the Chief Building Official;
2. That prior to passing an amending zoning by-law the existing carport is to be removed entirely to the satisfaction of the Chief Building Official and the Director of Planning Services;
3. That prior to passing an amending zoning by-law the owner submit to the Development Approvals Section a parking plan depicting four functional parking spaces to the satisfaction of the Director of Planning Services;
4. That the amending zoning by-law contain the following site-specific provisions:
 - a. That the only permitted use of the lands be a semi-detached dwelling with each half of the semi-detached dwelling being permitted one basement residential dwelling unit;
 - b. That a minimum of 3 parking spaces be provided in the rear yard and a minimum of 1 parking space be provided in the required front yard;
 - c. That any further and appropriate relief that is required to accommodate the required parking spaces be provided for; and,
 - d. That a minimum of 50% landscaped open space be provided in the existing front yard.
5. That conditional approval shall lapse on June 11, 2021 unless Conditions #2 and #3 above has been met or an extension has been granted by Council.
6. THAT conditional approval shall lapse on November 27, 2019 unless condition #1 above has been met or an extension has been granted by Council.

YEAS: Cormier, Landry-Altmann, Kirwan, Sizer, McCausland
CARRIED

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

- 3 Timestone Corporation - Application for Rezoning in order to permit a three-storey long-term care facility to accommodate 192 persons, Nottingham Avenue, Sudbury

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

Report dated May 6, 2019 from the General Manager of Growth and Infrastructure regarding Timestone Corporation - Application for Rezoning in order to permit a three-storey long-term care facility to accommodate 192 persons, Nottingham Avenue, Sudbury.

John Zulich, Timestone Corporation, the applicant and Peter McConnachie and Keith Clement, Extendicare, agents for the applicant were present.

Mauro Manzon, Senior Planner, outlined the report.

Mauro Manzon, Senior Planner, stated that the background reports they received were based on 192 beds for this application. If the owner wanted to modify this, there is an opportunity to change that which would require an update to the traffic comparative analysis. Generally speaking, when dealing with infill applications, particularly when you have a proximity to sensitive land use such as low density housing, it is normal practice to use site specific zoning which speaks to the scale and intensity of the use. If you look at other long term care facilities, many of those projects are infill so zoning is tailored around what is being proposed.

Jason Ferrigan, Director of Planning Services, stated the Planning Act gives municipalities the added flexibility to provide approval through other applications. If the applicant decided they wanted the number of beds increased to 200 they have the ability to apply for a minor variance application. A larger change to the number of units would require separate rezoning and a separate public hearing. The City's Official Plan designates that the lands and surrounding lands for this area are deemed for residential land uses. The city has the ability to change the rezoning subject to certain external factors including provincial government direction.

Mr. Zulich stated that Timestone Corporation is owned by the Zulich group of properties. They purchased this area which will include a subdivision with 89 lots and there are 50 acres of development land. There is a need for long term care facilities in Sudbury. This particular site was chosen by Extendicare as the best fit, after they looked at ten (10) different sites. It is adjacent to a park, has lake views and is close to public transportation. There is currently institutional uses in the area including a church. On the Nottingham Avenue extension there is a proposed subdivision that will be developed regardless if this application is approved. They received letters of concern regarding traffic and blasting. They commissioned a traffic study which found there would be a limited amount of increased traffic. Once the subdivision on Nottingham Avenue is developed a traffic study will have to happen at that time. Extendicare has indicated that almost none of their residents drive so the increased traffic will solely be staff members. Blasting is a necessary evil in Sudbury and they will follow all requirements to mitigate any blasting issues. The residential lots for the subdivision will be blasted at the same time as this application so that there will be less disturbance in the future.

Mauro Manzon, Senior Planner, stated that the conditions in terms of necessary upgrades address Birmingham Drive and Nottingham Avenue not Dorsett Drive. With this proposed development there is a requirement to extend the road and provide sidewalks but does not include upgrading the sidewalks on Dorsett Drive. The Traffic and Transportation department did not feel that this was necessary for this application. He advised that signage to calm traffic does not usually have an impact. A better solution may be other traffic calming techniques. This is something that would be looked at with greater detail at the site plan stage. He further stated that they would be hesitant to impose conditions regarding upgrading Dorsett Drive.

Alex Singbush, Manager of Development Approvals, stated that in regards to sidewalks on Nottingham Avenue, part of this application relies on an extension of the subdivision itself,

which would be the responsibility of the subdivision developer. Extendicare may have a cost sharing agreement with Timestone Corporation but that is not part of this application.

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 Committee, the reading of the resolution was waived.

PL2019-61 Cormier/Kirwan: THAT the City of Greater Sudbury approves the application by Timestone Corporation to amend Zoning By-law 2010-100Z by changing the zoning classification from "FD", Future Development to "HI(S)", Holding Institutional Special on lands described as Part of PINs 73576-0138 & 73576-0116, Part of Parcels 1545 & 4851 S.E.S., in Lot 10, Concession 3, Township of Neelon, as outlined in the report entitled "Timestone Corporation" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following conditions:

1. That the owner provide the Development Approvals Section with a final plan of survey in order to enact the amending by-law;
2. That the amending by-law include the following site-specific provisions:
 - a) The only permitted uses shall be a long-term care facility containing a maximum of 192 beds along with accessory uses that are directly related to the primary use being that of a long-term care facility;
 - b) The maximum building height shall be three (3) storeys;
 - c) The minimum lot frontage shall be 28 metres;
 - d) A Holding symbol which shall not be removed by the Council of the City of Greater Sudbury until the following conditions have been addressed to the satisfaction of the General Manager of Growth and Infrastructure:
 - i) Municipal water and sanitary services are available to service the development;
 - ii) Public road frontage exists for the lands subject to the Holding symbol.

Until such time as the H symbol has been removed, the only permitted uses shall be those legally existing on the date that the amending by-law comes into effect.

3. That the owner install a fence along the southerly limit of Block H, Plan M-1003 (Dorsett Tot Lot) to the satisfaction of the Director of Leisure Services, to be implemented as part of the Site Plan Control Agreement;
4. Conditional approval shall lapse on June 11, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

YEAS: Councillors Cormier, Landry-Altmann, Sizer, Kirwan, McCausland
CARRIED

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

Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury - Applications for Official Plan Amendment and Rezoning in Order to Permit the Expansion of a Recreation Vehicle Sales and Service Establishment onto Abutting Lands, Falconbridge Highway, Garson

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

Report dated April 26, 2019 from the General Manager of Growth and Infrastructure regarding Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury - Applications for Official Plan Amendment and Rezoning in Order to Permit the Expansion of a Recreation Vehicle Sales and Service Establishment onto Abutting Lands, Falconbridge Highway, Garson.

Dave Dorland, D.S. Dorland Ltd., agent for the applicant and Richard Denis Toulouse, the applicant were present.

Mauro Manzon, Senior Planner, outlined the report.

Councillor Landry-Altmann departed at 3:39 p.m.

Mauro Manzon, Senior Planner, stated that the committee could delete clause i part 2 in the resolution which is for setback requirements which provides relief to allow for nine (9) metres when fifteen (15) is the requirement.

Mauro Manzon, Senior Planner, stated that portion "c" of the sketch are lands that have been deemed surplus and typically with those agreements, successful rezoning is required as a condition. There was discussion that parts 5, 6 and 7 to the east could potentially be included, however, the owner of adjacent lands objected so these lands are not deemed surplus but are subject to a lease agreement. Portion "c" of the sketch shows lands which are currently being used and were expanded without approval.

Mr. Dorland stated that they have reviewed the resolutions and are satisfied with the conditions. There were no calls or objections to this application. The applicant visited many of the surrounding neighbours and they approve of this application. Also there are no public or staff issues. Regarding the request for the minor variance, the existing building has a setback of 9.8 metres. The existing repair garage is to be demolished and they are proposing to extend the building with straight façade so the frontage of property has a consistent straight line with the front of the building. They are not planning to change the set back of the building, just adding to the building. He feels that the nine (9) metre setback should remain, which is the same setback that is currently there.

Mr. Dorland stated that the proposed service repair shop is moving west from the existing retail office and they are seeking to maintain the existing front yard setback from the highway.

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 resolutions were presented:

Resolution regarding Official Plan Application:

PL2019-62 Cormier/Kirwan: THAT the City of Greater Sudbury approves the application by Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury to amend the City of Greater Sudbury Official Plan by changing the land use designation from Parks and Open Space to Mixed Use Commercial on lands described as Part of PINs 73496-0049 & 73496-0447, Part of Parcel 48460 S.E.S., in Lots 8 & 9, Concession 1, Township of Garson, as outlined in the report entitled "Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following condition:

1. That the Official Plan Amendment be enacted concurrently with the zoning amendment;
2. Conditional approval shall lapse on June 11, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

YEAS: Councillors Cormier, Sizer, Kirwan, McCausland
CARRIED

Resolution regarding the Rezoning Application:

PL2019-63 Kirwan/Sizer: THAT the City of Greater Sudbury approves the application by Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury to amend Zoning By law 2010 100Z by changing the zoning classification from "M1(5)", Mixed Light Industrial/Service Commercial Special and "OSP", Open Space Private to a revised "M1(5)", Mixed Light Industrial/Service Commercial Special on lands described as PIN 73496-0449, Part of PINs 73496-0049 & 73496-0447, Part of Parcel 48460 S.E.S., in Lots 8 & 9, Concession 1, Township of Garson, as outlined in the report entitled "Richard Denis Toulouse, Albona Investments Inc. & City of Greater Sudbury" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019, subject to the following conditions:

1. That prior to the adoption of the amending by-law, the owner shall address the following conditions:
 - i) 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;
 - ii) Remove the fabric-covered shelter to the satisfaction of the Chief Building Official; and,
 - iii) Enter into a Site Plan Control Agreement with the City.
2. That the amending by-law includes the following site-specific provision:
 - i) The minimum front yard setback shall be 9 metres;
3. Conditional approval shall lapse on June 11, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

YEAS: Councillors Cormier, Sizer, Kirwan, McCausland
CARRIED

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

Matters Arising from the Closed Session

Councillor Kirwan reported that the Committee met in Closed Session to deal with four (4) Proposed or Pending Acquisition or Disposition of Land Matters and the following resolutions emanated therefrom:

Sale of Vacant Land - Belisle Drive, Val Caron

PL2019-64 Kirwan/Cormier: THAT the City of Greater Sudbury authorizes the sale of vacant land east of Belisle Drive, Val Caron, in the Valley East Industrial Park, legally described as part of PIN 73501-2145(LT), being Parts 4, 5 and 6, Plan 53R-19366, Township of Blezard, City of Greater Sudbury;

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

AND THAT the net proceeds of the sales be credited to the Industrial Reserve Fund.

CARRIED

Sale of Unopened Lane - South of Vermillion Lake Road, Chelmsford

PL2019-65 Kirwan/Cormier: THAT the City of Greater Sudbury authorizes the sale of a portion of the unopened lane, south of Vermillion Lake Road, Chelmsford, legally described as part of PIN 73367-0378(LT), Township of Fairbank;

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

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

CARRIED

Purchase of Land - Barry Downe Road, Sudbury

PL2019-66 Kirwan/Sizer: THAT the City of Greater Sudbury authorizes the purchase of land and the acquisition of an easement over parts of 493 Barry Downe Road, Sudbury, legally described as part of PIN 02132- 0404(LT), being Parts 6, 7 and 8, Plan 53R-20566, Township of McKim, City of Greater Sudbury;

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

AND THAT the acquisition be funded from the Road Projects - Property Acquisitions account.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

PL2019-67 Sizer/Kirwan THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-2.

CARRIED

The following are the Consent Agenda items:

Routine Management Reports

C-1 Wayne & Carrie-Ann MacLean – Request to Extend a Conditional Approval on a Rezoning Application, 2687 Highway #144, Chelmsford

Report dated April 15, 2019 from the General Manager of Growth and Infrastructure regarding Wayne & Carrie-Ann MacLean – Request to Extend a Conditional Approval on a Rezoning Application, 2687 Highway #144, Chelmsford.

PL2019-68 Kirwan/Sizer: THAT the City of Greater Sudbury approves the application by Wayne and Carrie-Ann MacLean to extend the approval of a Zoning By-law Amendment Application, File # 751-5/15-10, on those lands described as PIN 73350-0102, Parcel 16989 SWS, Lot 6, Concession 2, Township of Broder, for a period of one year until April 25, 2020, as outlined in the report entitled “Wayne & Carrie-Ann MacLean” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 27, 2019.

CARRIED

C-2 Kathy Crites - Rezoning File 751-7/18-5, 4382 Notre Dame Avenue, Hanmer

Report dated May 6, 2019 from the General Manager of Growth and Infrastructure regarding Kathy Crites - Rezoning File 751-7/18-5, 4382 Notre Dame Avenue, Hanmer.

PL2019-69 Sizer/Kirwan: THAT Planning Committee Resolution PL2019-04 pertaining to Rezoning File 751-7/18-5 be amended as follows:

i) That Clause vi) of Paragraph b) be amended to indicate a minimum 220 m2 of lot area per unit; and,

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

CARRIED

Members' Motions

No motions were presented.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Kirwan/Sizer: THAT this meeting does now adjourn. Time: 4:02 p.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Minutes

Special City Council Minutes of 5/28/19

Location:	Tom Davies Square - Committee Room C-12
Commencement:	3:00 PM
Adjournment:	3:27 PM

His Worship Mayor Brian Bigger, In the Chair

Present	Councillors McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Leduc [A 3:24 p.m.], Mayor Bigger
City Officials	Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None Declared.

The following resolution was presented:

CC2019-149 Jakubo/Sizer: THAT the City of Greater Sudbury temporarily suspends the rules of procedure of the City of Greater Sudbury Procedure By-law 2019-50 for the portion of the Special City Council meeting of May 28, 2019 that relates to those matters on the Sudbury Airport Community Development Corporation portion of the agenda.

CARRIED BY TWO-THIRDS MAJORITY REQUIRED

Sudbury Airport Community Development Corporation Annual General Meeting

SUDBURY AIRPORT COMMUNITY DEVELOPMENT CORPORATION ANNUAL GENERAL MEETING

Diane McFarlane, Board Chair, presided over the Sudbury Airport Community Development Corporation Annual General Meeting.

Adjournment

Jakubo/Sizer: THAT this meeting does now adjourn. Time: 3:27 p.m.

CARRIED

Mayor Bigger, Chair

Brigitte Sobush, Manager of Clerk's
Services/Deputy City Clerk

Minutes

City Council Minutes of 5/28/19

Location:	Tom Davies Square - Council Chamber
Commencement:	4:32 PM
Adjournment:	9:27 PM

His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti, Vagnini [A 5:05 p.m.], Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh [D 5:29 p.m.] [A 5:34 p.m.], Cormier, Leduc, Landry-Altman, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Ian Wood, Interim General Manager of Community Development; Joseph Nicholls, Interim General Manager of Community Safety; Eric Labelle, City Solicitor and Clerk; Kelly Gravelle, Deputy City Solicitor; Eliza Bennett, Director of Communications and Community Engagement; Jason Ferrigan, Director of Planning Services; Meredith Armstrong, Acting Director of Economic Development; Liam McGill, Manager of Investment and Business Development; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff

Closed Session

The following resolution was presented:

CC2019-150 Leduc/Kirwan: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i).

Rules of Procedure

Councillor Kirwan presented the following amendment:

CC2019-150A Kirwan/Leduc: THAT the motion be amended to include the following:

AND THAT the City of Greater Sudbury move to closed session to deal with one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f).

CARRIED

The resolution as amended was presented:

CC2019-150 Leduc/Kirwan: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i).

AND THAT the City of Greater Sudbury move to closed session to deal with one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f).

CARRIED

Council moved into closed session at 4:35 p.m.

Recess At 6:00 p.m. Council recessed.

Reconvene At 6:27 p.m., Council commenced the Open Session in the Council Chamber.

His Worship Mayor Brian Bigger, In the Chair

Present Councillors Signoretti, Vagnini, Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer [D 7:54 p.m.; A 7:58 p.m.], McIntosh, Cormier, Leduc, Landry-Altmann, Mayor Bigger

City Officials Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Jason Ferrigan, Director of Planning Services; Ian Wood, Interim General Manager of Community Development; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Eliza Bennettt, Director of Communicationd and Community Engagement; Ron Foster, Auditor General; Joseph Nicholls, Interim General Manager of Community Safety; Kelly Gravelle, Deputy City Solicitor; Melissa Zanette, Chief of Staff, Eric Labelle, City Solicitor and Clerk; Lisa Locken, Clerk's Services Assistant; Julie Lalonde, Clerk's Services Assistant; Renée Stewart, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Rules of Procedure

Mayor Bigger moved that the order of the agenda be altered to deal with Members' Motion M-1 and his Notice of Motion at this time.

CARRIED BY TWO-THIRDS MAJORITY

Members' Motions

Declaring A Climate Emergency

The following resolution was presented:

CC2019-151 McIntosh/McCausland: WHEREAS the UN Intergovernmental Panel on Climate Change 'Global Warming of 1.5 °C' report states that we have less than 12 years to avert the worst impacts of climate change and identifies cities and urban areas as one of four critical global systems that can accelerate and upscale climate action;

AND WHEREAS cities around Canada and the world are taking the lead on acting on climate change;

AND WHEREAS Greater Sudbury is a member of the Federation of Canadian Municipalities' Partners for Climate Protection program, and a member of the Federation of Canadian Municipalities which adopted a resolution in 2016 recognizing the need to pursue efforts to limit global temperature increases to 1.5°C;

AND WHEREAS Greater Sudbury will be completing its Community Energy and Emissions Plan and undertaking its Climate Change Adaptation Plan in 2019;

AND WHEREAS Sudbury has received international recognition for achievements in regreening and municipal energy retrofits, and is making important progress in areas such as sustainable transportation that will assist in meeting carbon reduction goals;

AND WHEREAS there are significant economic opportunities if Greater Sudbury were to become a leader on climate change mitigation, adaptation and technology in Northern Ontario;

AND WHEREAS Greater Sudbury is already experiencing large and rising costs and risks from climate change impacts such as extreme weather events, flooding and forest fires;

AND WHEREAS as of February 22, 2019, 288 Municipal and City Councils in Canada have declared a climate emergency;

AND WHEREAS climate change solutions not only reduce carbon output, but they also offer multiple benefits including improved health and air quality, greater community resilience, economic development and reduced costs;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury officially declare a climate emergency to name and deepen our commitment to protecting our economy, our eco systems, and our community from climate change;

BE IT FURTHER RESOLVED THAT the City of Greater Sudbury reaffirms action on climate change as a strategic priority;

BE IT FURTHER RESOLVED THAT the City of Greater Sudbury direct staff to bring a report to City Council for its consideration before the end of 2019 that describes an approach for creating a Climate Change Adaptation & Mitigation Plan that includes adaptation or mitigation measures including, but not limited to:

a. The reduction of municipal carbon emissions including the identification of specific targets and, ultimately, net zero carbon emissions by 2050;

b. Policy choices that increase the proportion of residents that can choose active transportation modes or public transit for their daily needs;

- c. Operating standards for municipal facilities and technical specifications for municipal construction contracts that reduce carbon pollution;
- d. The development of measurement and reporting systems for energy utilization and carbon reduction to inform policy and budgeting choices;
- e. Collaboration with other governments, institutions and industry associations to improve standards and protocols that can positively address climate adaptation and mitigation;
- f. The potential to create an advisory committee that provides guidance and support for the City's efforts to respond to the climate emergency;
- g. A Business Case for consideration as part of the 2020 Budget that secures the resources required to develop the Plan.

Rules of Procedure

Councillor McIntosh requested a simultaneous written recorded vote.

YEAS: Councillors Signoretti, Vagnini, Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Leduc, Landry-Altmann, Mayor Bigger

CARRIED

Mayor Bigger presented a motion regarding a staff direction for a site specific amendment to Zoning By-law 2010-100Z at St. Albert Street, Chelmsford and asked that notice be waived.

Waived by Two-Thirds Majority

The following resolution was presented:

CC2019-152 Bigger/McCausland: WHEREAS Sudbury City Council approved a draft plan of subdivision on the proposed extension of St. Albert Street in Chelmsford, legally described as PINs 73318-0611 & 73348-0644 in Lot 2, Concession 2, Township of Balfour, City of Greater Sudbury, File 780-5/12006;

WHEREAS Zoning By-law 2010-100Z permits not more than the lesser of four dwellings or 10 percent of the total number residential units contained in a draft approved plan of subdivision to be constructed as model homes;

WHEREAS the project proponent would like to construct four structures containing 16 model home dwellings;

NOW THEREFORE, City Council hereby directs staff to prepare a site specific amendment to Zoning By-law 2010-100Z to permit up to 16 dwellings in four structures to be constructed as model homes in lands known legally as Part of PIN 73348-0644, Parts 1 to 6, 8, 10, 12 to 14, Plan 53R-21106, Part of Lot 2, Concession 2, Township of Balfour, City of Greater Sudbury and schedule a public hearing under the Planning Act on this matter on June 24, 2019.

CARRIED

Matters Arising from the Closed Session

Deputy Mayor Sizer, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i) and one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f). Discussions were not completed with regards to the second matter.

Matters Arising from Community Services Committee

May 13, 2019

Councillor McCausland, as Vice-Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee meeting of May 13, 2019.

The following resolution was presented:

CC2019-153 McIntosh/Jakubo: THAT the City of Greater Sudbury approves Community Services Committee resolutions CS2019-09 and CS2019-10 inclusive from the meeting of May 13, 2019.

CARRIED

The following are the Community Services Committee resolutions:

Social Housing Revitalization

CS2019-09 Kirwan/Leduc: THAT the City of Greater Sudbury approves in principle the Social Housing Revitalization Plan as presented at the Community Services Committee meeting of May 13, 2019;

AND THAT staff be directed to begin the process of sale of scattered units as outlined in the Social Housing Revitalization Plan;

AND FURTHER THAT staff be directed to report back to City Council by December 31, 2019 with a detailed plan to implement the recommendations outlined in the report entitled "Social Housing Revitalization", from the Interim General Manager of Community Development, presented at the Community Services Committee meeting of May 13, 2019.

CARRIED

Recreational Program Accommodation Policy

CS2019-10 Leduc/Kirwan: THAT the City of Greater Sudbury approves the Recreational Program Accommodation Policy substantially as outlined the report entitled "Recreational Program Accommodation Policy" from the interim General Manager of Community Development, presented at the Community Services Committee meeting on May 13, 2019;

AND THAT the necessary by-law be prepared.

CARRIED

Matters Arising from Finance and Administration Committee

May 2, 2019

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of May 2, 2019.

The following resolution was presented:

CC2019-154 McIntosh/Jakubo: THAT the City of Greater Sudbury approves the Finance and Administration Committee resolution FA2019-30 from the meeting of May 2, 2019.

CARRIED

The following is the Finance and Administration Committee resolution:

Staff Direction

FA2019-30 Landry-Altmann: THAT the City of Greater Sudbury direct city staff to prepare a report on the scope and schedule to undertake a Employment Land Strategy and Community Improvement Plan and report back to the Finance and Administration Committee no later than September 2019.

CARRIED

May 14, 2019

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of May 14, 2019.

Rules of Procedure

Councillor Vagnini requested that Finance and Administration Committee resolution #FA2019-40 be pulled and dealt with separately.

The following resolution was presented:

CC2019-155 McIntosh/Jakubo: THAT the City of Greater Sudbury approves the Finance and Administration Committee resolutions FA2019-31 to FA2019-37 and FA2019-39 from the meeting of May 14, 2019.

CARRIED

The following are the Finance and Administration Committee resolutions:

2020-2021 Budget Direction and Two Year Financial Forecast

Resolution #1:

FA2019-31 Leduc/Bigger: THAT the City of Greater Sudbury directs staff to prepare a 2020 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 2020 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 and/or non-tax revenues so that the level of taxation in 2020 produces no more than a 3.5% with options to achieve an increase of

2.5% and 3%, with an option to include a 1% levy designated for road maintenance and an option for a 4.5% property tax increase over 2019 taxation levels, in accordance with the Long-Term Financial Plan.

CARRIED

Resolution #3:

FA2019-32 Bigger/Leduc: THAT the City of Greater Sudbury directs staff to develop the 2020 Capital Budget based on an assessment of the community's highest priority needs consistent with the application of prioritization criteria described in this report and that considers:

- a) Financial affordability;
- b) Financial commitments and workload requirements in subsequent years for multi-year projects;
- c) The increased operating costs associated with new projects;
- d) The probability and potential consequences of asset failure if a project is not undertaken;
- e) The financial cost of deferring projects.

CARRIED

Resolution #4:

FA2019-33 Leduc/Bigger: 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 production volumes;
- b) The cost associated with legislative changes and requirements;
- c) The cost associated with growth in infrastructure operated and maintained by the City;
- d) A reasonable estimate of water consumption;
- e) A rate increase not to exceed the rate contained in the Water/Wastewater Financial Plan to be approved by the Finance and Administration Committee on June 4, 2019;

CARRIED

Resolution #5:

FA2019-34 Bigger/Leduc: THAT the City of Greater Sudbury directs staff to provide recommendations for changes to user fees that reflects:

- a) The full cost of providing the program or services including capital assets, net of any subsidy approved by Council;
- b) Increased reliance on non-tax revenue;
- c) Development of new fees for municipal services currently on the tax levy;
- d) A multi-year user fee schedule for 2020.

CARRIED

Resolution #6:

FA2019-35 Kirwan/Bigger: THAT the City of Greater Sudbury directs staff to present any

service enhancements, changes in services, or new service proposals as Business Cases for consideration by City Council on a case-by-case basis, subject to the following conditions;

- a) Any business case request from Councillors must be approved by resolution of Council or Committee to be incorporated into the 2020 Budget Document;
- b) That all business cases be incorporated in the budget document for Council approval.

CARRIED

Resolution #7:

FA2019-36 Signoretti/Kirwan: THAT the City of Greater Sudbury requests its Service Partners (Greater Sudbury Police Services, Nickel District Conservation Authority, and Sudbury and District Health Unit) to follow the directions in resolution one of the report entitled "2020 - 2021 Budget Direction and Two Year Financial Forecast", from the General Manager of Corporate Services, presented at the Finance and Administration Committee meeting on May 14, 2019, when preparing their 2020 municipal funding requests.

CARRIED

Resolution #8:

FA2019-37 Kirwan/Bigger: THAT the City of Greater Sudbury approves the proposed 2020 Budget Schedule in Appendix A of the report entitled "2020 - 2021 Budget Direction and Two Year Financial Forecast", from the General Manager of Corporate Services, presented at the Finance and Administration Committee meeting on May 14, 2019.

CARRIED

Healthy Community Initiative Fund Applications

FA2019-39 Kirwan/Signoretti: THAT the City of Greater Sudbury approves the Healthy Community Initiative Fund requests, as outlined in the report entitled "Healthy Community Initiative Fund Applications", from the General Manager of Community Development, presented at the Finance and Administration Committee meeting on May 14, 2019;

AND THAT any necessary by-laws be prepared.

CARRIED

Item FA2019-40 was dealt with separately.

Core Services Review (FA2019-40)

The following resolution was presented:

CC2019-156 Sizer/Bigger: WHEREAS residents and local businesses express the view that municipal services do not provide sufficient value for money;

AND WHEREAS the City of Greater Sudbury Council attempts to find, through its annual budget, the appropriate balance between sustaining existing service levels and keeping property taxes at acceptable levels;

AND WHEREAS the City of Greater Sudbury has undertaken a variety of long range planning exercises that identify significant asset renewal needs that cannot be addressed with the current level of taxation and which appears generally acceptable to a number of residents and businesses;

AND WHEREAS the City of Greater Sudbury cannot be all things to all people;

AND WHEREAS City Council, subject to provincial legislation, determines the services and service levels the municipality should provide;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct the Chief Administrative Officer to:

1. First, prepare a report with formal comments from the Auditor General that assesses the potential for changes to municipal services which:

- a) Develops an inventory of all services, service levels and standards and net annual costs;
- b) Defines which services are legislated, core and discretionary and identifies the role the City plays in each service;
- c) Benchmarks services and service levels against a range of comparable jurisdictions;

2. Second, subject to Council's consideration of the CAO's report and the allocation of required funding, prepare a Terms of Reference for a Core Service Review of all, or of specific services chosen by Council, that:

- a) Assesses services and service levels in the context of public interest and public policy considerations;
- b) Ranks services for potential reductions and discontinuation;
- c) Uses third party expertise to assist with the completion of the Core Service Review, as required;
- d) Implements a community engagement strategy to gather input into the Core Service Review process; and
- e) Identifies service, policy, human resource and financial impacts of potential service changes including budget adjustments that will generate cost savings in 2020 and beyond.

CARRIED

Matters Arising from Nominating Committee

May 14, 2019

Councillor Sizer, as Chair of the Nominating Committee, reported on the matters arising from the Nominating Committee meeting of May 14, 2019.

The following resolution was presented:

CC2019-157 Jakubo/Leduc: THAT the City of Greater Sudbury approves Nominating Committee resolutions NC2019-18 to NC2019-19 inclusive from the meeting of May 14, 2019.

CARRIED

The following are the Nominating Committee resolutions:

Committee of Adjustment/Sign Variance Committee

NC2019-18 Kirwan/Cormier: THAT the City of Greater Sudbury appoints Dan Laing to the Committee of Adjustment/Sign Variance Committee for the term ending November 14, 2022.

CARRIED

Greater Sudbury Public Library Board

NC2019-19 Cormier/Kirwan: THAT the City of Greater Sudbury appoints Shanel Belanger, Michel Lalonde and Steven Townsend to the Greater Sudbury Public Library Board for the term ending November 14, 2022.

CARRIED

Matters Arising from Operations Committee

May 13, 2019

Councillor McIntosh, as Chair of the Operations Committee, reported on the matters arising from the Operations Committee meeting of May 13, 2019. No resolution emanated from this meeting.

At 7:54 p.m. Councillor Sizer departed.

Matters Arising From the Planning Committee

May 6, 2019

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of May 6, 2019.

The following resolution was presented:

CC2019-158 Jakubo/McIntosh: THAT the City of Greater Sudbury approves Planning Committee resolution PL2019-50 to PL2019-52 and PL2019-54 to PL2019-57 inclusive from the meeting of May 6, 2019.

CARRIED

The following are the Planning Committee resolution:

LIUNA Local 493 Property Corporation - Application for rezoning in order to permit a limited range of commercial uses in an existing office building zoned "I(26)", Institutional Special, 584 Clinton Avenue, Sudbury

PL2019-50 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by LIUNA Local 493 Property Corporation to amend Zoning By-law 2010-100Z by changing the zoning classification from "I(26)", Institutional Special to a revised "I(26)", Institutional Special on those lands described as PIN 02245-0113, Parcels 46902 & 45814 S.E.S., Lots 241 to 247, Plan M-60, Part 6, Plan 53R-9906 in Lot 4, Concession 4, Township of McKim, as outlined in the report entitled "LIUNA Local 493 Property Corporation" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019 subject to the following conditions:

1. That the permitted uses in the I(26) zone be amended by adding offices, custom print or copy shop, personal service shop, veterinary clinic and scientific or medical laboratory; and,
2. That prior to the adoption of the amending by-law, the owner shall address the following condition to the satisfaction of the Director of Planning Services:
 - a) Install a Precast Test Maintenance Hole (GSSD-1001.030) or Maintenance Access Chamber (GSSD-1001.040) on the sanitary sewer service.
3. Conditional approval shall lapse on May 28, 2021 unless Condition 2 above has been met

or an extension has been granted by Council.

CARRIED

Sportfax Limited - Application for rezoning in order to allow all uses permitted under "C3", Limited General Commercial zoning, 2140 Long Lake Road, Sudbury

PL2019-51 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Sportfax Limited to amend Zoning By-law 2010-100Z by changing the zoning classification from "C3(11)", Limited General Commercial Special to a revised "C3(11)", Limited General Commercial Special on lands described as PINs 73475-0869 & 73475-0890, Parcels 12823 & 14329 S.E.S., in Lot 6, Concession 6, Township of Broder, as outlined in the report entitled "Sportfax Limited" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019, subject to the following conditions:

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

a) That the permitted uses in the C3(11) zone be amended by adding personal service shop, pharmacy, retail and related accessory uses;

b) A minimum of 11 parking spaces shall be required for permitted uses within the existing building;

2. That prior to the adoption of the amending by-law, the owner shall provide a current floor plan for verification and submit a building permit application if required to the satisfaction of the Chief Building Official;

3. Conditional approval shall lapse on May 28, 2021 unless Condition 2 above has been met or an extension has been granted by Council.

CARRIED

Sale of Land – Marion Street, Chelmsford

PL2019-52 McCausland/Sizer: THAT the City of Greater Sudbury authorize the sale of vacant land on Marion Street, Chelmsford, legally described as part of PIN 73349-0225(LT), Township of Balfour;

AND THAT by-laws be presented authorizing the sales and the execution of the documents required to complete the real estate transactions;

AND THAT the net proceeds of the sales are credited to the Land Acquisition Reserve Fund.

CARRIED

Dalron Construction Limited Subdivision Extension (Fairlane Drive, Sudbury)

PL2019-54 McCausland/Sizer: THAT the City of Greater Sudbury's delegated official be directed to amend the conditions of draft approval for a plan of subdivision on those lands described as Part of PIN 73593-0389, Part of Parcel 15951, Lot 4, Concession 1, Township of McKim, File # 780-6/11006, as outlined in the report entitled "Dalron Construction Limited Subdivision Extension (Fairlane Drive, Sudbury)", presented at the Planning Committee meeting on May 6, 2019, upon payment of Council's processing fee in the amount of \$1227.50 as follows:

1. By deleting the words "Infrastructure Services" and replacing them with "Growth and Infrastructure" in Condition #7 and #30.

2. By deleting Condition #8 entirely and replacing it with the following: "8. That this draft

approval shall lapse on May 8, 2022.”

3. By adding the word “Services” after “Director of Planning” in Condition #7 and #29.

4. By adding the words “A soils caution agreement, if required, shall be registered on title, to the satisfaction of the Chief Building Official and the City Solicitor.” at the end of Condition #10.

5. By adding the words “A lot grading agreement, if required, shall be registered on title, to the satisfaction of the Director of Planning Services and the City Solicitor.” at the end of Condition #12.

6. By deleting condition #28 entirely and replacing it with the following:

“That prior to the signing of the final plan, the owners/applicants shall contact the Sudbury District Ministry of Environment, Conservation and Parks (MECP), and satisfy all requirements set out by the Province of Ontario under the Endangered Species Act, 2007. In addition, the owners/applicants shall, to the satisfaction of the Director of Planning Services, demonstrate that all requirements set out by the Province of Ontario under the Endangered Species Act have been satisfied prior to any site alteration or development taking place on the subject lands.”

7. By adding a new Condition #31 as follows:

“31. That in accordance with Section 59(4) of the Development Charges Act, a notice of agreement shall be registered on title to ensure that persons who first purchase the subdivided land after registration of the plan of subdivision are informed, at the time the land is transferred, of all development charges related to development.”

CARRIED

Catherine Drive, Garson – Declaration of Surplus Vacant Land

PL2019-55 McCausland/Sizer: THAT the City of Greater Sudbury declares surplus to the City’s needs the vacant land on Catherine Drive, Garson, legally described as part of PIN 73495-0564(LT), being part of Lot 126 on Plan M-148, Township of Garson;

AND THAT the vacant land be offered for sale to the abutting property owner pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-law 2008-174, as outlined in the report entitled “Catherine Drive, Garson – Declaration of Surplus Vacant Land” from the General Manager of Corporate Services, presented at the Planning Committee meeting on May 6, 2019.

CARRIED

Maki Avenue, Sudbury, Part of Road Allowance - Declaration of Surplus Land

PL2019-56 Sizer/McCausland: THAT the City of Greater Sudbury declare surplus to the City's needs part of the road allowance north of Maki Avenue, Sudbury, legally described as part of PIN 73594-0417(LT), and part of PIN 73594-0435(LT), being part of Lot 5, Concession 1, Township of McKim;

AND THAT the land be offered for sale to the abutting property owners pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-law 2008-174, as outlined in the report entitled "Maki Avenue, Sudbury, Part of Road Allowance - Declaration of Surplus Land" from the General Manager of Corporate Services, presented at the Planning Committee meeting on May 6, 2019.

CARRIED

L.S. Bock Developments Inc. - Request for a six-month extension of conditional approval of rezoning application File # 751-6/14-29, 953 Howey Drive, Sudbury

PL2019-57 Sizer/McCausland: THAT the City of Greater Sudbury approves the extension of rezoning application File # 751-6/14-29 by L.S. Bock Developments Inc. for a period of six (6) months to September 30, 2019 on lands described as PIN 73582 0090, Parcel 13056 S.E.S., Lot 116, Plan M-131 in Lot 3, Concession 3, Township of McKim as outlined in the report entitled "L.S. Bock Developments Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

CC2019-159 McIntosh/Jakubo: THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-8 inclusive.

CARRIED

The following are the Consent Agenda Items:

Minutes

C-1 Planning Committee Minutes of April 8, 2019

CC2019-160 Jakubo/McIntosh: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of April 8, 2019.

CARRIED

C-2 City Council Minutes of April 9, 2019

CC2019-161 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the City Council meeting minutes of April 9, 2019.

CARRIED

C-3 Operations Committee Minutes of April 15, 2019

CC2019-162 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Operations Committee meeting minutes of April 15, 2019.

CARRIED

C-4 Community Services Committee Minutes of April 15, 2019

CC2019-163 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Community Services Committee meeting minutes of April 15, 2019.

CARRIED

C-5 Audit Committee Minutes of April 16, 2019

CC2019-164 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Audit Committee meeting minutes of April 16, 2019.

CARRIED

C-6 Finance and Administration Committee Minutes of April 16, 2019

CC2019-165 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Finance and Administration Committee meeting of April 16, 2019.

CARRIED

C-7 Emergency Services Committee Minutes of April 17, 2019

CC2019-166 Jakubo/McIntosh: THAT the City of Greater Sudbury adopts the Emergency Services Committee meeting minutes of April 17, 2019.

CARRIED

C-8 Hearing Committee Minutes of April 17, 2019

CC2019-167 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Hearing Committee meeting minutes of April 17, 2019.

CARRIED

At 7:58 Councillor Sizer returned.

Presentations

1 Large Projects Update

Report dated May 15, 2019 from the Interim General Manager of Community Development regarding Large Projects Update.

Ian Wood, Interim General Manager of Community Development, provided an electronic presentation regarding the Large Projects Update.

The following resolution was presented:

CC2019-168 Kirwan/Leduc: WHEREAS there are numerous appeals currently before the Local Planning Appeal Tribunal (the "LPAT") regarding the Kingsway Entertainment District;

AND WHEREAS the appeals have faced extensive delays;

THEREFORE BE IT RESOLVED that the Mayor be directed to request assistance from the Premier of Ontario to reduce or avoid any additional delays regarding the adjudication of the Kingsway Entertainment District appeals before the LPAT.

Rules of Procedure:

Councillor Kirwan requested a simultaneous written recorded vote.

YEAS: Councillors Kirwan, Jakubo, Sizer, Leduc, Landry-Altmann

NAYS: Councillors Signoretti, Vagnini, Montpelier, McCausland, Lapierre, McIntosh, Cormier, Mayor Bigger (Abstain)

DEFEATED

The following resolution was presented:

CC2019-169 McIntosh/Kirwan: That the City of Greater Sudbury amends the portion of Resolution CC2018-10 that pertains to the Library Art Gallery and selects the Shaughnessy East site as the preferred location for the Library/Art Gallery Project, as outlined in the report entitled "Large Projects Update" from the Interim General Manager of Community

Development, presented at City Council on May 28, 2019.

Rules of Procedure

Mayor Bigger requested a simultaneous written recorded vote.

YEAS: Councillors Signoretti, Montpellier, McCaulsand, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Landry-Altmann and Mayor Bigger

NAYS: Councillors Vagnini and Leduc

CARRIED

Managers' Reports

R-1 2019 Property Tax Policy

Report dated May 15, 2019 from the General Manager of Corporate Services regarding 2019 Property Tax Policy.

The following resolutions were presented:

Resolution #1:

CC2019-170 Jakubo/Leduc: THAT the City of Greater Sudbury approves property tax ratios as follows:

Multi-Residential - 1.965000;

Commercial - 1.942000;

Industrial - 3.795000;

Large Industrial - 4.405160;

Pipeline - 2.179489;

Farm - 0.200000;

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

CARRIED

Resolution #2:

CC2019-171 Jakubo/Leduc: THAT the City of Greater Sudbury use capping and clawback tools as follows:

a) Implement a 10% tax increase cap

b) Implement a minimum annual increase of 10% of CVA level taxes for capped properties

c) Move capped and clawed back properties within \$500 of CVA taxes directly to CVA taxes

d) Eliminate commercial and industrial properties that were at Current Value Assessment in 2018 from the capping exercise

e) Eliminate commercial and industrial properties that crossed between capping and clawback in 2019 from the capping exercise

AND THAT the necessary by-law be prepared;

AND THAT the following clawback percentages, as calculated by the Online Property Taxation Analysis (OPTA) System, be adopted by the City of Greater Sudbury:

Commercial- 81.1462%;

Industrial- 65.7198%;

AND THAT the City of Greater Sudbury approves the recommendations as outlined in the report entitled "2019 Property Tax Policy", from the General Manager of Corporate Services, presented at the City Council meeting on May 28, 2019.

CARRIED

R-2 Development Charges By-law

Report dated May 15, 2019 from the General Manager of Corporate Services regarding Development Charges By-law.

Motion for Deferral

Councillor Cormier moved to defer this item to the City Council meeting of June 11, 2019 in order for to allow for a full discussion.

DEFERRED

R-3 Federal Gas Tax Additional Funding

Report dated May 15, 2019 from the General Manager of Growth and Infrastructure regarding Federal Gas Tax Additional Funding.

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

DEFERRED

Rules of Procedure

Mayor Bigger moved that the order of the Agenda be altered to deal with the By-laws and the Addendum at this time.

CARRIED BY TWO-THIRDS MAJORITY

By-Laws

The following resolution was presented:

CC2019-172 Lapierre/McCausland: THAT the City of Greater Sudbury read and pass By-law 2018-76 to and including By-law 2018-88.

CARRIED

The following are the By-laws:

2019-76 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meetings of May 14th, 2019 and May 28th, 2019

- 2019-77 A By-law of the City of Greater Sudbury to Amend By-law 2019-21 being a By-law of the City of Greater Sudbury to Appoint Citizen Members to Certain Boards
Nominating Committee meeting May 14th, 2019
(This amending by-law appoints a citizen to the Greater Sudbury Public Library Board to fill a vacancy resulting from a resignation.)
- 2019-78 A By-law of the City of Greater Sudbury to Amend By-law 2011-21, being a By-Law to Constitute and Appoint a Committee of Adjustment for the City of Greater Sudbury under Section 44 of the Planning Act
Nominating Committee meeting May 14th, 2019
(This amending by-law appoints a citizen to the Committee of Adjustment, which also sits as the Sign Variance Committee, to fill a vacancy resulting from a resignation.)
- 2019-79 A By-law of the City of Greater Sudbury to Amend By-law 2017-5 being a By-law of the City of Greater Sudbury Respecting the Delegation of Authority to Various Employees of the City

Finance and Administration Committee #FA2019-23
(This by-law amends the Delegation By-law to remove the delegation to the CAO to issue and set terms and conditions for vendor permits for the Downtown Market as the City is no longer operating the market and corrects typographical error.)

Report dated May 7, 2019 from the Chief Administrative Officer regarding Amendment to Delegation Bylaw - Greater Sudbury Market Program.
- 2019-80 A By-law of the City of Greater Sudbury to Amend By-law 2018-121 being A By-law of the City of Greater Sudbury Respecting the Appointment of Officials of the City
(This by-law updates certain appointments to reflect staff changes.)
- 2019-81 A By-law of the City of Greater Sudbury to Amend By-law 2019-24 being a By-law to Establish Miscellaneous User Fees for Certain Services provided by the City of Greater Sudbury
Finance and Administration Committee #FA2019-23
(This amendment repeals the provision for Market fees as the City is no longer operating the market.)

Report dated May 7, 2019 from the Chief Administrative Officer regarding Amendment to User Fee Bylaw - Greater Sudbury Market Program.
- 2019-82 A By-law of the City of Greater Sudbury to Authorize Grants under the Downtown Sudbury Community Improvement Plan
Finance and Administration Committee Resolution #FA2019-15A9
(This by-law authorizes various grants in accordance with the Downtown Sudbury Community Improvement Plan as approved under the Business Case for Service Level Change and more particularly described in the report to the September 11th, 2018 Planning Committee meeting and authorizes the General Manager of Growth and Infrastructure Services to sign grant agreements with the grant recipients.)

- 2019-83 A By-law of the City of Greater Sudbury to Deem Lots 36 and 37 on Plan M-26 not to be a Plan of Subdivision for the Purposes of Section 50 of the Planning Act
Planning Committee Resolution #PL2019-35
(This by-law authorizes Lots 36 and 37 on registered Plan of Subdivision M-26 be deemed not to be lots within a registered Plan of Subdivision.)
- 2019-84 A By-law of the City of Greater Sudbury to Authorize the Purchase of Part of 493 Barry Downe Road, Sudbury , Described as Part of PIN 02132-0404(LT), being Parts 6 and 7 on Plan 53R-20566 and an Easement Over Part 8 on Plan 53R-20566 from Barrydowne Holdings Inc.
Planning Committee Meeting May 27th, 2019
(This by-law authorizes the purchase of land and acquisition of an easement to benefit GSHI required for the purposes of future road widening of Barry Downe Road and delegates authority to effect the purchase.)
- 2019-85Z 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 Resolutions #PL2019-48
(This by-law rezones the subject property to “C3(27)”, Limited General Commercial Special in order to allow all uses permitted under C3 zoning with site-specific relief for rear and corner side yard setbacks, lot frontage, landscaping, and the location of a refuse storage area – South End Hygiene Services Inc. - 402 Marttila Drive, Sudbury.)
- 2019-86 A By-Law of the City of Greater Sudbury to Levy a Special Charge upon Properties in the Flour Mill Improvement Area Assessed for Commercial and Industrial Taxes to Provide for the Purposes of the Board of Management of the Flour Mill Improvement Area for the Year 2019
(This by-law implements the levy necessary to support the approved Business Improvement Area’s budget.)

Report dated May 10, 2019 from the General Manager of Corporate Services regarding 2019 Tax Rates - Business Improvement Areas.
- 2019-87 A By-law of the City of Greater Sudbury to Levy a Special Charge upon Properties in the Central Business District Improvement Area Assessed for Commercial and Industrial Taxes to Provide for the Purposes of the Downtown Sudbury Board of Management for the Year 2019
Refer to By-law 2019-86
(This By-law implements the levy necessary to support the approved Business Improvement Area’s budget.)
- 2019-88 A By-law of the City of Greater Sudbury Regarding Deferral of Payment of Development Charges for Long Term Care Homes and Hospices City Council Resolution #CC2019-144
(This by-law sets out the terms for deferring development charges for Long Term Care Homes and Hospices and delegates the authority to the Treasurer to develop and sign deferral agreements.)

Addendum

The following resolution was presented:

Landry-Altmann/Leduc: THAT the City of Greater Sudbury deals with 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.

By-laws

The following resolution was presented:

CC2019-173 McCausland/Lapierre: THAT the City of Greater Sudbury read and pass By-law 2019-89 to and including By-law 2019-92.

CARRIED

The following are the By-laws:

2019-89 A By-law of the City of Greater Sudbury to Levy the Rates of Taxation for City Purposes and Set Due Dates for the Year 2019

Refer to item R-1

(This by-law sets out the 2019 municipal tax rates for the City of Greater Sudbury establishing due dates for final instalments.)

2019-90 A By-law of the City of Greater Sudbury Adopt the Provincial Tools for 2019 Property Tax Policy

Refer to item R-1

(This by-law adopts tools in accordance with the report presented at the City Council meeting of May 28th, 2019.)

2019-91 A By-law of the City of Greater Sudbury to Establish 'Clawback' Percentages for the 2019 Taxation Year for Commercial and Industrial Property Tax Classes

Refer to item R-1

(This by-law establishes clawback percentages in accordance with the report presented at the City Council meeting of May 28th, 2019.)

2019-92 A By-law of the City of Greater Sudbury to Set Tax Ratios for the Year 2019

Refer to Item R-1

(This by-law establishes tax ratios in accordance with the report presented at the City Council meeting of May 28th, 2019.)

Members' Motions

M-2 **Roads Construction And Maintenance Review**

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

DEFERRED

M-3 **Expression of Interest for Parking Structures**

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

DEFERRED

Civic Petitions

Councillor McIntosh submitted two (2) petitions to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petitions are regarding a call for action on climate change.

Councillor Leduc submitted a petition to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petition is regarding the installation of speed bumps on Dublin Street.

Councillor Leduc submitted a petition to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petition is regarding scraping and resurfacing Garland Crescent.

Question Period

No Questions were asked.

Adjournment

Lapierre/McCausland: THAT this meeting does now adjourn. Time: 9:27 p.m.

CARRIED

Mayor Brian Bigger, Chair

Eric Labelle, City Solicitor and Clerk

Minutes

Operations Committee Minutes of 6/3/19

Location:	Tom Davies Square - Council Chamber
Commencement:	4:03 PM
Adjournment:	5:41 PM

Councillor McIntosh, In the Chair

Present Councillors McCausland, McIntosh, Landry-Altmann
Councillor Cormier

City Officials Tony Cecutti, General Manager of Growth and Infrastructure; Randy Halverson, Director of Linear Infrastructure Services; Mike Jensen, Director of Water/Wastewater Services; Renee Brownlee, Manager of Collection and Recycling; Dave Brouse, Manager of Compliance and Operations Support; Joe Rocca, Traffic and Asset Management Supervisor; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk; Renée Stewart, Clerk's Services Assistant; Julie Lalonde, Clerk's Services Assistant

Rules of Procedure

The Chair asked Councillor Cormier for his consent to become an alternate Member of the Committee in order to achieve quorum. Councillor Cormier provided his consent.

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Presentations

1 Winter Control Operations Update for May 2019

Randy Halverson, Director of Linear Infrastructure Services, provided an electronic presentation regarding the Winter Control Operations Update for May 2019, for information only.

Managers' Reports

R-1 Traffic Calming – 2019 Ranking

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Traffic Calming – 2019 Ranking.

The following resolutions were presented:

Resolution One:

OP2019-08 Cormier/McCausland: THAT the City of Greater Sudbury approves the 2019 ranking list for traffic calming eligible roadways as outlined in the report entitled "Traffic Calming – 2019 Ranking".

AND THAT the City of Greater Sudbury initiates the public support component for the traffic calming process based on the ranking order.

AND THAT the City of Greater Sudbury provides the results of the associated traffic studies to the Greater Sudbury Police Services, and requests increased enforcement on roadways identified with speeding concerns as outlined in the report entitled "Traffic Calming – 2019 Ranking", from the General Manager of Growth and Infrastructure, presented at the Operations Committee meeting on June 3, 2019.

CARRIED

Resolution Two:

OP2019-09 McCausland/Cormier: THAT the City of Greater Sudbury amends the traffic calming policy by lowering the required minimum response rate to advance a traffic calming project to have a traffic calming plan developed to 25% as outlined in the report entitled "Traffic Calming – 2019 Ranking", from the General Manager of Growth and Infrastructure, presented at the Operations Committee meeting on June 3, 2019.

DEFEATED

Resolution Three:

OP2019-10 Cormier/McCausland: THAT the City of Greater Sudbury initiates a two year pilot project to install temporary traffic calming measures on the top two streets (Riverside Drive and Michelle Drive) identified in the 2019 traffic calming ranking as outlined in the report entitled "Traffic Calming – 2019 Ranking", from the General Manager of Growth and Infrastructure, presented at the Operations Committee meeting on June 3, 2019.

CARRIED

Members' Motions

No Motions were presented.

Correspondence for Information Only

I-1 Communication Plan: Change in the Garbage Bag Limit

Report dated May 8, 2019 from the General Manager of Growth and Infrastructure regarding Communication Plan: Change in the Garbage Bag Limit.

For Information Only.

I-2 Transportation Demand Management Community Grant Program

Report dated May 21, 2019 from the General Manager of Growth and Infrastructure regarding Transportation Demand Management Community Grant Program.

For Information Only.

I-3 Drinking Water Quality Management System Annual Report

Report dated May 2, 2019 from the General Manager of Growth and Infrastructure regarding Drinking Water Quality Management System Annual Report.

For Information Only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

McCausland/Cormier: THAT this meeting does now adjourn. Time: 5:41 p.m.

CARRIED

Adam Kosnick, Deputy City Clerk

Minutes

Special City Council Minutes of 6/4/19

Location:	Tom Davies Square - Committee Room C-12
Commencement:	3:07 PM
Adjournment:	4:10 PM

His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti, Vagnini, McCausland, Kirwan, Lapierre, Jakubo, McIntosh, Cormier, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Melissa Zanette, Chief of Staff; Kelly Gravelle, Deputy City Solicitor; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Rules of Procedure

CC2019-174 Cormier/McIntosh: THAT the City of Greater Sudbury temporarily suspends the rules of procedure of the City of Greater Sudbury Procedure By-law 2019-50 for the portion of the Special City Council meeting of June 4, 2019 that relates to those matters on the Greater Sudbury Utilities Inc. portion of the agenda.

CARRIED BY TWO-THIRDS MAJORITY

Greater Sudbury Utilities Inc. Annual General Meeting

Mark Signoretti, Board Chair, presided over the Greater Sudbury Utilities Inc. Annual General Meeting.

Adjournment

McIntosh/Cormier: THAT this meeting does now adjourn. Time: 4:07 p.m.

CARRIED

Mayor Bigger, Chair

Adam Kosnick, Deputy City Clerk

Minutes

Audit Committee Minutes of 6/4/19

Location:	Tom Davies Square - Council Chamber
Commencement:	2:03 PM
Adjournment:	2:35 PM

Councillor McIntosh, In the Chair

Present	Councillors Signoretti [A 2:11 p.m.], McIntosh, Kirwan, Jakubo, Cormier
City Officials	Ron Foster, Auditor General; Ed Archer, Chief Administrative Officer; Tony Cecutti, General Manager of Growth and Infrastructure; Kevin Fowke, General Manager of Corporate Services; Eliza Bennett, Director of Communications and Community Engagement; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Kelly Gravelle, Deputy City Solicitor; Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk; Danielle Wicklander, Legislative Compliance Coordinator; Julie Lalonde, Clerk's Services Assistant; Lisa Locken Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None Declared.

Presentations

- 1 2018 Audit Findings Report
Report dated May 10, 2019 from the General Manager of Corporate Services regarding 2018 Audit Findings Report.
Oscar Poloni, KPMG, presented an electronic presentation regarding 2018 Audit Findings Report for information only.
- 2 2018 Annual Report including Consolidated Financial Statements
Report dated May 13, 2019 from the General Manager of Corporate Services regarding 2018 Annual Report including Consolidated Financial Statements.

Lorraine Laplante, Manager of Accounting/Deputy Treasurer, provided an electronic presentation regarding 2018 Annual Report including Consolidated Financial Statements.

The following resolution was presented:

AC2019-06 Kirwan/Jakubo: THAT the City of Greater Sudbury accepts the Consolidated Financial Statements for the City of Greater Sudbury and the City of Greater Sudbury Trust Funds, for the year ended December 31, 2018 as outlined in the report entitled "2018 Annual Report including Consolidated Financial Statements" from the General Manager of Corporate Services, presented at the Audit Committee meeting on June 4, 2019.

CARRIED

Members' Motion

No Motions were presented.

Correspondence for Information Only

I-1 2018 Operating Budget Variance Report - December

Report dated May 17, 2019 from the General Manager of Corporate Services regarding 2018 Operating Budget Variance Report - December.

For Information Only.

I-2 Reserves and Reserve Funds Balances as of December 31, 2018

Report dated May 21, 2019 from the General Manager of Corporate Services regarding Reserves and Reserve Funds Balances as of December 31, 2018.

For Information Only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Jakubo/Kirwan: THAT this meeting does now adjourn. Time 2:35 p.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Minutes

Finance and Administration Committee Minutes of 6/4/19

Location:	Tom Davies Square - Council Chamber
Commencement:	4:19 PM
Adjournment:	8:31 PM

Councillor Jakubo, In the Chair

Present	Councillors Signoretti, Vagnini [A 4:24 p.m.], McCausland, Kirwan, Lapierre [D 5:08 p.m.], Jakubo, McIntosh, Cormier, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services [A 5:08 p.m.]; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff; Kelly Gravelle, Deputy City Solicitor [A 5:08 p.m.]; Tony Cecutti, General Manager of Growth and Development [A 5:08 p.m.]; Ian Wood, Interim General Manager of Community Development [A 5:08 p.m.]; Joseph Nicholls, Interim Genral Manager of Community Safety [A 5:08 p.m.]; Ed Stankiewickz, Executive Director of Finance, Assets and Fleet [A 5:08 p.m.]; Gabrielle Servais, Human Resources Business Partner [A 5:08 p.m.]; Randy Halverson, Director of Linear Infrastructure Services [A 5:08 p.m.]; Tyler Campbell, Director of Social Services [A 5:08 p.m.]; Mike Jensen, Director of Water/Wastewater Services [A 5:08 p.m.]; Bruno Lafortune; Manager of Transit Operations [A 5:08 p.m.]; Meredith McNeil, Human Resources Business Partner [A 5:08 p.m.]; Joanne Kelly, Director of Human Resources and Organizational Development [A 5:08 p.m.]; Paul Kadwell, Deputy Chief of Paramedic Services [A 5:08 p.m.]; Erin Thompson, Human Resources Business Partner [A 5:08 p.m.]; Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk
Closed Session	<p>The following resolution was presented:</p> <p>FA2019-41 Cormier/Jakubo: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Personal Matters (Identifiable Individual(s)) regarding performance review and one (1) Labour Relations or Employee Negotiations Matters regarding negotiations with CUPE in accordance with the <i>Municipal Act</i>, 2001, s. 239(2)(b) and (d).</p> <p>CARRIED</p>

At 4:20 p.m. the Finance and Administration Committee moved into Closed Session.

Recess	At 5:32 p.m. the Finance and Administration Committee recessed.
Reconvene	At 6:12 p.m. the Finance and Administration Committee commenced the Open Session in the Council Chamber.

Councillor Jakubo, In the Chair

Present	Councillors Signoretti, Vagnini [D 7:42 p.m.], McCausland, Kirwan, Jakubo, McIntosh, Cormier, Landry-Altmann [A 6:14 p.m.], Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Tony Cecutti, General Manager of Growth and Infrastructure; Ian Wood, Interim General Manager of Community Development; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Kelly Gravelle, Deputy City Solicitor; Eliza Bennett, Director of Communications and Community Engagement; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff; Joseph Nicholls, Interim General Manager of Community Safety; Jeff Pafford, Director of Leisure Services; Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk; Danielle Wicklander, Legislative Compliance Coordinator; Julie Lalonde, Clerk's Services Assistant; Lisa Locken, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Rules of Procedure

Councillor Jakubo moved that the order of the agenda be altered to deal with Managers' Report R-1 after Routine Management Report C-1.

CARRIED BY TWO-THIRDS MAJORITY

Matters Arising from the Closed Meeting

Vice-Chair McIntosh, as Chair of the Closed Session, reported that the Committee met in Closed Session to deal with one (1) Personal Matters (Identifiable Individual(s)) regarding a performance review and one (1) Labour Relations or Employee Negotiations Matters regarding negotiations with CUPE in accordance with the Municipal Act, 2001, s. 239(2)(b) and (d). No resolutions emanated from this meeting.

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

FA2019-42 Jakubo/Cormier: THAT the City of Greater Sudbury approves Consent Agenda Item C-1.

CARRIED

The following is the Consent Agenda item:

Routine Management Reports

C-1 Healthy Community Initiative Fund Applications

Report dated November 19, 2018 from the Interim General Manager of Community Development regarding Healthy Community Initiative Fund Applications.

FA2019-43 Cormier/Kirwan: THAT the City of Greater Sudbury approves the Healthy Community Initiative Fund requests, as outlined in the report entitled "Healthy Community Initiative Fund Applications", from the General Manager of Community Development, presented at the Finance and Administration Committee meeting on June 4, 2019;

AND THAT any necessary by-laws be prepared.

CARRIED

Managers' Reports

R-1 Sudbury Indoor Tennis Centre Request for Tax Relief

Report dated May 13, 2019 from the Interim General Manager of Community Development regarding Sudbury Indoor Tennis Centre Request for Tax Relief.

The following resolution was presented:

FA2019-44 Kirwan/Blgger: THAT the City of Greater Sudbury upholds the terms of the lease agreement, not to provide tax relief, as outlined in the report titled "Sudbury Indoor Tennis Centre Request for Tax Relief" from the Interim General Manager of Community Development, presented at the Finance and Administration Committee meeting on June 4, 2019.

DEFEATED

The following resolution was presented:

FA2019-45 Bigger/Cormier: THAT the City of Greater Sudbury approves Alternative 4 as outlined in the report entitled "Sudbury Indoor Tennis Centre Request for Tax Relief", from the Interim General Manager of Community Development, presented at the Finance and Administration Committee meeting on June 4, 2019.

Rules of Procedure

Councillor Landry-Altmann presented the following amendment:

FA2019-45A1 Landry-Altmann/Cormier: THAT the resolution be amended to include the following paragraph at the end of the resolution:

AND THAT staff work with the Sudbury Indoor Tennis Club to:

1. Create a program to increase membership;
2. Develop an accessible, community program for our vulnerable population of limited financial needs as part of their policies, and that the club be required to come back in one (1) year with an update to the Community Services Committee for review.

Rules of Procedure

Councillor Signoretti requested a simultaneous written recorded vote.

YEAS: Councillors Signoretti, Vagnini, Kirwan, Jakubo, McIntosh, Cormier, Landry-Altmann, Mayor Bigger

NAYS: Councillor McCausland

CARRIED

Rules of Procedure

With the concurrence of the Committee, the reading of the resolution as amended was waived.

FA2019-45 Bigger/Cormier: THAT the City of Greater Sudbury approves Alternative 4 as outlined in the report entitled "Sudbury Indoor Tennis Centre Request for Tax Relief", from the Interim General Manager of Community Development, presented at the Finance and Administration Committee meeting on June 4, 2019;

AND THAT staff work with the Sudbury Indoor Tennis Club to:

1. Create a program to increase membership;
2. Develop an accessible, community program for our vulnerable population of limited financial needs as part of their policies, and that the club be required to come back in one (1) year with an update to the Community Services Committee for review.

CARRIED

Rules of Procedure

Councillor Jakubo moved that the order of the agenda be altered to deal with Presentation 2 prior to Presentation 1.

CARRIED BY TWO-THIRDS MAJORITY

Presentations

2 Water Wastewater Services Financial Plan

Report dated May 17, 2019 from the General Manager of Corporate Services regarding Water Wastewater Services Financial Plan.

Jim Bruzzese, BMA Management Consulting Inc., presented an electronic presentation regarding Water/Wastewater Services Financial Plan.

Councillor Vagnini departed at 7:42 p.m.

The following resolution was presented:

FA2019-46 Cormier/Kirwan: THAT the City of Greater Sudbury approves the Water and Wastewater Long-Range Financial Plan in compliance with Ontario Regulation 453/07, as

outlined in the report entitled “Water Wastewater Services Financial Plan”, from the General Manager of Corporate Services, presented at the Finance and Administration Committee meeting on June 4, 2019; which indicates that the City of Greater Sudbury drinking water and wastewater system is financially viable;

AND THAT staff submit the Water and Wastewater Long-Range Financial Plan to the province on or before expiry of the current licence.

CARRIED

Recess

At 7:47 p.m. the Committee recessed.

Reconvene

At 8:02 p.m. the Committee reconvened.

1 CAO Performance - Quarterly Report

Report dated May 22, 2019 from the Chief Administrative Officer regarding CAO Performance - Quarterly Report.

Ed Archer, Chief Administrative Officer, presented an electronic presentation regarding CAO Performance - Quarterly Report for information only.

Members' Motion

Councillor Landry-Altmann presented a motion regarding Northern Water Sports Centre annual review, and asked that noticed be waived.

DEFEATED

Waiver of notice by two-thirds majority having not been achieved, the motion will be presented at the Finance and Administration Committee meeting of July 9, 2019.

Correspondence for Information Only

I-1 2019 Operating Budget Variance Report - March

Report dated May 21, 2019 from the General Manager of Corporate Services regarding 2019 Operating Budget Variance Report - March.

For Information Only.

I-2 2019 First Quarter Statement of Council Expenses

Report dated May 10, 2019 from the General Manager of Corporate Services regarding 2019 First Quarter Statement of Council Expenses.

For Information Only.

I-3 2019 Annual Repayment Limit

Report dated May 21, 2019 from the General Manager of Corporate Services regarding 2019 Annual Repayment Limit.

For Information Only.

I-4 2018 Capital Completed Projects

Report dated May 21, 2019 from the General Manager of Corporate Services regarding 2018 Capital Completed Projects.

For Information Only.

I-5 Development Charges - Treasurer's Annual Statement

Report dated May 21, 2019 from the General Manager of Corporate Services regarding Development Charges - Treasurer's Annual Statement.

For Information Only.

I-6 2018 Investment Report

Report dated May 14, 2019 from the General Manager of Corporate Services regarding 2018 Investment Report.

For Information Only.

I-7 Payment-In-Lieu of Parkland (Parks Reserve Fund) - Treasurer's Annual Financial Statement

Report dated May 15, 2019 from the General Manager of Corporate Services regarding Payment-In-Lieu of Parkland (Parks Reserve Fund) - Treasurer's Annual Financial Statement.

For Information Only.

Addendum

No addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Cormier/Kirwan: THAT this meeting does now adjourn. Time: 8:31 p.m.

CARRIED

Brigitte Sobush, Deputy City Clerk

Minutes

Emergency Services Committee Minutes of 6/5/19

Location:	Tom Davies Square - Council Chamber
Commencement:	4:03 PM
Adjournment:	5:25 PM

Councillor Montpellier, In the Chair

Present	Councillors Vagnini, Montpellier, Leduc
City Officials	Joseph Nicholls, Interim General Manager of Community Safety; Michael MacIsaac, Executive Deputy Chief of Community Safety; Paul Kadwell, Deputy Chief of Paramedic Services; Melissa Roney, Acting Deputy Chief of Emergency Services; Jesse Oshell, Acting Deputy Fire chief; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk; Julie Lalonde, Clerk's Services Assistant; Renée Stewart, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Presentations

- 1 Paramedic Services Land Ambulance Services Review Results
Report dated May 13, 2019 from the Interim General Manager of Community Safety regarding Paramedic Services Land Ambulance Services Review Results.
Paul Kadwell, Deputy Chief of Paramedic Services, provided an electronic presentation regarding the Paramedic Services Ambulance Services Review Results for information only.

Members' Motions

- M-1 Fire Services Response Protocols Related To Motor Vehicle Collisions

The following resolution was presented:

ES2019-05 Montpellier/Vagnini: WHEREAS the Greater Sudbury Fire Services respond to calls to protect the public and mitigate the effects of emergency situations which include fire

suppression, medical response, technical rescue and hazardous materials;

AND WHEREAS the public sometimes questions the necessity of the Fire Services' presence at motor vehicle collisions across the City of Greater Sudbury;

AND WHEREAS Council for the City of Greater Sudbury deems it worthwhile to educate the public and be educated about Greater Sudbury Fire Services response protocols;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct the Fire Chief / General Manager of Community Safety to present a report to the Emergency Services Committee at its August, 2019 meeting which provides information about the Greater Sudbury Fire Services response protocols related to motor vehicle collisions.

CARRIED

Recess

At 4:39 p.m. the Committee recessed.

Reconvene

At 4:44 p.m. the Committee reconvened.

Correspondence for Information Only

I-1 Community Safety Department Update

Report dated May 15, 2019 from the Interim General Manager of Community Safety regarding Community Safety Department Update.

For Information Only.

I-2 The District of Sudbury Mutual Aid Program and Plan

Report dated May 14, 2019 from the Interim General Manager of Community Safety regarding The District of Sudbury Mutual Aid Program and Plan.

For Information Only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Leduc/Vagnini: THAT this meeting does now adjourn. Time: 5:25 p.m.

CARRIED

Adam Kosnick, Deputy City Clerk

Minutes

Hearing Committee Minutes of 6/5/19

Location:	Tom Davies Square - Council Chamber
Commencement:	6:05 PM
Adjournment:	6:23 PM

Councillor Leduc, In the Chair

Present Councillors Vagnini, Cormier, Leduc

City Officials Kelly Gravelle, Deputy City Solicitor; Kyla Bell, Manager of Taxation; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk; Julie Lalonde, Clerk's Services Assistant; Renée Stewart, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Public Hearings

- 1 Cancellation, Reduction or Refund of Taxes under Sections 357 and 358 of the Municipal Act, 2001

The Hearing Committee meeting was adjourned and the Public Hearing was opened to deal with the following:

Report dated May 13, 2019 from the General Manager of Corporate Services regarding Cancellation, Reduction or Refund of Taxes under Sections 357 and 358 of the Municipal Act, 2001.

Kyla Bell, Manager of Taxation, outlined the report.

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 Hearing Committee resumed in order to discuss and vote on the resolution.

The following resolution was presented:

HC2019-04 Cormier/Vagnini: THAT taxes totaling approximately \$23,187.50 be adjusted under Section 357 and 358 of the Municipal Act, 2001, of which the City's (municipal) portion is estimated to be \$20,436.71, as outlined in the report entitled "Cancellation, Reduction or Refund of Taxes under Section 357 and 358 of the Municipal Act, 2001" from the General Manager of Corporate Services, presented at the Hearing Committee meeting on June 5, 2019;

AND THAT the associated interest be cancelled in proportion to the tax adjustments;

AND THAT the Manager of Taxation be directed to adjust the Collector's Roll accordingly;

AND THAT staff be authorized and directed to do all things necessary to give effect to this resolution.

YEAS: Councillors Vagnini, Cormier, Leduc

CARRIED

2 Tax Adjustment Under Section 357 of the Municipal Act of Ontario for 2600 Regional Rd 55. Naughton

Motion for Deferral

Councillor Vagnini moved to defer this item to the Hearing Committee meeting of August 14, 2019 in order for the appellant's representation to be present.

DEFERRED

Members' Motions

No Motions were presented.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Cormier/Vagnini: THAT this meeting does now adjourn. Time: 6:23 p.m.

CARRIED

Adam Kosnick, Deputy City Clerk

For Information Only

Annual IT Strategic Plan Update to Council

Presented To:	City Council
Presented:	Tuesday, Jul 09, 2019
Report Date	Wednesday, Jun 26, 2019
Type:	Presentations

Resolution

For Information Only

Relationship to the Strategic Plan / Health Impact Assessment

This report refers to the Corporate Information Technology Strategy Plan which is a supporting plan to the overarching Corporate Strategic Plan.

Report Summary

This report and its associated presentation are issued to meet the commitment to provide an annual progress update to Council on the Corporate Information Technology (IT) Strategic Plan.

The rules guiding this report are, to enable Council to monitor and evaluate progress on approved technology initiatives. To provide Council a high level review of the overall management of Information Technology. To review changes in City of Greater Sudbury strategies and technology trends to ensure that IT Strategic Plan remains current.

This report does not include a financial analysis of technology initiatives. Its purpose is to enable Council to evaluate progress on the IT Strategic Plan projects and objectives.

The conclusion of this report shall be a presentation of the progress made on the Year 1 activities detailed in the Corporate IT Strategic Plan which was released on June 26, 2018.

Financial Implications

There are no financial implications associated with this report.

Signed By

Report Prepared By

Peter Taylor
Director of Information Technology
Digitally Signed Jun 26, 19

Manager Review

Peter Taylor
Director of Information Technology
Digitally Signed Jun 26, 19

Division Review

Peter Taylor
Director of Information Technology
Digitally Signed Jun 26, 19

Financial Implications

Jim Lister
Manager of Financial Planning and Budgeting
Digitally Signed Jun 26, 19

Recommended by the Department

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Jun 26, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jun 26, 19

Purpose

To provide an annual progress update to Council on the Corporate Information Technology (IT) Strategic Plan. To enable Council to monitor and evaluate progress on approved technology initiatives. To review changes in City of Greater Sudbury (CGS) strategies and technology trends.

Background

The City of Greater Sudbury (CGS) adopted a new Corporate IT Strategic Plan at the June 26, 2018 Council meeting. An annual review by Council is built into that Strategic Plan.

The strategic plan contains the following vision, objectives and deliverables:

1. The guiding vision is to deliver '**Great service experiences powered by technology and data, available anywhere, anytime**'.
2. The Plan has three (3) simple high-level objectives, summarized as:
 - a. Assure proper management and investment in technology
 - b. Focus on using technology to efficiently deliver Municipal services so that service performance meets end user expectations
 - c. Provide staff with technology that enables them to innovate and improve key results
3. The Plan includes a high-level timeline for technology management and delivery improvements of:
 - a. Stage 1: Building Conditions for Success: 2018 – 2019
 - b. Stage 2: Building with Success: 2020 – 2021
 - c. Stage 3: Leveraging Success: 2022 and beyond
4. The Plan has a proposed road map of initial priority projects. The fact that a project is listed on the road map does not mean it is approved. If these projects need funding they go through CGS project approval processes giving Council the ultimate governance control over directing technology projects.

We have just completed the first year of work on the new IT Strategic Plan.

Analysis

This report provides a summary of performance using three different measures.

The first measure is, progress on the 'Stage 1: Building Conditions for Success: 2018 - 2019'. The second measure is progress on the roadmap of projects listed in the IT Strategic Plan. The third is the presentation of a set of initial key performance measures that are being worked on to report on overall effectiveness and quality of technology services.

In addition to performance measures this report also includes a brief summary of significant trends impacting technology.

On the first performance measure, we are now one (1) year into Stage 1 of the plan: building conditions for success. The following table shows progress against Stage 1 goals listed in the IT Strategic Plan.

Goal	Status
New IT Governance Model	In place
New IT Project Intake Process	Ready for 2020 projects
New IT Project Management best practice	In place for IT capital projects; in progress for non-capital projects
New IT Organizational structure	Structure in place, filling some vacancies

On the second performance measure, the Roadmap section of the IT Strategic Plan listed strategic projects. As stated above, new IT governance processes now exist, and this includes a small governance team delegated by the CGS Executive Leadership Team which monitors and evaluates these projects monthly.

Here is the latest update on the status of projects on the roadmap.

Project Name	2019	2020	2021	2022+
Customer Relationship Management (CRM) (aka ACR Replacement)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
LIMS (Land Information Management System) - Implementation (aka LPMS)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CLASS Replacement (recreation and facility booking system)	<input type="checkbox"/>	<input type="checkbox"/>		
AMI (Advanced Metering Infrastructure) and AMR (Automatic Meter Reading)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
CityWorks (municipal asset management system) - Periodic Releases	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ERP (Enterprise Resource Planning)/PeopleSoft - Periodic Releases	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ECM (Electronic Content Management) / ERM (Electronic Records Management) strategy		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Dashboarding/BI (Business Intelligence): Continuous implementation of Data Analytics	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
GIS (Geographical Information System) Strategy implementation	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Security improvements: security assessment, Disaster Recovery (DR), etc.	<input type="checkbox"/>	<input type="checkbox"/>		
Enterprise Information & Technology Governance	<input type="checkbox"/>			
Modernized Employee Computing Experience & Mobile Computing Strategy (a combination of 2 initiatives on the 2018 road map)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Community data network to support SCADA, Smart City, ATMS, etc.	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Training in technology for CGS staff	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
IT Management Support for Governance & IT Architecture (a combination of 2 initiatives on the 2018 road map)	<input type="checkbox"/>	<input type="checkbox"/>		
Legend:	Delivered	On Track	Cautions	At Risk

Note one project above is in a caution state, it is not yet over schedule or budget but it has a future risk due to difficulty in hiring required resources. In addition, the list of technology projects is not static. The following business solution projects were added after the IT Strategic Plan was published. There are a number of significant priority areas identified annually that could benefit from technological solutions, digitization or new systems to capture and manipulate data. The new IT governance model helps prioritize these efforts and ensure adequate resources are available to execute the projects and support them in the long run.

Project Name	2019	2020	2021	2022+
eTendering Implementation	<input type="checkbox"/>			
Pay by Plate	<input type="checkbox"/>			
Housing Registry	<input type="checkbox"/>			
Meeting Management (Agendas online replacement)	<input type="checkbox"/>	<input type="checkbox"/>		
Phone System Upgrade (aka PBX upgrade)	<input type="checkbox"/>	<input type="checkbox"/>		
Legend:	Delivered	On Track	Cautions	At Risk

On the third performance measure, a set of key performance indicators was defined to measure the effectiveness and quality of technology services. Work is now underway to establish processes and data collection so they can be reported in the next annual IT Strategic Plan update.

Here is the list of proposed performance measures that we anticipate would be meaningful for Council. These are in addition to the measures of progress on the strategic plan and the status of technology projects that were presented above.

Monitoring Measures	Status
% of City Services accessible on line	Work In Progress
Up time of critical applications	Work In Progress
Report on the IT Security program	Work In Progress
IT Devices per supported FTE	1.21 in 2018, was 1.13 in 2017 when MBN Canada avg. was 1.05
Total cost of IT per supported FTE	\$3,404 in 2018, was \$3,332 in 2017 when MBN Canada avg. was \$4,690

Note: MBN Canada stands for Municipal Benchmark Network Canada.

In addition to a report on progress, this is an annual opportunity to reflect on changes within the City as well as technology trends that influence the IT Strategic Plan. Here is a summary of significant trends being considered for how they influence our plans:

- Globally there has been a significant increase in Cyber attacks;
- Municipalities have already moved or are moving to a common email, chat, video chat and collaborative document sharing platform, to help staff work more efficiently and to provide a modern work environment to attract new staff;
- CGS is working towards one online experience for end-users; which we call the 'City as a platform'. For example we are designing the Customer Relationship Management (CRM) system as the gateway to many on line City services. This approach will take time to implement but promises a cleaner, simpler on line interaction for users.

The purpose of this report is to monitor and evaluate progress on the IT Strategic Plan; there are no financial implications included in this report. Resources required to implement this strategic plan and the projects on the roadmap are the subject of separate business cases for Council consideration as the plan progresses.

Next Steps

As a next step, between now and the next annual Council update, we will complete Stage 1 of the plan, as described in the background section above, and proceed to Stage 2. This is a time where new processes and people will be in place to manage and actively build our key strategic projects like the Customer Relationship Management (CRM) system. During this time most of the City's capacity to implement technology initiatives will be focused on the strategic projects and on delivering good service. Success will involve good technology implementation and good adoption management by business units.

Resources Cited

City of Greater Sudbury, Corporate Information Technology Strategic Plan, June 26, 2018

Request for Decision

Application for Development Cost Sharing for Auger Avenue Extension

Presented To:	City Council
Presented:	Tuesday, Jul 09, 2019
Report Date	Wednesday, Jun 26, 2019
Type:	Managers' Reports

Resolution

THAT the City of Greater Sudbury approves the cost sharing application by 1582628 Ontario Ltd. and 1929874 Ontario Inc. for the extension of Auger Avenue east from Falconbridge Road to the City's Frobisher Depot property, subject to parameters outlined in the report entitled "Cost Sharing Application for Auger Avenue Extension" dated June 5 , 2019 from the General Manager of Growth and Infrastructure;

AND THAT the Executive Director of Finance, Assets and Fleet be directed to negotiate and enter into a Development Charge Credit agreement with 1582628 Ontario Ltd. and 1929874 Ontario Inc. for the extension of Auger Avenue from Falconbridge Road east to the City's Frobisher Depot property;

AND THAT the General Manager of Growth and Infrastructure be directed to negotiate and enter into a Cost Sharing Agreement with 1582628 Ontario Ltd. and 1929874 Ontario Inc. for the extension of Auger Avenue from Falconbridge Road east to the City's Frobisher Depot property, which includes the parameters outlined in the report;

AND FURTHER THAT Development Charge Credits of 50% be funded from combination of the Development Charges Reserve Fund - Roads and the Capital Financing Reserve Fund - General and that the City cost sharing portion of 25% be included and funded in the 2020 Capital Budget.

Signed By

Report Prepared By

Kris Longston
Manager of Community and Strategic Planning
Digitally Signed Jun 26, 19

Division Review

Jason Ferrigan
Director of Planning Services
Digitally Signed Jun 26, 19

Financial Implications

Jim Lister
Manager of Financial Planning and Budgeting
Digitally Signed Jun 26, 19

Recommended by the Department

Tony Cecutti
General Manager of Growth and Infrastructure
Digitally Signed Jun 26, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jun 26, 19

Relationship to the Strategic Plan / Health Impact Assessment

This recommendation is consistent with Council's Strategic Plan. Specifically, priority C under the Growth and Economic Development pillar directs the City to "Provide a welcoming environment that is conducive to investment and reduction of red tape, by removing barriers and attracting new business."

Report Summary

The purpose of this report is to provide staff analysis and recommendations on a cost sharing application by 1582628 Ontario Ltd. and 1929874 Ontario Inc, for the properties at 440 and 488 Falconbridge Road. The application seeks to cost share with the City on the construction of the Auger Avenue extension east of Falconbridge Road, which is identified as a future collector road in the City's Official Plan and the Transportation Master Plan. The application has been submitted jointly by two separate land owners who are currently in the process of developing the abutting properties for automotive sales and service related uses.

Financial Implications

The estimated total eligible costs for the completion of Auger Avenue from Falconbridge Road east to the City's Frobisher Street Depot property are approximately \$4,600,000. The draft 2019 Development Charges Background Study and By-law include the extension of Auger Street, with 50% of the cost being development charge eligible. Staff recommend that the remaining eligible amount of approximately \$2,300,000 be cost shared between the City (50%), and 1582628 Ontario Ltd. and 1929874 Ontario Inc (50%).

Overall, the funding of the DC credits (50%) to the two Developers would be a combination from the Development Charges Reserve Fund- Roads and the Capital Financing Reserve Fund - General. The funding of the City portion of cost sharing costs of 25% would be included and funded within the 2020 Capital Budget.

It is important to note that DC revenue is a critical component of the proposed cost sharing formula. The City's current DC By-law expires in June of 2019. Staff presented a draft Background Study to Finance and Administration Committee on March 26 th, which included the extension of Auger Avenue in the roads capital program. Should the DC rates be approved below the calculated rates, it would reduce the amount of funding from development charges and instead be funded by the City for this or other cost sharing applications.

Background:

Cost Sharing Applications (440 and 488 Falconbridge Road)

The cost sharing application has been submitted jointly by two separate but abutting land owners who are currently in the process of developing the properties at 440 and 488 Falconbridge Road for automotive sales, service and parts related uses. As a result of these developments, there is an opportunity to realize the construction of a segment of the future Auger Avenue extension, east of Falconbridge Road. This extension is identified as a future collector road in the City's Official Plan and Transportation Master Plan. The Auger Avenue extension would eventually service the industrially designated lands to the east of Falconbridge Road and north of the Kingsway.

This extension would also provide access to the City's Frobisher Depot, enabling heavy truck traffic and staff to utilize the signalized intersection at Auger Avenue and Falconbridge Road as opposed to the current un-signalized intersection at Frobisher Street and Falconbridge Road. Providing improved access to the Frobisher Depot via Auger Avenue was identified as part of the Depot Master Plan that was presented to Council on August 14th, 2018.

The property at 488 Falconbridge Road is occupied by the offices and warehouse of Maslack Automotive & Industrial Supply. This property is currently under a site plan agreement from 2016 for the construction of an addition to the warehouse. Under this site plan agreement, the owner undertook improvements to the Falconbridge Road / Auger Avenue intersection and to the north side of the site to remove rock to create a driveway to facilitate truck access to the site.

The property at 440 Falconbridge Road is a 9 hectare site located to the south and east of the Maslack property, including approximately 75m of frontage on Falconbridge Road. The property has been undergoing blasting and site preparation and was recently developed with an auto body repair shop. The future plans for the property include the relocation of Laurentian Motors, a 15,000 sq.ft. tire storage facility, a 6,000 sq.ft. industrial office and two additional car dealerships totaling 40,000 sq.ft. Part of the development of the site has included blasting and the construction of a driveway along the northern border of the property in the location where the future extension of Auger Avenue is contemplated in the Official Plan.

2014 Development Charges Background Study and 2016 Policy on Development Cost Sharing

On July 12th, 2016 Council directed staff to apply a development charge eligible cost ratio of 50% to five major future roads identified in the Official Plan, namely Montrose Avenue, Silver Hills Drive, Remington Road, Martilla Drive and John Street in Val Caron. These future roads all represent extensions to existing collector roads that would accommodate future growth and represent improvements to the existing road network. These roads were also identified as future roads in the City's Transportation Master Plan.

On August 9th, 2016 Council adopted an updated Policy on Development Cost Sharing 2016. One of the changes featured in the new policy is the ability for Council to consider alternative cost sharing measures on a case by case basis in situations where a proposed road is identified as a major future road in the Official Plan and creates an improvement in the existing road network.

The above Council decisions created a policy framework that has enabled the City to approve cost sharing applications (Silver Hills Drive and Montrose Avenue) that will result in the construction of road infrastructure that would otherwise fall under the City's capital program while at the same time facilitating growth and development in the City and improving the overall road network.

Official Plan and Transportation Master Plan

The extension of Auger Avenue would also fall into the category of a major future road as it is identified as a future collector road in the current Official Plan and in the Transportation Master Plan. Both of these Plans call for Auger Avenue to be extended east of Falconbridge Road to service industrially designated lands. This extension of Auger Avenue would eventually connect with two other future roads running north / south from Lasalle Blvd to the Kingsway. The Transportation Master Plan estimated that the Auger Avenue extension and related road network would be constructed sometime after 2031.

2019 Development Charges Background Study

The extension of Auger Avenue, while being included in the Official Plan and Transportation Master Plan, was not included in the 2014 Development Charges Background Study or By-law as it wasn't anticipated to be constructed within the ten year timeframe of that study.

Due to the current development of the site, the extension of Auger Avenue was included in the draft 2019 Development Charges background study that was presented to Finance and Administration Committee on March 26th, 2019. In the 2019 background study a 50% DC eligible ratio was applied to the Auger Avenue extension to reflect Council's prior direction for major future roads in 2016.

As a result, should Council adopt the proposed 2019 Development Charges study and by-law, it would enable 50% of the cost of the Auger Avenue extension to be Development Charges eligible.

Cost Sharing Application:

Per section 6.1 (h) of the Policy on Development Cost Sharing 2016, 1582628 Ontario Ltd. and 1929874 Ontario Inc. have submitted a joint cost sharing application for the construction of the Auger Avenue extension from Falconbridge Road east/southeast for approximately 465m to the City's Frobisher Depot property at 1800 Frobisher Street.

Under this proposal, the applicants would construct the Auger Avenue extension and then dedicate the road allowance to the City, who would then assume the road.

As part of the application, the agent for 1582628 Ontario Ltd. and 1929874 Ontario Inc. has provided documentation for the costs of the work completed to date along with three estimates for the cost to upgrade the existing driveway to a collector road standard. This upgrade would include the construction of the Auger Avenue extension to an urban collector standard with a 10m wide asphalt surface, a 1.5m wide sidewalk on the southside, 1.5m wide boulevards on both sides and two 1.5m wide bike lanes. Land costs have not be included in the calculations presented in this report.

It should be noted that the cost sharing policy and any development charge credits would not apply to any water, sewer or other infrastructure meant to service the development, only the costs directly related to the Auger Avenue extension.

It should also be noted that staff, in reviewing the application have identified some additional work that would be required and have included that in the funding formula.

Analysis:

General Cost Sharing Principles

The Policy on Development Cost Sharing 2016 allows the City to consider alternative cost sharing measures on a case by case basis in situations where a proposed road is identified as a major future road in the Official Plan and creates an improvement in the existing road network. In order to maintain flexibility, the Policy on Development Cost Sharing does not prescribe parameters for cost sharing on major future roads as each situation is unique and the policy requires each application to be considered on a case by case basis.

The general principles of the Policy on Development Cost Sharing state that the City is interested in cost sharing in situations where there are demonstrated gains in closing the infrastructure gap or opportunities to upgrade infrastructure that would otherwise fall under the City's capital programs. The cost sharing application submitted by 1582628 Ontario Ltd. and 1929874 Ontario Inc. fits within these general principles as the extension of Auger Avenue is currently identified as a future collector road in the City's Official Plan and the Transportation Master Plan. This future extension is intended to serve industrially designated lands east of Falconbridge Road and north of the Kingsway and eventually form part of a larger future road network in this area. Should the existing driveway not be converted to a collector road at this time, the City at some point in the future, may have to acquire lands and construct the Auger Avenue extension as part of its roads capital program. This future work may not involve any cost sharing partners and the future costs would likely be higher due to inflation. This cost sharing application would allow the City to complete a portion of its planned motorized and active transportation network in the short term, while sharing a portion of the construction cost with 1582628 Ontario Ltd. and 1929874 Ontario Inc.

Another general principle of the Policy on Development Cost Sharing is that cost sharing is an option in situations where there are off site deficiencies or enhanced work is desired by the City. With respect to this application, the construction of the Auger Street extension would provide the City's Frobisher Street Depot with an alternative access via a collector road to a signalized intersection at Falconbridge Road. This would facilitate the movement of staff vehicles and heavy truck traffic to and from the depot, thereby addressing one of the recommendations of the 2018 Depot Master Plan, while also providing an improvement to the overall road network.

It should be noted that Council has approved two similar cost sharing applications (Montrose Avenue and Silver Hills Drive) where the costs were divided three ways with 50% of the costs being DC eligible, 25% being City's share and 25% being the Developer's responsibility. Applying a similar formula to this application would be in keeping with past Council decisions regarding cost sharing on collector roads.

Cost Sharing Agreement Considerations

The proposed cost sharing application for the Auger Street extension is unique in that there are two property owners and a significant amount of work has already been completed as part of improvements made under site plan agreement. It should be noted however that this work was not done to a collector road standard and instead was completed, under site plan agreement, for the owner's original intent of accessing both sites via a private driveway. As part of the cost sharing application, the applicants have included cost related to the work that has been completed to date and the work required to construct the Auger Avenue extension to a collector standard. The following is staff's analysis of the cost sharing application and recommendations regarding eligible costs.

Eligible and Ineligible Costs

The City's Policy on development cost sharing defines the cost for a proposed service as the final cost of designing and constructing the service, as determined by the City, after the construction is complete. Based on this definition, eligible costs in this application should be limited to those costs related to the construction of the Auger Avenue extension to a collector standard. To support the application, the agent has supplied three quotes to bring the existing driveway to a collector standard, including the cost to remove an additional 5m width of rock along the north side of the site. These costs would be eligible under the policy in addition to soft costs related to the construction of the extension to a collector standard.

The application also included costs related to previous work completed on the site to construct the private driveway along with other related site plan work. This previous work can be considered eligible if it can be repurposed and reused to facilitate the construction of the Auger Avenue extension to a collector standard. Examples of previous work that may be eligible include rock removal, granular base and signalization improvements. Examples of work that would not be eligible because it does not facilitate the upgrading of the extension to a collector standard and requires

removal as part of the proposed work include (retaining walls, curbing and existing asphalt).

It should be noted that the cost estimates provided with the application would be considered a "class C" estimate and would be further refined through a detailed design process should Council approve the application. It should also be noted that staff used the lowest estimates provided by the applicants in the calculation.

Based on the above analysis, staff have prepared a table outlining the recommended eligible costs as compared to the applicant's proposal (appendix A). In this scenario, the total eligible costs for the extension of Auger Avenue would total approximately \$4,600,000 (rounded). Based on similar cost sharing agreements, approved by Council for Montrose Avenue and Silver Hills, the proposed cost sharing formula would be 50% (\$2,300,000) Development Charges, 25% Developer(s) (\$1,150,000) (rounded) and 25% (\$1,150,000) (rounded) City Cost Sharing.

It should be noted that if this formula is approved by Council it would required a separate Development Charge Credit Agreement for the DC portion of the costs. The funding for the DC portion would be subject to the passing of a new development charges by-law by Council that contains the Auger Avenue extension. Any reductions to the DC revenue would impact the ability to fund the 50% share proposed in this formula.

Summary:

1582628 Ontario Ltd. and 1929874 Ontario Inc. have submitted a joint cost sharing applications for the construction of the extension of Auger Avenue east from Falconbridge Road for approximately 465m to the City's Frobisher Depot property. Staff recommend that the cost sharing application be approved based on eligible costs for the construction of the Auger Avenue extension of approximately \$4,600,000. The proposed break down would see the eligible costs of \$4,600,000 to construct the road shared between development charge credits (50%), the City (25%) and 1582628 Ontario Ltd. and 1929874 Ontario Inc (25%).

The application is consistent with the City's Policy on Development Cost Sharing 2016 and Council's decision on other cost sharing applications for major roads in the Official Plan. Staff recommends approval of the applications and that Council direct staff to negotiate and enter into the necessary cost sharing and development charge credit agreements subject, but not limited to, the following parameters:

1. An eligible cost structure as recommended in this report;
2. A cost sharing breakdown of eligible costs for the extension of Auger Avenue from Falconbridge Road east to the City's Frobisher Depot property as follows:

1582628 Ontario Ltd. and 1929874 Ontario Inc 25%, City 25%, Development Charges 50%;

3. That all work to complete the construction of the extension of Auger Avenue from Falconbridge Road east to the City's Frobisher Depot property shall be the responsibility of the applicants to the satisfaction of the City;
4. That the estimated cost be considered an upset limit, and that any additional costs to complete the Auger Avenue extension will be at the applicants' expense. It is anticipated that the costs outlined in this report will be further refined through the detailed design process, and
5. Requirements for 1582628 Ontario Ltd. and 1929874 Ontario Inc. to dedicate lands required for the Auger Avenue extension to the City upon completion of the work and inspection and approval by the City.

Resources Cited:

City of Greater Sudbury Policy on Development Cost Sharing 2016
<https://www.greatersudbury.ca/inside-city-hall/landuseplanning/pdf-documents/policy-on-development-cost-sharing/>

City of Greater Sudbury Development Charges By-law 2014-151 and Development Charges Background Study 2104
<https://www.greatersudbury.ca/living/building-permits/development-charges/>

Manager's Report on Development Charge Eligible Costs for New Major Roads – July 12, 2016
<http://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&agenda=report&itemid=27&id=949>

City of Greater Sudbury Council Resolution CC2016-248
<http://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=949&itemid=rec>

Manager's Report on Silver Hills Drive Cost Sharing Application – December 13, 2016
<http://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&agenda=report&itemid=24&id=1034>

City of Greater Sudbury Official Plan, Schedule 6 Transportation Network.
<https://www.greatersudbury.ca/?LinkServID=AB98FAC5-90BC-20CF-19A99848C83DD34C>

City of Greater Sudbury Transportation Master Plan.
<https://www.greatersudbury.ca/live/transportation-parking-and-roads/road-plans-and-studies/transportation-master-plan/>

Report on Proposed Changes to City's Development Charges By-law and Rates,
Finance and Administration Committee, March 26th, 2019.

<https://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&agenda=report&itemid=2&id=1365>

Depot Master Plan – Frobisher, St. Clair, Suez, Black Lake & Whitefish, City Council,
August 14th, 2018.

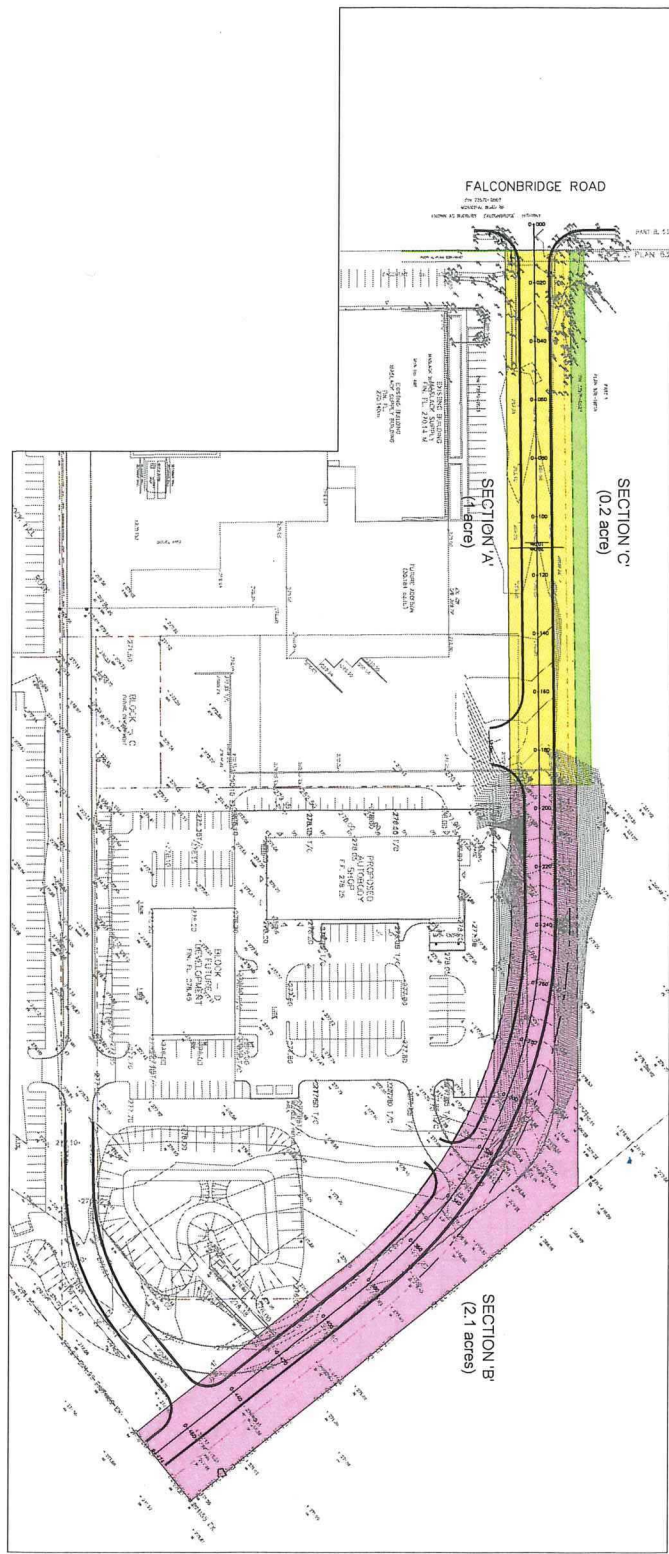
<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&lang=en&id=1245&itemid=15300>

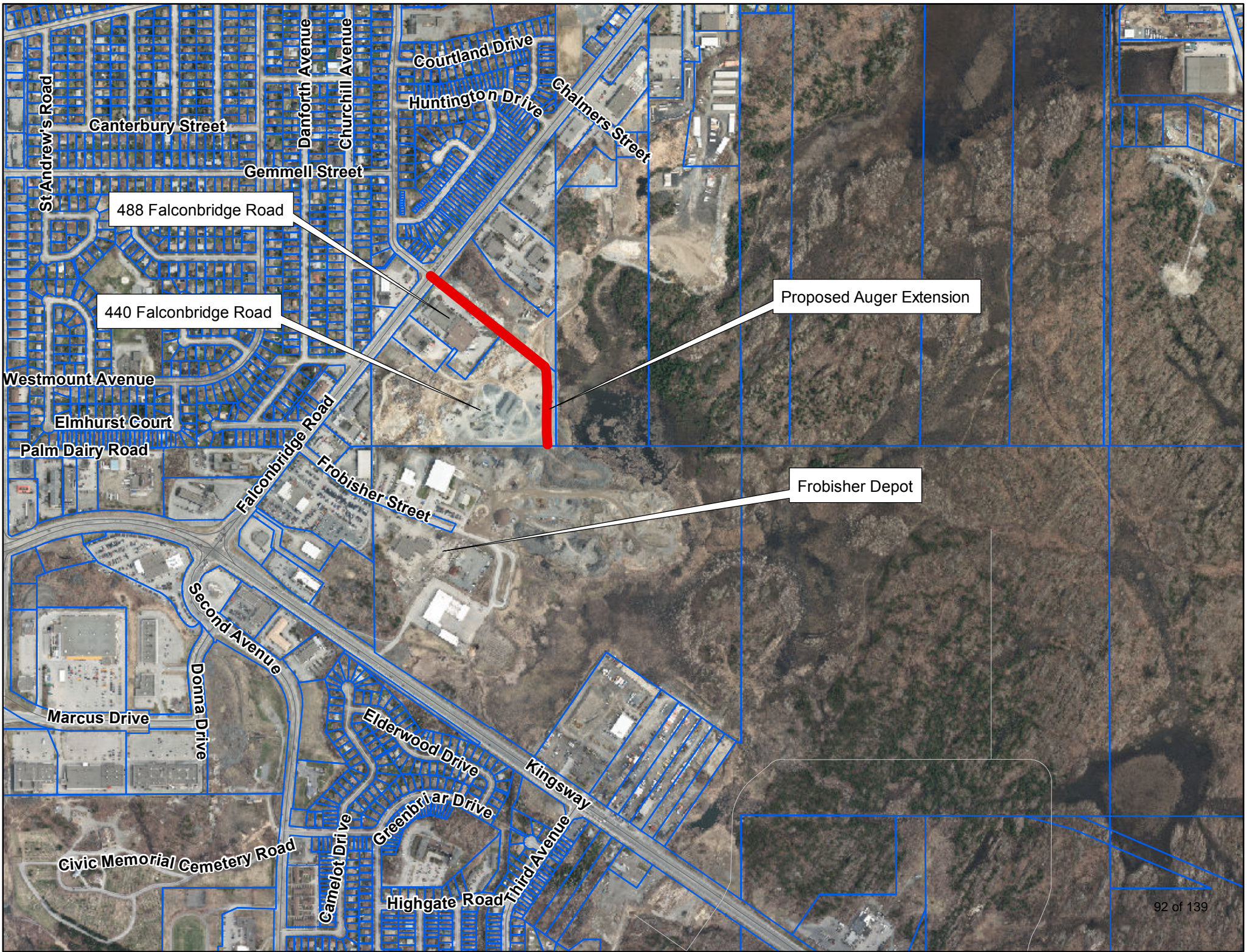
Appendix A

Description	Developer Proposed Costs	Staff Recommended Eligible Costs
Section A (488 Falconbridge Road Property)		
Road Work to Date	\$ 1,326,809	\$ 1,083,743
Cost to Upgrade to Collector Standard	\$ 602,082	\$ 602,082
Soft Costs (Consultants and Legal Costs) 10%	\$ 232,889	\$ 168,582
Sub Total	\$ 2,161,780	\$ 1,854,407
Section B (440 Falconbridge Road Property)		
Road Work to Date	\$ 442,865	\$ 226,210
Cost to Upgrade to Collector Standard	\$ 1,326,744	\$ 1,326,744
Previous Site Plan Work (Intersection)	\$ 200,000	\$ 200,000
Soft Costs (Consultants and Legal Costs) 10%	\$ 280,961	\$ 175,295
Sub Total	\$ 2,250,570	\$ 1,928,249
Section C (Additional Rock Removal)		
Cost to Remove Rock Face 5m from curb	\$ 609,500	\$ 609,500
Soft Costs (Consultants and Legal Costs) 10%	\$ 60,950	\$ 60,950
Sub Total	\$ 670,450	\$ 670,450
Section D (Additional Work Required)		
Street lights and trees	\$ 139,150	\$ 139,150
Soft Costs (Consultants and Legal Costs) 10%	\$ 13,915	\$ 13,915
Sub Total	\$ 153,065	\$ 153,065
Total Cost	\$ 5,235,865	\$ 4,606,172

Proposed Eligible Cost Funding Sources (Rounded)

DC (50%)	\$ 2,300,000.00
Cost Sharing (25%)	\$ 1,150,000.00
Developer (25%)	\$ 1,150,000.00
Total	\$ 4,600,000.00





Request for Decision

Revisions to the Payment of Expenses for Members of Council and Municipal Employees

Presented To:	City Council
Presented:	Tuesday, Jul 09, 2019
Report Date	Wednesday, Jun 26, 2019
Type:	Managers' Reports

Resolution

THAT the City of Greater Sudbury approves Option ____ relating to the reimbursement of expenses for alcohol as a business hospitality expense;

AND THAT the Payment of Expenses for Members of Council and Municipal Employees by-law be updated accordingly.

Relationship to the Strategic Plan / Health Impact Assessment

This report refers to Responsive, Fiscally Prudent, Open Governance: Focus on openness, transparency and accountability in everything we do.

Report Summary

At the March 19, 2019 Council passed Resolution CC2019-96 to provide recommendations relating to the reimbursement of alcohol and cannabis. The City of Greater Sudbury maintains by-laws and policies for the remuneration of Members of Council and appointees and for the payment of expenses for Member of Council and Municipal Employees. Since the development of the Payment of Expenses for Members of Council and Municipal Employees and recommendations from the City's external auditors the City should update and require additional documentation to ensure:

- That by-laws and policies clearly articulate the City's guidance on spending of taxpayers money,
- That information reported is open and transparent, and
- That expenses incurred are fiscally responsible.

This report recommends changes as directed on March 19, 2019.

Signed By

Report Prepared By

Lorraine Laplante
Manager of Accounting
Digitally Signed Jun 26, 19

Division Review

Ed Stankiewicz
Executive Director of Finance, Assets and Fleet
Digitally Signed Jun 26, 19

Financial Implications

Jim Lister
Manager of Financial Planning and Budgeting
Digitally Signed Jun 26, 19

Recommended by the Department

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Jun 26, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jun 26, 19

Financial Implications

There are no financial implications associated with this report.

BACKGROUND

At the March 19, 2019 Council meeting, resolution CC2019-96 was passed:

WHEREAS in their Audit Findings Report dated December 31, 2016 and presented to the Audit Committee on June 20th, 2017, the external auditors, as part of their verification of compliance with established travel and expense reimbursement policies, noted that "the City's policies permit the reimbursement of alcohol purchases under certain circumstances and our testing did identify instances of reimbursement of alcohol purchases. The reimbursement of alcohol beverages may expose the City to potential reputational and legal risks. In light of potential risk exposures, the City may wish to re-evaluate its policies with respect to alcoholic beverages."

AND WHEREAS recreational cannabis became legal in Canada on October 17th, 2018;

AND WHEREAS the legalization of recreational cannabis impacts municipal programs and services as well as policy and business process considerations, including substance use and fitness for duty in the workplace and the reimbursement of expenses;

AND WHEREAS in light of this most recent legislation and the recommendations of its external auditors, it would seem appropriate for the City of Greater Sudbury to review its policies with respect to alcoholic beverages, recreational cannabis, and the reimbursement of expenses for those substances;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct staff to bring forward a report for Council's consideration in the spring of 2019, with recommendations to either eliminate or strictly limit the reimbursement of expenses for alcohol and cannabis to very specifically defined "business hospitality expenses".

The Payment of Expenses for Members of Council and Municipal Employees has been in effect since January 26, 2016. As referenced above, KPMG included a recommendation as part of its audit findings report issued in June 2017.

A) Current City of Greater Sudbury Policies

The City has some policies and guidance relating to consumption and/or reimbursement of expenses relating to alcohol and cannabis.

1. Payment of Expenses for Members of Council and Municipal Employees (by-law)

Schedule B - Eligible Expenses – Councillor Office Expense Budgets provides the following guidance:

Payment of Expenses for Members of Council and Municipal Employees

11. Meeting expenses (excluding alcohol) such as snacks, venue set-up and external facilitators.
12. Business hospitality expenses incurred in the conduct of City business for food and beverages (including alcohol) related to business meals and/or receptions with constituents, volunteers, business contacts, Municipal Employees, employees of a City agency or board, representatives of other levels of government, international delegations or visitors.

No definitions are provided for meeting and business hospitality.

2. Substance Use and Fitness for Duty in the Workplace Policy

The City of Greater Sudbury has introduced a corporate Substance Use and Fitness for Duty in the Workplace Policy effective October 17, 2018 that includes recreational cannabis use. The policy clearly indicates in section 3.5 that:

Employees must not use, distribute or offer for sale any alcohol, recreational cannabis, illicit drugs and/or drug paraphernalia while at work. All Employees operating any CGS vehicle or equipment are prohibited from having any presence of alcohol in their blood. All Employees operating any CGS vehicle or equipment are prohibited from having any presence of cannabis or other drugs that can be detected by an oral fluid screening device.

The workplace is defined as “all land, property, structures, installations, offices, job sites, vehicles, and equipment owned, leased, operated or otherwise directly controlled by CGS and/or used for CGS business”.

Section 3.10 provides the General Managers or their designate the ability to “approve the consumption of alcohol for CGS sponsored staff functions, work-related events or outings.” The following requirements must be met:

- ✓ The function is managed such that the risk of accidents, injury, harmful situations, etc. is limited or minimal and a written plan is in place;
- ✓ Alternate forms of transportation for Employees leaving the event or function including taxis and public transit are available;
- ✓ The Employee remains fit for duty while at the work-related function/event and when returning to their workplace;
- ✓ The employee does not hold a safety-sensitive position.

Section 4.1.3 of the policy also indicates the City's responsibility as the Employer to:

- ✓ “Firmly and fairly enforce the principle that its Employees must report and remain fit for work while conducting CGS business in a CGS workplace or elsewhere.”

The policy also provides some examples of effects:

Category	Examples of general effects
Alcohol	Impaired judgement, slowed reflexes, impaired motor function, sleepiness or drowsiness, coma, overdose may be fatal
Cannabis	Distorted sense of time, impaired memory, impaired coordination

3. Employee Handbook

The Employee Handbook provides direction relating to alcoholic beverages.

Employees found consuming, under the influence, or in the possession of alcoholic beverages while on CGS property, at CGS work sites, while operating or a passenger in any CGS vehicle or equipment, or during working hours, will be under immediate suspension and be sent home. Further disciplinary action will then be determined by the Employer. During unpaid lunches, Employees are also expected to use restraint, as returning to work under the influence of alcohol is also a serious offence subject to discipline.

4. Travel and Business Expenses Policy

Section 5.3 Ineligible for Employees indicates that alcoholic beverages are an ineligible expense, except where these form part of a legitimate hospitality expense and must be approved by the CAO or ELT Member.

5. Alcohol Risk Management Policy (by-law)

This policy is designed to:

- ensure that there are responsible management practices at social events held in municipally owned facilities where alcohol use is permitted,
- prevent alcohol related problems at these events,
- minimize the legal responsibility of facility users and volunteers as well as the Municipality's legal liability.

Some items to highlight:

- 5.2 Provision of low alcohol beverages and food items must be provided. Food must be sufficient to serve the number of persons attending; snacks are not considered food for this purpose.
- 5.3 Standard alcohol content beverages: extra alcohol content drinks are not permitted, the standard is 5% for beer, 12% for wine and 40% for liquor.
- 5.4 Alcohol marketing practices: marketing practices which encourages increased consumption such as oversized drinks, double shots of alcohol, volume discounts and unattended free alcohol are not permitted.

5.9 Safe transportation: the authorized designate shall be responsible for promoting safe transportation options for all the drinking participants (designated driver, taxi, etc).

6. Benefit Coverage

The City's current health care plan does not provide for the reimbursement of medical cannabis as it is not considered a prescription drug with a Drug Identification Number (DIN) and could only be added as an optional benefit. The City's benefits provider will be launching optional coverage, for interested plan sponsors, to permit the reimbursement of medical cannabis costs for limited conditions/symptoms.

Medical cannabis is an eligible medical expense that can be claimed on an individual's tax return (lines 330 and 331) as per Canada Revenue Agency. Medical cannabis is not required to be reimbursed through private health care benefits.

B) Information from other municipalities

1) Reimbursement of alcohol as a business hospitality expense

City staff surveyed other municipalities and located additional municipal policies that referenced the reimbursement of alcohol.

Item	Number
Municipalities that do not reimburse alcohol	8
Municipalities that do reimburse alcohol with restrictions	6

See Appendix A – Summary of Information for additional details.

2) Reimbursement of cannabis as a business hospitality expense

None of the municipalities surveyed (11) reimbursed cannabis as a business hospitality expense. In addition, municipalities responded that cannabis was not considered when their policies were drafted and/or would not consider adding cannabis as an eligible expense.

3) Requirement to include name of attendees and/or group/affiliation where meals or hospitality were provided.

While reviewing other municipal policies, staff noted additional requirements relating to meals and hospitality. The requirement was to document the purpose of the meeting and/or hospitality and the attendees and/or their affiliation.

See Appendix A – Summary of Information for additional details.

4) Definitions

As Resolution CC2019-96 requests recommendations to either eliminate or strictly limit the reimbursement of expenses for alcohol and cannabis to very specifically defined "business hospitality expenses" staff reviewed other municipal policies to identify potential definitions that could be used to formulate the City's definition for these categories.

See Appendix A – Summary of Information for additional details for examples of definitions.

C) Additional risk, legal and other considerations

If a Council Member or an employee is buying alcohol for themselves at a licensed establishment then the liability for injury or damage to others falls on the licensed establishment. The liability for the injury or damage to the Council Member or employee falls to the municipality and will be managed by Human Resources and the Workers Safety Insurance Board.

If a Council Member or employee pays for alcohol and serves this to another person, liability for that person is with the City. Even if the person then chooses to purchase more alcohol on their own, the City can be held accountable for any liability that may arise as the City would have been part of the string of events that caused that person to consume alcohol.

There is a concept of "host" liability which can be categorized as: commercial (licensed establishments), social and employer. There is a duty of care that arises when parties in a proximate relationship and injury to a party is reasonably foreseeable (not fit to drive, duty, etc). The duty of care may be limited or negated based on circumstances. In determining social host liability the Courts have relied on the existence of a special relationship between the host and the injured party, evidence of impairment when guests leave the social event and reasonable foreseeability that they pose a threat to themselves and others.

As for cannabis, the Province of Ontario restricts the maximum amount of cannabis purchased up to 30 grams at one time for personal use only.

D) Recommendations

1) Reimbursement of alcohol as a business hospitality expense

Options

1. That the City of Greater Sudbury continues to permit the reimbursement of alcohol, with the following policy modifications:
 - Additional guidance on when alcohol may be provided such as:
 - Alcohol may only be provided at community events of a social, protocol or ceremonial nature involving large groups (more than 10 people). When alcohol is provided, it must be done in a responsible manner, at a licenced establishment, and in such manner as to always provide food when alcohol is available.
 - The provision of details regarding individuals attending business hospitality events and meetings where expenses will be paid by the City:
 - Identify business purpose and date for the expense, and
 - Original itemized receipt indicating items consumed, and total cost and
 - The name and location of the establishment, and
 - Full name of all participants attending meeting or business hospitality, as well as their affiliation if they are representing an organization or business. The names of individuals receiving a benefit as taxpayers are paying costs on their behalf are not confidential. The names of attendees would not be required for community events of a social, protocol or ceremonial nature or events involving large groups (more than 10 people), or school related events where minors are receiving hospitality.
 - Revise/add Definitions (see Appendix C for other municipal examples):

Business hospitality: a gathering/function that includes constituents, volunteers, representatives of other levels of government, international delegations or visitors for the purpose of commemorating, celebrating or raising awareness or development partnerships/ business relationships.

Eligible expenses: cost for food, beverage, accommodation, transportation and other amenities. **Council to determine if alcohol is to be included.**

Meeting: business meetings/receptions that includes only Members of Council, Municipal Employees, employees or officials of a governing body of a local board of the City for educational or business purpose.

Eligible expenses: includes items such as snacks, food, beverage, venue set-up and external facilitators and excludes alcohol.

Recommended practices if alcohol is provided to guests:

- Be up front regarding expectations, ensure clear heads to discuss business;
 - Let the guest choose the place or select a location that serves food;
 - Know your limit, stay within it (fit for duty);
 - Err on the side of caution, be responsible and plan ahead and ensure there is a safe way home for yourself and your guests – it protects you, the guest and the City.
2. That the City of Greater Sudbury no longer reimburses the purchase of alcohol. If alcohol part of the business hospitality it is recommended that Members of Council and Employees utilize licensed establishments so that the risk belongs with the licensed establishment serving the alcohol to the individuals.
 3. That the City of Greater Sudbury continues its existing practice to reimburse the purchase of alcohol in accordance with the existing policy.

2) Reimbursement of cannabis as a business hospitality expense

Based on the above information it would be illegal for the City to purchase recreational cannabis for other parties and therefore should not reimburse the purchase of recreational cannabis as a business hospitality expense. The Payment of Expenses by-law will be updated indicating that cannabis is not an eligible expense for business hospitality.

3) Changes of an administrative nature

With amendments being sought regarding alcohol and cannabis, staff will incorporate changes to the Payment of Expenses by-law to:

- Add in wording to more clearly reflect that the City wants to ensure that expenses incurred and demonstrate that the City follows its strategic plan, that expenses, and reporting of such are “Responsive, Fiscally Prudent, Open Governance: Focus on openness, transparency and accountability in everything we do.”
- Add in wording to support the implementation of the Sale of Information Technology Equipment Policy which was approved on March 9th, 2017.
- Update Schedule B – Eligible expenses – Councillor Office Expense Budgets to improve the description of office supplies.

These changes result in the City providing further policies and guidelines to ensure the City conducts business in an open, transparent and accountable manner in compliance with the Policy regarding accountability and transparency.

List of Resources

By-law 2007-299 Policy regarding accountability and transparency

<https://www.greatersudbury.ca/inside-city-hall/open-government/open-government-pdfs/by-law-delegation-of-powers/>

By-law 2016-16F Payment of Expenses for Members of Council and Municipal Employees

<https://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&attachment=15240.pdf>

Municipal Long-Term Financial Plan dated April 13, 2017 presented at Council April 25, 2017

<http://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&attachment=17844.pdf>

Audit Findings Report for the year ended December 31, 2016 presented at Finance and Administration Committee June 20, 2018

<http://agendasonline.greatersudbury.ca/index.cfm?pg=feed&action=file&attachment=19307.pdf>

Alcohol Risk Management Policy

<https://www.greatersudbury.ca/city-hall/by-laws/by-law-pdfs-en/c-by-law-2003-209/>

Ministry of Transportation

<http://www.mto.gov.on.ca/english/safety/impaired-driving.shtml>

The Cannabis Statute Law Amendment Act, 2018

<https://www.ontario.ca/laws/statute/S18012>

Regulation 468/18

<https://www.ontario.ca/laws/regulation/r18468>

Ontario Cannabis Laws

<https://www.ontario.ca/page/cannabis-laws#section-2>

Appendix A - Summary of Information

Municipalities that do not reimburse for alcohol	Source
Haldiman County	survey
City of Hamilton	survey
District of Muskoka	survey
City of Ottawa	survey
Region of Peel	survey
Region of Durham	survey
City of Mississauga	website
Not identifiable - internal policy	survey

Municipalities that reimburse alcohol - with restrictions	Source	Additional information
Municipality of Chatham-Kent	survey	Not permitted if only elected officials/employees are in attendance
City of London	survey	Requires pre-approval
City of Windsor	survey	Not permitted if only employees are attendance
City of Vaughan	website	If relates to economic development/business investment and culture. Other hospitality does not permit alcohol
City of Brampton	website	Only for hospitality or protocol while conducting city business
City of Burlington	website	Alcohol during meals or receptions when included within the price of the ticket

Municipalities that require names of attendees and/or group/affiliation (meals and/or hospitality)	Source
City of Burlington	website
City of Vaughan	website
City of London	survey
District of Muskoka	survey
County of Norfolk	survey
City of Ottawa	survey
Region of Peel	survey
City of Windsor	survey

Appendix A - Summary of Information

Definition of business hospitality, hosting, business meeting, events etc

Hosting: to host or entertain individuals relating to the advancement of the affairs of the City, such hosting or entertainment shall not be extended solely to an individual(s) who is employed by the City and/or their spouse.

Hospitality includes the purchase of food and drink for guests, and where essential, amenities. This also applies to business lunches for guests, including employees. Hospitality may be extended by staff and Councillors when it is considered necessary or desirable as a matter of courtesy and/or to facilitate the conduct of business.

Hospitality is one of the following occasions:

- When discussing municipal matters with persons who are not municipal employees or during special events
- When persons visiting the municipality are members of national or international organizations and which to obtain an understanding and appreciation of life in Canada or understanding the work of a municipal government
- When the municipality sponsors a conference or special event
- When a person who is not a municipal employee renders a service without remuneration or
- When a prestigious ceremony takes place attended by external persons.

Events: a conference, convention, annual meeting, workshop, seminar, training session, investigational or promotional travel, course, study tour, correspondence course, community ratepayer meeting, community relation event, charity fundraising function, retirement dinner and other business meeting.

Other Hospitality: Where Council approves a hospitality situation whereby one or more Council Members are hosting external parties visiting the City with little/no intention of pursuing economic development/ business investment and cultural opportunities, but (1) to have a workshop, conference, meeting for some other purpose or (2) for other miscellaneous reasons.

Business Meeting expense (staff and or/council members and/or external parties) examples (meals consumed prior to attending evening functions or events, in town conference/seminar where meals are not provided and no per-diem claimed).

Business meals including third parties that are determined to be necessary for business purposes and in the best interest of the City. Business Meal: during staff meetings

Business meeting: meetings with Municipal employees, external parties (constituents, business contacts, government officials, or business visitors from out of the municipality) or employees of municipal agencies, boards, commissions or a special purpose body.

- a. Engaging representatives of other levels of government, international delegations or visitors, the broader public sector, business contacts and other third parties in discussions on official matters;
- b. Providing persons from national, international and charitable organizations with an understanding and appreciation of the City of Mississauga or the workings of its municipal government;
- c. Honouring persons from the city in recognition of exceptional public service and staff appreciation events;
- d. Recognition events for various agencies, boards and commissions of the city, and
- e. Ratepayers associations, minor league sports associations and other community groups.

Business meal allowance: breakfast, lunch or dinner expenses that council members incur for meeting with other Members of Council, City staff, or staff of the City's or Region's boards, committees or other special purpose bodies.

Hospitality Expenses: breakfast, lunch, dinner and reception expenses that council members incur while hosting a third party.

Business Hospitality Expense: Breakfast, lunch, dinner and reception expenses that council members incur while hosting a third party.

Request for Decision

GSU Shareholder Declaration Recommendation

Presented To:	City Council
Presented:	Tuesday, Jul 09, 2019
Report Date	Wednesday, Jun 26, 2019
Type:	Managers' Reports

Resolution

THAT the General Manager of Corporate Services be directed to present a by-law adopting the revised shareholder declaration in Appendix A, as outlined in the report entitled "GSU Shareholder Declaration Recommendation" from the General Manager of Corporate Services, presented at City Council on June 25, 2019;

AND THAT the General Manager of Corporate Services work with the CEO of Greater Sudbury Utilities to establish a schedule for the declaration and payment of a dividend in accordance with Schedule A which results in payments commencing in 2020.

Relationship to the Strategic Plan / Health Impact Assessment

This report refers to operational matters.

Report Summary

This report outlines the analysis of a revised Shareholder Declaration with Greater Sudbury Utilities Inc., including a Dividend Policy in response to motion CC2018 - 304.

Financial Implications

There are no financial implications associated with this report.

Signed By

Report Prepared By

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Jun 26, 19

Financial Implications

Jim Lister
Manager of Financial Planning and Budgeting
Digitally Signed Jun 26, 19

Recommended by the Department

Kevin Fowke
General Manager of Corporate Services
Digitally Signed Jun 26, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jun 26, 19

Background

Greater Sudbury Utilities Inc. / Services Public du Grand Sudbury Inc. (GSU) was incorporated on October 1st, 2000 and is the parent company for four subsidiary companies: Greater Sudbury Hydro Inc., (GSHI) Agilis Networks, @Home Energy and Convergen. GSHI is one of over 60 Local Distribution Companies (LDCs) in Ontario and each LDC, although regulated by a single body, the Ontario Energy Board (OEB), have engaged in a variety of strategies to suit the needs of communities involved in ownership and operations of the utilities. Many have affiliate or subsidiary companies, many provide returns to their shareholder municipalities and those returns take multiple forms. The City of Greater Sudbury (CGS) is the sole shareholder of GSU.

When GSU was incorporated, the City adopted a shareholder declaration which outlined expectations of the shareholder. The declaration outlined expectations of the shareholder to establish policies in respect of a number of matters, including a dividend policy. The GSU Board adopted a dividend policy on May 27th, 2019 and recommended a set of changes to the shareholder declaration at GSU's Annual General Meeting on June 4th, 2019. These changes were deferred to the City Council meeting of June 25th, 2019 for further consideration consistent with an outstanding City Council motion to make revisions to the shareholder declaration which among other revisions would include the long-outstanding expectation for a dividend policy.

Purpose

This report responds directly to motion CC2018 – 304 (Appendix C) directing that:

1. The Treasurer request from Greater Sudbury Utilities Inc., such documentation as deemed necessary in his sole discretion, including but not limited to unconsolidated financial statements for the Great Sudbury Utilities Inc.'s corporations and subsidiaries as well as any business plans and/or operational reviews related to the past five (5) years; and
2. The General Manager of Corporate Services make such revisions to the Shareholder Declaration as deemed appropriate to the Shareholder in its sole discretion, including but not limited to requiring the Greater Sudbury Utilities Inc. to provide the Shareholder on an annual basis unconsolidated financial statements, business plans, operational reviews, and dividends; and
3. The revised Shareholder Declaration, including a Dividend Policy, be presented to Council no later than June 2019.

Analysis

The Shareholder Declaration with the GSU

What is a Shareholder Declaration?

The purpose of the shareholder declaration is to outline the expectations of the shareholder relating to the principles of governance and other fundamental principles and policies of a corporation. The declaration leaves considerable latitude with the Board of the GSU to manage the business affairs of the Corporation and any of its subsidiaries.

The current shareholder declaration was passed by Council on June 25th, 2008 and took effect on June 1st of that year. It has remained unchanged since that time.

The OEB has provided significant guidance about the governance of OEB rate regulated utilities. The OEB recommends that the quality of governance of an LDC would likely be improved if a majority of directors are independent among other governance recommendations.

The Board is proposing to add two (2) independent directors.

The OEB has, in at least one instance, required that a dividend proposed to be paid out to a shareholder be approved by a majority of a Board's independent directors in addition to being approved by a majority of the entire Board thereby adding an extra level of scrutiny to the amount and timing of any dividend.

In this example, the OEB was concerned because the LDC had historically been paying very large dividends to the shareholder despite the LDC's need for increased capital spending to maintain system reliability. If the LDC continued to pay out such large dividends to its shareholder, the LDC would have had to ignore its aging infrastructure or undertake significant borrowing to address it - the OEB also considered the impact of the continued dividend payment on the LDC's pricing and the adequacy, reliability and quality of service. All of which could adversely impact the LDC's ratepayers.

GSU has never paid a dividend to the City. The OEB's guidance with respect to independent directors is not OEB policy or regulation. In addition to three (3) City Councillors, the GSU Board includes two (2) independent directors selected for their sound judgment, personal integrity, experience and knowledge. In light of the Board's accomplishments to date as set out in its report at its June 4th, 2019 AGM, the Board appears to be performing capably in its current iteration and there is no demonstrable business need to increase the number of directors, independent or otherwise.

What are the proposed changes to the Shareholder Declaration?

The changes to the Shareholder Declaration are minor in nature and reflect CGSs desire for additional financial and strategic planning information from the GSU. Secondly, the Board is requested by the shareholder to adopt the dividend policy contained in Appendix B to the declaration. These changes are reflected in Section 5 in Appendix A.

Dividend Policy

What is a Dividend Policy?

A dividend policy contains the parameters used by a board of directors as the basis for its decisions to declare dividends for payment to investors (or shareholders). The current shareholder declaration with GSU calls for the establishment of "a policy relating to the dividend to be received by the Corporation from the Subsidiaries consistent with a prudent financial and capitalization structure". Council resolution CC 2018-304 calls for a revised shareholder agreement that includes a dividend policy to be presented to the shareholder for approval.

On May 27th, 2019, the GSU board of directors adopted a dividend policy. This policy indicates that the board of directors may approve, on an annual basis, the payment of a dividend to the shareholder on the basis of its normalized comprehensive income (NCI).

Normalized comprehensive income is net income adjusted for the change in value of certain assets, these adjustments result in comprehensive income which is further normalized by adjusting for non-cash items (like depreciation or amortization), permanent cash differences, investing activities and net negative financing activities. It is a proxy to cash generated or used by the business in a given period but does not take into account positive financing activities (like taking out a bank loan or using a line of credit). For 2017 and 2018, NCI was negative (\$1,529,570 and \$631,365 respectively). Given that GSU is entering a period of significant capital investment, some of which may be financed by debt, it very unlikely to be positive in the near term.

The policy also specified that the dividend must be in compliance with the OBCA, the Ontario Energy Board and approved by a majority of independent board members. The provision relating to independence of board members is analyzed above and is unnecessary based on legal opinion received by staff. In fact, the OBCA under which GSU is incorporated, does not address any notion of the affiliation or independence of board members.

Dividend policies generally contain parameters which are used by the board of directors to evaluate a company's financial position and determine if the declaration and payment of a dividend is advisable in the circumstances. Unsurprisingly, boards do not normally declare dividends in situations that would create non-compliance with standards and regulations, would breach contract terms or interfere with other financing arrangements, impair continued reliability, operations or maintenance etc. Further, boards of directors must take into account the organization's ability to pay a dividend in any given period based on having sufficient cash and strong financial indicators.

Subsequent to the direction received in December of 2018, staff have undertaken an analysis of a variety of financial indicators such as income, leverage, free cash flow and liquidity at GSU. These calculations all support strong and improving financial ratios.

Free cash flow and the level of cash and cash equivalents certainly fluctuates and is highly influenced by financing choices to use available cash for purchases of property, plant and equipment. On a consolidated basis, GSU invested \$12,643,752 and \$11,557,261 in cash for purchases in 2018 and 2017 respectively. Analysis of financial indicators is contained in Appendix B.

Interests of the GSU Board

Corporate Services staff have listened to the interests expressed by the GSU Board and senior staff. It is clear that GSU is interested in a policy that:

- Does not place present or future upward pressure on rates
- Considers the potential that despite strong consolidated net income, capital expenditures and the likelihood debt will be required to address capital requirements means that cash will be constrained in the near term
- Is tax effective and considers the relatively high rate of interest on its promissory note with the City.

GSU commissioned BDR North America to perform research into the cash flow, capital structure and dividend policies of Ontario municipally owned electricity distribution companies. The report describes a variety of 2017 data for all of the LDCs in the province reported on the OEB's performance dashboard website. While it is clear in the report that GSU has managed to keep distribution rates low (60th lowest out of 75 LDCs in the study) and they are paying a relatively high rate of interest on shareholder issued debt (third highest total amount of interest and second highest per customer amount of interest in the study), the study also finds that "over the past 10 years, there has been a significant shift to LDCs paying dividends" (40 LDCs in the study paid a dividend in 2017 and only 15 did not). In fact, GSU is the largest LDC in Ontario (in terms of number of customers) that does not pay a dividend. The study also finds that the majority of dividends are in the range of 25% to 60% of net income or between \$20 and \$55 per customer.

When one considers total cash per customer (interest on shareholder issued debt plus dividends) provided to shareholders, it is clear that there are many utilities paying more to their shareholder on a per customer basis than GSU, several of which maintain distribution rates comparable to GSU.

Local Distribution Company	Residential Bill*	Cash/Customer
GSU/GSHI	\$93.63	\$74.47
North Bay Hydro	\$93.71	\$132.17
Oakville Hydro	\$98.86	\$109.52
Festival Hydro	\$96.38	\$106.06
Waterloo North Hydro	\$96.65	\$95.65
Orillia Power Distribution	\$98.19	\$87.32
Halton Hills Hydro	\$97.57	\$83.84
Kitchener Hydro	\$89.24	\$83.26
Niagara on the Lake	\$93.89	\$81.09
Burlington Hydro	\$93.38	\$79.66

* = Includes 750 kwh of consumption, 65% Off-Peak, 17% Mid-Peak and 18% On-Peak using distribution rates from:

https://www.oeb.ca/_html/performance/rates_chart.php

The total cash paid to the shareholder in GSU's case is \$3,795,000. It could be considered to include a deemed portion as a dividend payment if one deducted the prescribed allowed interest rate on shareholder debt by OEB. The difference that could, in theory, be deemed to be a dividend payment is approximately \$1,200,000. When one looks at the dividend per customer ratios among municipalities with 40,000 – 60,000 customers (i.e. similar sized utilities) and controlling for interest rates on shareholder debt paid at the prescribed interest rate, most municipalities our size pay a larger dividend than the “deemed dividend” of \$1,200,000.

Local Distribution Company	Total Customers	Dividend per Customer
GSU/GSHI	47,427	\$0.00
Entegrus	41,142	\$36.46
Bluewater Power Distribution	36,585	\$30.07
Brantford Power	39,622	\$20.19
Milton Hydro	37,896	\$39.58
Newmarket/Tay Hydro	35,712	\$39.20
Niagara Peninsula Hydro	54,919	\$25.49
Oshawa PUC Networks	57,584	\$39.94
Thunder Bay	50,844	\$39.34
Waterloo North Hydro	57,041	\$61.36
Average Dividend Per Customer		\$36.85

At \$36.85, GSU's customer base of 47,427 would, on average, lead to a dividend payment of approximately \$1,750,000, significantly higher than the “deemed dividend” that one could theoretically say is embedded in the current level of interest paid to CGS.

What Dividend Policy Should the GSU Adopt?

The dividend policy adopted by the GSU Board is highly conservative in comparison to virtually all of the policies that formed a part of BDR North America's research and research performed by CGS Finance staff. It is recommended that the dividend policy with GSU should follow the form and content of the vast majority of policies in the municipally owned electrical utility space. These policies have common characteristics:

- They contain a formula for calculation of a dividend based on net income (or some version of consolidated income)
- They are declared and directed by the Board provided a set of negative criteria are avoided
- They are “in favour” of the shareholder: That is, they are worded in such a way that the default is declaration and payment, unless the payment would satisfy one of the negative criteria

The dividend policy adopted by the GSU Board does not contain a formula for calculation, it uses a basis of “normalized comprehensive income”, it indicates that the Board “may” approve a dividend and therefore is not in favour of the shareholder. Further, it contains a provision that only a majority of independent directors approve any dividend. Currently, there are two independent directors, both would have to agree to the declaration and payment of a dividend.

Conclusion of the Analysis section

Most local distribution companies have a dividend policy. Generally, across the Province,

- they pay a percentage amount from 25 – 60%,
- this amount is calculated on net income in line with a set of criteria outlining the circumstances which would give rise to the Board electing not to declare a dividend and,
- are “in favour” of the Shareholder (meaning the policy default is that Board will decide to declare and pay the dividend unless the criteria can be met and reasons for not declaring a dividend are clear to the shareholder).

As above, one of the key interests of the GSU Board is to protect against the potential that the total cash paid to the shareholder impacts distribution rates. The impact of increasing the total amount of cash contributed to the City from GSU in terms of rates is unknown at present. In any event, the distribution rate is a relatively small component of the overall bill paid by consumers, at present, with all of the fixed charges on residential and commercial electrical utility bills, it accounts for less than twenty (20%) of the overall electricity bill. GSU is a corporation under OBCA rules with profitable subsidiaries, it is not a not-for-profit corporation and it has demonstrated financial strength.

GSHI has been able to keep distribution rates low. This is a notable accomplishment and should be credited to them as a sign of efficient operations and a creative mix of energy product offerings that are providing services as well as beneficial rates to their customer base. It is noteworthy however, that several municipalities with similarly low distribution rates are paying dividends and or contributing more total cash to their respective municipal shareholders.

Staff recommend the dividend policy attached to the recommended revised shareholder declaration as Schedule A.

Recommendation

That the General Manager of Corporate Services be directed to present a by-law adopting the revised shareholder declaration in Appendix A.

And that the General Manager of Corporate Services work with the CEO of Greater Sudbury Utilities to establish a schedule for the declaration and payment of a dividend in accordance with Schedule A which results in payments commencing in 2020.

References

Report of the Ontario Energy Board: Best Practices regarding Governance of OEB Rate-Regulated Utilities <https://www.oeb.ca/sites/default/files/report-of-the-board-corporate-governance-20181220.pdf>

https://www.osc.gov.on.ca/documents/en/Securities-Category5/rule_20050617_58-201_corp-gov-guidelines.pdf

https://www.oeb.ca/oeb/Documents/EB-2014-0255/KPMG_Report_Corporate_Governance_20150429.pdf

Current Shareholder Declaration

Dividend Policy Adopted by GSU Board on May 27th, 2019

Shareholder Declaration tabled by GSU Board at June 4th, 2019 GSU Annual General Meeting

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater
Sudbury

THE CITY OF GREATER SUDBURY
SHAREHOLDER DECLARATION
FOR
GREATER SUDBURY UTILITIES INC.

1. Definitions and Purpose

- 1.1. Definitions - In this Shareholder Declaration, defined terms have the meanings set out in Appendix "A" attached hereto.
- 1.2. Purpose - This Shareholder Declaration outlines the expectations of the Shareholder relating to the principles of governance and other fundamental principles and policies of the Corporation and in some cases, the Subsidiaries. Except as provided in Sections 6 and 9, this Shareholder Declaration is not intended to constitute a unanimous shareholder declaration under the OBCA or to formally restrict the exercise of the powers of the Board or the board of directors of any Subsidiary.

2. Permitted Business Activities

- 2.1. Subject to the restrictions in Section 9, the Corporation and the Subsidiaries may engage in the business activities which are permitted by any law applicable to the Corporation and the Subsidiaries from time to time, including the *Electricity Act*, and as the Board or board of directors of the Subsidiaries may authorize, including, without limitation, the business activities referred to in Subsection 2.2. In so doing, the Corporation and its Subsidiaries shall conform to all requirements of the Ontario Energy Board, the Independent Electricity System Operator and all other applicable regulatory or governmental authorities.
- 2.2. The Corporation or one or more Subsidiaries may engage in any of the following business activities and such other business activities as may be permitted by law and authorized by the Board or board of directors of any Subsidiary, as applicable, from time to time:
- 2.2.1. Transmitting or distributing electricity;
 - 2.2.2. Owning and/or operating an electricity generation or energy storage facility;
 - 2.2.3. Retailing electricity;

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- 2.2.4. Distributing or retailing gas or any other energy products which is carried through pipes or wires to the user;
- 2.2.5. Business activities that enhance or develop the ability of the corporation to carry any of the activities described in ~~paragraphs~~ Subsections 2.2.1, 2.2.2, 2.2.3, and 2.2.4 above;
- 2.2.6. Business activities the principal purpose of which is to use more effectively the assets of the Corporation or any Subsidiary, as applicable, including providing meter installing, and reading services, and providing billing services and business activities in the utilities and telecommunications area;
- 2.2.7. Renting, selling or maintaining equipment and appliances, including without limitation, hot water heaters;
- 2.2.8. Managing or operating, on behalf of the Shareholder, the provision of a public utility or sewage services; and
- 2.2.9. Providing services related to improving energy efficiency.

3. Standards of Governance

- 3.1. As required by the OBCA, the Board and the boards of directors of any Non-regulated Subsidiary shall supervise the management of the business and affairs of the Corporation and any Non-regulated Subsidiary, respectively, and in so doing, shall act honestly and in good faith with a view to the best interests of the Corporation or the Non-regulated Subsidiary, respectively, and shall exercise the same degree of care, diligence and skill that a reasonably prudent person would exercise in comparable circumstances.
- 3.2. In addition, the Shareholder expects the Board and the boards of directors of the Non-regulated Subsidiaries to observe substantially the same standards of corporate governance as may be established from time to time by any applicable regulatory or governmental authority in Canada for publicly traded corporations, ~~in particular CSA National Policy 58-201 and National Instrument 52-110 with such modifications as may be necessary to reflect the fact that the Corporation and each Non-regulated Subsidiary is not a publicly traded corporation~~. The Board and boards of directors of the Non-regulated Subsidiaries are also expected to consider and adopt, as appropriate, recognized sources of governance best practices.

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- 3.3. The Board will establish a Shareholder Declaration in respect of Greater Sudbury Hydro Inc. which shall set out the expectations of the Corporation, as the shareholder of Greater Sudbury Hydro Inc., relating to the governance principles and policies of Greater Sudbury Hydro Inc.

4. Board of Directors

- 4.1. Number of Directors - The Corporation shall be governed by the Board which shall consist of a maximum of twelve Directors to be appointed by the Shareholder. The Shareholder shall, by special resolution, or by Shareholder Declaration, designate the number of members of the Board to hold office from time to time. Accordingly, the number of Directors for the Board shall be as follows:

- 4.1.1. The Board of the Corporation shall be comprised of ~~seven~~five individuals which shall include three City Directors and ~~four~~two Independent Directors, all appointment by Council.

The City Directors may include the Mayor or members of Council. The Independent Directors may not be members of Council, City employees or Corporation employees. The directors of GSUI shall also serve as directors on the Boards of the Non-regulated Subsidiary corporations: Greater Sudbury Hydro Plus Inc., Greater Sudbury Telecommunications Inc., Convergen Inc., and 1627596 Ontario Inc.

- 4.1.2. The Shareholder may remove a Director for cause and appoint a new Director in their place.

- 4.1.3. If a Director misses three regularly scheduled meetings of the Board in a twelve month period without prior approval, they shall be deemed to have resigned and their position deemed vacant.

- 4.1.4. All Directors shall remain on the Board(s) until their successors are appointed. This provision shall include the Mayor and municipal councillors, even if their terms on City Council have terminated.

- 4.2. Qualification of Directors - In addition to sound judgment and personal integrity, the qualifications of candidates for the Board will be identified by the Corporation from time to time using a Board Skills Matrix with a gap analysis, including experience and skills such as:

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- 4.2.1. Awareness of public policy issues related to the Corporation or a Subsidiary, as applicable;
 - 4.2.2. Business expertise (including retail experience);
 - 4.2.3. Experience on boards of commercial corporations;
 - 4.2.4. Financial, legal, engineering, IT, accounting and/or marketing experience;
 - 4.2.5. Regulated industry knowledge including, but not limited to, knowledge of municipal electric utilities; and
 - 4.2.6. Knowledge and experience with risk management strategy.
- 4.3. Residency. - Preference may be given to qualified candidates for the Board who are residents of the City of Greater Sudbury or of the Municipality of West Nipissing, however, non-residents shall not be excluded from serving as Board members.
- 4.4. Chair and Vice-Chair Position - The Board may elect its own Chair and Vice-Chair
- 4.5. Board Committees - The Board may establish committees of the Board at its discretion The Shareholder anticipates that the Board may establish the following committees:
- 4.5.1. Audit and Finance Committee to oversee financial reporting and associated policies and practices;
 - 4.5.2. Human Resources, Governance and Nominating Committee to oversee senior management compensation, evaluation and succession, corporate governance policies and practices, and to identify, evaluate and recommend potential Independent Director Board candidates to the Shareholder.
- 4.6. Independent Director Nominations - The Shareholder shall consider candidates for the Board nominated by the Human Resources, Governance and Nominating Committee. It is expected that the committee will develop a process which takes into account the qualifications identified in the Board Skills Matrix (4.2) to identify, evaluate and recommend the most qualified candidates to the Shareholder.
- 4.7. Appointment of Directors - In selecting the directors to be appointed to the Board, the Shareholder shall take into account the qualifications identified in the Board Skills Matrix (4.2) and the candidates nominated by the Human Resources, Governance and Nominating Committee.

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- 4.8. Meetings of the Board - If requested by the Shareholder, the Board shall invite certain employees of the City, identified by the Shareholder, to attend meetings of the Board and meetings of the boards of the Non-regulated Subsidiaries. Such City employees shall not be entitled to vote on any matter. A majority of the number of directors required by this Shareholder Declaration constitutes a quorum at any meeting of the Board or meeting of the boards of the Non-regulated Subsidiaries.

5. Financial Policies, Risk Management and Strategic Plan

- 5.1. Policies - The Shareholder expects that the Board will develop and maintain policies consistent with best practices in corporate governance, including:
- 5.1.1. Capital Structure - a prudent financial and capitalization structure for the Corporation and its Subsidiaries consistent with industry norms and sound financial principles, established on the basis that the Corporation and its Subsidiaries are intended to be self-financing entities;
 - 5.1.2. Dividends - a policy relating to enhancing Shareholder value by generating a reasonable return consistent with a prudent financial and capitalization structure and maintaining just and reasonable rates, while providing for dividends to be paid to the Shareholder from the Corporation, substantially in the form attached hereto this Shareholder Declaration as Appendix "B";
 - 5.1.3. Risk Management - oversee the management of all risks related to the business conducted by the Corporation and its Subsidiaries, through the adoption of appropriate risk management strategies and internal controls consistent with industry norms;
 - 5.1.4. Strategic Plan - a long range strategic plan for the Corporation and its Subsidiaries which is consistent with the maintenance of a viable, competitive business and preserves the value of the business for the Shareholder;
 - 5.1.5. Directors' Compensation - to set remuneration levels of board members of the Corporation and its Non-regulated Subsidiaries, using independently researched comparator benchmarks; and
 - 5.1.6. Environmental Policy - a long range environmental policy which provides that the Corporation and its Subsidiaries operate in a safe and environmentally responsible manner.

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

6. Decisions of the Shareholder and Shareholder Representatives

- 6.1. The Shareholder hereby designates the Mayor and the City Clerk as the legal representatives of the Shareholder (the "Shareholder Representative") for purposes of communicating to the Board pursuant to Subsection 6.2 any consent or approval required by this Shareholder Declaration or by the OBCA otherwise.
- 6.2. Approvals or decisions of the Shareholder required pursuant to this Shareholder Declaration or the OBCA shall require a resolution or by-law of Council and shall be communicated in writing to the Board and signed by the Shareholder Representative.

7. Meetings and Annual Resolution

- 7.1. The Shareholder shall receive notification of all meetings of the Board of Directors of the Corporation and any Subsidiary and a copy of the agenda for the meeting.
- 7.2. Within six months after the end of each fiscal year of the Corporation
- 7.2.1. Annual Report to Meeting of Council - the Board shall report to a meeting of Council and the President and CEO of the Corporation shall attend such meeting and provide such information concerning the Corporation and its Subsidiaries as is appropriate.
- 7.2.2. Annual Resolutions:
- 7.2.2.1. The Shareholder shall consider candidates for the Board as proposed by the Nominating Committee and the appointment of the auditors of the Corporation and receive the audited financial statements of the Corporation for the last completed fiscal year; and
- 7.2.2.2. The Shareholder shall appoint the necessary members of the Board and appoint the auditors for the Corporation and complete such other business as would normally be completed at an annual meeting of shareholder under the OBCA.

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

8. Reporting on Major Developments

8.1. The Board shall from time to time report to Council on major business developments or materially significant or adverse results as the Board, in its discretion, considers appropriate and such report may be received and considered by the Shareholder at an open or in camera meeting of Council.

~~8.1.~~8.2. The Board shall provide to the Shareholder any and all records of the Corporation or the Subsidiaries within ten (10) days of the Shareholder's written request for same.

9. Matters Requiring Shareholder Approval

9.1. Without Shareholder approval given in accordance with Section 6, the Corporation or any Subsidiary, respectively, shall not:

Statutory Approval Right

- 9.1.1. Change the name of the Corporation or a Subsidiary; add, change or remove any restriction on the business of the Corporation or a Subsidiary; create new classes of shares; or in any other matter amend its articles of incorporation or make, amend or repeal any by-law;
- 9.1.2. Amalgamate with any other corporation(s), other than amalgamations that may under the OBCA, be approved by a resolution of directors;
- 9.1.3. Take or institute proceedings for any winding up, arrangement, or dissolution of the Corporation or a Subsidiary;
- 9.1.4. Apply to continue as a corporation under the laws of another jurisdiction;

Additional Approval Rights

- 9.1.5. Issue, or enter into any agreement to issue, any shares of any class, or any securities convertible into any shares of any class, of the Corporation or a Subsidiary;
- 9.1.6. Redeem or purchase any outstanding shares of the Corporation or a Subsidiary;

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- 9.1.7. Take on or assume any financial obligation which would materially increase the debt/equity ratio of the Corporation and its Subsidiaries on a consolidated basis above the ratio of 60/40;
- 9.1.8. Sell assets of the Corporation or a Subsidiary or purchase assets with an aggregate value in excess of 15% of the Consolidated Book Value of all assets of the Corporation and its Subsidiaries;
- 9.1.9. Materially alter the nature of or geographic extent of the business of the Corporation or any of its Subsidiaries in a manner which would have a financial impact equal to or greater than 15% of the consolidated Book Value of all assets of the Corporation and its Subsidiaries;
- 9.1.10. Enter into a joint venture, partnership, strategic alliance or other venture, including ventures in respect of the generation or co-generation of electricity which would require an investment, or which would have a financial impact, equal to or greater than 15% of the consolidated Book Value of all assets of the Corporation and its Subsidiaries.

10. Revisions to this Declaration

- 10.1. The Shareholder acknowledges that this Shareholder Declaration may be revised from time to time as circumstances may require and that the Shareholder will consult with the Board prior to completing any revision and will promptly provide the Board with copies of such revision.

11. This declaration replaces all earlier versions of the Declaration for the Corporation.

DATED at Sudbury, Ontario the [Insert Date] day of [Insert Date]

CITY OF GREATER SUDBURY

BY: _____
Brian Bigger, Mayor

SCHEDULE "A"

**To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater
Sudbury**

BY: _____
Eric Labelle, Clerk

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

APPENDIX "A"

DEFINITIONS AND INTERPRETATIONS

In this Shareholder Declaration the following defined terms have the meaning set out below:

"Act" means the Electricity Act, 1998 (Ontario);

"Board" means the board of directors of the Corporation;

"Chair" means the chair of the Board;

"City" means the City of Greater Sudbury;

"City Clerk" means the Clerk of the City of Greater Sudbury;

"Consolidated Book Value" of all assets of the Corporation and its Subsidiaries shall be the values reported in the audited consolidated financial statements of the corporation and its subsidiaries at the end of its most recently completed fiscal year;

"Corporation" means Greater Sudbury Utilities Inc. incorporated pursuant to Section 142 of the Act;

"Council" means the ~~C~~city Council of the City of Greater Sudbury;

"Debt" includes all debt obligations owed to third party creditors, but excludes all debt obligations owed to the Shareholder;

"Independent Directors" shall have the meaning set out in Section 4 of this Shareholder Declaration;

"Mayor" means the Mayor of the City of Greater Sudbury;

~~"Non-regulated Subsidiaries" means any subsidiary of the Corporation, except Greater Sudbury Hydro Inc.;~~

"OBCA" means the Business Corporations Act (Ontario);

"President and CEO" means the president and chief executive officer of the Corporation;

"Shareholder" means the City of Greater Sudbury;

"Shareholder Declaration" means this shareholder declaration;

"Shareholder Representative" shall have the meaning set out in Subsection 6.1;

"Subsidiaries" means the subsidiary corporations (as defined in the OBCA) of the Corporation;

~~"Non-regulated Subsidiaries" means any subsidiary of the Corporation, except Greater Sudbury Hydro Inc.;~~

and

SCHEDULE "A"

**To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater
Sudbury**

"Vice-Chair" means the vice-chair of the Board.

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

Appendix "B" to Shareholder Declaration

GREATER SUDBURY UTILITIES INC.

DIVIDEND POLICY

Background

Greater Sudbury Utilities Inc./Services Publics du Grand Sudbury Inc. is an investment holding company with its wholly owned subsidiaries involved in the distribution of electricity, provision of broadband telecommunications services and competitive rental & customer support services. Greater Sudbury Utilities Inc. is wholly owned by the City of Greater Sudbury.

Greater Sudbury Utilities Inc. recognizes that the Shareholder should realize economic value from its investment through investment returns that yield dividends and capital appreciation.

Dividend Policy

In addition to special dividends referred to below, the shareholder is eligible to receive annual, non-cumulative dividends with a target Dividend Payment Rate (DPR) of 35% of the Corporation's consolidated income for the year after net movements and regulatory balances - net of tax (net income) under Modified International Financial Reporting Standards. The Corporation will declare and pay regular dividends subject to the Conditions Precedent to the Payment of Dividends set out below.

Conditions Precedent to the Payment of Dividends

Dividends will be paid to the extent that such payment would not otherwise cause:

- a) Non-compliance with applicable laws;
- b) A breach of contract or the immediate or anticipated failure to otherwise meet the terms of financing arrangements;
- c) A material impairment in the operations and maintenance of the assets of the corporation;

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

- d) A material impairment in financial prudence including capital investment in energy infrastructure by Greater Sudbury Utilities Inc. (and its subsidiaries) to sustain reliability and an appropriate level of reserves;
- e) A material impairment in the ability to service the debt of Greater Sudbury Utilities Inc. and its subsidiaries.

Payment of Dividends

Regular Dividends

Each year, at its meeting to approve the annual budget for the next financial year, the Board of Directors of Greater Sudbury Utilities Inc. will forecast the annual dividend by applying the DPR to budgeted net income for the next financial year. The dividend will, subject to meeting the conditions precedent for the payment of dividends, be targeted at 35% of net income, declared and paid on or before June 30th (shortly following the approval of the annual financial statements of the preceding year).

Reporting to Shareholder

In the event that the Board of Directors of Greater Sudbury Utilities Inc. does not approve a payment of a regular dividend, the Board will promptly report the circumstances underlying the non-payment to the Shareholder and, thereafter, provide progress reports on a quarterly basis until such time as the payment of regular dividends resumes. Greater Sudbury Utilities is to provide *pro forma* income, cashflow and debt/equity forecasts to support the reasoning for the non-payment of a dividend.

Review of Dividend Policy

The Dividend Policy is to be reviewed every four years with recommendations for improvement from the Board.

Special Dividend

1. Periodic payments to maintain the approved capital structure of the Corporation of a 60 / 40 debt to equity split. Should the approved financial statements in any given year indicate a ratio of less than 60 / 40 debt to equity on a consolidated basis a special

SCHEDULE "A"

To By-law [INSERT NEW BYLAW NUMBER] of the City of Greater Sudbury

dividend equaled to the difference in equity that would return the ratio to at least 60/40
would be automatically declared and paid to the shareholder on or before September 1st.

2. The Board may declare and pay a special dividend to the shareholder at any time acting
in its discretion.

Appendix B

The following calculations and comments are based on GSU financial statements for the year ending December 31, 2018.

1. Net Income

The consolidated GSU financial statements include a statement of income and comprehensive income. This includes “income for the year after net movements in regulatory balances – net of tax” Below are the results for the last three years.

GSU (consolidated)	2018	2017	2016	2015
Income for the year after net movements in regulatory balances - net of tax	3,706,741	2,739,732	5,030,158	1,306,282

Note the total comprehensive income was not utilized as this includes fluctuations for future benefit obligations and should be excluded as they are actuarial adjustments and not reflective of the operational income/losses.

2. Debt to Equity

The debt to equity ratio measures a company's financial leverage; it indicates how much debt a company is using to finance its assets relative to the value of shareholders' equity. A high debt to equity ratio generally means that a company has been aggressive in financing its growth with debt. Aggressive leveraging practices are often associated with high levels of risk. In GSU's case, a majority of its debt is owed to CGS, which reduces the normal risk for shareholders with a debt to equity ratio above 2:1.

The debt to equity ratio is calculated by taking total liabilities and dividing it by the shareholders' equity.

GSU (consolidated)	2018	%	2017	%	2016	%	2015	%
Total Debt	94,666,179	67%	96,998,772	70%	99,078,978	71%	106,171,624	78%
Total Equity	47,043,069	33%	42,143,739	30%	40,494,888	29%	30,371,787	22%
Debt to equity ratio	2.01		2.30		2.45		3.50	

3. Cash and Cash Equivalents

Cash and cash equivalents measure a company's liquid assets on hand at the end of a given period and indicate to what extent they have free cash available for operating, investing or financing activities. This number fluctuates greatly at least in part due to financing choices to spend available cash on investments in long term assets.

GSU (consolidated)	2018	2017	2016	2015
Cash and cash equivalents	-1,697,005	2,952,672	459,863	3,875,796

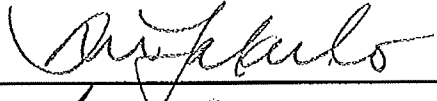

4. Current Ratio

The Current Ratio is calculated to provide an idea of a company's ability to pay back its liabilities. A healthy Current Ratio is greater than one, the higher the ratio the more capable the company is to repay their debt.

GSU (consolidated)	2018	2017	2016	2015
Current Assets	24,420,202	26,439,074	31,886,750	34,139,810
Current Liabilities	13,173,559	15,254,438	19,695,178	21,393,035
Current Ratio	1.85	1.73	1.62	1.60

City Council Resolutions



Moved By 
Seconded By 

No. CC2018- 304

Date Tuesday, December 11, 2018

WHEREAS Schedule "A" of By-law 2008-137 adopts the City of Greater Sudbury Shareholder Declaration for Greater Sudbury Utilities Inc. (the "Shareholder Declaration"), which includes an expectation for a Dividend Policy to be presented to the Shareholder for approval;

AND WHEREAS upon the initial incorporation of Greater Sudbury Utilities Inc. the City expected the payment of an annual dividend starting in 2004;


AND WHEREAS the Auditor General, in the report entitled "Governance Audit of Greater Sudbury Utilities Inc. and Greater Sudbury Hydro Inc.", presented at the Audit Committee meeting on November 5, 2018 noted that a Dividend Policy remains outstanding and recommended that a Dividend Policy be formalized for the Shareholder's review and approval and further recommended that the Shareholder Declaration be reviewed and updated as appropriate;

THEREFORE BE IT RESOLVED THAT the Treasurer request from the Greater Sudbury Utilities Inc. such documentation as deemed necessary in his sole discretion, including but not limited to unconsolidated financial statements for the Greater Sudbury Utilities Inc.'s corporations and subsidiaries as well as any business plans and/or operational reviews related to the past five (5) years;

AND BE IT FURTHER RESOLVED THAT the General Manager, Corporate Services make such revisions to the Shareholder Declaration as deemed appropriate to the Shareholder in its sole discretion, including but not limited to requiring the Greater Sudbury Utilities Inc. to provide to the Shareholder on an annual basis unconsolidated financial statements, business plans, operational reviews, and dividends;

AND BE IT FURTHER RESOLVED THAT the revised Shareholder Declaration, including a Dividend Policy, shall be presented to Council no later than June 2019;

CARRIED
Tuesday, December 11, 2018


Mayor Bigger, Chair

For Information Only

Transit Update - Investing in Canada Infrastructure Program (ICIP)

Presented To:	City Council
Presented:	Tuesday, Jul 09, 2019
Report Date	Tuesday, Jun 25, 2019
Type:	Correspondence for Information Only

Resolution

For Information Only

Relationship to the Strategic Plan / Health Impact Assessment

This report supports Council's Strategic Plan in the area of Quality of Life and Place as it aligns with the Population Health Priorities of Families, Compassionate City, Age Friendly and Healthy Streets. Public Transit benefits individuals and the community at large; providing an affordable access option to transit services will reduce traffic congestion, improve air quality, increase economic productiveness and promote greater social interaction and social inclusion.

Report Summary

The Investing in Canada Infrastructure Program (ICIP) is a cost-shared infrastructure funding program between the federal government, provinces and territories, and municipalities and other recipients. Over a ten-year period, this program will see up to \$30 billion in combined federal, provincial and other partner funding, under four priority areas; including public transit. The Public Transit stream will support the construction, expansion and improvement of public transit systems and networks across Ontario.

This report provides information on the Investing in Canada Infrastructure Program (ICIP) - Public Transit Stream program, as well as details related to funding applications submitted by staff totaling approximately \$99.4 million for transit infrastructure improvements over the next ten years. It further provides an update on remaining funds received through Public Transit Infrastructure Funding (PTIF), which, due to continued developments in smart card technology, are being reallocated to provide additional shelters, benches and trip planning (wayfinding) tools, in order to allow staff time to evaluate smart card options.

Financial Implications

Signed By

Report Prepared By

Brendan Adair
Special Project Manager (Transit)
Digitally Signed Jun 25, 19

Division Review

Michelle Ferrigan
Director of Transit Services
Digitally Signed Jun 25, 19

Financial Implications

Jim Lister
Manager of Financial Planning and Budgeting
Digitally Signed Jun 25, 19

Recommended by the Department

Ian Wood
Interim General Manager of Community Development
Digitally Signed Jun 25, 19

Recommended by the C.A.O.

Ed Archer
Chief Administrative Officer
Digitally Signed Jun 25, 19

This report has no financial implications. If ICIP submissions are approved, they will be considered for future year capital prioritization and be subject to Council's review and approval via annual budgets.

Executive Summary

This report provides information on the Investing in Canada Infrastructure Program (ICIP) - Public Transit Stream program, as well as details related to funding applications submitted by staff totaling approximately \$99.4 million for transit infrastructure improvements over the next ten years.

This report also provides an update on remaining funds received through Public Transit Infrastructure Funding (PTIF), which, due to continued developments in smart card technology, are being reallocated to provide additional shelters, benches and trip planning (wayfinding) tools, in order to allow staff time to evaluate smart card options.

Background

The Investing in Canada Infrastructure Program (ICIP) is a cost-shared infrastructure funding program between the federal government, provinces and territories, and municipalities and other recipients. Over a ten-year period, this program will see up to \$30 billion in combined federal, provincial and other partner funding, under four priority areas; including public transit. The Public Transit stream will support the construction, expansion and improvement of public transit systems and networks across Ontario. The current ICIP funding program builds on previous funding opportunities available through the Public Transit Infrastructure Fund (PTIF) created through the 2016 Provincial budget.

On November 22, 2016, a report titled Public Transit Infrastructure Fund was presented to City Council and on November 6, 2017 a report titled Public Transit Infrastructure Fund Status Report was presented to Community Services Committee. These reports provided highlights and project updates as they relate to Phase I program contributions.

On February 12, 2019 a report titled, *Greater Sudbury Transit Action Plan – Better Routes. Better Schedules. Better Service*, was presented to City Council. Resolution CC2019-45 directed Staff to “conduct the planning required to undertake the supporting infrastructure improvements and service level changes presented in the Future Expansion Options to achieve the Long-Term Transit strategy”.

ICIP- Public Transit Stream- Program Highlights

Through ICIP, the federal government is providing \$11.8 billion in federal infrastructure funding to cost-share projects under the following four streams: 1)

Public Transit, 2) Green Infrastructure, 3) Community, Culture and Recreation and (4) Rural and Northern Communities. The Public Transit stream will fund construction, expansion and improvement of public transit networks in order to build new urban transit networks and service extensions that will transform the way that Canadians live, move and work.

On March 14, 2018, the Governments of Canada and Ontario signed an Integrated Bilateral Agreement for the Investing in Canada Infrastructure Program. The program has an end date of March 31, 2028 and encompasses several investment streams. The Public Transit stream allocates a maximum contribution over that time period to the City of Greater Sudbury of \$39.8 million in federal funding and \$32.8 million provincial funding. Assuming a municipal contribution of 27%, this provides a potential total funding maximum of \$99.4 million towards public transit infrastructure projects over the next ten years.

The City share of the total funding can be partially supported through Provincial Gas Taxes that are forecasted to be approximately \$2.5 million annually. After transfers to Operating and funding capital costs identified within ICIP applications, there remains a forecasted gap between funding sources and the municipal share. If applications are approved, projects will require additional funding of approximately \$12 million over the term of the eight (8) year program, and will be prioritized through the annual budget process.

The overall process for ICIP funding applications is four steps as follows:

- 1) **Application-** applications are submitted through Grants Ontario
- 2) **Provincial Review/Nomination-** All projects will be evaluated. Those approved by the Province will be nominated to Infrastructure Canada for approval
- 3) **Federal Approval-** those projects submitted for federal approval will be assessed and prioritized based on set criteria and project requirements.
- 4) **Transfer Payment Agreement-** The Ministry will enter into a Transfer Payment Agreement (TPA's) with each Recipient. Terms and conditions will be set out in TPA's for submission of claims, reporting and audit

The Long Term Infrastructure Strategy section of the Transit Action Plan identifies a number of infrastructure priorities to support the immediate transition of service

and build toward elements of Bus Rapid Transit on major corridors and links to outlying communities.

Staff have submitted applications valuing \$99.4 million for projects within five (5) separate categories: Buses, Transit Signal Priority, Technology, Hubs and Bus Rapid Transit. "ICIP- Public Transit Stream Funding- Application Details" Appendix A of this report provides further information on each initiative with details on the overall project envelope and forecasted project details.

Contactless Smart Card Technology- Update

On September 25, 2018, Staff provided information to Council on the benefits of replacing the existing registering fare box equipment with contactless smart card technology. An estimate of \$600,000 for implementation was identified, with funds being supported through Public Transit Infrastructure Funding (PTIF).

While exploring the options, Staff have learned that there are many solutions and have noted continued development in this type of technology. As such, additional time is required to fully explore all options to ensure that the proper solution is chosen. With a desire to make transit more accessible, Staff want to ensure that any solution will align with the needs of the passengers and provide reliable data to support future transit service planning.

Given the pressure on resources related to transit route and schedule changes for August 2019, and the deadline to use Public Transit Infrastructure Funding (PTIF) of March 2020, Staff will allocate the remaining funds of approximately \$600,000 to provide additional shelters, benches and trip planning (wayfinding) tools. These improvements will supplement the changes in service and have been identified as priorities through the Transit Action Plan.

Identified within the "Technology" data box of Appendix B, through ICIP Transit Stream funding application, Staff will continue to pursue opportunities for technological improvement and upgrades that will positively affect riders by increasing customer experience and operational efficiencies.

Next Steps

The City of Greater Sudbury has submitted five applications to the Investing and Canada Infrastructure Program. These proposals support opportunities for efficiency and service improvement as identified in the Transit Action Plan. Staff will provide an update at future Community Services Committee meeting upon notification of the success of these applications.

Anticipating favorable results and approvals of submitted ICIP applications, projects will proceed through Capital Project Prioritization.

References

Public Infrastructure Fund, City Council, November 22, 2016

(<http://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&id=955&itemid=12277&lang=en>)

Public Infrastructure Funding Status Report, Community Services Committee, November 6, 2017.

(<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&id=1205&itemid=13989&lang=en>)

Phase II Phase II Public Transit Infrastructure Fund Report, Community Services Committee, June 18, 2018.

(<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&id=1263&itemid=15046&lang=en>)

Transit Contactless Smart Card Technology Report, Community Services Committee, September 25, 2018.

(<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&id=1247&itemid=14632&lang=en>)

Greater Sudbury Transit Action Plan- Better Routes. Better Schedules. Better Service. Report, City Council, February 12, 2019.

(<https://agendasonline.greatersudbury.ca/index.cfm?pg=agenda&action=navigator&id=1312&itemid=13582&lang=en>)

Investing in Canada Infrastructure Program : Public Transit Stream

(<https://www.grants.gov.on.ca/GrantsPortal/en/OntarioGrants/GrantOpportunities/PRD/R019554>)

Appendix A

ICIP- Public Transit Stream Funding- Application Details

Project Name	Project Envelope
Bus Procurement	\$34,419,000
Details	<p>The replacement of 53 buses over an eight (8) year period. Funding will allow the reduction in the bus life cycle from approximately 18 year to 12-14 years</p> <p>This will support organization efficiencies with an eventual reduction in repair and maintenance costs of approximately 10% annually. Increased ridership will be achieved through improved customer experience and increased reliability of service.</p>

Project Name	Project Envelope
Transit Signal Priority	\$6,611,000
Details	<ul style="list-style-type: none">-The implementation and installation of an Advanced Transportation Management System with ITS components-Procurement and replacement of 125 traffic signal cabinets, controllers and traffic signal priority field hardware- Implementation of a fibre optic based communication network at 72 intersections- Procurement and installation of traffic signal priority vehicle hardware for 59 transit vehicles <p>* a portion of this project was included and approved in the 2019 Capital Budget, pending funding from ICIP. Overall project cost = \$5,722,000, ICIP Funding = \$4,177,060, City portion = \$1,544,940</p>

Project Name	Project Envelope
Technology	\$4,987,500
Details	<p>A comprehensive review of current technology will be completed to identify opportunities for improvement and challenges associated with implementation. An industry scan of best practices will be completed to support decisions for system upgrade/replacement/implementation. Analysis will directly support procurement of solutions that will revitalize outdated systems and provide more cost effective means to monitor performance, improve efficiency and service level delivery.</p> <p>The implementation of various technological options will positively impact riders by increasing customer experience and operational efficiencies. Technological improvements will create alternate payment options for a more accessible transit service (new electronic fare collection system) and create operational efficiencies with the collection of better data to support planning and network design. On-demand technologies would provide an increase in level of service in low demand areas.</p>

Project Name	Project Envelope
Hubs	\$27,156,250
Details	Based on the Transit Action Plan, this project is to [a] confirm the optimal location, configuration and detailed design for the three Major Mobility Hubs (MMH's) and then [b] proceed with their construction/implementation.

	<ul style="list-style-type: none"> • The MMH's will be located in the vicinity of New Sudbury Centre, Downtown and the South End. • They will form primary exchange and terminus points for the restructured transit system and future Frequent Transit / RapidBus lines to support increased ridership and service. <p>The capital cost of each Major Mobility Hub will vary according to local conditions and requirements, with estimates for the Downtown Mobility Hub larger due to the transit operations and passenger facilities located in a building on site that may require reconstruction.</p> <p>* a portion of this project was included and approved through "Various Relates Studies for PTIF Phase 2" in the 2019 Capital Budget, pending funding from ICIP. Overall project cost = \$1,000,000, ICIP Funding = \$730,000, City portion = \$270,000</p>
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Project Name	Project Envelope
Bus Rapid Transportation	\$26,187,500
Details	<p>Introduce Bus Rapid Transit (BRT) along three corridors in Greater Sudbury to reduce bus travel times, increase transit ridership and revenues, and improve operational efficiency.</p> <ul style="list-style-type: none"> • Be the structural backbone of Greater Sudbury Transit • #1 Mainline connecting New Sudbury Centre to the South End via Downtown Major Mobility Hub • #2 Barrydowne Rd– Laurentian U. with connections at Downtown Mobility Hub and Health Sciences North. • #3 Laurentian U. via Regent <p>Plan and design for 3 corridors, model traffic flow and analyze station locations, intersection improvements and queue jump lanes and other on street improvements. Preliminary planning would determine construction costs and phasing of</p>

	<p>construction to coordinate with the Major Mobility Hubs and other transit service improvements.</p> <p>Three BRT corridors:</p> <ul style="list-style-type: none"> • Roadway allocation for bus stops • Intersection improvements for turning movements • Passenger waiting areas-platforms or sidewalks • Passenger shelters • Ticket / fare vending • Bicycle and Pedestrian access features such as bike lanes and cross walks • Queue jump and turn lanes for buses • Passenger information signage • Lighting <p>* a portion of this project was included and approved in the 2019 Capital Budget as part of a new bus layby at Bell Park, pending funding from ICIP. Overall project cost = \$1,265,000, ICIP Funding = \$189,000, City portion = \$1,076,000</p>
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