

Minutes

For the City Council Meeting held Tuesday, February 23, 2021

Location:	Tom Davies Square - Council Chamber / Electronic Participation
Commencement:	4:00 PM
Adjournment:	9:07 PM

His Worship, Mayor Brian Bigger, In the Chair

Present	Councillors Vagnini, McCausland, Kirwan, Lapierre [A 4:03 p.m.], Jakubo, Sizer [A 4:03 p.m.], McIntosh, Leduc, Landry-Altman, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Tony Cecutti, General Manager of Growth and Infrastructure Services; Joseph Nicholls, General Manager of Community Safety; Eric Labelle, City Solicitor and Clerk; Kelly Gravelle, Deputy City Solicitor; Jeff Pafford, Director of Leisure Services; Shawn Turner, Director of Assets and Fleet Services; Brett Williamson, Director of Economic Development; Meredith Armstrong, Manager of Tourism and Culture; Keith Forrester, Manager of Real Estate; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff
Closed Session	<p>The following resolution was presented:</p> <p>CC2021-49 Jakubo/Landry-Altman: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Acquisition or Distribution of Land item regarding property on Beatrice Crescent, Sudbury in accordance with the <i>Municipal Act</i>, 2001, s. 239(2)(c).</p> <p>CARRIED</p> <p>At 4:03 p.m., Council moved into Closed Session.</p>
Recess	At 4:45 p.m., Council recessed.
Reconvene	At 6:00 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, McIntosh, Cormier, Leduc, Landry-Altman, Mayor Bigger

City Officials Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Tony Cecutti, General Manager of Growth and Infrastructure; Joseph Nicholls, General Manager of Community Safety; Ian Wood, Executive Director of Strategic Initiatives, Communication and Citizen Services; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Kelly Gravelle, Deputy City Solicitor; Joanne Kelly, Director of Human Resources and Organizational Development; Marie Litalien, Director of Communications and Community Engagements; Brett Williamson, Director of Economic Development; Melissa Zanette, Chief of Staff; Ron Foster, Auditor General; Guido Mazza, Director of Building Services/Chief Building Official; Jesse Oshell, Deputy Fire Chief; Mauro Manzon, Senior Planner; Eric Labelle, City Solicitor and Clerk; Anessa Basso, Clerk's Services Assistant; Lisa Locken, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

None declared.

Matters Arising from the Closed Session

Deputy Mayor Landry-Altman, Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Acquisition or Disposition of Land item regarding property on Beatrice Crescent, Sudbury in accordance with the *Municipal Act, 2001*, s. 239(2)(c). Direction was given to staff regarding the matter.

Matters Arising from Planning Committee

January 25, 2021

Councillor Kirwan, as Chair of the Planning Committee, reported on the following matter arising from the Planning Committee meeting of January 25, 2021 which was deferred from the February 9, 2021 City Council meeting. The resolution was lost on a tie vote. Items that are lost on a tie vote at Committees are reported to Council with no recommendation in order to allow Council the opportunity to discuss the matter and make a decision.

The following resolution was presented:

CC2021-50 (PL2021-19) Sizer/McCausland: THAT the City of Greater Sudbury denies the application by L.S. Bock Developments Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification from "R2-2", Low Density Residential Two to "R3 Special", Medium Density Residential Special 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 "953 Howey Drive, Sudbury", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on January 25, 2021

Rules of Procedure

A Recorded Vote was held:

YEAS: Councillors Signoretti, Montpellier, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Landry-Altman, Mayor Bigger

NAYS: Councillors Vagnini, McCausland, Kirwan, Leduc

CARRIED

February 8, 2021

Councillor Kirwan, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of February 8, 2021.

The following resolution was presented:

CC2021-51 Kirwan/McCausland: THAT the City of Greater Sudbury approves the Planning Committee resolutions PL2021-26 to PL2021-31 and PL2021-33 to PL2021-36 from the meeting of February 8, 2021.

CARRIED

The following are the Planning Committee resolutions:

761 Lasalle Boulevard, Sudbury

PL2021-26 Lapierre/McCausland: THAT the City of Greater Sudbury approves the application by Julie & Sandro DeSimone to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from "03(20)", Limited General Commercial Special to an amended "C3(20)", Limited General Commercial Special on those lands described as Part of PIN 02123-0433, Part 1, Plan 53R-4474, Part 1, Plan 53R-6951, Parts 1 to 3, Plan 53R-16350, Lot 3, Concession 5, Township of McKim, as outlined in the report entitled "761 Lasalle Boulevard, Sudbury", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on February 8, 2021, subject to the following condition:

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

a) That two accessory dwelling units within the two existing buildings situated on the subject lands be added as permitted uses in addition to those uses already permitted in the existing 'C3(20)' Zone; and,

b) That no parking spaces be required for the two accessory dwelling units that are to be accommodated within the existing two buildings on the lands.

CARRIED

Montrose and Woodbine Avenue, Sudbury

PL2021-27 Leduc/Lapierre: THAT the City of Greater Sudbury approves the application by Dalron Construction Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from TCT1, Local Commercial to "R2-2", Low Density Residential Two, and "R2-2(S)", Low Density Residential Two Special on those lands described as PINs 02115-0262 & 02118-0225, Blocks H & I, Plan M-1044, Lot 2, Concession 6, Township of McKim, as outlined in the report entitled "Montrose and Woodbine Avenue, Sudbury," from the General Manager of Growth and Infrastructure, presented at the Planning

Committee meeting on February 8 2021, subject to the following conditions:

1. That the amending by-law for the R2-2-Special zoning includes the following site-specific provisions:

i. In addition to the uses permitted in the R2-2 zone, a convenience store, day care centre, medical office, personal service shop, pet grooming establishment, and pharmacy with a maximum net floor area of 150 square metres per lot shall be permitted with a required minimum lot area of 650 square metres and frontage of 18.0 m, and subject to the provisions for a Commercial Zone in section 4.15 and 5.2.4.3.

ii. Driveways for a pair of semi-detached units shall be paired and centred at the common wall.

2. That prior to the enactment of the amending by-law, the owner provide the Development Approvals Section with a registered survey plan to enable the preparation of the by-law.

3. Conditional approval shall lapse on February 23, 2023 unless Condition 2 above has been met or an extension has been granted by Council.

CARRIED

Purchase of Land - Shaughnessy Street, Sudbury

PL2021-28 Leduc/Landry-Altmann: THAT the City of Greater Sudbury authorizes the purchase of 210 Shaughnessy Street, Sudbury, legally described as PIN 73584-0243(LT), Lot 254, Plan 2SA, City of Greater Sudbury;

AND THAT the acquisition be funded from The Junction capital project fund;

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

CARRIED

Transfer of Land - Long Lake Road, Sudbury

PL2021-29 McCausland/Lapierre: THAT the City of Greater Sudbury authorizes the transfer of part of unopened Long Lake Road, Sudbury, legally described as part of PIN 73475-0995(LT), part of Lot 6, Concession 6, Township of Broder, and part of unpatented land South of PIN 73475-0995(LT), Township of Broder;

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

CARRIED

Declare Surplus, Dispense and Transfer of Vacant Land - Morgan Road, Chelmsford

PL2021-30 Landry-Altmann/Lapierre: THAT the City of Greater Sudbury declares surplus to the City's needs the vacant land south of Morgan Road, Chelmsford, legally described as PIN 73343-0044(LT), formerly Part 1 on Plan SR3275, Township of Morgan;

AND THAT the City of Greater Sudbury dispense with Property By-law 2008-174, and Parkland Disposal Policy By-law 2010-158;

AND THAT the City of Greater Sudbury authorizes the transfer of vacant land south of Morgan Road, Chelmsford, legally described as PIN 73343-0044(LT), formerly Part 1 on PI SR3275, Township of Morgan;

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

CARRIED

Sale of Land - Morin Avenue, Sudbury

PL2021-31 Landry-Altman/Leduc: THAT the City of Greater Sudbury authorizes the sale of land on Morin Avenue, Sudbury, legally described as PIN 02133-0196(LT), Lot 68, Plan M-53, City of Greater Sudbury;

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 a by-law be presented deeming Lot 68 on Plan M-53, not to be a lot on a registered plan of subdivision;

AND THAT the net proceeds of the sale be credited to the Capital Financing Reserve Fund - General.

CARRIED

Moonglo East Subdivision, Sudbury

PL2021-33 Leduc/McCausland: 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 Parcel 1446 SES, Lots 7 & 8, Concession 1, Township of McKim, File # 780-6/89019E, as outlined in the report entitled "Moonglo East Subdivision, Sudbury", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on February 8, 2021, as follows:

1. By deleting Condition #23 and replacing it with the following:

"23. That this draft approval shall lapse on February 6, 2024.";

2. By deleting Condition #28 entirely and replacing it with the following:

"28. A storm-water management report and associated plans must be submitted by the Owner's Consulting Engineer for approval by the City. The report must address the following requirements:

a) The underground storm sewer system within the plan of subdivision must be designed to accommodate and/or convey the minor storm flow, that is, the rainfall runoff resulting from the subject site and any external tributary areas using the City's 5 year design storm. The permissible minor storm discharge from the subject development must be limited to the existing pre-development site runoff resulting from a 5 year design storm. Any resulting post-development runoff in excess of this permissible discharge rate must be controlled and detained within the plan of subdivision;

b) The overland flow system within the plan of subdivision must be designed to accommodate and/or convey the major storm flow, that is, the rainfall runoff resulting from the subject site and any external tributary areas using the City's 100 year design storm or Regional storm event, whichever is greater, without causing damage to proposed and adjacent public and private properties. The permissible major storm discharge from the subject development must be limited to the existing pre-development runoff resulting from a 100 year design storm or Regional storm event, whichever is greater;

- c) "Enhanced" level must be used for the design of storm-water quality controls as defined by the Ministry of the Environment, Conservation and Parks;
- d) Storm-water management must follow the recommendations of the Junction Creek Sub-watershed Study;
- e) The drainage catchment boundary including external tributary catchments and their respective area must be clearly indicated with any storm-water management plan;
- f) The final grading of the lands shall be such that the surface water originating on or tributary to the said lands, including roof water from buildings and surface water from paved areas, will be discharged in a manner satisfactory to the General Manager of Growth and Infrastructure;
- g) Minor storm drainage from the plan of subdivision shall not be drained overland onto adjacent properties; and,
- h) Existing drainage patterns on adjacent properties shall not be altered unless explicit permission is granted; and,
- i) The owner shall be responsible for the design and construction of any required storm-water management works to the satisfaction of the General Manager of Growth and Infrastructure as part of the servicing plans for the subdivision and the owner shall dedicate the lands for storm-water management works as a condition of this development."

3. By deleting Condition #38 entirely; and,

4. By deleting Condition #48 entirely and replacing it with the following:

"48. The owner shall provide to the City, as part of the submission of servicing plans an Erosion and Sediment Control Plan detailing the location and types of sediment and erosion control measures to be implemented during the construction of each phase of the project. Said plan shall be to the satisfaction of the General Manager of Growth and Infrastructure and the Nickel District Conservation Authority. The siltation control shall remain in place until all disturbed areas have been stabilized. All sediment and erosion control measures shall be inspected daily to ensure that they are functioning properly and are maintained and/or updated as required. If the sediment and erosion control measures are not functioning properly, no further work shall occur until the sediment and/or erosion problem is addressed."

CARRIED

Bell Street, Skead - Declaration of Surplus Vacant Land

PL2021-34 Leduc/McCausland: THAT the City of Greater Sudbury declares surplus to the City's needs vacant land on Bell Street, Skead, legally described as PIN 73513-0469(LT), being Part 2 on Plan 53R-19536, Township of MacLennan;

AND THAT the vacant land be offered for sale to the abutting owner(s) pursuant to the procedures governing the sale of limited marketability surplus land in Property By-law 2008-174, as outlined in the report entitled "Bell Street, Skead - Declaration of Surplus Vacant Land", from the General Manager of Corporate Services, presented at the Planning Committee meeting on February 8, 2021.

CARRIED

Unopened Long Lake Road, Sudbury - Road Closure and Declaration of Surplus Land

PL2021-35 Leduc/McCausland: THAT the City of Greater Sudbury closes by by-law and declares surplus to the City's needs part of unopened Long Lake Road, Sudbury, legally described part of PIN 73475-0995(LT), part of Lot 6, Concession 6, Township of Broder, and part of unpatented land South of PIN 73475~0995(LT), Township of Broder;

AND THAT the 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 the Property By-law 2008-174;

AND THAT the City of Greater Sudbury directs staff to prepare a by-law authorizing the closing of part of unopened Long Lake Road, Sudbury, as outlined in the report entitled "Unopened Long Lake Road, Sudbury - Road Closure and Declaration of Surplus Land", from the General Manager of Corporate Services, presented at the Planning Committee meeting on February 8, 2021.

CARRIED

Report on Best Practices Related to Stock Pile Material on Construction Sites

PL2021-36 Landry-Altmann/McCausland: THAT the City of Greater Sudbury directs staff to report on best practices related to stock piles of materials on construction sites in Q3 of 2021.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

CC2021-52 Jakubo/Leduc: THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-5.

CARRIED

The following are the Consent Agenda Items:

Minutes

C-1 Finance and Administration Committee Minutes of December 8, 2020

CC2021-53 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Finance and Administration Committee minutes of December 8, 2020.

CARRIED

C-2 Planning Committee Minutes of January 11, 2021

CC2021-54 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of January 11, 2021.

CARRIED

C-3 City Council Minutes of January 12, 2021

CC2021-55 Jakubo/Leduc: THAT the City of Greater Sudbury adopt the City Council meeting minutes of January 12, 2021.

CARRIED

C-4 Operations Committee Minutes of January 18, 2021

CC2021-56 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Operations Committee meeting minutes of January 18, 2021.

CARRIED

C-5 Community Services Committee Minutes of January 18, 2021

CC2021-57 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Community Services Committee meeting minutes of January 18, 2021.

CARRIED

Managers' Reports

R-1 COVID-19 Response Update

Report dated January 8, 2021 from the Executive Director of Strategic Initiatives, Communication and Citizen Services regarding COVID-19 Response Update.

For Information Only.

R-2 Fire Protection Service Level Adjustment

Report dated February 9, 2021 from the General Manager of Community Safety regarding Fire Protection Service Level Adjustment.

Motion For Deferral

Councillor Montpellier moved to defer this item until further information is provided.

Rules of Procedure

A Recorded Vote was held:

YEAS: Councillors Signoretti, Vagnini, Montpellier, Landry-Altman, Mayor Bigger

NAYS: Couoncillors McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Leduc
DEFEATED

Rules of Procedure

Councillor Kirwan moved that an Option 4 be added.

CARRIED

The following resolutuion was presented:

CC2021-58 Kirwan/Lapierre: That an option 4 be added as follows:

THAT the City of Greater Sudbury directs staff to proceed with the hiring of 10 addtional career firefighters to allow the Val Therese station to be staffed with 4 career firefighters on each shift and that staff prepare financial options regarding area rating, including the potential for amounts be phased-in, for consideration during the adoption of property tax policy.

Rules of Procedure

A Recorded Vote was held:

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

NAYS: Councillors Signoretti, Vagnini, Montpellier, Leduc
CARRIED

Resolution to Proceed Past 9:00 p.m.

CC2021-59 Mayor Bigger: THAT this meeting proceeds past the hour of 9:00 p.m.

Rules of Procedure

A Recorded Vote was held:

YEAS: Councillors Kirwan, Lapierre, Jakubo, Cormier, Leduc, Mayor Bigger

NAYS: Councillors Signoretti, Vagnini, Montpellier, McCausland, Sizer, McIntosh, Landry-Altmann
DEFEATED BY TWO-THIRDS MAJORITY

By-Laws

The following resolution was presented:

CC2021-60 Leduc/McCausland: THAT the City of Greater Sudbury read and pass By-law 2021-22 to and including By-law 2021-29Z.

The following are the by-laws:

2021-22 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of February 23rd, 2021

2021-23 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.)

2021-24 A By-Law of the City of Greater Sudbury to Authorize a Dedicated Gas Tax Letter Agreement with Her Majesty the Queen in Right of the Province of Ontario as Represented By the Minister of Transportation for the Province of Ontario for Funding under the Dedicated Gas Tax Funds for the Public Transportation Program
(This Agreement sets out the terms and conditions for the use of dedicated gas tax funds by municipalities for public transportation.)

Report dated January 19, 2021 from the General Manager of Corporate Services regarding By-law to Authorize 2020/2021 Dedicated Gas Tax Agreement .

- 2021-25 A By-Law of the City of Greater Sudbury to Authorize a Transfer Payment Agreement with Her Majesty the Queen in Right of the Province of Ontario as Represented by the Minister of Transportation for the Province of Ontario for Funding under the Municipal Transit Enhanced Cleaning (MTEC) Fund.
(This by-law authorizes the signing of a Transfer Payment Agreement by which the City will receive a funding contribution under the Municipal Transit Enhanced Cleaning (MTEC) Fund.)

Report dated January 18, 2021 from the General Manager of Community Development regarding By-Law to Authorize the Municipal Transit Enhanced Cleaning (MTEC) Fund Transfer Payment Agreement.
- 2021-26 A By-law of the City of Greater Sudbury to Authorize an Amending Agreement With Sudbury Platinum Corporation to Extend the Term of an Right of Entry Agreement and an Option Agreement pertaining to Vacant Land north of Fairbank Lake Road
Planning Committee Resolution #PL2021-20
(The by-law amends the existing Right of Entry Agreement and the Option Agreement originally authorized under By-law 2014-13 and extended under by-law 2018-107 to extend the term for an additional three years.)
- 2021-27 A By-law of the City of Greater Sudbury to Close Part of the Unopened Dufferin Street in Sudbury Described PIN 02135-0260
Planning Committee Resolution #PL2020-143
(This by-law replaces By-law 2020-188 to include a more detailed legal description to accommodate requirements of the Land Titles Office for registration.)
- 2021-28Z 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 #PL2021-26
(This by-law rezones the subject lands in order to add two accessory dwelling units as permitted uses within the existing two buildings situated on the subject lands that have frontage on LaSalle Boulevard - Julie DeSimone and Sandro DeSimone - 761 LaSalle Boulevard, Sudbury.)
- 2021-29Z 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 #PL2021-18
(This by-law rezones the subject property to ""R1-5(21)", Low Density Residential One Special in order to permit the conversion of a former place of worship to a single detached dwelling with site-specific relief for a front yard parking space - 12 Collins Drive, Copper Cliff.)

Adjournment

Automatic Adjournment at 9:07 p.m.

The following items were not addressed at the meeting:

Members' Motions

Addendum

Civic Petitions

Question Period

Mayor Brian Bigger, Chair

Eric Labelle, City Solicitor and
Clerk