

Minutes

For the City Council Meeting

July 14, 2021
Tom Davies Square

Present (Mayor and Councillors)	Councillor Signoretti, Councillor Vagnini, Councillor Montpellier, Councillor McCausland, Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, Councillor McIntosh, Councillor Cormier, Councillor Leduc, Councillor Landry-Altmann, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer, Kevin Fowke, General Manager of Corporate Services, Tony Cecutti, General Manager of Growth and Infrastructure, Ed Stankiewicz, Executive Director of Finance, Assets and Fleet, Ian Wood, Executive Director of Strategic Initiatives and Citizen Services, Joanne Kelly, Director of Human Resources and Organizational Development, Kelly Gravelle, Deputy City Solicitor, Brett Williamson, Director of Economic Development, Ron Foster, Auditor General, Hugh Kruzel, Chief of Staff, Brigitte Sobush, Manager of Clerk's Services/Deputy City Clerk, Danielle Derochie, Legislative Compliance Coordinator, Christine Hodgins, Legislative Compliance Coordinator, Anyse Vermette, Legislative Compliance Coordinator, Lisa Locken, Clerk's Services Assistant, Vickie Hartley, Clerk's Services Assistant, Michel Lalonde, Clerk's Services Assistant

His Worship Mayor Brian Bigger, In the Chair

1. Call to Order

The meeting commenced at 10:04 a.m.

2. Roll Call

A roll call was conducted prior to the commencement of moving into closed session.

3. Closed Session

The following resolution was presented:

CC2021-213

Moved By Mayor Bigger

Seconded By Councillor Jakubo

THAT the City of Greater Sudbury moves to Closed Session to deal with one (1) Security of Municipal Property item regarding the City's information technology systems and data, one (1) Labour Relations or Employee Negotiations item regarding negotiations with ONA and one (1) Acquisition or Disposition of Land / Position, Plan or Instructions to be Applied to Negotiations item regarding Junction East in accordance with the Municipal Act, 2001, s. 239(2) (a), (c), (d) and (k).

CARRIED

At 10:07 a.m., Council moved into Closed Session.

4. Recess

At 12:02 p.m., Council recessed.

5. Open Session

At 1:01 p.m., Council commenced the Open Session.

6. Moment of Silent Reflection

Those present at the meeting observed a moment of silent reflection.

7. Roll Call

A roll call was conducted.

8. Declarations of Pecuniary Interest and the General Nature Thereof

Councillor Montpellier declared a conflict of pecuniary interest in regards to item 16.2, Code of Conduct Complaint Report - July 2021.

Councillor Landry-Altmann arrived at 1:10 p.m.

9. Matters Arising from the Closed Session

Deputy Mayor Landry-Altmann, Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Security of Municipal Property item regarding the City's information technology systems and data, one (1) Labour Relations or Employee Negotiations item regarding negotiations with ONA and one (1) Acquisition or Disposition of Land / Position, Plan or Instructions to be Applied to Negotiations item regarding Junction East in accordance with the Municipal Act, 2001, s. 239(2) (a), (c), (d) and (k). Direction was given to staff with respect to the matters.

10. Matters Arising from Community Services Committee**10.1 July 12, 2021**

Councillor McCausland, as Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee meeting of July 12, 2021. No resolutions emanated from this meeting.

11. Matters Arising from Finance and Administration Committee

11.1 July 13, 2021

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of July 13, 2021. No resolutions emanated from this meeting.

12. Matters Arising from Operations Committee

12.1 July 12, 2021

Councillor McIntosh, as Chair of the Operations Committee, reported on the matters arising from the Operations Committee meeting of July 12, 2021.

The following resolution was presented:

CC2021-214

Moved By Councillor McIntosh

Seconded By Councillor Signoretti

THAT the City of Greater Sudbury approves Operations Committee resolutions OP2021-11 to OP2021-12 from the meeting of July 12, 2021.

CARRIED

The resolutions for the July 12, 2021 Operations Committee meeting can be found at: <https://www.greatersudbury.ca/agendas>

13. Matters Arising from Planning Committee

13.1 June 28, 2021

Councillor Kirwan, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of June 28, 2021.

The following resolution was presented:

CC2021-215

Moved By Councillor Kirwan

Seconded By Councillor McCausland

THAT the City of Greater Sudbury approves Planning Committee resolutions PL2021-107 to PL2021-111 and PL2021-113 from the meeting of June 28, 2021.

CARRIED

The resolutions for the June 28, 2021 Planning Committee meeting can be found at: <https://www.greatersudbury.ca/agendas>

13.2 July 12, 2021

Councillor Kirwan, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of July 12, 2021.

The following resolution was presented:

CC2021-216

Moved By Councillor Kirwan

Seconded By Councillor McCausland

THAT the City of Greater Sudbury approves Planning Committee resolution PL2021-114 from the meeting of July 12, 2021.

CARRIED

The resolutions for the July 12, 2021 Planning Committee meeting can be found at: <https://www.greatersudbury.ca/agendas>

14. Consent Agenda

The following resolution was presented:

CC2021-217

Moved By Mayor Bigger

Seconded By Councillor Kirwan

THAT the City of Greater Sudbury approves Consent Agenda items 14.1.1 to 14.1.6.

CARRIED

The following are the Consent Agenda items:

14.1 Adoption of Minutes

14.1.1 Finance and Administration Committee Meeting Minutes of April 6, 2021

CC2021-218

Moved By Mayor Bigger

Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts the Finance and Administration Committee meeting minutes of April 6, 2021.

CARRIED

14.1.2 Operations Committee Meeting Minutes of May 17, 2021

CC2021-219

Moved By Mayor Bigger
Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts Operations Committee meeting minutes of May 17, 2021.

CARRIED

14.1.3 Community Services Committee Meeting Minutes of May 17, 2021

CC2021-220

Moved By Mayor Bigger
Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts Community Services Committee meeting minutes of May 17, 2021.

CARRIED

14.1.4 Finance and Administration Committee Minutes of May 18, 2021

CC2021-221

Moved By Mayor Bigger
Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts Finance and Administration Committee meeting minutes of May 18, 2021

CARRIED

14.1.5 City Council Meeting Minutes of May 25, 2021

CC2021-222

Moved By Mayor Bigger
Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts the City Council meeting minutes of May 25, 2021.

CARRIED

14.1.6 Special City Council Meeting Minutes of May 25, 2021

CC2021-223

Moved By Mayor Bigger
Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts the Special City Council meeting minutes of May 25, 2021.

CARRIED

14.1.7 Planning Committee Minutes of May 26, 2021

CC2021-224

Moved By Mayor Bigger

Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts Planning Committee meeting minutes of May 26, 2021.

CARRIED

14.1.8 Audit Committee Minutes of May 31, 2021

CC2021-225

Moved By Mayor Bigger

Seconded By Councillor Kirwan

THAT the City of Greater Sudbury adopts Audit Committee meeting minutes of May 31, 2021.

CARRIED

Councillor Cormier departed at 1:50 p.m.

15. Presentations

15.1 Large Projects Update Presentation

Ian Wood, Executive Director of Strategic Initiatives, Communications and Citizen Services, provided an electronic presentation regarding Large Projects Update Presentation for information only.

Rules of Procedure

Councillors McCausland and McIntosh presented the following resolution:

Moved By Councillor McCausland

Seconded By Councillor McIntosh

WHEREAS there is strong community support for the concept of the Junction East project, when providing final approval for construction of the detailed design, Council wishes to ensure that there is a balance between form, function and cost;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct staff to develop a draft process to provide a lower cost alternative to the

recommended design when the project is brought forward for future decisions. This alternative should clearly outline changes in building form and design, as well as any impacts on program, usage, partnerships or operational costs;

FURTHER, THAT a report detailing the steps required for this alternative process, as well as the cost and time implications of this approach for the project, be prepared for Council's consideration at the meeting of August 17, 2021.

Motion for Deferral

Councillor Vagnini moved to defer this item to a later date.

Rules of Procedure

A Recorded Vote was held:

YEAS: (1): Councillor Vagnini

NAYS: (11): Councillor Signoretti, Councillor Montpellier, Councillor McCausland, Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, Councillor McIntosh, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

Absent (1): Councillor Cormier

DEFEATED (1 to 11)

Rules of Procedure

Councillors McCausland and McIntosh moved to withdraw their resolution.

CARRIED

16. Managers' Reports

16.1 COVID-19 Response Update - July 14, 2021

For Information Only.

Rules of Procedure

Councillor Leduc moved to alter the order of the agenda to deal with Managers' Report 16.4 immediately following 16.2.

CARRIED BY TWO-THIRDS MAJORITY

Recess

At 3:08 p.m., Council recessed.

Reconvened

At 3:16 p.m., Council reconvened.

Councillor Leduc moved to alter the order of the agenda to deal with Managers' Reports 16.4 next.

Rule of Procedure

A Recorded Vote was held:

YEAS: (4): Councillor Kirwan, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

NAYS: (7): Councillor Signoretti, Councillor Vagnini, Councillor McCausland, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, and Councillor McIntosh

Absent (2): Councillor Montpellier, and Councillor Cormier

DEFEATED (4 to 7)

16.2 Code of Conduct Complaint Report - July 2021

Councillor Montpellier, having declared a conflict of interest, did not vote on the matter.

The following resolution was presented:

CC2021-226

Moved By Mayor Bigger

Seconded By Councillor Leduc

THAT the Council for the City of Greater Sudbury approve the sanction recommended by the City's Integrity

Commissioner that Councillor Montpellier's remuneration be suspended for a duration of 60 days in accordance with the report from the Integrity Commissioner presented at the Council meeting of July 14, 2021.

Rules of Procedure

Councillor Kirwan presented the following amendment:

Amendment:

CC2021-226-A1

Moved By Councillor Kirwan

Seconded By Councillor Leduc

That the resolution be amended by replacing it with the following:

THAT the City of Greater Sudbury reprimands Councillor Gerry Montpellier for the contravention of the Code of Conduct described in the Integrity Commissioner's report presented to City Council on July 14th, 2021.

Rules of Procedure

A Recorded Vote was held:

YEAS: (8): Councillor Signoretti, Councillor Vagnini, Councillor Kirwan, Councillor Lapierre, Councillor McIntosh, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

NAYS: (3): Councillor McCausland, Councillor Jakubo, and Councillor Sizer

Absent (2): Councillor Montpellier, and Councillor Cormier

CARRIED (8 to 3)

Proceed Past 4:00 p.m.

Rules of Procedure

A Recorded Vote was held:

YEAS: (9): Councillor Vagnini, Councillor Montpellier, Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

NAYS: (3): Councillor Signoretti, Councillor McCausland, and Councillor McIntosh

Absent (1): Councillor Cormier

CARRIED (9 to 3)

The following is the resolution as amended:

CC2021-226

Moved By Mayor Bigger

Seconded By Councillor Leduc

As amended:

THAT the City of Greater Sudbury reprimands Councillor Gerry Montpellier for the contravention of the Code of Conduct described in the Integrity Commissioner's report presented to City Council on July 14th, 2021.

Rules of Procedure

A Recorded Vote was held:

YEAS: (10): Councillor Signoretti, Councillor Vagnini, Councillor McCausland, Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor McIntosh, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

NAYS: (1): Councillor Sizer

Absent (2): Councillor Montpellier, and Councillor Cormier

CARRIED (10 to 1)

Councillor Montpellier departed at 4:38 p.m.

16.4 Greater Sudbury Event Centre Next Steps

The following resolution was presented:

CC2021-227

Moved By Mayor Bigger

Seconded By Councillor Leduc

THAT staff proceed to advance the work required to develop the Event Centre without further delay in accordance with the existing, approved Cost Sharing Agreement, a project schedule that produces a facility which is ready for use in 2024, and regular progress reporting to City Council;

AND THAT the Executive Director of Communications, Strategic Initiatives and Citizen Service be delegated authority to negotiate, execute and subsequently amend or extend any agreements to produce the work required for delivering the Event Centre Project in 2024, subject to Council's approval of the following three decision points:

- a) Confirmation of the site preparation contract, including the commencement date established with the site development partners
- b) Confirmation of the Venue Operator
- c) Confirmation of final budget based on the result of the Design/Build Request for Proposals

Rules of Procedure

A Recorded Vote was held:

YEAS: (8): Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, Councillor McIntosh, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

NAYS: (3): Councillor Signoretti, Councillor Vagnini, and Councillor McCausland

Absent (2): Councillor Montpellier, and Councillor Cormier

CARRIED (8 to 3)

Councillor Montpellier returned at 4:44 p.m.

Councillor Signoretti departed at 4:44 p.m.

16.3 Automated Meter Infrastructure (AMI) Project Update and Service Contract Approval

The following resolution was presented:

CC2021-228

Moved By Mayor Bigger

Seconded By Councillor Kirwan

THAT the City of Greater Sudbury directs staff to approve the negotiated service agreement between Olameter, Inc. and the City of Greater Sudbury to provide water meter reading services through the implementation of the AMI project and on an as needed basis after completion of the project, as outlined in the report entitled "Automated Meter Infrastructure (AMI) Project Update and Service Contract Approval, from the General Manager of Growth and Infrastructure presented at the City Council meeting on July 14, 2021

CARRIED

17. By-laws

The following resolution was presented:

CC2021-229

Moved By Mayor Bigger

Seconded By Councillor McIntosh

THAT the City of Greater Sudbury read and pass By-law 2021-131 to By-law 2021-141Z.

CARRIED

The following are the by-laws:

17.1 By-laws 2021-131 to 2021-141Z

2021-131

A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Special Meeting of June 16th, 2021 and its Regular Meeting of July 14th, 2021

2021-132

A By-law of the City Of Greater Sudbury to Authorize the Payment of Grants to Various Non-Profit Community Organizations in the Leisure Services Sector

This by-law authorizes payment of the 2021 annual grants authorized as

part of the budget process. Grants are generally used by recipients towards operating costs and costs to deliver special events and programs.

2021-133

A By-law of the City of Greater Sudbury to Authorize the Payment of Grants from the Healthy Community Initiative Fund, Various Wards Finance & Administration Committee Resolution #FA2021-52

This by-law authorizes grants funded through the Healthy Community Initiative Fund for various Wards.

2021-134

A By-law of the City of Greater Sudbury to Authorize the Lease Agreement Between 43 Elm Street Inc., as Landlord and the City of Greater Sudbury as Tenant for Office Space Located at 43 Elm Street, Sudbury Planning Committee Resolution #PL2021-111

This by-law authorizes lease of office space at 43 Elm Street for use as Downtown Business Incubator.

2021-135

A By-law of the City of Greater Sudbury to Authorize the Cancellation, Reduction or Refund of Realty Taxes Hearing Committee Resolution #HC2021-05

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.

2021-136

A By-law of the City of Greater Sudbury to Close Part of the Unopened Martindale Lane East of Martindale Road, Described as Part of PIN 73589-0032(LT), being Parts 1 to 4 on Plan 53R-21502 Planning Committee Resolution #PL2017-67

This by-law closes an unopened laneway to make the lands available for sale.

2021-137

A By-law of the City of Greater Sudbury to Authorize the Sale of Part of the Unopened Martindale Lane East of Martindale Road, Described as Part of PIN 73589-0032(LT), being Parts 1 to 4 on Plan 53R-21502, to CHC Properties Inc. Planning Committee Resolution #PL2021-52

This by-law authorizes the sale of part of an unopened land to an abutting land owner and delegates authority to sign all documents necessary to effect the sale.

2021-138Z

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 #PL2021-97

This by-law amends the definition of Carnival in the Zoning By-law.

2021-139Z

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 #PL2021-107

This by-law does not rezone the subject property. Pursuant to Section 39.1(4) of the Planning Act, Council has extended a temporary use by-law in order to continue the use of a garden suite for a maximum period of three (3) years - 3027 Vern Drive, Val Caron – Alain & Sandra Chouinard.

2021-140Z

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 #PL2021-100

This by-law rezones the subject property to a revised “I(49)”, Institutional Special in order to permit an expanded long-term care facility with a total of 320 beds - Extendicare (Canada) Inc. – Nottingham Avenue, Sudbury.

2021-141Z

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 #PL2021-80

This by-law rezones the subject the subject property in order to permit an elementary school and day care centre on vacant lands zoned for future development - Georgette Paquette - Municipal Road 80, Val Therese.

18. Members' Motions

18.1 Reconsideration of Project Now Motion

The following resolution was presented:

CC2021-230

Moved By Councillor Vagnini

Seconded By Councillor Montpellier

WHEREAS on December 15th, 2020, City Council, by way of resolution CC2020-315, defeated the motion requesting an evaluation of the Project Now proposal, by way of a tied vote;

AND WHEREAS Councillor Vagnini, as a result of technical difficulties he experienced during his participation in the virtual Council meeting of December 15th, mistakenly thought he was voting on a deferral of the motion, which resulted in him voting “No”;

AND WHEREAS Councillor Vagnini fully intended to vote “Yes” to the proposed motion;

THEREFORE BE IT RESOLVED that resolution CC2020-315 related to a request for an evaluation of the Project Now proposal be reconsidered.

YEAS: (4): Councillor Vagnini, Councillor Montpellier, Councillor McCausland, and Councillor McIntosh

NAYS: (7): Councillor Kirwan, Councillor Lapierre, Councillor Jakubo, Councillor Sizer, Councillor Leduc, Councillor Landry-Altmann, and Mayor Bigger

Absent (2): Councillor Signoretti, and Councillor Cormier

DEFEATED (4 to 7)

19. Addendum

The following resolution was presented:

CC2021-231

Moved By Mayor Bigger

Seconded By Councillor Sizer

THAT the City of Greater Sudbury deals with the items on the Addendum to the Agenda at this time.

CARRIED

Declarations of Pecuniary Interest and the General Nature Thereof

None declared.

Lively Area Recreational Amenities Advisory Panel Terms of Reference

The following resolution was presented:

CC2021-232

Moved By Councillor Vagnini

Seconded By Mayor Bigger

THAT the City of Greater Sudbury approves the terms of reference for the Lively Recreation Advisory Panel as outlined in the report entitled “Lively Area Recreational Amenities Advisory Panel Terms of Reference” from the Chief Administrative Officer presented at the City Council meeting on July 14, 2021.

CARRIED

By-Laws

The following resolution was presented:

CC2021-233

Moved By Mayor Bigger
Seconded By Councillor Sizer

That the City of Greater Sudbury read and pass By-law 2021-142.

CARRIED

The following is the by-law:

2021-142

A By-law of the City of Greater Sudbury to Amend By-law 2015-160 being a By-law of the City of Greater Sudbury to Adopt Terms of Reference for Advisory Panels for the City of Greater Sudbury.

This amending by-law adopts the terms of Reference for Advisory Panels for the City of Greater Sudbury.

22. Adjournment

Proceed Past 5:00 p.m.

DEFEATED

Automatic Adjournment at 5:16 p.m.

The following items were not addressed at this meeting:

20. Civic Petitions

21. Question Period