

## Minutes

### City Council Minutes of 11/26/19

Location:	Tom Davies Square - Council Chamber
Commencement:	6:01 PM
Adjournment:	8:40 PM

## His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti [D 8:20 p.m.], Vagnini [A 6:38 p.m.], Montpellier, McCausland, Kirwan [A 6:06 p.m.], Lapierre, Jakubo, Sizer, McIntosh, Cormier, Leduc, 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; Melissa Zanette, Chief of Staff; Steve Jacques, General Manager of Community Development; Joseph Nicholls, Interim General Manager of Community Safety; Ron Foster, Auditor General; Marie Litalien, Acting Director of Communications & Community Engagements; Kelly Gravelle, Deputy City Solicitor; Brendan Adair, Manager of Corporate Security & By-law Services; Eric Labelle, City Solicitor and Clerk; Lisa Locken, Clerk's Services Assistant; Julie Lalonde, Clerk's Services Assistant; Nia Lewis, 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 Presentation 1, Board of Health for Public Health Sudbury and Districts - 2020 Budget, at this time.

**CARRIED BY TWO-THIRDS MAJORITY**

## **Presentations**

### 1 Board of Health for Public Health Sudbury and Districts - 2020 Budget

Dr. Penny Sutcliffe, Medical Officer of Health/Chief Executive Officer, Public Health Sudbury and Districts, and Councillor Lapierre, Chair of the Board of Health, provided an electronic presentation regarding the Board of Health for Public Health Sudbury and Districts - 2020 Budget for information only.

*At 6:06 p.m., Councillor Kirwan arrived.*

## **Community Delegations**

### 1 Climate Risk Institute

Al Douglas, President, Climate Risk Institute, provided an electronic presentation regarding the Climate Risk Institute for information only.

*At 6:38 p.m., Councillor Vagnini arrived.*

## **Adopting, Approving or Receiving Items in the Consent Agenda**

The following resolution was presented:

CC2019-338 Leduc/Lapierre: 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 CC2019-339 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of September 23, 2019.

**CARRIED**

C-2 CC2019-340 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the City Council meeting minutes of September 24, 2019.

**CARRIED**

C-3 CC2019-341 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of October 7, 2019.

**CARRIED**

C-4 CC2019-342 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the City Council meeting minutes of October 8, 2019.

**CARRIED**

C-5 CC2019-343 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Operations Committee meeting minutes of October 21, 2019.

**CARRIED**

- C-6 CC2019-344 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Finance and Administration Committee meeting minutes of October 22, 2019.  
**CARRIED**
- C-7 CC2019-345 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Emergency Services Committee meeting minutes of October 23, 2019.  
**CARRIED**
- C-8 CC2019-346 Leduc/Lapierre: THAT the City of Greater Sudbury adopts the Hearing Committee meeting minutes of October 23, 2019.  
**CARRIED**

## **By-Laws**

The following resolution was presented:

CC2019-347 Cormier/Sizer: THAT the City of Greater Sudbury read and pass By-law 2019-190 to and including By-law 2019-201.

**CARRIED**

The following are the By-laws:

- 2019-190 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of November 26th, 2019
- 2019-191 A By-law of the City of Greater Sudbury to Appoint Members to the Downtown Sudbury Board of Management for Central Business District Improvement Area  
City Council Resolution #CC2019-318  
(This by-law reflects recent resignations and appointments.)
- 2019-192 A By-law of the City of Greater Sudbury to Amend By-law 2019-52 being a By-law of the City of Greater Sudbury to Appoint Councillors to Certain Boards and Corporations  
City Council Resolution #CC2019-320  
(This by-law updates the appointments to reflect recent resignations and appointments.)
- 2019-193 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.)
- 2019-194 A By-law of the City of Greater Sudbury to Deem Lots 190 and 191 on Plan M-70A not to be a Plan of Subdivision for the Purposes of Section 50 of the Planning Act  
Planning Committee Resolution #PL2019-140  
(This by-law deems Lots 190 and 191 on registered Plan of Subdivision M-70A not to be lots within a registered Plan of Subdivision.)

- 2019-195 A By-law of the City of Greater Sudbury to set an Interim Tax Levy and Tax Billing Dates Prior to the Development of the 2020 Tax Policy  
(Section 317(1) of the Municipal Act, 2001, provides the authority for an interim tax levy prior to the adoption of the final estimates. For 2020 the interim due dates have been established as March 2nd and April 2nd, 2020.)
- Report dated October 30, 2019 from the General Manager of Corporate Services regarding 2020 Interim Tax Billing.
- 2019-196Z 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 #PL2019-146  
(This amending zoning by-law removes the “H3” holding provision on those lands known municipally as 5717 Nickel Offset Road in Chelmsford in order to facilitate the construction of an indoor riding arena - A Scott & Son Distributors Sudbury Ltd., 5717 Nickel Offset Road, Chelmsford.)
- 2019-197Z 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 #PL2019-165  
(This by-law rezones the subject lands to “R1-5”, Low Density Residential One, “R3-1”, Medium Density Residential, and “OSC”, Open Space Conservation in order to permit the development of a 27 lot residential subdivision and two (2) blocks for multiple residential development - Dalron Construction Limited, Agincourt Avenue, Sudbury.)
- 2019-198Z 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 #PL2019-103  
(This by-law rezones the subject lands to “R2-2(42)”, Low Density Residential Two Special in order to permit and recognize an existing multiple dwelling containing three residential dwelling units - Shane Ross, 91 & 93 Dell Street, Sudbury.)
- 2019-199Z 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 #PL2019-135  
(This by-law rezones the subject lands to “R2-2”, Low Density Residential Two in order to allow for the development of a duplex or semi-detached dwelling - Alain & Linda Groleau, Notre Dame Avenue, Hanmer.)

- 2019-200Z 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 #PL2019-116  
(This by-law rezones the subject lands to recognize an amended zone boundary on lands containing an existing multiple dwelling zoned "R4(4)" and to expand the existing "R4(5)" Zone in order to permit the development of two multiple dwellings containing a maximum of 826 dwelling units. Site-specific relief for lot area per dwelling unit is provided for in the amended "R4(4)" Zone and a maximum of 826 dwelling units is provided for on the remaining "R4(5)" lands - Kaymic Developments (Ontario) Inc., St. Raphael Street & Van Horne Street, Sudbury.)
- 2019-201 A By-law of the City of Greater Sudbury to Authorize the Vesting into the City's Name of Certain Parcels of Vacant Land within the City of Greater Sudbury and to Write-Off the Outstanding Taxes for the Properties  
Planning Committee Resolution PL2017-127  
(This by-law authorizes vesting of four properties after a failed tax sale and write-off of outstanding taxes and penalties.)

### **Members' Motions**

M-1 **Request for Review of By-Law Regulating Vehicles for Hire**

The following resolution was presented:

CC2019-348 Vagnini/Montpellier: WHEREAS by-law 2016-145, being the by-law of the City of Greater Sudbury for the Licensing, Regulating and Governing of Vehicles for Hire, requires that Private Transportation Company (PTC) owners provide evidence that a Vehicle for Hire is a model year not more than ten (10) years prior to the year of application or renewal;

AND WHEREAS some Vehicles for Hire are so well maintained that their condition does not reflect their model years, and could continue to be safely operated and transport passengers;

AND WHEREAS the PTC which maintains its vehicles in such excellent condition should have the opportunity to license a vehicle beyond ten (10) model years prior to the year of application or renewal, which could diminish the financial burden of having to replace vehicles unnecessarily;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury directs staff to review the need for PTC Vehicles for Hire to be a model year not more than ten (10) years prior to the year of application or renewal, and provide recommendations for a specific category of License that allows a Vehicle for Hire which is a model year more than ten (10) years prior to the year of application or renewal to operate, and bring that report back to City Council for its consideration by March of 2020.

**LOST**

M-2 **Request For Audit Of Maley Drive Extension Project**

Councillor Signoretti requested that this motion be withdrawn.

M-3 **Economic Development Accountability**

Mayor Bigger requested that this motion be withdrawn.

*At 8:20 p.m., Councillor Signoretti departed.*

M-4 **Deferral of Council Deliberations of the 2020 Budget**

The following resolution was presented:

CC2019-349 Vagnini/Montpellier: WHEREAS with the greatest of all due respect, the budget preparation and review process currently in use prevents Council from doing in-depth review of budget considerations;

AND WHEREAS the process is based on a top-down budget process that is industrially reserved for prefeasibility and feasibility evaluations;

AND WHEREAS budgets for approval of funds and control of spending are industrially prepared using a bottom-up process also known as zero-based budgeting;

AND WHEREAS cost over-runs have become a common annual occurrence;

AND WHEREAS asset maintenance deferrals have reduced asset values to an unspecified value;

AND WHEREAS the current budget process prevents Council from exercising their duties as required under Section 224 of the Ontario Municipal Act where those requirements include: (d.1) to ensure the accountability and transparency of the operations of the municipality, including the activities of the senior management of the municipality; (e) to maintain the financial integrity of the municipality;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury directs that Council deliberations of the 2020 budget be deferred to the first quarter of 2020;

AND BE IT FURTHER RESOLVED that the City of Greater Sudbury directs that staff prepare a zero-based budget and present it to Council at the January 14th, 2020 Finance and Administration Committee meeting.

**DEFEATED**

M-5 **Request to Change Council Meeting Start Times**

Councillor Cormier requested that this motion be withdrawn.

**Rules of Procedure**

Councillors Vagnini and Cormier presented a Motion regarding the winter maintenance plan for the Active Transportation Network and asked that the notice be waived.

**WAIVED BY TWO-THIRDS MAJORITY**

**Annual Active Transportation Winter Maintenance Plan**

The following resolution was presented:

CC2019-350 Vagnini/Cormier: WHEREAS the Operations Committee approved the winter maintenance plan for the Active Transportation Network as outlined in the report entitled "Annual Active Transportation Winter Maintenance Plan" from the General Manager of Growth and Infrastructure, by Resolution OP2019-19 as amended, and which was adopted by City

Council resolution CC2019-331;

AND WHEREAS further amendments to the list have been identified by Councillors Vagnini and Cormier in their respective Wards;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury amends resolution OP2019-19 to add the following:

“That Nickel Street in Copper Cliff and Geneva Street in Sudbury be added to the list of deletions for sidewalk winter maintenance and that Godfrey Drive, between Park Street and Creighton Road, be added to the list of additions for sidewalk winter maintenance.”

**CARRIED**

### **Addendum**

No Addendum was presented.

### **Civic Petitions**

Councillor Kirwan submitted a petition to the City Clerk which will be forwarded to the Manager of Growth and Infrastructure. The petition requests that Lina Street in Val Caron be paved.

### **Question Period**

Please visit:

<https://agendasonline.greatersudbury.ca/?pg=agenda&action=navigator&id=1333&lang=en> to view questions asked.

### **Adjournment**

CC2019-351 Leduc/Cormier: THAT this meeting does now adjourn. Time: 8:40 p.m.

**CARRIED**

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Mayor Brian Bigger, Chair

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Eric Labelle, City Solicitor and Clerk