

## Request for Decision

### Appointments to Boards / Advisory Panels / BIA

Presented To:	Nominating Committee
Presented:	Tuesday, Oct 30, 2012
Report Date	Monday, Oct 22, 2012
Type:	Managers' Reports

#### Recommendation

##### Recommendation #1:

THAT the City of Greater Sudbury appoint \_\_\_\_\_ to the Nickel District Conservation Authority Board of Directors as a Board Member, for the term ending November 30, 2014 or until their successor is appointed.

##### Recommendation #2:

THAT the City of Greater Sudbury appoint \_\_\_\_\_ to the Diversity Advisory Panel as youth representatives, for the term ending November 30, 2014 or until their successor is appointed.

##### Recommendation #3:

THAT the City of Greater Sudbury appoint \_\_\_\_\_ to the Lakes Advisory Panel as a citizen representative, for the term ending November 30, 2014 or until their successor is appointed.

##### Recommendation #4:

THAT the City of Greater Sudbury appoint \_\_\_\_\_, \_\_\_\_\_ and \_\_\_\_\_ to the Sustainable Mobility Advisory Panel as the three community member representatives, for the term ending November 30, 2014 or until their successor is appointed.

##### Recommendation #5:

THAT the City of Greater Sudbury appoint \_\_\_\_\_, \_\_\_\_\_ and \_\_\_\_\_ to the Municipal Heritage Advisory Panel as the three (3) community member representatives, for the term ending November 30, 2014 or until their successor is appointed.

##### Recommendation #6:

THAT the City of Greater Sudbury appoint Brian McCullagh, Director, Vianet, to fill the vacancy of the Board of Directors of Downtown Sudbury for the balance of the Term 2011-2014.

#### Signed By

**Report Prepared By**

Brigitte Sobush  
Deputy City Clerk  
*Digitally Signed Oct 22, 12*

**Recommended by the Department**

Caroline Hallsworth  
Executive Director, Administrative  
Services/City Clerk  
*Digitally Signed Oct 22, 12*

**Recommended by the C.A.O.**

Doug Nadorozny  
Chief Administrative Officer  
*Digitally Signed Oct 22, 12*

## **General Information**

### Membership

Members of Council are not required to sit on Advisory Panels although they may choose to be members or informally attend meetings of those panels which are of interest. Pursuant to the Municipal Act and the City's Procedure By-law, members of Council may not form the majority of members of an Advisory Panel.

Some of the members of the Bell Park Advisory Panel and the Green Space Advisory Panel were appointed previously. The Nominating Committee has since requested that a recruitment process be made in order to fill the vacancies on the two panels.

### Selection

A deadline of Tuesday, September 18, 2012 at 4:30 p.m. was set to receive applications to fill positions of Nickel District Advisory Conservation Authority, Diversity Advisory Panel, Lakes Advisory Panel and the Sustainable Mobility Advisory Panel. Advertisements were placed in local newspapers as well as in other media outlets. Applications and information regarding the panel were posted online and available in the Clerk's Office as well as the Citizen Services Centres. Due to a lack of application forms received for the four boards/panels the deadline was extended to October 19, 2012 at 4:30 p.m. It is becoming more difficult to fill vacant positions of the various Advisory Panels.

The selection of these positions is to be conducted in accordance with Article 45 of the City of Greater Sudbury's Procedure By-law.

Council's procedure requires that in the event more candidates are nominated for the required position(s), then those position(s) will be chosen by a simultaneous vote.

Article 45 of the Procedure by-law is attached for the convenience of Members of Council.

Once the candidates have been selected for the positions, then a resolution will be introduced confirming the appointment of the successful candidates.

## **Appointments to the Nickel District Conservation Authority Board of Directors (NDCA)**

The purpose of this report is to bring forward the names of the applicants to fill the position on the Nickel District Conservation Authority Board of Directors.

### Membership

The NDCA's General Board is comprised of nine (9) members (both elected and non-elected individuals) as appointed by Greater Sudbury City Council according to the membership provisions contained in the Conservation Authorities Act of Ontario.

The Nominating Committee is being asked to select one (1) Board Member. Three (3) applications have been submitted to fill the position.

### Term

Members of the NDCA General Board are appointed for a four year term maximum, by the member municipality; appointments occur following each municipal election and if a vacancy arises on the General Board during the four year term; members may reapply for appointment following a municipal election if interested.

### **Appointments to the Diversity Advisory Panel**

The purpose of this report is to bring forward the names of the applicants to fill one (1) youth representative that is vacant on the Diversity Advisory Panel.

#### Membership

Membership for this panel is two (2) representatives from each of the five (5) core areas of the CGS (Aboriginal, Francophone, Multi-cultural, Community at Large and Youth) as identified in the Diversity Thrives Here Initiative. An Inspector from the Sudbury Region Police Service is also included in this membership.

The Nominating Committee is being asked to select one (1) youth representatives. One (1) application have been submitted to fill the position.

#### Term

The term of this advisory panel is to coincide with the term of Council to November 30, 2014.

### **Appointments to the Lakes Advisory Panel**

The purpose of this report is to bring forward the names of the applicants to fill one (1) citizen vacancy on the Lakes Advisory Panel.

#### Membership

Membership for this panel is eight (8) citizens (preferably members of different lake stewardship groups), as appointed by Council and six (6) lake and watershed technical experts recommended by staff from various water agencies and local post-secondary educational institutions.

The Nominating Committee is being asked to select one (1) citizen representative. Six (6) citizen representative applications have been submitted to fill the position.

#### Term

The term of this advisory panel is to coincide with the term of Council to November 30, 2014.

### **Appointments to the Sustainable Mobility Advisory Panel**

The purpose of this report is to bring forward the names of the applicants to fill three (3) community member with an expertise in the area of cycling, transit and walking vacancies on the Sustainable Mobility Advisory Panel.

#### Membership

Membership for this panel is thirteen (13) citizens and/or community experts, including: one (1) representative from Rainbow Routes; one (1) representative from the Sudbury & District Health Unit; one (1) representative from the Greater Sudbury Police Services; and ten (10) community members or experts representing the following areas: cycling, walking, transit, seniors, children and youth.

The Nominating Committee is being asked to select three (3) community member representatives with cycling, transit and walking expertise. Ten (10) citizen representative applications have been submitted to fill the positions.

#### Term

The term of this advisory panel is to coincide with the term of Council to November 30, 2014.

## **Appointments to the Municipal Heritage Advisory Panel**

The purpose of this report is to bring forward the names of the applicants to fill three (3) representatives with an expertise in local history, culture, geography or anthropology vacancies on the Municipal Heritage Advisory Panel.

### **Membership**

Membership for this panel is no less than five (5) citizens and no more than seven (7) with expertise in local history, culture, geography or anthropology.

The Nominating Committee is being asked to select three (3) representatives with an expertise in local history, culture, geography or anthropology. Three (3) citizen representative applications have been submitted to fill the positions.

### **Term**

The term of this advisory panel is to coincide with the term of Council to November 30, 2014.

## **Appointment to the Downtown Sudbury Board of Directors**

Mr. Denis Gainer, Peddlers Pub, has tendered his resignation which has been regrettably accepted by the Downtown Sudbury Board of Directors. As a result, the Board passed a resolution requesting that the City of Greater Sudbury formally appoint Brian McCullagh, Director, Vianet, to fill the vacancy for the balance of the Term 2011 - 2014.

Article 32.4.30 of the Municipal Code as amended by By-Law 2010-229 provides that the Board may pass a resolution recommending to Council a person to be appointed for the vacancy for the duration of the term.

Article 32.2.2 and 32.3.1 of the Municipal Code as amended by By-law 2010-229 are factors that must be considered by Council in making the appointment to a BIA.

### **32.2.2 Qualifications - Non-Direct Council Appointees:**

To qualify to be one of the Non-Direct Council Appointees, a person must:

- (a) not be a Councillor or Direct Council Appointee;
- (b) be an Area Member or owner, operator, partner, officer, director or employee of an Area Member.

### **32.3.1 Non-Direct Council Appointees - Diversity Services:**

In appointing persons who will be Non-Direct Council Appointees, Council shall appoint, wherever possible, persons who represent a diversity of services in the area.

It is therefore reasonable for the Nominating Committee to select Brian McCullagh, Director, Vianet to fill the vacancy for the balance of the Term 2011-2014.

**ARTICLE 45. NOMINATING COMMITTEE****45.01 Mandate**

The Nominating Committee shall meet, as needed by Council, for the purpose of considering and recommending to Council citizen appointments to agencies, boards, advisory panels, and other bodies as required.

**45.02 Primary Objectives**

In making such appointments, the Nominating Committee shall take into consideration a balanced representation from communities of interest so as to be reflective of the geographical and demographic composition of the community.

**45.03 Membership**

The Nominating Committee shall be composed of all Members of Council and chaired by a Deputy Mayor.

**45.04 Term**

The term of the Nominating Committee shall coincide with the term of Council.

**45.05 Procedure**

In making such appointments, the procedure set out in this Article shall apply unless otherwise provided in a shareholders' declaration.

**45.06 Number of Applicants Matches Positions - Motion**

Where the number of applicants matches the positions to be filled, a motion to appoint the applicant(s) to the position(s) in question shall be presented and voted upon.

**45.07 Simultaneous Recorded Vote**

A simultaneous recorded vote shall be used to select the applicants to fill each position available, in accordance with Article 33.05, except that:

- (1) the Clerk need not read each ballot aloud nor record each individual vote; and
- (2) the ballots shall be retained as part of the minutes.

**45.08 Number of Applicants Exceeds Positions - Simultaneous Recorded Vote**

Where the number of applicants exceeds the number of positions available, a simultaneous recorded vote shall be conducted in accordance with Article 37.09.

**45.09 Term of Appointment – Local Boards**

The term of office of each citizen appointed to a Local Board shall be set out in the body's terms of reference and shall not exceed the term of Council, unless otherwise specified by statute. However for purposes of continuity, such citizen appointments shall remain in effect following a municipal election until their successors are appointed by the incoming Council.

**45.10 Term of Appointment – Staff**

Except where prohibited by statute, the Nominating Committee may recommend the appointment of a member of staff to a board or agency within its mandate in the place of a Member when no other Members are available to be appointed.

**SCHEDULE G**  
**BY-LAW 2011-160**

**Diversity Advisory Panel**

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**Mandate:**

To help foster the achievement of cultural, social and economic well-being for all citizens of the City of Greater Sudbury. The Panel will use the knowledge and expertise of its members to provide advice to CGS Council focusing on enabling Greater Sudbury to become a more inclusive and accepting community. The Panel will also act as a liaison with local agencies and other partners to promote the benefits and values of a multi-cultural mosaic for residents of the community

**Primary Objectives:**

- To encourage the active participation of the five (5) core areas (Aboriginal, Francophone, Multi-cultural, Community at Large and Youth);
- To build upon the overall progress made by the Diversity Advisory Panel since 2005 and to continue to advance diversity and inclusion within the Greater Sudbury community;
- To continue partnerships established with local school boards, the Canadian Coalition of Municipalities Against Racism & Discrimination (CMARD), Local Immigration Partnership (LIP), and to develop new partnerships with other organizations as opportunities present themselves;
- To monitor and evaluate initiatives;
- To provide updates to Council with the guidance of City Staff, on the Panel's activities, including its accomplishments and impact within the community;
- To co-ordinate public consultations related to the themes of Diversity Thrives Here Initiatives;
- To co-ordinate consultations or evaluations; to review access, equity and human rights issues; and to provide input on planning, policy & program development.

**Membership:**

Two (2) representatives from each of the five (5) core areas of the CGS (Aboriginal, Francophone, Multi-cultural, Community at Large and Youth) as identified in the Diversity Thrives Here Initiative. An Inspector from the Sudbury Regional Police Service is also included in this membership

**Time Commitment:**

The Diversity Advisory Panel will meet every second month, with sub-committee meeting scheduled as required

**Term:**

To coincide with the term of Council to November 30, 2014

**SCHEDULE M  
BY-LAW 2011-160**

**Lakes Advisory Panel**

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**Mandate:**

To provide advice, information and expertise to the City of Greater Sudbury and its Lake Water Quality Program on matters relating to the quality of health of our lakes, watercourses and watersheds

**Primary Objectives:**

- To provide input to the development and implementation of:
  - A City-wide phosphorus reduction strategy;
  - A City-wide invasive species control strategy;
  - A communications plan relating to lake stewardship;
- To identify issues and opportunities relating to effects of winter property maintenance on lakes;
- To provide input to the Official Plan review;
- To promote and work with individual lake stewardship groups; and
- To plan and help to host educational opportunities for lake homeowners and the public.

**Membership:**

- Eight (8) citizens (preferably members of different lake stewardship groups), as appointed by Council; and
- Six (6) lake and watershed technical experts recommended by staff from various water agencies and local post-secondary educational institutions

**Time Commitment:**

The Lakes Advisory Panel will meet a minimum of ten (10) times a year with early evening meetings lasting no more than three (3) hours, with sub-committee meetings scheduled as required

**Term:**

To coincide with the term of Council to November 30, 2014

**SCHEDULE T**  
**BY-LAW 2011-160**

**Sustainable Mobility Advisory Panel**

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**Mandate:**

To assist staff and Council in implementing a vision for a holistic approach to a multi-model transportation system where citizens can walk, cycle and/or use public transit efficiently and safely to get to their destinations

**Primary Objectives:**

- To assist staff, Council and community partners in implementing the recommendations made within the sustainable Mobility Plan and the Bicycle Master Plan;
- To advocate for pedestrians, cyclists and transit users;
- To advocate for non-motorized transportation requirements within Greater Sudbury's Official Plan are implemented;
- To advocate for Greater Sudbury's policies affecting pedestrians, cyclists and transit users; and to develop recommendations to encourage sustainable mobility;
- To promote walking and cycling as an important part of a healthy community;
- To advocate recommendations for walking/cycling infrastructure.

**Membership:**

- Thirteen (13) citizens and/or community experts, including:
  - One (1) representative from Rainbow Routes
  - One (1) representative from the Sudbury & District Health Unit
  - One (1) representative from the Greater Sudbury Police Services
  - Ten (10) community members or experts representing the following areas: cycling, walking, transit, seniors, children and youth

**Time Commitment:**

The Sustainable Mobility Advisory Panel will meet bi-monthly with sub-committees meetings scheduled as required

**Term:**

To coincide with the term of Council to November 30, 2014

**SCHEDULE N  
BY-LAW 2011-160**

**Municipal Heritage Advisory Panel**

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**Mandate:**

To advise and assist Council on matters relating to Parts IV and V of the *Ontario Heritage Act, R.S.O. 1990 c. 0.18*

**Primary Objectives:**

- To advise and assist Council on matters related to the conservation of property of cultural heritage value or interest and/or heritage conservation districts under the Ontario Heritage Act; and
- To assist and advise council and staff with respect to preserving and developing Heritage Resources in the City as per the City of Greater Sudbury Official Plan.

**Membership:**

- No less than five (5) citizens and no more than seven (7) with expertise in local history, culture, geography or anthropology

**Time Commitment:**

The Municipal Heritage Advisory Panel will meet quarterly, with additional meetings scheduled as required

**Term:**

To coincide with the term of Council to November 30, 2014

RECEIVED  
OCT 05 2012  
CLERK'S

October 2, 2012

City of Greater Sudbury  
PO Box 5000, Stn A  
200 Brady St.  
Sudbury, ON P3A 5P3

**ATTENTION: C. HALLSWORTH, City Clerk**

Dear Ms Hallsworth:

**RE: BOARD OF DIRECTORS – 'DOWNTOWN SUDBURY'  
VACANCY**

This is to advise that there has been a resignation on our Board of Directors. **Mr. Denis Gainer, Peddlers Pub,** has tendered his resignation which has been regretfully accepted by the Board.

As a result, the Board has passed the following resolution:

**12-48**

**WHEREAS**, due to the resignation of D. Gainer, there is a vacancy on the Board of Directors of 'Downtown Sudbury':

**BE IT THEREFORE RESOLVED THAT** the Board requests City Council to formally appoint Brian McCullagh, Director, Vianet, to fill this vacancy for the balance of the Term 2011-2014.

**CARRIED**

Thank you for your attention to this and should you require additional information, please do not hesitate to contact me.

Yours truly,



Maureen M. Luoma  
Executive Director