

Minutes

City Council Minutes of 7/9/19

Location:	Tom Davies Square - Council Chamber
Commencement:	1:10 PM
Adjournment:	5:06 PM

His Worship, Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti [D 2:38 p.m.], McCausland, Kirwan, Jakubo, Sizer, McIntosh, Cormier, Leduc [D 2:13 p.m., A 2:25 p.m.], Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Ian Wood, Interim General Manager of Community Development; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet [A 1:49 p.m.]; Eric Labelle, City Solicitor and Clerk; Kelly Gravelle, Deputy City Solicitor; Joanne Kelly, Director of Human Resources and Organizational Development [D 2:34 p.m.]; Peter Taylor, Director of Information Technology [D 1:49 p.m.]; Jim Dolson, Manager of Technical Infrastructure Services [D 1:49 p.m.]; Tyler Campbell, Director of Social Services; Mike Jensen, Director of Water/Wastewater and Compliance [D 2:34 p.m.]; Randy Halverson, Director of Linear Infrastructure Services [D 2:34 p.m.]; Chantal Mathieu, Director of Environment Services [D 2:34 p.m.]; Paul Kadwell, Deputy Chief of Paramedic Operations [D 2:34 p.m.]; Bruno Lafortune, Manager of Transit Operations [D 2:34 p.m.]; Kris Longston, Manager of Community and Strategic Planning [D 2:34 p.m.]; Jim Lister, Manager of Financial Planning and Budgeting [D 2:34 p.m.]; Cindi Briscoe, Manager of Housing Services [D 2:34 p.m.]; Steve Facey, Coordinator of Finance [D 2:34 p.m.]; Maria Saari, Human Resources Business Partner [D 2:34 p.m.]; Gabrielle Servais, Human Resources Business Partner [D 2:34 p.m.]; Lisa Lenz, Coordinator of Budgets [D 2:34 p.m.]; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff [D 1:39 p.m., A 1:42 p.m.]
Closed Session	<p>The following resolution was presented:</p> <p>CC2019-209 McCausland/Bigger: THAT the City of Greater Sudbury 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 Matter regarding negotiations with CURE; 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).</p>

CARRIED

Council moved into closed session at 1:12 p.m.

Recess At 2:53 p.m. Council recessed.

Reconvene At 3:08 p.m., Council commenced the Open Session in the Council Chambers

His Worship Mayor Brian Bigger, In the Chair

Present Councillors Signoretti, Vagnini [D 4:49 p.m., A 4:59 p.m.], Montpellier, McCausland, Kirwan, Jakubo, Sizer, McIntosh, Cormier, Leduc, Mayor Bigger

City Officials Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Ian Wood, Interim General Manager of Community Development; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff; Kelly Gravelle, Deputy City Solicitor; Eric Labelle, City Solicitor and Clerk; Laura Kenyon, Court Clerk/Monitor; Melissa Lamontagne, Clerk's Services Assistant; Lisa Locken, Clerk's Services Assistant

DECLARATIONS OF PECUNIARY INTEREST AND THE GENERAL NATURE THEREOF

Councillor Vagnini declared a conflict of interest in relation to M-3.

Matters Arising from the Closed Session

Deputy Mayor Sizer as Chair of the Closed Session, reported that the Committee met in 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). Direction was given to staff in regards to the second matter.

Matters Arising from Audit Committee

July 9, 2019

Councillor McIntosh, as Chair of the Audit Committee, reported on the matters arising from the Audit Committee meeting of July 9, 2019.

The following resolution was presented:

CC2019-210 Bigger/McCausland: THAT the City of Greater Sudbury approves Audit

Committee resolution AC2019-07 inclusive from the meeting of July 9, 2019.

CARRIED

The following is the Audit Committee resolution:

Status Report on Wrongdoing Hotline

AC2019-07 Kirwan/Signoretti: THAT the City of Greater Sudbury approves the Auditor General's recommendation to continue the wrongdoing hotline program as outlined in the report entitled "Annual Status Report on Wrongdoing Hotline", from the Auditor General, presented at the Audit Committee meeting on July 9, 2019.

CARRIED

Matters Arising from Community Services Committee

July 8, 2019

Councillor McCausland, as Vice-Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee meeting of July 8, 2019.

The following resolution was presented:

CC2019-211 McCausland/Bigger: THAT the City of Greater Sudbury approves the Community Services Committee resolutions CS2019-11 to CS2019-14 inclusive from the meeting of July 8, 2019.

CARRIED

The following are the Community Services Committee resolutions:

Transit Fare Structure

CS2019-11 Kirwan/McIntosh: THAT the City of Greater Sudbury directs staff to amend By-law 2019-24, being a By-law of the City of Greater Sudbury to Establish Miscellaneous User Fees for Certain Services Provided by the City of Greater Sudbury, to include a \$2.00 fee for a printed Transit Ride Guide and Pocket Map, as outlined in the report titled "Transit Fare Structure" from the Interim General Manager of Community Development, presented at the Community Services Committee meeting on July 8, 2019.

CARRIED

Specialized Transit Service Review

CS2019-12 McIntosh/Kirwan: THAT the City of Greater Sudbury amends the mandate for Specialized Transit Services to remove the current reference to physical disability, replacing with the definition for "disability" as listed in the Accessibility for Ontarians with Disability Act, 2005, c.11 (AODA) and the Human Rights Code, R.S.O. 1990, c. H.19;

AND THAT City of Greater Sudbury implements a dynamic eligibility process for Specialized Transit Services that includes process and guidelines as outlined in the Report titled "Specialized Transit Service Review" as recommended by the Interim General Manager of Community Development, presented at the Community Services Committee meeting on July 8, 2019.

CARRIED

PLAY Charter

CS2019-13 Kirwan/McIntosh: THAT the City of Greater Sudbury approves the Greater Sudbury Play Charter as outlined in the report entitled "PLAY Charter" from the Interim General Manager of Community Development, presented at the Community Services Committee meeting on July 8, 2019.

CARRIED

Olympic and Paralympic Medalist Recognition

CS2019-14 McIntosh/Kirwan: THAT the City of Greater Sudbury approves the naming of recreation facilities as outlined in the report entitled "Recognition of Olympic and Paralympic Medalists" from the Interim General Manager of Community Development, presented at the Community Services Committee meeting on July 8, 2019.

CARRIED

Matters Arising from Finance and Administration Committee

July 9, 2019

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of July 9, 2019.

The following resolution was presented:

CC2019-212 Bigger/McCausland: THAT the City of Greater Sudbury approves Finance and Administration Committee resolutions FA2019-48 and FA2019-50 inclusive from the meeting of July 9, 2019.

CARRIED

The following are the Finance and Administration Committee resolutions:

Healthy Community Initiative Fund Applications in accordance with By-law 2018-129

FA2019-48 McIntosh/Sizer: 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 Interim General Manager of Community Development, presented at the Finance and Administration Committee meeting on July 9, 2019;

AND THAT any necessary by-laws be prepared.

CARRIED

YMCA Child Care Expansion Project

FA2019-50 McIntosh/Sizer: THAT the City of Greater Sudbury approves the 2019 YMCA Child Care Expansion Project as outlined in the report entitled "YMCA Child Care Expansion Project" from the Interim General Manager of Community Development, and directs staff to incorporate the municipal share of operational funding for the YMCA Daycare Project, estimated at \$47,000, into the 2020 Municipal Budget, as presented at the Finance and Administration Committee meeting on July 9, 2019.

CARRIED

Matters Arising from Operations Committee

July 8, 2019

Councillor McIntosh, as Chair of the Operations Committee, reported on the matters arising from the Operations Committee meeting of July 8, 2019.

The following resolution was presented:

CC2019-213 McCausland/Bigger: THAT the City of Greater Sudbury approves Operations Committee resolution OP2019-11 inclusive from the meeting of July 8, 2019.

CARRIED

The following is the Operations Committee resolution:

Introduce Incentives for Green Development Initiatives for Multi-Residential and Non-Residential Buildings

OP2019-11 McIntosh/Kirwan: WHEREAS the City of Greater Sudbury recently approved development charge policies that not only support economic development, but also support a variety of other policy objectives that City Council believes are important for the City's successful growth;

AND WHEREAS the City of Greater Sudbury also recently declared a "Climate Emergency", signaling its intention to make action on climate change a strategic priority;

AND WHEREAS "green" development initiatives such as solar photostatic systems and certification processes like the Leadership in Energy and Environmental Design program (LEED), recognize that sustainability is a key feature of all buildings that can provide substantial community benefits and contribute to larger environmental goals;

THEREFORE BE IT RESOLVED that staff be directed to produce a report in the third quarter of 2019 describing steps required to introduce incentives, such as rebates equivalent to a portion of development charges paid, for green development initiatives for multi-residential and nonresidential buildings based on one or more of the following:

1. Solar hot water system that provides for a minimum of 25% of the building's energy needs.
2. Transpired solar collectors that provides for a minimum of 10% of the building's energy needs.
3. Solar photovoltaic system that provides for a minimum of 5% of the building's energy needs.
4. Certification and registry with the Green Building Council of Canada as meeting current and applicable LEED certification requirements and/or its zero carbon standard.

CARRIED

Matters Arising From the Planning Committee

June 24, 2019

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of June 24, 2019.

The following resolution was presented:

CC2019-214 THAT the City of Greater Sudbury approves the Planning Committee resolutions

PL2019-79 to PL2019-87 inclusive from the meeting of June 24, 2019.

CARRIED

The following are the Planning Committee Resolutions:

Darlene & Nathan Nicholson – Application for rezoning in order to permit a kennel having a reduced buffer distance to nearest residential building, 15 Kalio Road, Lively

PL2019-79 Landry-Altmann/Sizer: THAT the City of Greater Sudbury approves the application by Darlene and Nathan Nicholson to amend Zoning By-law 2010-100Z to change the zoning classification from “RU”, Rural to “RU(S)”, Rural Special on those lands described as Part of PIN 73373-0100, Parcel 5579, Lot 1, Concession 4, Township of Waters as outlined in the report entitled “Darlene & Nathan Nicholson” from the General Manager of Growth and Infrastructure presented at the Planning Committee meeting of November 19, 2018, subject to the following conditions:

1. That prior to the passing of an amending zoning by-law:
 - i. The owner shall prepare and submit a methodologically acceptable Noise Study that is to be peer reviewed and shall identify appropriate noise mitigation measures, where and if required, to the satisfaction of the Director of Planning Services; and,
 - ii. The owner shall have entered into a site plan control agreement with the City of Greater Sudbury to the satisfaction of the Director of Planning Services.
2. That the amending zoning by-law provide for site-specific relief where required in order to permit the kennel;
3. That the subject lands be designated as a “Site Plan Control Area” pursuant to Section 41(3) of the Planning Act, R.S.O. 1990, Chapter P.13, as amended, and that the amending zoning by-law shall identify the lands as such; and, 4. That conditional approval shall lapse on July 9, 2020 unless Condition #1 above has been met or an extension has been granted by Council.

CARRIED

Nicole Giroux – Application to extend a temporary use by-law in order to permit a garden suite, 327 Gravel Drive, Hanmer

PL2019-80 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Nicole Giroux to amend Zoning By-law 2010-100Z with respect to lands described as Parcel 49981 S.E.S., Part 1, Plan 53R-14091 in Lot 2, Concession 3, Township of Hanmer in order to extend the use of a garden suite in accordance with Section 39.1 (4) of the Planning Act for a temporary period of three (3) years, as outlined in the report entitled “Nicole Giroux” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019.

CARRIED

Nickel Belt Boom Truck Ltd. - Applications for Official Plan Amendment and rezoning in order to permit the expansion of a recreation vehicle sales and service establishment onto abutting rural lands, Joannette Road, Chelmsford

PL2019-81 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by Nickel Belt Boom Truck Ltd. to amend the City of Greater Sudbury Official Plan to provide a site-specific exception to the policies of Section 5.2.5 concerning Rural Industrial/Commercial uses in Rural Areas in order to permit the expansion of a recreation vehicle sales and service

establishment on lands described as Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour, as outlined in the report entitled "Nickel Belt Boom Truck Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019, subject to the following conditions:

1. That the Official Plan Amendment be enacted concurrently with the zoning amendment;
2. Conditional approval shall lapse on July 9, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

CARRIED

PL2019-82 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Nickel Belt Boom Truck Ltd. to amend Zoning By-law 2010-100Z by changing the zoning classification from "RU", Rural to a revised "RU(4)", Rural Special on lands described as Part of PIN 73350-0593 in Lot 4, Concession 2, Township of Balfour, as outlined in the report entitled "Nickel Belt Boom Truck Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 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 shipping containers from the property to the satisfaction of the Director of Planning Services; and,
 - iii) Amend the Site Plan Control Agreement with the City to include the subject lands.
2. That the RU(4) special zoning be amended by applying the following site-specific provisions to the lands to be rezoned;
 - i) The only permitted uses shall be the outdoor display and sales of recreation vehicles and the accessory outdoor storage of recreation vehicles;
 - ii) An opaque fence with a minimum height of 2.2 metres shall not be required for the accessory outdoor storage of recreation vehicles;
 - iii) A natural vegetative buffer shall be maintained as follows:
 - a) A minimum 14 metre-wide buffer abutting the rear lot lines of Parts 1 and 2, Plan SR-3123;
 - b) A minimum 30 metre-wide buffer abutting the rear lots lines of Parts 3 to 8, Plan SR-3123;
 - iv) A planting strip with a minimum depth of 5 metres shall be provided along the southerly interior side lot line abutting Part 1, Plan SR-3123;
 - v) For the purposes of this by-law, the accessory outdoor storage of recreation vehicles shall be defined as follows:

"An outdoor area that is provided for the parking and storage of recreation vehicles for remuneration, but does not include a camping ground or facilities for the disposal of recreation vehicle wastewater."
3. Conditional approval shall lapse on July 9, 2021 unless Condition 1 above has been met or an extension has been granted by Council.

CARRIED

Baikinson Land Corp – Site-specific amendment to Zoning By-law 2010-100Z in order to permit four (4) row dwellings containing 16 model home dwelling units, St. Albert Street, Chelmsford

PL2019-83 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by Baikinson Land Corp. to amend Zoning By-law 2010-100Z by changing the zoning classification from “R3(67)”, Medium Density Residential Special to a revised ‘R3(67)’, Medium Density Residential Special on lands described as Part of PIN 73348-0644, Parts 1 to 6, 8, 10, 12 to 14, Plan 53R-21106 in Lot 2, Concession 2, Township of Balfour, as outlined in the report entitled “Baikinson Land Corp”, from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019, subject to the following condition:

a) That the following clause be added to Part 11, Section 1, Subsection 10, Paragraph (ooo) as Clause (iii):

All provisions of this by-law applicable to the Model Homes provisions of Section 4.20 shall apply subject to the following modification:

Four (4) buildings containing 16 model home dwelling units shall be permitted.

CARRIED

Marc & Julie Bodson – Application for rezoning in order to sever a residential lot containing an existing dwelling and to permit a reduced lot frontage for the rural remainder, 1830 Yorkshire Drive, Val Caron

PL2019-84 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Marc and Julie Bodson to amend Zoning By-law 2010-100Z by changing the zoning classification from “RU”, Rural to “R1-T”, Low Density Residential One and “RU(S)”, Rural Special on lands described as PINs 73505-0907 & 73505-1023, Parcels 1031 & 1032 S,E,S,, in Lot 7, Concession 1, Township of Hanmer, as outlined in the report entitled “Marc and Julie Bodson” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 24, 2019, subject to the following conditions:

1. That the subject lands be rezoned as follows:

i) PINs 73505-0907 & 73505-1023, excluding an approximate 0,62 ha southeast portion of PIN 73505-0907 identified as Parts 1, 2 and 5 on the preliminary plan, as “RU(S)”, Rural Special, subject to the following site-specific provisions:

a. The minimum lot frontage shall be 25 metres; and, b. Buildings, structures and septic systems shall be located outside the regulated area of Conservation Sudbury.

ii) Part of PIN 73505-0907, being an approximate 0.62 ha southeast portion identified as Parts 1, 2 and 5 on the preliminary plan, as “R1-1”, Low Density Residential One.

2. That prior to the enactment of the amending by-law, the owner shall address the following conditions:

a. That lands located within the designated flood plain have been removed from the flood plain to the satisfaction of Conservation Sudbury in order to provide driveway access to the rural remainder; b. Provide the Development Approvals Section with a registered survey plan outlining the lands to be rezoned to R1-1 to enable the preparation of an amending zoning

by-law.

3. Conditional approval shall lapse on July 9, 2021 unless Condition 2 above has been met or an extension has been granted by Council.

CARRIED

PL2019-85 McCausland/Sizer: THAT the City of Greater Sudbury permits the application to create one (1) additional lot on lands described as PINs 73505-0907 & 73505-1023, Parcels 1031 & 1032 S.E.S. in Lot 7, Concession 1, Township of Hanmer to proceed by way of the consent process as outlined in the report entitled "Marc and Julie Bodson" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 24, 2019.

CARRIED

**Main Street Revitalization Initiative: Town Centre Community Improvement Plan
Application for 525 Notre Dame Avenue**

PL2019-86 Sizer/McCausland: THAT the City of Greater Sudbury approves the application for 525 Notre Dame Avenue received under the Town Centre Community Improvement Plan and authorize staff to enter into any necessary agreements with the property owner, as outlined in the report entitled "Main Street Revitalization Initiative" from the General Manager of Growth and Infrastructure, presented at the Planning Committee Meeting on June 24, 2019.

CARRIED

Lasalle Boulevard Corridor Plan and Strategy - Proposed Official Plan Amendment

PL2019-87 McCausland/Sizer: THAT The City of Greater Sudbury directs staff to commence public consultation on the proposed Official Plan Amendment and to hold a public hearing on the proposed amendments in the fourth quarter of 2019;

AND THAT the City of Greater Sudbury directs staff to return with the findings of a commercial parking ratio study to inform potential zoning by-law amendments associated with the LaSalle Boulevard Corridor Plan and Strategy in the fourth quarter of 2019, as outlined in the report entitled "LaSalle Boulevard Corridor Plan and Strategy - Proposed Official Plan Amendment", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 24, 2019.

CARRIED

June 26, 2019

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of June 26, 2019.

CARRIED

The following resolution was presented:

CC2019-215 McCausland/Bigger: THAT the City of Greater Sudbury approves Planning Committee resolution PL2019-88 inclusive from the meeting of June 26, 2019.

CARRIED

The following is the Planning Committee resolution:

Phase 2 Official Plan Review

PL2019-88 Sizer/Landry-Altmann: THAT The City of Greater Sudbury directs staff to

undertake Phase Two of the Official Plan Review in accordance with the requirements of Section 26 of the Planning Act, as outlined in the report entitled “Phase 2 Official Plan Review” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 26, 2019;

AND THAT the City of Greater Sudbury directs staff to consider any issues or comments related to the Official Plan identified by the public at the Planning Committee meeting on June 26, 2019 or through formal submissions to the City, including those issues previously identified by Council, and report back to Planning Committee with a draft official plan amendment and proposed public consultation strategy by the end of September, 2019.

CARRIED

July 8, 2019

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of July 8, 2019.

The following resolution was presented:

CC2019-216 Bigger/McCausland: THAT the City of Greater Sudbury approves Planning Committee resolutions PL2019-90 to PL2019-94 and PL2019-96 to PL2019-99 inclusive from the meeting of July 8, 2019.

CARRIED

The following are the Planning Committee resolutions:

1840239 Ontario Limited - Application for Zoning By-law Amendment, 854 & 850 Notre Dame Avenue, Sudbury

PL2019-90 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by 1840239 Ontario Limited to amend Zoning By-law 2010-100Z by changing the zoning classification on the subject lands from “M1-I”, Business Industrial to “M1-1(S)”, Business Industrial Special on those lands described as Lot 4, Concession 5, Township of McKim, Part 1, Plan 53R-5022, Parcel 20972, PIN 02123-0011, as outlined in the report entitled “1840239 Ontario Limited” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on July 8, 2019, subject to the following conditions:

1. That the amending zoning by-law contain the following site-specific provisions:
 - i. In addition to the uses permitted in the M1-1 zone, a food processing plant in the form of a brewery shall also be permitted.

CARRIED

Chico Vaillancourt - Application for Zoning By-law Amendment, 55 Main Street East, Chelmsford

PL2019-91 Sizer/Landry-Altmann: THAT the City of Greater Sudbury approves the application by Chico Vaillancourt 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 73351-0036, Lot 53, Plan M-18, Lot 2, Concession 4, Township of Balfour, as outlined in the report entitled “Chico Vaillancourt” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on July 8, 2019, and that the amending zoning by-law include following site-specific provisions:

- i. In addition to the uses permitted in the R2-2 zone, a multiple dwelling containing a maximum of three dwelling units shall be permitted;
- ii. That a minimum of one parking space per dwelling unit shall be provided for the multiple dwelling: and
- iii. That the minimum front yard shall be 1.1 m.

CARRIED

Purchase of Land - Kitchener Avenue

PL2019-92 Sizer/Landry-Altmann: THAT the City of Greater Sudbury authorize the purchase and demolition of 101 Kitchener Avenue, Sudbury, legally described as PIN 02132-0172(LT), Lot 31, Plan M-42, City of Greater Sudbury;

AND THAT the acquisition, demolition, designated substance survey and all other costs associated with the demolition be funded from the Capital Financing Reserve Fund - General;

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

Exchange of Land - Falconbridge & Kingsway

PL2019-93 Landry-Altmann/Sizer: THAT the City of Greater Sudbury authorize the closure of part of the Kingsway road allowance legally described as part of PIN's 73573-0172(LT) and 73573-0359(LT) being Part 2 and 5 on Plan 53R-17942;

AND THAT the said Parts 2 and 5 on Plan 53R-17942, as closed, be transferred to the owner of 225 Falconbridge Road, Sudbury in exchange for the transfer to the City of part of 225 Falconbridge Road, legally described as part of PIN 73573-0137(LT), being Parts 7 and 8 on Plan 53R-17942, for road purposes;

AND THAT the legal fees and disbursements for the land exchange transaction be funded from Capital Financing Reserve Fund - General;

AND THAT a by-law be prepared to authorize the road closure, land exchange and the execution of the documents required to complete the real estate transaction.

CARRIED

Purchase of Land - Whissel Avenue

PL2019-94 Landry-Altmann/Sizer: THAT the City of Greater Sudbury authorize the purchase of an easement over 510 Whissel Avenue, Sudbury, legally described as part of PIN 02245-0321(LT), and part of PIN 02245-0322(LT), City of Greater Sudbury;

AND THAT the easement acquisition be funded from the St. Charles Lift Station Capital Account;

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

CARRIED

Part of Hill Road, Lively - Road Closure and Declaration of Surplus Land

PL2019-96 Landry-Altmann/Sizer: THAT the City of Greater Sudbury closes by by-law and declares surplus to the City's needs part of Hill Road, Lively, legally described as part of PIN

73377-1564(LT), being part of Part 7 on Plan 53R-8177, Township of Waters, as outlined in the report entitled "Part of Hill Road, Lively - Road Closure and Declaration of Surplus Land" from the General Manager of Corporate Services, presented at the Planning Committee on July 8, 2019;

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;

AND THAT a by-law be prepared to authorize the closing of part of Hill Road, Lively.

CARRIED

Phu Nguyen - Request to extend a conditional approval on a rezoning application, 1755 Lasalle Boulevard, Sudbury

PL2019-97 Landry-Altmann/McCausland: THAT the City of Greater Sudbury approves the application by Phu Nguyen to extend the approval of a Zoning By-law Amendment Application, File #751-6/17-3, on those lands described as PIN 73570-0243, Parcel 29802, Lot 20 & Part of Lot 21, Plan M-341, Lot 11, Concession 5, Township of Neelon, for a period of three months until October 31, 2019 as outlined in the report entitled "Phu Nguyen" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on July 8, 2019.

CARRIED

Extension to Draft Plan of Subdivision Approval for Royal Oaks Subdivision (Nickeldale), Sudbury - Dalron Construction Limited

PL2019-98 Sizer/Landry-Altmann: 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 Plans M-1044 and M-1045, Lots 2 & 3, Concession 6, Township of McKim, File # 780-6/89023, as outlined in the report entitled "Extension to Draft Plan of Subdivision Approval for Royal Oaks Subdivision (Nickeldale), Sudbury - Dalron Construction Limited" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on June 10, 2019, upon payment of Council's processing fee in the amount of \$2731.75, as follows:

1. By deleting the words "Infrastructure Services" and replacing them with "Growth and Infrastructure" in Condition #23, #27, #42 and #44.
2. By deleting Condition #22 entirely and replacing it with the following: "22. That this draft approval shall lapse on April 27, 2022."
3. 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 #27.
4. By deleting Condition #28 entirely and replacing it with the following: "28. Prior to the submission of servicing plans, the owner shall have a Stormwater Management Report and plan prepared, signed, sealed, and dated by a professional engineer with a valid certificate of authorization. Said report shall establish how the quantity and quality of stormwater will be managed for the subdivision development and assess the impact of stormwater runoff from this developed Subdivision on abutting lands, on the downstream storm sewer outlet systems and on downstream water courses. The report shall establish how the quantity of stormwater

generated by the subdivision will be controlled to 85% of the pre-development flow for the 1:5, 1:100 and Regional Storm events. The owner shall be required to submit a comprehensive drainage plan of the subject property and any upstream areas draining through the subdivision. The quality of the stormwater must meet an enhanced level treatment as defined by the MECP. The plan shall be submitted to the satisfaction of the Director of Planning Services. The major storm flow path shall be clearly delineated on the stormwater management and subdivision grading plans. Major storm overland flow for the subdivision is to remain within City road allowances and City drainage blocks. The civil engineering consultant shall meet with the Development Approvals Section prior to commencing the Stormwater Management Report. The stormwater management report and plan must also be reviewed and approved to the satisfaction of Conservation Sudbury, in order to protect the co-efficiency of the Flood Control Structures, at the Maley Reservoir and Nickeldale Reservoir."

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 #30.

6. By adding the words "If required, a noise attenuation agreement will be registered on title for the affected lots to the satisfaction of the Chief Building Official." at the end of Condition #41.

7. By adding the word "Services" after "Director of Planning" in Condition #43.

8. By adding a new Condition #45 as follows: "45. 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."

9. By adding a new Condition #46 as follows: "46. Prior to final approval, the owners/applicants shall, to the satisfaction of the Director of Planning Services, demonstrate that all relevant requirements set out by the Province under the Endangered Species Act have been satisfied."

10. By adding a new condition #47 as follows: "47. That resolutions CC2015-335 and CS2016-380A2 be complied with."

CARRIED

Small Scale Breweries and Distilleries

PL2019-99 McCausland/Landry-Altmann: WHEREAS, the City of Greater Sudbury's Food Strategy acknowledges the value of culinary tourism and the attractiveness of independently owned restaurants and microbreweries, and the linkages to supporting local food production;

AND WHEREAS, there is growing interest in the development of small-scale breweries and distilleries (e.g. micro-breweries and brew pubs);

AND WHEREAS, the Zoning By-law for the City of Greater Sudbury currently recognizes a brewery as a form of food processing plant limited to the M1, M2 and M3 zone, regardless of quantity;

NOW THEREFORE BE IT RESOLVED that City staff be directed to evaluate options for amending the City's Zoning By-law to establish a framework to accommodate small-scale breweries and distilleries, including a review of best practices; and that staff report back with

findings and recommendation by the end of 2019.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

CC2019-217 McCausland/Bigger: THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-9 inclusive.

CARRIED

The following are the Consent Agenda Items:

Minutes

C-1 Planning Committee Minutes of May 27, 2019

CC2019-218 Bigger/McCausland: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of May 27, 2019.

CARRIED

C-2 Special City Council Minutes of May 28, 2019

CC2019-219 McCausland/Bigger: THAT the City of Greater Sudbury adopts the Special City Council meeting minutes of May 28, 2019.

CARRIED

C-3 City Council Minutes of May 28, 2019

CC2019-220 Bigger/McCausland: THAT the City of Greater Sudbury adopts the City Council meeting minutes of May 28, 2019.

CARRIED

C-4 Operations Committee Minutes of June 3, 2019

CC2019-221 McCausland/Bigger: THAT the City of Greater Sudbury adopts the Operations Committee meeting minutes of June 3, 2019.

CARRIED

C-5 Special City Council Minutes of June 4, 2019

CC2019-222 Bigger/McCausland: THAT the City of Greater Sudbury adopts the Special City Council meeting minutes of June 4, 2019.

CARRIED

C-6 Audit Committee Minutes of June 4, 2019

CC2019-223 McCausland/Bigger: THAT the City of Greater Sudbury adopts the Audit Committee meeting minutes of June 4, 2019.

CARRIED

C-7 Finance and Administration Committee Minutes of June 4, 2019

CC2019-224 Bigger/McCausland: THAT the City of Greater Sudbury adopts the Finance and Administration Committee meeting minutes of June 4, 2019.

CARRIED

C-8 Emergency Services Committee Minutes of June 5, 2019

CC2019-225 McCausland/Bigger: THAT the City of Greater Sudbury adopts the Emergency Services Committee meeting minutes of June 5, 2019.

CARRIED

C-9 Hearing Committee Minutes of June 5, 2019

CC2019-226 Bigger/McCausland: THAT the City of Greater Sudbury adopts the Hearing Committee meeting minutes of June 5, 2019.

CARRIED

Presentations

1 Transit Action Plan Update

Report dated June 26, 2019 from the Interim General Manager of Community Development regarding Transit Action Plan Update.

Michelle Ferrigan, Director of Transit Services, provided an electronic presentation regarding Transit Action Plan Update for information only.

2 Annual IT Strategic Plan Update to Council

Report dated June 26, 2019 from the Director of Information Technology regarding Annual IT Strategic Plan Update to Council.

Kevin Fowke, General Manager of Corporate Services and Peter Taylor, Director of Information Technology, provided an electronic presentation regarding Annual IT Strategic Plan Update to Council for information only.

Managers' Reports

R-1 Application for Development Cost Sharing for Auger Avenue Extension

Report dated June 26, 2019 from the General Manager of Growth and Infrastructure regarding Application for Development Cost Sharing for Auger Avenue Extension.

The following resolution was presented:

CC2019-227 Sizer/Jakubo: 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.

CARRIED

R-2 Revisions to the Payment of Expenses for Members of Council and Municipal Employees

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.

Rules of Procedure

Councillor McIntosh moved that the order of the options be changed to deal with Option two (2) first.

CARRIED BY TWO-THIRDS MAJORITY

The following resolution was presented:

CC2019-228 Sizer/Jakubo: THAT the City of Greater Sudbury approves Option 2 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.

(Option 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.)

Rules of Procedure

Councillor McIntosh presented the following amendment:

CC2019-228A-1 McIntosh/Cormier: THAT the resolution be amended as follows:

Subject to alcohol being permitted where it is included in the price of a ticket.

CARRIED

The resolution as amended was presented:

CC2019-228 Sizer/Jakubo: THAT the City of Greater Sudbury approves Option 2 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.

Subject to alcohol being permitted where it is included in the price of a ticket.

(Option 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.)

CARRIED

R-3 GSU Shareholder Declaration Recommendation

Report dated June 26, 2019 from the General Manager of Corporate Services regarding GSU Shareholder Declaration Recommendation.

Motion For Deferral

Councillor Signoretti moved to defer this item to the September 24, 2019 City Council meeting in order to review reports from the Auditor General.

DEFERRED

R-4 Award of Paquette-Whitson Municipal Drain

Report dated June 26, 2019 from the General Manager of Growth and Infrastructure regarding Award of Paquette-Whitson Municipal Drain.

The following resolution was presented:

CC2019-229 Jakubo/Sizer: THAT the City of Greater Sudbury affirms their support of the Paquette-Whitson Municipal Drain under section 4(1)(c) of the Drainage Act and remains the petitioner; and

FURTHER THAT the City of Greater Sudbury approves the combined allocation of \$2.3 million from the Drainage and Stormwater Management Reserve Fund and Storm Water Management Reserve Fund and \$1.83 million from the Capital General Holding Account Reserve in order to award, as outlined in the report entitled "Award of Paquette-Whitson Municipal Drain", from the General Manager of Growth and Infrastructure, presented at the City Council meeting on July 9, 2019.

CARRIED

By-Laws

The following resolution was presented:

CC2019-230 Sizer/Jakubo: THAT the City of Greater Sudbury read and pass By-law 2019-111 to and including By-law 2019-121Z.

CARRIED

The following are the By-laws:

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**

Motion for Deferral

Councillor Vagnini moved to defer this item to the City Council meeting on August 13, 2019.

CARRIED

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

The following resolution was presented:

CC2019-231 McIntosh/McCausland: 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.

Rules of Procedure

Councillor McIntosh presented a friendly amendment to change the date for the by-law to August 13, 2019.

The resolution as amended was presented:

CC2019-231 McIntosh/McCausland: 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 August 13, 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.

CARRIED

M-3

Downtown Sudbury Board of Management By-Law Amendment

Councillor Vagnini departed at 4:49 p.m.

Motion for Deferral

Councillor Leduc moved to defer this item until the City Council meeting of September 24, 2019 in order to review a report from the Auditor General.

LOST

Councillor Leduc withdrew his motion.

Councillor Vagnini, having declared a conflict of interest in the foregoing matter, did not take part in the discussion, vote on any matter or try to influence the vote in respect thereof.

Councillor Vagnini returned at 4:59 p.m.

M-4 **Request for Review of By-Laws 2009-101 and 2011-277**

Motion for Deferral

Councillor Landry-Altmann moved to defer this item to the City Council meeting of August 13, 2019.

DEFERRED

M-5 **Request For a Commercial Advertising Policy**

The following resolution was presented:

CC2019-232 McCausland/Bigger: 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.

CARRIED

Correspondence for Information Only

I-1 **Transit Update - Investing in Canada Infrastructure Program (ICIP)**

Report dated June 25, 2019 from the Interim General Manager of Community Development regarding Transit Update - Investing in Canada Infrastructure Program (ICIP).

For Information Only.

Addendum

No Addendum was presented.

Civic Petitions

No Civic Petitions were submitted.

Question Period

No Questions were asked.

Adjournment

Montpellier/Signoretti: THAT this meeting does now adjourn. Time: 5:06 p.m.

CARRIED

Mayor Brian Bigger, Chair

Eric Labelle, City Solicitor and
Clerk