

## Minutes

### City Council Minutes of 5/28/19

Location:	Tom Davies Square - Council Chamber
Commencement:	4:32 PM
Adjournment:	9:27 PM

## His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti, Vagnini [A 5:05 p.m.], Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh [D 5:29 p.m.] [A 5:34 p.m.], Cormier, Leduc, Landry-Altmann, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Ian Wood, Interim General Manager of Community Development; Joseph Nicholls, Interim General Manager of Community Safety; Eric Labelle, City Solicitor and Clerk; Kelly Gravelle, Deputy City Solicitor; Eliza Bennett, Director of Communications and Community Engagement; Jason Ferrigan, Director of Planning Services; Meredith Armstrong, Acting Director of Economic Development; Liam McGill, Manager of Investment and Business Development; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff

### Closed Session

The following resolution was presented:

CC2019-150 Leduc/Kirwan: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i).

### Rules of Procedure

Councillor Kirwan presented the following amendment:

CC2019-150A Kirwan/Leduc: THAT the motion be amended to include the following:

AND THAT the City of Greater Sudbury move to closed session to deal with one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f).

**CARRIED**

The resolution as amended was presented:

CC2019-150 Leduc/Kirwan: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i).

AND THAT the City of Greater Sudbury move to closed session to deal with one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f).

**CARRIED**

Council moved into closed session at 4:35 p.m.

Recess At 6:00 p.m. Council recessed.

Reconvene At 6:27 p.m., Council commenced the Open Session in the Council Chamber.

## **His Worship Mayor Brian Bigger, In the Chair**

Present Councillors Signoretti, Vagnini, Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer [D 7:54 p.m.; A 7:58 p.m.], McIntosh, Cormier, Leduc, Landry-Altmann, Mayor Bigger

City Officials Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Jason Ferrigan, Director of Planning Services; Ian Wood, Interim General Manager of Community Development; Ed Stankiewicz, Executive Director of Finance, Assets and Fleet; Eliza Bennettt, Director of Communicationd and Community Engagement; Ron Foster, Auditor General; Joseph Nicholls, Interim General Manager of Community Safety; Kelly Gravelle, Deputy City Solicitor; Melissa Zanette, Chief of Staff, Eric Labelle, City Solicitor and Clerk; Lisa Locken, Clerk's Services Assistant; Julie Lalonde, Clerk's Services Assistant; Renée Stewart, 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 Members' Motion M-1 and his Notice of Motion at this time.

**CARRIED BY TWO-THIRDS MAJORITY**

### **Members' Motions**

**Declaring A Climate Emergency**

The following resolution was presented:

CC2019-151 McIntosh/McCausland: WHEREAS the UN Intergovernmental Panel on Climate Change 'Global Warming of 1.5 °C' report states that we have less than 12 years to avert the worst impacts of climate change and identifies cities and urban areas as one of four critical global systems that can accelerate and upscale climate action;

AND WHEREAS cities around Canada and the world are taking the lead on acting on climate change;

AND WHEREAS Greater Sudbury is a member of the Federation of Canadian Municipalities' Partners for Climate Protection program, and a member of the Federation of Canadian Municipalities which adopted a resolution in 2016 recognizing the need to pursue efforts to limit global temperature increases to 1.5°C;

AND WHEREAS Greater Sudbury will be completing its Community Energy and Emissions Plan and undertaking its Climate Change Adaptation Plan in 2019;

AND WHEREAS Sudbury has received international recognition for achievements in regreening and municipal energy retrofits, and is making important progress in areas such as sustainable transportation that will assist in meeting carbon reduction goals;

AND WHEREAS there are significant economic opportunities if Greater Sudbury were to become a leader on climate change mitigation, adaptation and technology in Northern Ontario;

AND WHEREAS Greater Sudbury is already experiencing large and rising costs and risks from climate change impacts such as extreme weather events, flooding and forest fires;

AND WHEREAS as of February 22, 2019, 288 Municipal and City Councils in Canada have declared a climate emergency;

AND WHEREAS climate change solutions not only reduce carbon output, but they also offer multiple benefits including improved health and air quality, greater community resilience, economic development and reduced costs;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury officially declare a climate emergency to name and deepen our commitment to protecting our economy, our eco systems, and our community from climate change;

BE IT FURTHER RESOLVED THAT the City of Greater Sudbury reaffirms action on climate change as a strategic priority;

BE IT FURTHER RESOLVED THAT the City of Greater Sudbury direct staff to bring a report to City Council for its consideration before the end of 2019 that describes an approach for creating a Climate Change Adaptation & Mitigation Plan that includes adaptation or mitigation measures including, but not limited to:

a. The reduction of municipal carbon emissions including the identification of specific targets and, ultimately, net zero carbon emissions by 2050;

b. Policy choices that increase the proportion of residents that can choose active transportation modes or public transit for their daily needs;

- c. Operating standards for municipal facilities and technical specifications for municipal construction contracts that reduce carbon pollution;
- d. The development of measurement and reporting systems for energy utilization and carbon reduction to inform policy and budgeting choices;
- e. Collaboration with other governments, institutions and industry associations to improve standards and protocols that can positively address climate adaptation and mitigation;
- f. The potential to create an advisory committee that provides guidance and support for the City's efforts to respond to the climate emergency;
- g. A Business Case for consideration as part of the 2020 Budget that secures the resources required to develop the Plan.

#### Rules of Procedure

Councillor McIntosh requested a simultaneous written recorded vote.

**YEAS:** Councillors Signoretti, Vagnini, Montpellier, McCausland, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Leduc, Landry-Altmann, Mayor Bigger

**CARRIED**

Mayor Bigger presented a motion regarding a staff direction for a site specific amendment to Zoning By-law 2010-100Z at St. Albert Street, Chelmsford and asked that notice be waived.

#### **Waived by Two-Thirds Majority**

The following resolution was presented:

CC2019-152 Bigger/McCausland: WHEREAS Sudbury City Council approved a draft plan of subdivision on the proposed extension of St. Albert Street in Chelmsford, legally described as PINs 73318-0611 & 73348-0644 in Lot 2, Concession 2, Township of Balfour, City of Greater Sudbury, File 780-5/12006;

WHEREAS Zoning By-law 2010-100Z permits not more than the lesser of four dwellings or 10 percent of the total number residential units contained in a draft approved plan of subdivision to be constructed as model homes;

WHEREAS the project proponent would like to construct four structures containing 16 model home dwellings;

NOW THEREFORE, City Council hereby directs staff to prepare a site specific amendment to Zoning By-law 2010-100Z to permit up to 16 dwellings in four structures to be constructed as model homes in lands known legally as Part of PIN 73348-0644, Parts 1 to 6, 8, 10, 12 to 14, Plan 53R-21106, Part of Lot 2, Concession 2, Township of Balfour, City of Greater Sudbury and schedule a public hearing under the Planning Act on this matter on June 24, 2019.

**CARRIED**

#### **Matters Arising from the Closed Session**

Deputy Mayor Sizer, as Chair of the Closed Session, reported that Council met in Closed Session to deal with one (1) Information Supplied in Confidence (competitive position/negotiations) Matter regarding the City of Greater Sudbury Community Development Corporation in accordance with Municipal Act, 2001, s.239(2)(i) and one (1) litigation and solicitor-client privileged matter regarding a Court Application for the Kingsway Entertainment District in accordance with the Municipal Act, 2001, s.239(2)(e) and (f). Discussions were not completed with regards to the second matter.

### **Matters Arising from Community Services Committee**

#### **May 13, 2019**

Councillor McCausland, as Vice-Chair of the Community Services Committee, reported on the matters arising from the Community Services Committee meeting of May 13, 2019.

The following resolution was presented:

CC2019-153 McIntosh/Jakubo: THAT the City of Greater Sudbury approves Community Services Committee resolutions CS2019-09 and CS2019-10 inclusive from the meeting of May 13, 2019.

**CARRIED**

The following are the Community Services Committee resolutions:

#### **Social Housing Revitalization**

CS2019-09 Kirwan/Leduc: THAT the City of Greater Sudbury approves in principle the Social Housing Revitalization Plan as presented at the Community Services Committee meeting of May 13, 2019;

AND THAT staff be directed to begin the process of sale of scattered units as outlined in the Social Housing Revitalization Plan;

AND FURTHER THAT staff be directed to report back to City Council by December 31, 2019 with a detailed plan to implement the recommendations outlined in the report entitled "Social Housing Revitalization", from the Interim General Manager of Community Development, presented at the Community Services Committee meeting of May 13, 2019.

**CARRIED**

#### **Recreational Program Accommodation Policy**

CS2019-10 Leduc/Kirwan: THAT the City of Greater Sudbury approves the Recreational Program Accommodation Policy substantially as outlined the report entitled "Recreational Program Accommodation Policy" from the interim General Manager of Community Development, presented at the Community Services Committee meeting on May 13, 2019;

AND THAT the necessary by-law be prepared.

**CARRIED**

### **Matters Arising from Finance and Administration Committee**

### **May 2, 2019**

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of May 2, 2019.

The following resolution was presented:

CC2019-154 McIntosh/Jakubo: THAT the City of Greater Sudbury approves the Finance and Administration Committee resolution FA2019-30 from the meeting of May 2, 2019.

**CARRIED**

The following is the Finance and Administration Committee resolution:

### **Staff Direction**

FA2019-30 Landry-Altmann: THAT the City of Greater Sudbury direct city staff to prepare a report on the scope and schedule to undertake a Employment Land Strategy and Community Improvement Plan and report back to the Finance and Administration Committee no later than September 2019.

**CARRIED**

### **May 14, 2019**

Councillor Jakubo, as Chair of the Finance and Administration Committee, reported on the matters arising from the Finance and Administration Committee meeting of May 14, 2019.

### **Rules of Procedure**

Councillor Vagnini requested that Finance and Administration Committee resolution #FA2019-40 be pulled and dealt with separately.

The following resolution was presented:

CC2019-155 McIntosh/Jakubo: THAT the City of Greater Sudbury approves the Finance and Administration Committee resolutions FA2019-31 to FA2019-37 and FA2019-39 from the meeting of May 14, 2019.

**CARRIED**

The following are the Finance and Administration Committee resolutions:

### **2020-2021 Budget Direction and Two Year Financial Forecast**

#### **Resolution #1:**

FA2019-31 Leduc/Bigger: THAT the City of Greater Sudbury directs staff to prepare a 2020 Business Plan that includes an operating budget for all tax supported services that considers:

- a) The cost of maintaining current programs at current service levels based on anticipated 2020 workloads;
- b) The cost of providing provincially mandated and cost shared programs;
- c) The cost associated with growth in infrastructure that is operated and maintained by the City;
- d) An estimate in assessment growth;
- e) Recommendations for changes to service levels and/or non-tax revenues so that the level of taxation in 2020 produces no more than a 3.5% with options to achieve an increase of

2.5% and 3%, with an option to include a 1% levy designated for road maintenance and an option for a 4.5% property tax increase over 2019 taxation levels, in accordance with the Long-Term Financial Plan.

**CARRIED**

Resolution #3:

FA2019-32 Bigger/Leduc: THAT the City of Greater Sudbury directs staff to develop the 2020 Capital Budget based on an assessment of the community's highest priority needs consistent with the application of prioritization criteria described in this report and that considers:

- a) Financial affordability;
- b) Financial commitments and workload requirements in subsequent years for multi-year projects;
- c) The increased operating costs associated with new projects;
- d) The probability and potential consequences of asset failure if a project is not undertaken;
- e) The financial cost of deferring projects.

**CARRIED**

Resolution #4:

FA2019-33 Leduc/Bigger: THAT the City of Greater Sudbury directs staff to prepare a Business Plan for Water and Wastewater Services that includes:

- a) The cost of maintaining current approved programs at current service levels based on anticipated production volumes;
- b) The cost associated with legislative changes and requirements;
- c) The cost associated with growth in infrastructure operated and maintained by the City;
- d) A reasonable estimate of water consumption;
- e) A rate increase not to exceed the rate contained in the Water/Wastewater Financial Plan to be approved by the Finance and Administration Committee on June 4, 2019;

**CARRIED**

Resolution #5:

FA2019-34 Bigger/Leduc: THAT the City of Greater Sudbury directs staff to provide recommendations for changes to user fees that reflects:

- a) The full cost of providing the program or services including capital assets, net of any subsidy approved by Council;
- b) Increased reliance on non-tax revenue;
- c) Development of new fees for municipal services currently on the tax levy;
- d) A multi-year user fee schedule for 2020.

**CARRIED**

Resolution #6:

FA2019-35 Kirwan/Bigger: THAT the City of Greater Sudbury directs staff to present any

service enhancements, changes in services, or new service proposals as Business Cases for consideration by City Council on a case-by-case basis, subject to the following conditions;

- a) Any business case request from Councillors must be approved by resolution of Council or Committee to be incorporated into the 2020 Budget Document;
- b) That all business cases be incorporated in the budget document for Council approval.

**CARRIED**

Resolution #7:

FA2019-36 Signoretti/Kirwan: THAT the City of Greater Sudbury requests its Service Partners (Greater Sudbury Police Services, Nickel District Conservation Authority, and Sudbury and District Health Unit) to follow the directions in resolution one of the report entitled "2020 - 2021 Budget Direction and Two Year Financial Forecast", from the General Manager of Corporate Services, presented at the Finance and Administration Committee meeting on May 14, 2019, when preparing their 2020 municipal funding requests.

**CARRIED**

Resolution #8:

FA2019-37 Kirwan/Bigger: THAT the City of Greater Sudbury approves the proposed 2020 Budget Schedule in Appendix A of the report entitled "2020 - 2021 Budget Direction and Two Year Financial Forecast", from the General Manager of Corporate Services, presented at the Finance and Administration Committee meeting on May 14, 2019.

**CARRIED**

**Healthy Community Initiative Fund Applications**

FA2019-39 Kirwan/Signoretti: 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 General Manager of Community Development, presented at the Finance and Administration Committee meeting on May 14, 2019;

AND THAT any necessary by-laws be prepared.

**CARRIED**

*Item FA2019-40 was dealt with separately.*

**Core Services Review (FA2019-40)**

The following resolution was presented:

CC2019-156 Sizer/Bigger: WHEREAS residents and local businesses express the view that municipal services do not provide sufficient value for money;

AND WHEREAS the City of Greater Sudbury Council attempts to find, through its annual budget, the appropriate balance between sustaining existing service levels and keeping property taxes at acceptable levels;

AND WHEREAS the City of Greater Sudbury has undertaken a variety of long range planning exercises that identify significant asset renewal needs that cannot be addressed with the current level of taxation and which appears generally acceptable to a number of residents and businesses;

AND WHEREAS the City of Greater Sudbury cannot be all things to all people;

AND WHEREAS City Council, subject to provincial legislation, determines the services and service levels the municipality should provide;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct the Chief Administrative Officer to:

1. First, prepare a report with formal comments from the Auditor General that assesses the potential for changes to municipal services which:

- a) Develops an inventory of all services, service levels and standards and net annual costs;
- b) Defines which services are legislated, core and discretionary and identifies the role the City plays in each service;
- c) Benchmarks services and service levels against a range of comparable jurisdictions;

2. Second, subject to Council's consideration of the CAO's report and the allocation of required funding, prepare a Terms of Reference for a Core Service Review of all, or of specific services chosen by Council, that:

- a) Assesses services and service levels in the context of public interest and public policy considerations;
- b) Ranks services for potential reductions and discontinuation;
- c) Uses third party expertise to assist with the completion of the Core Service Review, as required;
- d) Implements a community engagement strategy to gather input into the Core Service Review process; and
- e) Identifies service, policy, human resource and financial impacts of potential service changes including budget adjustments that will generate cost savings in 2020 and beyond.

**CARRIED**

### **Matters Arising from Nominating Committee**

#### **May 14, 2019**

Councillor Sizer, as Chair of the Nominating Committee, reported on the matters arising from the Nominating Committee meeting of May 14, 2019.

The following resolution was presented:

CC2019-157 Jakubo/Leduc: THAT the City of Greater Sudbury approves Nominating Committee resolutions NC2019-18 to NC2019-19 inclusive from the meeting of May 14, 2019.

**CARRIED**

The following are the Nominating Committee resolutions:

#### **Committee of Adjustment/Sign Variance Committee**

NC2019-18 Kirwan/Cormier: THAT the City of Greater Sudbury appoints Dan Laing to the Committee of Adjustment/Sign Variance Committee for the term ending November 14, 2022.

**CARRIED**

#### **Greater Sudbury Public Library Board**

NC2019-19 Cormier/Kirwan: THAT the City of Greater Sudbury appoints Shanel Belanger, Michel Lalonde and Steven Townsend to the Greater Sudbury Public Library Board for the term ending November 14, 2022.

**CARRIED**

### **Matters Arising from Operations Committee**

#### **May 13, 2019**

Councillor McIntosh, as Chair of the Operations Committee, reported on the matters arising from the Operations Committee meeting of May 13, 2019. No resolution emanated from this meeting.

*At 7:54 p.m. Councillor Sizer departed.*

### **Matters Arising From the Planning Committee**

#### **May 6, 2019**

Councillor Cormier, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of May 6, 2019.

The following resolution was presented:

CC2019-158 Jakubo/McIntosh: THAT the City of Greater Sudbury approves Planning Committee resolution PL2019-50 to PL2019-52 and PL2019-54 to PL2019-57 inclusive from the meeting of May 6, 2019.

**CARRIED**

The following are the Planning Committee resolution:

#### **LIUNA Local 493 Property Corporation - Application for rezoning in order to permit a limited range of commercial uses in an existing office building zoned "I(26)", Institutional Special, 584 Clinton Avenue, Sudbury**

PL2019-50 McCausland/Sizer: THAT the City of Greater Sudbury approves the application by LIUNA Local 493 Property Corporation to amend Zoning By-law 2010-100Z by changing the zoning classification from "I(26)", Institutional Special to a revised "I(26)", Institutional Special on those lands described as PIN 02245-0113, Parcels 46902 & 45814 S.E.S., Lots 241 to 247, Plan M-60, Part 6, Plan 53R-9906 in Lot 4, Concession 4, Township of McKim, as outlined in the report entitled "LIUNA Local 493 Property Corporation" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019 subject to the following conditions:

1. That the permitted uses in the I(26) zone be amended by adding offices, custom print or copy shop, personal service shop, veterinary clinic and scientific or medical laboratory; and,
2. That prior to the adoption of the amending by-law, the owner shall address the following condition to the satisfaction of the Director of Planning Services:
  - a) Install a Precast Test Maintenance Hole (GSSD-1001.030) or Maintenance Access Chamber (GSSD-1001.040) on the sanitary sewer service.
3. Conditional approval shall lapse on May 28, 2021 unless Condition 2 above has been met

or an extension has been granted by Council.

**CARRIED**

**Sportfax Limited - Application for rezoning in order to allow all uses permitted under "C3", Limited General Commercial zoning, 2140 Long Lake Road, Sudbury**

PL2019-51 Sizer/McCausland: THAT the City of Greater Sudbury approves the application by Sportfax Limited to amend Zoning By-law 2010-100Z by changing the zoning classification from "C3(11)", Limited General Commercial Special to a revised "C3(11)", Limited General Commercial Special on lands described as PINs 73475-0869 & 73475-0890, Parcels 12823 & 14329 S.E.S., in Lot 6, Concession 6, Township of Broder, as outlined in the report entitled "Sportfax Limited" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019, subject to the following conditions:

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

a) That the permitted uses in the C3(11) zone be amended by adding personal service shop, pharmacy, retail and related accessory uses;

b) A minimum of 11 parking spaces shall be required for permitted uses within the existing building;

2. That prior to the adoption of the amending by-law, the owner shall provide a current floor plan for verification and submit a building permit application if required to the satisfaction of the Chief Building Official;

3. Conditional approval shall lapse on May 28, 2021 unless Condition 2 above has been met or an extension has been granted by Council.

**CARRIED**

**Sale of Land – Marion Street, Chelmsford**

PL2019-52 McCausland/Sizer: THAT the City of Greater Sudbury authorize the sale of vacant land on Marion Street, Chelmsford, legally described as part of PIN 73349-0225(LT), Township of Balfour;

AND THAT by-laws be presented authorizing the sales and the execution of the documents required to complete the real estate transactions;

AND THAT the net proceeds of the sales are credited to the Land Acquisition Reserve Fund.

**CARRIED**

**Dalron Construction Limited Subdivision Extension (Fairlane Drive, Sudbury)**

PL2019-54 McCausland/Sizer: 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 PIN 73593-0389, Part of Parcel 15951, Lot 4, Concession 1, Township of McKim, File # 780-6/11006, as outlined in the report entitled "Dalron Construction Limited Subdivision Extension (Fairlane Drive, Sudbury)", presented at the Planning Committee meeting on May 6, 2019, upon payment of Council's processing fee in the amount of \$1227.50 as follows:

1. By deleting the words "Infrastructure Services" and replacing them with "Growth and Infrastructure" in Condition #7 and #30.

2. By deleting Condition #8 entirely and replacing it with the following: "8. That this draft

approval shall lapse on May 8, 2022.”

3. By adding the word “Services” after “Director of Planning” in Condition #7 and #29.

4. 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 #10.

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 #12.

6. By deleting condition #28 entirely and replacing it with the following:

“That prior to the signing of the final plan, the owners/applicants shall contact the Sudbury District Ministry of Environment, Conservation and Parks (MECP), and satisfy all requirements set out by the Province of Ontario under the Endangered Species Act, 2007. In addition, the owners/applicants shall, to the satisfaction of the Director of Planning Services, demonstrate that all requirements set out by the Province of Ontario under the Endangered Species Act have been satisfied prior to any site alteration or development taking place on the subject lands.”

7. By adding a new Condition #31 as follows:

“31. 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.”

**CARRIED**

**Catherine Drive, Garson – Declaration of Surplus Vacant Land**

PL2019-55 McCausland/Sizer: THAT the City of Greater Sudbury declares surplus to the City’s needs the vacant land on Catherine Drive, Garson, legally described as part of PIN 73495-0564(LT), being part of Lot 126 on Plan M-148, Township of Garson;

AND THAT the vacant land be offered for sale to the abutting property owner pursuant to the procedures governing the sale of limited marketability surplus land as outlined in Property By-law 2008-174, as outlined in the report entitled “Catherine Drive, Garson – Declaration of Surplus Vacant Land” from the General Manager of Corporate Services, presented at the Planning Committee meeting on May 6, 2019.

**CARRIED**

**Maki Avenue, Sudbury, Part of Road Allowance - Declaration of Surplus Land**

PL2019-56 Sizer/McCausland: THAT the City of Greater Sudbury declare surplus to the City's needs part of the road allowance north of Maki Avenue, Sudbury, legally described as part of PIN 73594-0417(LT), and part of PIN 73594-0435(LT), being part of Lot 5, Concession 1, Township of McKim;

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, as outlined in the report entitled "Maki Avenue, Sudbury, Part of Road Allowance - Declaration of Surplus Land" from the General Manager of Corporate Services, presented at the Planning Committee meeting on May 6, 2019.

**CARRIED**

**L.S. Bock Developments Inc. - Request for a six-month extension of conditional approval of rezoning application File # 751-6/14-29, 953 Howey Drive, Sudbury**

PL2019-57 Sizer/McCausland: THAT the City of Greater Sudbury approves the extension of rezoning application File # 751-6/14-29 by L.S. Bock Developments Inc. for a period of six (6) months to September 30, 2019 on lands described as PIN 73582 0090, Parcel 13056 S.E.S., Lot 116, Plan M-131 in Lot 3, Concession 3, Township of McKim as outlined in the report entitled "L.S. Bock Developments Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting on May 6, 2019.

**CARRIED**

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

The following resolution was presented:

CC2019-159 McIntosh/Jakubo: 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 Planning Committee Minutes of April 8, 2019

CC2019-160 Jakubo/McIntosh: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of April 8, 2019.

**CARRIED**

C-2 City Council Minutes of April 9, 2019

CC2019-161 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the City Council meeting minutes of April 9, 2019.

**CARRIED**

C-3 Operations Committee Minutes of April 15, 2019

CC2019-162 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Operations Committee meeting minutes of April 15, 2019.

**CARRIED**

C-4 Community Services Committee Minutes of April 15, 2019

CC2019-163 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Community Services Committee meeting minutes of April 15, 2019.

**CARRIED**

C-5 Audit Committee Minutes of April 16, 2019

CC2019-164 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Audit Committee meeting minutes of April 16, 2019.

**CARRIED**

C-6 Finance and Administration Committee Minutes of April 16, 2019

CC2019-165 McIntosh/Jakubo: THAT the City of Greater Sudbury adopts the Finance and Administration Committee meeting of April 16, 2019.

**CARRIED**

C-7 Emergency Services Committee Minutes of April 17, 2019

CC2019-166 Jakubo/McIntosh: THAT the City of Greater Sudbury adopts the Emergency Services Committee meeting minutes of April 17, 2019.

**CARRIED**

C-8 Hearing Committee Minutes of April 17, 2019

CC2019-167 Jakubo/Leduc: THAT the City of Greater Sudbury adopts the Hearing Committee meeting minutes of April 17, 2019.

**CARRIED**

*At 7:58 Councillor Sizer returned.*

**Presentations**

1 Large Projects Update

Report dated May 15, 2019 from the Interim General Manager of Community Development regarding Large Projects Update.

Ian Wood, Interim General Manager of Community Development, provided an electronic presentation regarding the Large Projects Update.

The following resolution was presented:

CC2019-168 Kirwan/Leduc: WHEREAS there are numerous appeals currently before the Local Planning Appeal Tribunal (the "LPAT") regarding the Kingsway Entertainment District;

AND WHEREAS the appeals have faced extensive delays;

THEREFORE BE IT RESOLVED that the Mayor be directed to request assistance from the Premier of Ontario to reduce or avoid any additional delays regarding the adjudication of the Kingsway Entertainment District appeals before the LPAT.

Rules of Procedure:

Councillor Kirwan requested a simultaneous written recorded vote.

**YEAS:** Councillors Kirwan, Jakubo, Sizer, Leduc, Landry-Altmann

**NAYS:** Councillors Signoretti, Vagnini, Montpelier, McCausland, Lapierre, McIntosh, Cormier, Mayor Bigger (Abstain)

**DEFEATED**

The following resolution was presented:

CC2019-169 McIntosh/Kirwan: That the City of Greater Sudbury amends the portion of Resolution CC2018-10 that pertains to the Library Art Gallery and selects the Shaughnessy East site as the preferred location for the Library/Art Gallery Project, as outlined in the report entitled "Large Projects Update" from the Interim General Manager of Community

Development, presented at City Council on May 28, 2019.

#### Rules of Procedure

Mayor Bigger requested a simultaneous written recorded vote.

**YEAS:** Councillors Signoretti, Montpellier, McCaulsand, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Landry-Altmann and Mayor Bigger

**NAYS:** Councillors Vagnini and Leduc

**CARRIED**

#### **Managers' Reports**

##### R-1 2019 Property Tax Policy

Report dated May 15, 2019 from the General Manager of Corporate Services regarding 2019 Property Tax Policy.

The following resolutions were presented:

Resolution #1:

CC2019-170 Jakubo/Leduc: THAT the City of Greater Sudbury approves property tax ratios as follows:

Multi-Residential - 1.965000;

Commercial - 1.942000;

Industrial - 3.795000;

Large Industrial - 4.405160;

Pipeline - 2.179489;

Farm - 0.200000;

AND THAT the necessary Tax Ratio by-law and Tax Rate By-law be prepared.

**CARRIED**

Resolution #2:

CC2019-171 Jakubo/Leduc: THAT the City of Greater Sudbury use capping and clawback tools as follows:

a) Implement a 10% tax increase cap

b) Implement a minimum annual increase of 10% of CVA level taxes for capped properties

c) Move capped and clawed back properties within \$500 of CVA taxes directly to CVA taxes

d) Eliminate commercial and industrial properties that were at Current Value Assessment in 2018 from the capping exercise

e) Eliminate commercial and industrial properties that crossed between capping and clawback in 2019 from the capping exercise

AND THAT the necessary by-law be prepared;

AND THAT the following clawback percentages, as calculated by the Online Property Taxation Analysis (OPTA) System, be adopted by the City of Greater Sudbury:

Commercial- 81.1462%;

Industrial- 65.7198%;

AND THAT the City of Greater Sudbury approves the recommendations as outlined in the report entitled "2019 Property Tax Policy", from the General Manager of Corporate Services, presented at the City Council meeting on May 28, 2019.

**CARRIED**

R-2      Development Charges By-law

Report dated May 15, 2019 from the General Manager of Corporate Services regarding Development Charges By-law.

Motion for Deferral

Councillor Cormier moved to defer this item to the City Council meeting of June 11, 2019 in order for to allow for a full discussion.

**DEFERRED**

R-3      Federal Gas Tax Additional Funding

Report dated May 15, 2019 from the General Manager of Growth and Infrastructure regarding Federal Gas Tax Additional Funding.

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

**DEFERRED**

Rules of Procedure

Mayor Bigger moved that the order of the Agenda be altered to deal with the By-laws and the Addendum at this time.

**CARRIED BY TWO-THIRDS MAJORITY**

**By-Laws**

The following resolution was presented:

CC2019-172 Lapierre/McCausland: THAT the City of Greater Sudbury read and pass By-law 2018-76 to and including By-law 2018-88.

**CARRIED**

The following are the By-laws:

- 2019-76      A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meetings of May 14th, 2019 and May 28th, 2019

- 2019-77 A By-law of the City of Greater Sudbury to Amend By-law 2019-21 being a By-law of the City of Greater Sudbury to Appoint Citizen Members to Certain Boards  
Nominating Committee meeting May 14th, 2019  
(This amending by-law appoints a citizen to the Greater Sudbury Public Library Board to fill a vacancy resulting from a resignation.)
- 2019-78 A By-law of the City of Greater Sudbury to Amend By-law 2011-21, being a By-Law to Constitute and Appoint a Committee of Adjustment for the City of Greater Sudbury under Section 44 of the Planning Act  
Nominating Committee meeting May 14th, 2019  
(This amending by-law appoints a citizen to the Committee of Adjustment, which also sits as the Sign Variance Committee, to fill a vacancy resulting from a resignation.)
- 2019-79 A By-law of the City of Greater Sudbury to Amend By-law 2017-5 being a By-law of the City of Greater Sudbury Respecting the Delegation of Authority to Various Employees of the City  
  
Finance and Administration Committee #FA2019-23  
(This by-law amends the Delegation By-law to remove the delegation to the CAO to issue and set terms and conditions for vendor permits for the Downtown Market as the City is no longer operating the market and corrects typographical error.)  
  
Report dated May 7, 2019 from the Chief Administrative Officer regarding Amendment to Delegation Bylaw - Greater Sudbury Market Program.
- 2019-80 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.)
- 2019-81 A By-law of the City of Greater Sudbury to Amend By-law 2019-24 being a By-law to Establish Miscellaneous User Fees for Certain Services provided by the City of Greater Sudbury  
Finance and Administration Committee #FA2019-23  
(This amendment repeals the provision for Market fees as the City is no longer operating the market.)  
  
Report dated May 7, 2019 from the Chief Administrative Officer regarding Amendment to User Fee Bylaw - Greater Sudbury Market Program.
- 2019-82 A By-law of the City of Greater Sudbury to Authorize Grants under the Downtown Sudbury Community Improvement Plan  
Finance and Administration Committee Resolution #FA2019-15A9  
(This by-law authorizes various grants in accordance with the Downtown Sudbury Community Improvement Plan as approved under the Business Case for Service Level Change and more particularly described in the report to the September 11th, 2018 Planning Committee meeting and authorizes the General Manager of Growth and Infrastructure Services to sign grant agreements with the grant recipients.)

- 2019-83 A By-law of the City of Greater Sudbury to Deem Lots 36 and 37 on Plan M-26 not to be a Plan of Subdivision for the Purposes of Section 50 of the Planning Act  
Planning Committee Resolution #PL2019-35  
(This by-law authorizes Lots 36 and 37 on registered Plan of Subdivision M-26 be deemed not to be lots within a registered Plan of Subdivision.)
- 2019-84 A By-law of the City of Greater Sudbury to Authorize the Purchase of Part of 493 Barry Downe Road, Sudbury , Described as Part of PIN 02132-0404(LT), being Parts 6 and 7 on Plan 53R-20566 and an Easement Over Part 8 on Plan 53R-20566 from Barrydowne Holdings Inc.  
Planning Committee Meeting May 27th, 2019  
(This by-law authorizes the purchase of land and acquisition of an easement to benefit GSHI required for the purposes of future road widening of Barry Downe Road and delegates authority to effect the purchase.)
- 2019-85Z 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 Resolutions #PL2019-48  
(This by-law rezones the subject property to “C3(27)”, Limited General Commercial Special in order to allow all uses permitted under C3 zoning with site-specific relief for rear and corner side yard setbacks, lot frontage, landscaping, and the location of a refuse storage area – South End Hygiene Services Inc. - 402 Marttila Drive, Sudbury.)
- 2019-86 A By-Law of the City of Greater Sudbury to Levy a Special Charge upon Properties in the Flour Mill Improvement Area Assessed for Commercial and Industrial Taxes to Provide for the Purposes of the Board of Management of the Flour Mill Improvement Area for the Year 2019  
(This by-law implements the levy necessary to support the approved Business Improvement Area’s budget.)  
  
Report dated May 10, 2019 from the General Manager of Corporate Services regarding 2019 Tax Rates - Business Improvement Areas.
- 2019-87 A By-law of the City of Greater Sudbury to Levy a Special Charge upon Properties in the Central Business District Improvement Area Assessed for Commercial and Industrial Taxes to Provide for the Purposes of the Downtown Sudbury Board of Management for the Year 2019  
Refer to By-law 2019-86  
(This By-law implements the levy necessary to support the approved Business Improvement Area’s budget.)
- 2019-88 A By-law of the City of Greater Sudbury Regarding Deferral of Payment of Development Charges for Long Term Care Homes and Hospices City Council Resolution #CC2019-144  
(This by-law sets out the terms for deferring development charges for Long Term Care Homes and Hospices and delegates the authority to the Treasurer to develop and sign deferral agreements.)

## **Addendum**

The following resolution was presented:

Landry-Altmann/Leduc: THAT the City of Greater Sudbury deals with items on the Addendum to the Agenda at this time.

**CARRIED BY TWO-THIRDS MAJORITY**

**Declarations of Pecuniary Interest and the General Nature Thereof**

None declared.

**By-laws**

The following resolution was presented:

CC2019-173 McCausland/Lapierre: THAT the City of Greater Sudbury read and pass By-law 2019-89 to and including By-law 2019-92.

**CARRIED**

The following are the By-laws:

2019-89 A By-law of the City of Greater Sudbury to Levy the Rates of Taxation for City Purposes and Set Due Dates for the Year 2019

Refer to item R-1

(This by-law sets out the 2019 municipal tax rates for the City of Greater Sudbury establishing due dates for final instalments.)

2019-90 A By-law of the City of Greater Sudbury Adopt the Provincial Tools for 2019 Property Tax Policy

Refer to item R-1

(This by-law adopts tools in accordance with the report presented at the City Council meeting of May 28th, 2019.)

2019-91 A By-law of the City of Greater Sudbury to Establish 'Clawback' Percentages for the 2019 Taxation Year for Commercial and Industrial Property Tax Classes

Refer to item R-1

(This by-law establishes clawback percentages in accordance with the report presented at the City Council meeting of May 28th, 2019.)

2019-92 A By-law of the City of Greater Sudbury to Set Tax Ratios for the Year 2019

Refer to Item R-1

(This by-law establishes tax ratios in accordance with the report presented at the City Council meeting of May 28th, 2019.)

**Members' Motions**

M-2 **Roads Construction And Maintenance Review**

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

**DEFERRED**

M-3 **Expression of Interest for Parking Structures**

Motion for Deferral

Mayor Bigger moved to defer this item to the City Council meeting of June 11, 2019.

**DEFERRED**

**Civic Petitions**

Councillor McIntosh submitted two (2) petitions to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petitions are regarding a call for action on climate change.

Councillor Leduc submitted a petition to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petition is regarding the installation of speed bumps on Dublin Street.

Councillor Leduc submitted a petition to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure. The petition is regarding scraping and resurfacing Garland Crescent.

**Question Period**

No Questions were asked.

**Adjournment**

Lapierre/McCausland: THAT this meeting does now adjourn. Time: 9:27 p.m.

**CARRIED**

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Mayor Brian Bigger, Chair

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Eric Labelle, City Solicitor and Clerk