

Location:	Tom Davies Square
Commencement:	4:34 PM
Adjournment:	10:29 PM

Minutes

City Council Minutes of 11/20/18

His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Dutrisac, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Reynolds, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Eric Labelle, City Solicitor and Clerk; Kelly Gravelle, Deputy City Solicitor [D 4:54 p.m.]; Ron Foster, Auditor General [D 4:54 p.m.]; Melissa Zanette, Chief of Staff [D 4:54 p.m.]; Marie Litalien, Manager of Communications and French Language [D 4:54 p.m.]

Declarations of Pecuniary Interests and the general nature thereof

None declared

Closed Session

The following resolution was presented:

CC2018-260 Dutrisac/Kirwan: THAT the City of Greater Sudbury move to Closed Session to deal with one (1) item regarding Personal Matters (Identifiable Individuals(s)) in accordance with the Municipal Act, 2001, s. 239(2)(b).

CARRIED

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

Recess

At 5:03 p.m. Council recessed.

Reconvene

At 6:09 p.m., Council commenced the Open Session in the Council Chambers.

His Worship Mayor Brian Bigger, In the Chair

Present	Councillors Signoretti [D 9:12 p.m.; A 9:28 p.m.], Vagnini [D 7:01 p.m.; A 7:26 p.m.; D 7:34 p.m.], Montpellier [D 9:12 p.m.; A 9:34 p.m.], Dutrisac, Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier [D 8:15 p.m.; A 8:19 p.m.], Reynolds, Landry-Altman, Mayor Bigger
City Officials	Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate Services; Eliza Bennett, Director of Communications and Community Engagement; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff; Joeseeph Nicholls, Interim General Manager of Community Safety; Jim Lister, Manager of Financial Planning and Budgeting; Tyler Campbell, Director of Social Services; Kelly Gravelle, Deputy City Solicitor; David Shelsted, Project Director; Eleethea Savage, Manager of Special Projects; Meredith Armstrong, Manager of Tourism and Culture; Renee Higgins, Manager of 311 and Customer Service; Adam Kosnick, Manager of Regulated Services/Deputy City Clerk; Eric Labelle, City Solicitor and Clerk; Danielle Wicklander, Legislative Compliance Coordinator; Renée Stewart, Clerk's Services Assistant

Declarations of Pecuniary Interests and the general nature thereof

None declared

Rules of Procedure

Councillor Vagnini moved that the order of the agenda be altered to deal with Motions at this time.
CARRIED BY TWO-THIRDS MAJORITY

Motions

M-1 Water Access Only Properties on Ella Lake and Wabageshik Lake

The following resolution was presented:

CC2018-261 Vagnini/Montpellier: WHEREAS Ella Road and Wabageshik Road, which are publicly maintained roads, have served as access points to water only access property owners of Ella Lake and Wabageshik Lake for over 100 years;

AND WHEREAS property owners and visitors of water access only properties on Ella Lake and Wabageshik Lake rely on being able to park and launch their boats from the boat launches on Ella Road and Wabageshik Road to access those properties;

AND WHEREAS Emergency response requirements, parking restrictions, road maintenance

requirements and other recent changes have impeded access to property owners of water access only properties on Ella Lake and Wabageshik Lake from Ella Road and Wabageshik Road;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct staff to explore all possible avenues and solutions to continue to provide long-term parking and boat launch access to Ella Lake and Wabageshik Lake water access only property owners and their visitors, and to bring a report to Council outlining any and all options by the end of the first quarter of 2019.

CARRIED

M-2 **Request for Decentralization of Services**

Motion for Deferral

Councillor Vagnini moved to defer this item to the City Council meeting of January 15, 2018.

DEFERRED

M-3 **Fire and Paramedic Services Optimization**

Motion for Deferral

Councillor Vagnini moved to defer this item to the City Council meeting of January 15, 2018.

DEFERRED

M-4 **Conclusion to Workplace Harassment Allegations**

The following resolution was presented:

CC2018-262 Vagnini/Montpellier: WHEREAS allegations of workplace harassment were brought against two City of Greater Sudbury Councillors as well as two members of the public under the Ontario Ministry of Labour (MOL), Occupational Health and Safety Act;

AND WHEREAS confidentiality was breached as the names of the two City Councillors and two members of the public were publicly released;

AND WHEREAS the initial investigation of the workplace harassment allegations was found to not be in compliance by the MOL;

AND WHEREAS the MOL then ordered that an investigation be conducted in compliance with the MOL legislative requirements;

AND WHEREAS erroneous media and public statements have been made that charges were laid against the two City Councillors and the two members of the public, and that one City Councillor was convicted of those charges;

AND WHEREAS the two City Councillors and two members of the public deserve to have their good names and reputations cleared of these misconceptions;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury direct that a public statement be issued by the City stating that investigations against the two City Councillors and two members of the public were unwarranted and that the parties who were investigated have been exonerated.

Recess

At 6:49 p.m. Council recessed.

Reconvene

At 6:57 p.m. Council reconvened.

Rules of Procedure

Councillor Vagnini requested a simultaneous written recorded vote.

YEAS: Councillors Signoretti, Vagnini, Montpellier, Dutrisac

NAYS: Councillors Kirwan, Lapierre, Jakubo, Sizer, McIntosh, Cormier, Reynolds, Landry-Altman (Abstain), Mayor Bigger

DEFEATED

At 7:01 p.m. Councillor Vagnini departed.

M-5 **Request for Business Case for New Sidewalks**

The following resolution was presented:

CC2018-263 McIntosh/Cormier: WHEREAS the City of Greater Sudbury has over 3500 lane kilometers of roads and only approximately 440 kilometers of sidewalks within its boundaries;

AND WHEREAS the City of Greater Sudbury's Official Plan at section 11.7 – Active Transportation: Pedestrian and Bicycle Network – Policies states that:

“Sidewalks facilitate active living and are an essential component of good neighbourhood design, providing a safe pedestrian environment and access to other transportation linkages such as transit stops and trails. Curbs and sidewalks in neighbourhoods also encourage walking and provide safety for children. It is policy of this plan to provide the following on new and reconstructed roads, when feasible:

- a. Sidewalks on both sides of urban Arterial Roads and Collector Roads adjacent to developed lands;
- b. Sidewalks on at least one side of Local Roads
- c. High quality pedestrian connections to transit;
- d. Pedestrian connections between neighbourhoods; and
- e. Pedestrian linkages to major attractions/generators.”

AND WHEREAS the capital budget for sidewalks and curbs has been steadily decreasing from \$745,000 in 2014 to \$400,000 in 2018;

AND WHEREAS in 2017 the City of Greater Sudbury adopted the Sidewalk Priority Index (SPI) and guidelines as recommended in the Transportation Master Plan adopted in 2016, and “the goal of the SPI is to look at the City’s road network as a whole to determine where pedestrians are travelling and where there are gaps in the pedestrian infrastructure to get them to their destinations safely”;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury directs staff to prepare a business case for a permanent contribution to capital in the sum of \$500,000 annually for the specific purpose of installing new sidewalks, provided they meet the SPI warrants, to be presented during the 2019 budget deliberations.

CARRIED

Presentations

1 Large Projects Update

David Shelsted, Project Director, Eleethea Savage, Manager of Special Projects and Meredith Armstrong, Manager of Tourism and Culture provided an electronic presentation regarding the Large Projects Update for information only.

At 7:26 p.m. Councillor Vagnini returned.

At 7:34 p.m. Councillor Vagnini departed.

2 Customer Service Strategy

Report dated November 7, 2018 from the Chief Administrative Officer regarding Customer Service Strategy.

Eliza Bennett, Director Communications and Community Engagement and Renee Higgins, Manager of 311 and Customer Service provided an electronic presentation regarding the Customer Service Strategy.

The following resolution was presented:

CC2018-264 Kirwan/Dutrisac: THAT the City of Greater Sudbury approves the Customer Service Strategy as presented in the report entitled "Customer Service Strategy" from the Chief Administrative Officer, presented at the Council meeting of November 20, 2018.

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) item regarding Personal Matters (Identifiable Individual(s)) in accordance with the Municipal Act, 2001, s. 239(2)(b). Direction was given to staff with respect to this matter.

At 8:15 p.m. Councillor Cormier departed.

Matters Arising From the Planning Committee

November 5, 2018

Councillor Lapierre, as Vice-Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of November 5, 2018.

Councillor Kirwan requested that Planning Committee resolution number PL2018-172 be pulled and dealt with separately.

The following resolution was presented:

CC2018-265 McIntosh Dutrisac: THAT the City of Greater Sudbury approves Planning Committee resolutions PL2018-171 and PL2018-174 to PL2018-176 inclusive from the meeting of November 5, 2018.

CARRIED

The following are the Planning Committee resolutions:

Dennis Jakab - Application for rezoning in order to add a contractor's yard with outdoor storage as a permitted use under the existing M1 zoning, 255 Allan Street, Coniston

PL2018-171 Jakubo/Landry-Altman: THAT the City of Greater Sudbury approves the application by Dennis Jakab to amend Zoning By-law 2010-100Z by changing the zoning classification from "M1", Mixed Light Industrial/Service Commercial to "M1(Special)", Mixed Light Industrial/Service Commercial Special on lands described as PINs 73560-0183, 73560-0647 & 73560-1130, Parcels 4669 & 43943 S.E.S., Part 1, Plan 53R-4993, Parts 1 to 4, Plan 53R-14873 in Lots 5 & 6, Concession 3, Township of Neelon, as outlined in the report entitled "Dennis Jakab" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 5, 2018, subject to the following conditions:

- a) That prior to the adoption of the amending by-law, the owner shall address the following conditions:
- i) Submit a building permit application to the satisfaction of the Chief Building Official for the existing detached garage and southerly garage addition constructed without benefit of a permit; or alternatively, remove the existing detached garage and southerly garage addition subject to a demolition permit;
 - ii) Remove the trailer attached to the existing garage to the satisfaction of the Chief Building Official; and,
 - iii) Enter into a Site Plan Control Agreement with the City.
- b) That the amending by-law include the following site-specific provisions:
- i) In addition to the uses permitted in the M1 zone, a contractor's yard shall also be permitted;
 - ii) The minimum easterly interior side yard setback shall be nine (9) metres;
 - iii) A minimum five (5) metre-wide planting strip shall be provided along the easterly interior side yard;
 - iv) Outdoor storage shall be permitted subject to the provisions of Section 4.28 and restricted to Parts 2 and 4 of Plan 53R-14873, except no outdoor storage shall be permitted within nine (9) metres of the easterly interior side lot line abutting Parts 5 and 6 of Plan 53R 14873; and,
 - v) Any additional relief required in order to implement the final site plan.
- c) Conditional approval shall lapse on November 20, 2020, unless Condition a) above has been met or an extension has been granted by Council.

CARRIED

1814752 Ontario Inc. - Application to extend draft plan of subdivision approval, PIN 73504-0952, Rem. of Parcel 764 S.E.S., in Lot 6, Concession 1, Township of Hanmer, MacMillan Drive, Val Therese (Lifestyle Homes Subdivision)

PL2018-174 Landry-Altman/Jakubo: THAT the City of Greater Sudbury's delegated official be directed to amend the conditions of draft approval for the draft plan of subdivision on lands described as PIN 73504-0952, Rem. of Parcel 764 S.E.S., in Lot 6, Concession 1, Township of Hanmer, City of Greater Sudbury, File 780-7/09002, as outlined in the report entitled

"1814752 Ontario Inc." from the General Manager of Growth and Infrastructure, presented at the meeting of November 5, 2018, as follows:

a) By replacing the references to "General Manager of Infrastructure Services" with "General Manager of Growth and Infrastructure" in Conditions # 9, 13, 26 and 30;

b) By amending the draft approval lapsing date in Condition #10 to "November 28, 2021."

c) By replacing the references to "Nickel District Conservation Authority" with "Conservation Sudbury" in Conditions # 12, 20 and 26;

d) By adding the following to Condition #18:

"A lot grading agreement shall be registered on title, if required, to the satisfaction of the Director of Planning Services and the City Solicitor. The owner shall be responsible for the legal costs of preparing and registering the agreement."

e) By adding the following to Condition #19:

"A soils caution agreement shall be registered on title, if required, to the satisfaction of the Chief Building Official and City Solicitor. The owner shall be responsible for the legal costs of preparing and registering the agreement."

f) By amending Condition #26 as follows:

Add the following to Paragraph 26 b):

"Existing road and storm sewer drainage from MacMillan Drive and Josephine Street shall be directed westerly, as part of the subdivision design, towards the existing Municipal Road 80 and Tributary 8A cross culvert."

Replace Paragraph 26 h) with the following:

"The owner shall provide stormwater drainage works for the internal subdivision storm sewer system including the Regional Storm overland flow path and the external subdivision stormwater works on the Paquette-Whitson Drain lands. The owner is responsible for the cost of the outlet storm sewer to the northwest pond forebay including the provision of engineering plans as outlined in the Paquette-Whitson Municipal Drain Engineer's Report dated February 8, 2012. The owner is required to design the site storm sewer to meet a storm sewer elevation of 284.69 metres at the east subdivision property line on John Street."

Add the following at the end of the Paragraph 26 i):

"via the future John Street to meet the City designed overland flow path at surface elevation 287.94 metres at the east subdivision property line on John Street."

Delete Paragraph 26 j) and replace with the following:

"The owner acknowledges the final design of the City pond lands is complete, and the design of the subdivision rear yard drainage swales and catch basins must be integrated with the grading of the pond lands and three 300mm diameter storm sewer leads to the City pond.

The owner understands and agrees that the City will install the 300mm diameter outlet storm sewers to the subdivision property line south of the future John Street, and the owner will be responsible for the required catch basin installation and connecting storm sewer pipe stub. The cost of the three storm sewer leads and associated pond connections will be incorporated into the City drain project. The owner will be responsible for the construction of the subdivision

rear yard swales (including subdrains) and rear yard catch basins.”

Replace Paragraph 26 n) with the following:

“The owner shall provide a 1.8 metre high galvanized chain link fence, 0.05 metres inside the subdivision lot line and along the subdivision boundary with the stormwater management block from Lot 37 to Lot 21.”

g) By replacing the reference to “Growth and Development Department” with “Planning Services Division” in Condition #28.

h) By adding the following as new Condition #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

Ztillion Holdings Ltd. - Application to extend a draft approved plan of subdivision approval, (Kastletree Subdivision, Levack)

PL2018-175 Jakubo/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 PIN 73342-0855, Lot 86, Plan M-1010, Lot 9, Concession 1, Township of Levack, File # 780-4/08005, as outlined in the report entitled “Ztillion Holdings Ltd.” from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 5, 2018, as follows:

1. By adding the following at the end of Condition #5:

“A soils caution agreement, if required, shall be registered on title, to the satisfaction of the Chief Building Official and the City Solicitor.”

2. By adding the following at the end of Condition #6:

“A lot grading agreement, if required, shall be registered on title, to the satisfaction of the Director of Planning Services and the City Solicitor.”

3. By deleting the words “, Nickel District Conservation Authority and the Department of Fisheries and Oceans.” in Condition #10 and replacing it with the words “and Conservation Sudbury.”

4. By deleting Condition #18 and replacing it with the following:

“18. Draft approval does not guarantee an allocation of sewer or water capacity. Prior to the signing of the final plan, the Director of Planning Services is to be advised by the General Manager of Growth and Infrastructure, that sufficient sewage treatment capacity and water capacity exists to service the development.”

5. By deleting Condition #24 and replacing it with the following:

“24. That this draft approval shall lapse on June 23, 2021.”

6. By deleting the words “Growth & Development Department” and replacing them with “Planning Services Division” in Condition #25.

7. By adding a new Condition #26 as follows:

"26. Final approval for registration may be issued in phases to the satisfaction of the Director of Planning Services, provided that:

i) Phasing is proposed in an orderly progression, in consideration of such matters as the timing of road improvements, infrastructure and other essential services; and,

ii) All agencies agree to registration by phases and provide clearances, as required, for each phase proposed for registration; furthermore, the required clearances may relate to lands not located within the phase sought to be registered."

8. By adding a new Condition #27 as follows:

"27. That the owner shall have completed all major outstanding infrastructure deficiencies that are critical to the overall function of the subdivision in previous phases of the plan that have been registered, or have made arrangements for their completion, prior to registering a new phase of the plan, to the satisfaction of the General Manager of Growth and Infrastructure."

9. By adding a new Condition #28 as follows:

"29. 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

Staff Direction re: Waive the application fees associated with an Official Plan Amendment, Zoning By-law Amendment and Consent Application to re-establish the former lot fabric for the properties known municipally as 1791 Joe Lake Road West and 1825 Joe Lake Road West

PL2018-176 Lapierre/Landry-Altmann: THAT the Planning Committee hereby directs that no application Fee shall be required associated with an Official Plan Amendment, Zoning By-law amendment and consent application to re-establish the former lot fabric for the properties known municipally as 1791 Joe Lake Road West and 1825 Joe Lake Road West.

CARRIED

At 8:19 p.m. Councillor Cormier returned.

PL2018-172 was dealt with separately.

The following resolution was presented:

CC2018-266 Landry-Altmann/Jakubo: THAT the City of Greater Sudbury denies the application by Ranger Wrecking and Salvage Inc. to amend Zoning By-law 2010-100Z to change the zoning from "RU", Rural to "RU(S)", Rural (Special) on those lands described as PIN 73492-0242, Parcel 21875 SES, Lot 11, Concession 6, Township of Garson, as outlined in the report entitled "Ranger Wrecking and Salvage Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 5, 2018.

Rules of Procedure

Councillor Kirwan requested a simultaneous written recorded vote.

YEAS: Councillors Signoretti, Lapierre, Cormier, Reynolds, Landry-Altmann, Mayor Bigger.

NAYS: Councillors Montpellier, Dutrisac, Kirwan, Jakubo, Sizer, McIntosh

LOST

Resolution to proceed past 9 p.m.

Cormier/Sizer: THAT this meeting proceeds past the hour of 9:09 p.m.

CARRIED BY TWO-THIRDS MAJORITY

The following resolution was presented:

CC2018-267 Kirwan/Jakubo: THAT the City of Greater Sudbury approves the application by Ranger Wrecking and Salvage Inc. to amend Zoning By-law 2010-100Z to change the zoning from "RU", Rural to "RU(S)", Rural (Special) on those lands described as PIN 73492-0242, Parcel 21875 SES, Lot 11, Concession 6, Township of Garson, as outlined in the report entitled "Ranger Wrecking and Salvage Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 5, 2018, subject to the following conditions:

1. That the amending by-law provide that:
 - a. In addition to the uses permitted in a "RU", Rural zone a salvage or wrecking yard be a permitted use;
 - b. The maximum area of all buildings associated with the salvage or wrecking yard use shall not exceed 300 m²;
 - c. The minimum setback from the front lot line for all buildings and structures associated with the salvage or wrecking yard use shall be 50 m;
 - d. No outdoor storage shall be permitted within the front yard of the buildings associated with the salvage wrecking yard and shall not be permitted within 25 m of the westerly side lot line.
 - e. An opaque fence with a minimum height of 2.2 m shall be provided along the westerly lot line extending from 10 m back from the front lot line to the rear lot line;
 - f. A ten metre wide planting strip shall be provided along the front lot line; and
 - g. A planting strip with a minimum width of 10 metres shall be required along the westerly lot line starting at a distance set back 40 metres from the front lot line extending to the rear of the lot.
2. That the lands be subject to site plan control pursuant to Section 41 of the Planning Act.

Rules of Procedure

Councillor Cormier requested a simultaneous written recorded vote.

YEAS: Councillors Montpellier, Dutrisac, Kirwan, Jakubo, Sizer, McIntosh

NAYS: Councillor Signoretti, Lapierre, Cormier, Reynolds, Landry-Altmann, Mayor Bigger

LOST

At 9:12 p.m. Councillor Signoretti departed.

At 9:12 p.m. Councillor Montpellier departed.

Recess

At 9:12 p.m. Council recessed.

Reconvene

At 9:24 p.m. Council reconvened.

November 19, 2018

Councillor Lapierre, as Vice-Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of November 19, 2018.

The following resolution was presented:

CC2018-268 Kirwan/Dutrisac: THAT the City of Greater Sudbury approves Planning Committee resolutions PL2018-178 to PL2018-180 and PL2018-182 to PL2018-185 inclusive from the meeting of November 19, 2018.

CARRIED

The following are the Planning Committee resolutions:

772252 Ontario Inc. – Application for rezoning in order to eliminate the split zoning that results from a proposed lot addition with abutting PIN 73570-0530, Falconbridge Road, Sudbury

PL2018-178 Jakubo/Sizer: THAT the City of Greater Sudbury approves the application by 772252 Ontario Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification from "FD", Future Development to "M1 (35)", Mixed Light Industrial/Service Commercial Special on lands described as Part of PIN 73570-0521, Part of Parcel 48177 S.E.S., in Lot 11, Concession 5, Township of Neelon, as outlined in the report entitled "772252 Ontario Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 19, 2018, subject to the following conditions:

- a) That the owner provide the Development Approvals Section with a registered survey plan outlining the land to be rezoned to enable the preparation of an amending zoning by-law;
- b) Conditional approval shall lapse on December 11, 2020 unless Condition a) above has been met or an extension has been granted by Council.

CARRIED

2541528 Ontario Limited – Application for rezoning to permit a contactor's yard, 4614 Desmarais Rd., Val Therese

PL2018-179 Jakubo/Sizer: THAT the City of Greater Sudbury approves the application by 2541528 Ontario Limited to amend Zoning By-law 2010-100Z by changing the zoning classification from "1(6)", Institutional Special to "I(S)", Institutional Special to permit a contractor's yard on lands described as PINs 73504-1661 and 73504-2278, Parts 1 and 6, Plan SR 2975, Lot 6, Concession 3, Township of Hanmer as outlined in the report entitled "2541528 Ontario Limited" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 19, 2018, subject to the following conditions:

a) That prior to the adoption of the amending by-law:

i) the owner shall enter into a Site Plan Control Agreement with the City;

ii) a sanitary sewer test maintenance chamber shall be installed on the existing sanitary service to the satisfaction of the General Manager of Growth and Infrastructure.

b) That the amending by-law for the "I(S)", Institutional Special zoning indicates the following site-specific provisions:

i) The only permitted uses shall be Institutional uses, a contractor's yard and related accessory uses;

ii) Outdoor storage shall be permitted subject to the provisions of Section 4.28, except that outdoor storage shall not be located any closer than 9.0 metres of a residential zone boundary, and any opaque fence shall have a minimum height of 2.5 metres;

iii) That a minimum 5 metre planting strip shall be required abutting the full length of the north, south, and east perimeter of the subject lands;

iv) That the street line of Desmarais Road shall be deemed to be the front lot line;

v) That the location of the existing buildings shall be permitted; and

vi) That the driveway access be only from Desmarais Road.

c) Conditional approval shall lapse on December 11, 2020 unless Condition a) above has been met or an extension has been granted by Council.

CARRIED

Staff direction re: review the setbacks for kennels in the Rural Zone

PL2018-180 Landry-Altman/Jakubo: THAT staff be directed to review the setback for kennels in the Rural Zone and bring a report forward to City Council's consideration no later than March 2019.

CARRIED

Sitiri Investments Ltd. – Application to extend draft plan of subdivision approval, Part of PIN 73478-0809, Part of Parcel 11257 S.E.S., Parts 1-3, Plan 53R-19865 in Lot 3, Concession 5, Township of Broder, Algonquin Road, Sudbury

PL2018-182 Jakubo/Sizer: THAT the City of Greater Sudbury's delegated official be directed to amend the conditions of draft approval for the draft plan of subdivision on lands described as Part of PIN 73478-0809, Part of Parcel 11257 S.E.S., Parts 1-3, Plan 53R-19865 in Lot 3, Concession 5, Township of Broder City of Greater Sudbury, File 780-6/12004, as outlined in the report entitled "Sitiri Investments Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 19, 2018 as follows:

a) By amending the draft plan lapsing date in Condition #10 to December 23, 2019;

b) By replacing Condition #18 with the following:

"That the owner shall update the Traffic Impact Study for any units beyond the initial 30 units and agree to participate in the cost of any upgrades or improvements identified in the study to the satisfaction of the General Manager of Growth and Infrastructure."

c) By adding the following to Condition #21:

"A soils caution agreement shall be registered on title, if required, to the satisfaction of the Chief Building Official and City Solicitor. The owner shall be responsible for the legal costs of preparing and registering the agreement."

d) By adding the following to Condition #23:

"A lot grading agreement shall be registered on title, if required, to the satisfaction of the Director of Planning Services and the City Solicitor. The owner shall be responsible for the legal costs of preparing and registering the agreement."

e) By adding the following to Condition #28:

"A sound attenuation caution agreement shall be registered on title, if required, to the satisfaction of the Chief Building Official and City Solicitor. The owner shall be responsible for the legal costs of preparing and registering the agreement."

f) By replacing Condition #41 with the following:

"Based upon the recommendations of the Algonquin Watershed Study, a quantity control pond is not required at this location. The owner shall enter into an agreement to cost share with the City for downstream stormwater conveyance improvements. The owner is to provide stormwater quality control to an enhanced level protection for the stormwater generated by the development."

g) By adding the following as Condition #42:

"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

2245639 Ontario Ltd. – Request for extension of the conditional approval of rezoning application File 751-6/16-16, 975 Lorne Street, Sudbury

PL2018-183 Jakubo/Sizer: THAT the City of Greater Sudbury approves the extension of rezoning application File 751-6/16-16 by 2245639 Ontario Ltd. for a period of one (1) year to August 9, 2019 on lands described as PIN 73588-0563, Parcel 4102, Lots 151 & 152, Plan M-76, Lot 8, Concession 2, Township of McKim, as outlined in the report entitled "2245639 Ontario Ltd." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of November 19, 2018.

CARRIED

L.S. Bock Developments Inc. – Request for a one-year extension of conditional approval of rezoning application File 751-6/14-29, 953 Howey Drive, Sudbury

PL2018-184 Sizer/Jakubo: 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 one (1) year to March 31, 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 of November 19, 2018.

CARRIED

Ile Manage Law Inc. – Application for Zoning By-law Amendment in order to add a contractor’s yard and a commercial or public garage as permitted uses, 1744 Pioneer Road, Sudbury

PL2018-185 Jakubo/Sizer: THAT the City of Greater Sudbury approves the application by lie Manage Law Inc. to amend Zoning By-law 2010-100Z by changing the zoning classification from "M1(23)", Mixed Light Industrial/Service Commercial Special to an amended "M1 (23)", Mixed Light Industrial/Service Commercial Special on those lands described as PINs 73479-0545 & 73479-0543, Parcels 31173 & 28463, Parts 3 to 7 and 10 to 12, Plan 53R-20166, Lots 11 & 12, Concession 6, Township of Dill, as outlined in the report entitled "Ile Manage Law Inc." from the General Manager of Growth and Infrastructure, presented at the Planning Committee meetings of November 5, 2018 and November 19, 2018, subject to the following conditions:

- a) THAT prior to the enactment of the amending by law the owner shall submit a registered survey of the lands to be rezoned in order to allow for the preparation of the amending zoning by-law to the satisfaction of the Director of Planning Services;
- b) AND THAT the amending zoning by-law contain the following site-specific provisions:
 - i. That a contractor's yard and commercial or public garage be added as the only permitted uses along with the currently permitted building supply and lumber outlet;
 - ii. That no outdoor storage be permitted within 50 metres of a Residential Zone;
 - iii. That the restriction on the uses being limited to the existing buildings be amended to limit the total gross floor area of all buildings to a maximum of 2000 m²;
 - iv. That a planting strip with a minimum width of 15 metres be required abutting parts 1 and 4 Plan SR1164;
 - v. That a planting strip with a minimum width of 12 metres be required abutting Desloges Road; and
 - vi. That the driveway access be only from Pioneer Road.
- c) AND THAT conditional approval shall lapse on September 25, 2020, unless Condition a) above has been met or an extension has been granted by Council.

CARRIED

Matters Arising from Audit Committee

November 5, 2018

Councillor Jakubo, as Vice-Chair of the Audit Committee, reported on the matters arising from the Audit Committee meeting of November 5, 2018.

The following resolution was presented:

CC2018-269 Dutrisac/Kirwan: THAT the City of Greater Sudbury approves Audit Committee resolutions AC2018-10 to AC2018-12 inclusive from the meeting of November 5, 2018.

CARRIED

The following are the Audit Committee resolutions:

Governance Audit of Pioneer Manor

AC2018-10 Signoretti/Cormier: THAT the City of Greater Sudbury approves the recommendations as outlined in the report entitled "Governance Audit of Pioneer Manor" from the Auditor General, presented at the Audit Committee meeting on November 5, 2018.

CARRIED

Governance Audit of Greater Sudbury Utilities Inc. & Greater Sudbury Hydro Inc.

AC2018-11 Cormier/Signoretti: THAT the City of Greater Sudbury approves the recommendations as outlined in the report entitled "Governance Audit of Greater Sudbury Utilities Inc. & Greater Sudbury Hydro Inc." from the Auditor General, presented at the Audit Committee meeting on November 5, 2018.

CARRIED

Funding source from the Auditor General's Reserve for the operation of the wrongdoing hotline in 2019

AC2018-12 Jakubo/Cormier: WHEREAS the City of Greater Sudbury extended the operation of the wrongdoing hotline to the end of June 2019 as outlined in the report entitled "Wrongdoing Hotline Status Report", from the Auditor General, presented at the Audit Committee meeting on May 15, 2018, but did not clarify the funding source at the time;

THEREFORE BE IT RESOLVED that the funding source for the operation of the wrongdoing hotline in 2019 shall be the Auditor General's Reserve.

CARRIED

At 9:28p.m. Councillor Signoretti returned.

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

CC2018-270 Kirwan/Dutrisac: THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-6 inclusive.

CARRIED

The following are the Consent Agenda items:

Minutes

C-1 Planning Committee Minutes of September 10, 2018

CC2018-271 Kirwan/Dutrisac: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of September 10, 2018.

CARRIED

C-2 City Council Minutes of September 11, 2018

CC2018-272 Kirwan/Dutrisac: THAT the City of Greater Sudbury adopts the City Council meeting minutes of September 11, 2018.

CARRIED

C-3 Planning Committee Minutes of September 24, 2018

CC2018-273 Dutrisac/Kirwan: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of September 24, 2018.

CARRIED

C-4 City Council Minutes of September 25, 2018

CC2018-274 Kirwan/Dutrisac: THAT the City of Greater Sudbury adopts the City Council meeting minutes of September 25, 2018.

CARRIED

Routine Management Reports

C-5 Healthy Community Initiative Fund Applications

Report dated October 29, 2018 from the General Manager of Community Development regarding Healthy Community Initiative Fund Applications.

CC2018-275 Montpelier/Dutrisac: 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 City Council meeting on November 20, 2018;

AND THAT any necessary by-laws be prepared.

CARRIED

C-6 Outstanding Provincial Offences Amounts

Report dated November 7, 2018 from the General Manager of Corporate Services regarding Outstanding Provincial Offences Amounts.

CC2018-276 Kirwan/Dutrisac: THAT the City of Greater Sudbury authorizes the write-off of Provincial Offences fines that have been deemed uncollectible and total \$3,451,847.60, in accordance with the City of Greater Sudbury's Write-off Policy of Provincial Offences Act (POA) Fines, as outlined in the report entitled "Provincial Offences Write-off Report" from the General Manager of Corporate Services, presented at the City Council meeting of November 20, 2018;

AND THAT any necessary by-law be prepared.

CARRIED

Correspondence for Information Only

C-7 Paris Street Bridge Emergency Repairs

Report dated November 6, 2018 from the General Manager of Growth and Infrastructure regarding Paris Street Bridge Emergency Repairs.

For Information Only.

C-8 2018 Employee Engagement Survey Results

Report dated November 5, 2018 from the Director of Communications and Community Engagement regarding 2018 Employee Engagement Survey Results.

For Information Only.

Managers' Reports

R-1 Dissolution of Sudbury Community Development Corporation

Report dated August 29, 2018 from the General Manager of Corporate Services regarding Dissolution of Sudbury Community Development Corporation.

The following resolution was presented:

CC2018-277 McIntosh/Cormier: WHEREAS Sudbury Community Development Corporation (SCDC) is an inactive corporation, distinct and separate from the City of Greater Sudbury Community Development Corporation (CGSCDC) commonly known as the Greater Sudbury Development Corporation (GSDC);

AND WHEREAS SCDC does not generate income, does not own any assets, and does not hold any trust, special purpose or restricted purpose funds. THEREFORE IT BE RESOLVED that the City of Greater Sudbury as the sole shareholder of the Sudbury Community Development Corporation (SCDC) approves the dissolution of the SCDC, and authorizes the SCDC's secretary and treasurer to sign and submit the Application for Surrender of Charter / Termination of Corporate Existence to the Ministry of Government and Consumer Services as outlined in the report entitled "Dissolution of Sudbury Community Development Corporation" from the General Manager of Corporate Services, presented at the City Council meeting on November 20, 2018.

CARRIED

At 9:34 p.m. Councillor Montpellier returned.

Rules of Procedure

Mayor Bigger moved to alter the order of the agenda to deal with By-laws at this time.

CARRIED BY TWO-THIRDS MAJORITY

By-Laws

The following resolution was presented:

CC2018-278 McIntosh/Cormier: THAT the City of Greater Sudbury read and pass By-law 2018-188 to and including By-law 2018-203.

CARRIED

The following are the By-Laws:

2018-188 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of November 20th, 2018

- 2018-189 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.)
- 2018-190 A By-law of the City of Greater Sudbury to Amend By-law 2014-1 being a By-law of the City of Greater Sudbury Governing Procurement Policies and Procedures
(This by-law implements minor changes in the nature of housekeeping changes to correct some minor typographical errors and to update an incorrect reference to the approved threshold limit for non-competitive purchases under \$100,000, found in s. 22.(2).)
- 2018-191 A By-law of the City of Greater Sudbury to Write-Off for Accounting Purposes Outstanding Provincial Offences Fines Deemed Uncollectible
(This by-law authorizes the write-off, for accounting purposes, of \$3,451,847.60 in uncollectible POA fines from 1960 to present.)
- 2018-192 A By-law of the City of Greater Sudbury to Authorize the Dissolution of the Sudbury Community Development Corporation
Refer to Item R-1
(The City is the sole Shareholder of Sudbury Community Development Corporation (SCDC). This by-law provides the authority for the Shareholder of SCDC to proceed with the dissolution of the inactive corporation.)
- 2018-193 A By-law of the City of Greater Sudbury to Amend By-law 2013-54 being a By-law of the City of Greater Sudbury to Regulate Parks Under the Jurisdiction of the City
(This by-law updates the Parks By-law to include restriction against consumption of cannabis in City parks.)
- 2018-194 A By-law of the City of Greater Sudbury to Declare Certain Parcels of Land to be Part of the City Road System
(This by-law is presented to Council from time to time. It provides for all the small “bits and pieces” of roadway that have been purchased or otherwise acquired by the City for road purposes to be formally declared as roads.)
- 2018-195 A By-law of the City of Greater Sudbury to Close Parts of the Unopened Road Allowances known as Tarneaud Street, St. Michael Street, St. Gabriel Street, Glendowr Street and Woods Street, Sudbury
Planning Committee Resolution #PL2011-97
(This by-law closes up unopened laneways to make the lands available for sale.)
- 2018-196 A By-law of the City of Greater Sudbury to Authorize the Sale of Part of the Unopened Road Allowances known as Tarneaud Street, St. Michael Street, St. Gabriel Street, Glendowr Street and Woods Street and Vacant Land on Lourdes Street, Sudbury to 2356268 Ontario Limited
Planning Committee Resolution #PL2018-131
(This by-law repeals and replaces by-law 2018-176, to rescind an error in that by-law, and authorizes the sale of certain unopened road allowances and abutting vacant land to an abutting land owner and delegates authority to effect the sale.)

- 2018-197 A By-law of the City of Greater Sudbury to Deem Lots 34 and 35 on Plan 52S not to be a Plan of Subdivision for the Purposes of Section 50 of the Planning Act
Planning Committee Resolution #PL2018-169
(This by-law authorizes Lots 34 and 35 on registered Plan of Subdivision 52S be deemed not to be lots within a registered Plan of Subdivision.)
- 2018-198 A By-law of the City of Greater Sudbury to Adopt Official Plan Amendment No. 86 to the Official Plan for the City of Greater Sudbury
Planning Committee Resolution #PL2017-130
(This by-law authorizes a site-specific amendment to change the designation of the subject lands from Parks & Open Space and Living Area I to General Industrial - Boivin Holdings Inc. – 352 Mountain Street, Sudbury.)
- 2018-199Z A By-law of the City of Greater Sudbury to Amend By-law 2010-100Z Being the Comprehensive Zoning By-law for the City of Greater Sudbury
Planning Committee Resolution #PL2018-67
(This by-law rezones the subject lands from “M1(25)”, Mixed Light Industrial/Service Commercial Special and “OSP”, Open Space Private to a revised “M1(25)”, Heavy Industrial Special to permit additional light industrial uses - Boivin Holdings Inc. - 352 Mountain Street, Sudbury.)
- 2018-200Z A By-law of the City of Greater Sudbury to Amend By-law 2010-100Z Being the Comprehensive Zoning By-law for the City of Greater Sudbury
Planning Committee Resolution #PL2017-112
(This by-law rezones the subject property from “A”, Agricultural to “A(10)”, Agricultural Special to permit the creation on a new lot having a lot frontage of less than 90 m and a lot area of less than 30 ha in the Agricultural Reserve and from “A”, Agricultural to “A(11)”, Agricultural Special to rezone the balance of the lands to permit only agricultural use (no residential use) - Ginette Filion & 1085937 Ontario Inc. - Seguin Street, Chelmsford.)
- 2018-201Z 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 #PL2018-161
(This By-law removes the “H3”, Holding symbol on the lands located at 2328 Morgan Road, recognizing the location of the existing detached garage on the property - Richard and Noella Larocque - 2328 Morgan Road.)
- 2018-202Z 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 #PL2018-03
(This by-law rezones the subject lands from “M2”, Light Industrial to “M2(17)”, Light Industrial (Special), adding a fuel depot as a permitted use – Kelly Lake Holdings – 1040 Kelly Lake Road.)

2018-203 A By-law of the City of Greater Sudbury to Authorize the Shareholder's Declaration for the Greater Sudbury Housing Corporation
(This report informs Council, as sole shareholder of the Greater Sudbury Housing Corporation (GSHC), of certain immediate changes to the Shareholder Declaration of the GSHC required as a result of Council's approval to transfer the administration of the GSHC to the City passed on September 25, 2018. Such changes at this time include increasing the size of the GSHC's Board of Directors to thirteen (13) members, and that the Board be automatically composed of all of sitting members of Council from time to time, including the Mayor.)

Report dated November 6, 2018 from the General Manager of Corporate Services regarding Greater Sudbury Housing Corporation - Change the Size and Composition of the Board of Directors.

Managers' Reports

R-2 Request for Renewal of Agreement for Cellular Services and Hardware

Report dated October 3, 2018 from the General Manager of Corporate Services regarding Request for Renewal of Agreement for Cellular Services and Hardware.

The following resolution was presented:

CC2018-279 McIntosh/Cormier: THAT the City of Greater Sudbury authorizes the General Manager of Corporate Services to enter into an agreement with Bell Mobility for the provision of mobile services including cellular, data, and hardware devices for a period of three (3) years with an option to extend for an additional two (2) years, as outlined in the report entitled "Request for Renewal of Agreement for Cellular Services and Hardware" from the General Manager of Corporate Services, presented at the City Council meeting on November 20, 2018.

CARRIED

R-3 Needs Assessment and Feasibility Study - Supervised Injection Site

Report dated November 5, 2018 from the General Manager of Community Development regarding Needs Assessment and Feasibility Study - Supervised Injection Site.

The following resolution was presented:

CC2018-280 McIntosh/Cormier: THAT the City of Greater Sudbury fund the remaining \$60,000 to complete the Supervised Injection Services Needs Assessment and Feasibility Study as outlined in the report entitled "Needs Assessment and Feasibility Study – Supervised Injection Site " from the General Manager of Community Development, presented at the City Council Meeting on November 20, 2018.

CARRIED

Addendum

No Addendum was presented.

Civic Petitions

Councillor Kirwan submitted two (2) petitions to the City Clerk which will both be forwarded to the General Manager of Growth and Infrastructure. The petitions are regarding traffic calming measures on Valleyview Road, Val Caron and measures to control speeding along Main Street East, Val Caron.

Question Period and Announcements

No Questions were asked.

Notices of Motion

No Notices of Motion were presented.

Adjournment

Sizer/Cormier: THAT this meeting does now adjourn. Time: 10:29 p.m.

CARRIED

Mayor Brian Bigger, Chair

Eric Labelle, City Solicitor and
Clerk