

Location: Tom Davies Square

Commencement: 4:07 PM

Adjournment: 10:04 PM

Minutes

City Council Minutes of 6/26/18

His Worship Mayor Brian Bigger, In the Chair

Present Councillors Signoretti, Montpellier [D 5:07 p.m.], Dutrisac, Kirwan, Lapierre [D 4:50

p.m.], Jakubo [A 4:23 p.m.], Sizer, McIntosh, Cormier, Reynolds, Landry-Altmann,

Mayor Bigger

City Officials

Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate

Services; Eric Labelle, City Solicitor and Clerk; Eliza Bennett, Director of

Communications and Community Engagement; Joanne Kelly, Director of Human Resources and Organizational Development [D 4:42 p.m.]; Melissa Zanette, Chief of Staff [D 5:03 p.m.]; Carolyn Dawe, Acting Deputy City Solicitor [A 4:43 p.m.]; David

Shelsted, Project Director [A 4:43 p.m.]

None declared

Closed Session

The following resolution was presented:

CC2018-166 Sizer/Dutrisac: THAT the City of Greater Sudbury move to Closed

Session to deal with one (1) item regarding Personal Matters (Identifiable

Individual(s)) and one (1) Litigation or Potential Litigation I Solicitor-Client Privilege Matter regarding Local Planning Appeal Tribunal Appeals of Decisions of Council in

accordance with the Municipal Act, 2001, s. 239(2)(b), (e) and (f).

CARRIED

Council moved into closed session at 4:08 p.m.

Recess At 5:20 p.m. Council recessed.

Reconvene At 6:03 p.m., Council commenced the Open Session in the Council Chambers

His Worship Mayor Brian Bigger, In the Chair

Present Councillors Signoretti, Vagnini, Montpellier, Dutrisac, Kirwan, Jakubo, Sizer, McIntosh,

Cormier, Reynolds [D 7:53 p.m.], Landry-Altmann, Mayor Bigger

City Officials Ed Archer, Chief Administrative Officer; Kevin Fowke, General Manager of Corporate

Services; Tony Cecutti, General Manager of Growth and Infrastructure Services; Eliza Bennett, Director of Communications and Community Engagement; Ron Foster, Auditor General; Melissa Zanette, Chief of Staff; Joseph Nicholls, Interim General Manager of Community Safety; Luisa Valle, Director of Children and Citizen Services; Carolyn Dawe, Acting Deputy City Solicitor; Cindi Briscoe, Manager of Housing Services; Jeff Pafford, Director of Leisure Services; Michelle Ferrigan, Director of Transit Services; David Shelsted, Project Director; Paul Javor, Drainage Engineer; Peter Taylor, Director of Information Technology; Eric Labelle, City Solicitor and Clerk; Christine Hodgins, Legislative Compliance Coordinator; Renée Stewart, Clerk's

Services Assistant

Declarations of Pecuniary Interests and the general nature thereof

None declared

Presentations

1 <u>Update on IT Strategic Plan</u>

Report dated June 12, 2018 from the General Manager of Corporate Services regarding Update on IT Strategic Plan.

Kevin Fowke, General Manager of Corporate Services; Peter Taylor, Director of Information Technology and Ben Perry of Perry Group Consulting provided an electronic presentation regarding the IT Strategic Plan for information only.

2 <u>Stormwater Asset Management Plan</u>

Report dated June 13, 2018 from the General Manager of Growth and Infrastructure regarding Stormwater Asset Management Plan.

Paul Javor, Drainage Engineer and Michele Samuels, Senior Asset Management Consultant/Project Manager for Aecom provided an electronic presentation regarding the Stormwater Asset Management Plan for information only.

3 <u>Maley Drive Update</u>

Report dated June 6, 2018 from the General Manager of Growth and Infrastructure regarding Maley Drive Update.

David Shelsted, Project Director, provided an electronic presentation regarding the Maley Drive Update.

The following resolution was presented:

CC2018-167 Kirwan/Sizer: WHEREAS The Phase 1 Maley Drive Project is currently projecting a funding surplus;

AND WHEREAS the City of Greater Sudbury wants to take full advantage of senior levels of government funding;

AND WHEREAS the senior levels of government have expressed a willingness to consider additional scope being added to the Phase 1 Maley Drive project;

AND WHEREAS, the funding surplus is currently projected to allow the construction of an additional two lanes of Maley Drive between Barry Downe Road and Lansing Avenue creating four total lanes including a roundabout at Lansing Avenue;

THEREFORE be it resolved that the City of Greater Sudbury authorizes Staff to include additional scope in the next large construction contract;

AND THAT future approvals from Council and the Federal and Provincial Governments are required prior to construction as outlined in the report entitled "Maley Drive Update", from the General Manager of Growth and Infrastructure, presented at the City Council meeting on June 26, 2018.

CARRIED

<u>Recess</u>

At 7:40 p.m. City Council recessed.

Reconvene

At 7:53 p.m. City Council reconvened.

At 7:53 p.m. Councillor Reynolds departed.

4 <u>Large Projects Update</u>

David Shelsted, Project Director, provided an electronic presentation regarding the Large Projects Update for information only.

Matters Arising from the Closed Session

Deputy Mayor Landry-Altmann, 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)) and one (1) Litigation or Potential Litigation / Solicitor-Client Privilege Matter regarding Local Planning Appeal Tribunal Appeals of Decisions of Council in accordance with the *Municipal Act*, 2001, s. 239(2)(b), (e) and (f). Direction was given to staff with respect to one (1) matter.

Matters Arising from Audit Committee

June 19, 2018

Councillor McIntosh, as Chair of the Audit Committee, reported on the matters arising from the Audit Committee meeting of June 19, 2018.

The following resolution was presented:

CC2018-168 Sizer/Kirwan: THAT the City of Greater Sudbury approves the Audit Committee

resolutions AC2018-06 to AC2018-08 inclusive from the meeting of June 19, 2018.

CARRIED

The following are the Audit Committee resolutions:

2017 Annual Financial Statements

AC2018-06 Jakubo/Kirwan: THAT the City of Greater Sudbury accepts the Consolidated Financial Statements for the City of Greater Sudbury and the City of Greater Sudbury Trust Funds, for the year ended December 31, 2017 as presented.

CARRIED

Governance Audit of the City of Greater Sudbury Community Development Corporation

AC2018-07 Jakubo/Kirwan: That the City of Greater Sudbury approves the recommendations as outlined in the report entitled "Governance Audit of the City of Greater Sudbury Community Development Corporation" from the Auditor General, presented at the Audit Committee meeting on June 19, 2018.

CARRIED

Governance Audit of the Greater Sudbury Police Services Board

AC2018-08 Kirwan/Jakubo: That the City of Greater Sudbury approves the recommendations as outlined in the report entitled "Governance Audit of the Greater Sudbury Police Services Board" from the Auditor General, presented at the Audit Committee meeting on June 19, 2018.

CARRIED

Matters Arising From the Planning Committee

June 11, 2018

Councillor McIntosh, as Chair of the Planning Committee, reported on the matters arising from the Planning Committee meeting of June 11, 2018.

The following resolution was presented:

CC2018-169 Kirwan/Sizer: THAT the City of Greater Sudbury approves Planning Committee resolution PL2018-102 to PL2018-104 and PL2018-106 inclusive from the meeting of June 11, 2018.

CARRIED

The following are the Planning Committee resolutions:

<u>Lucien & Ida Monette - Application for a temporary use by-law in order to permit a garden suite for a maximum of ten years, 844 Suez Drive, Hanmer</u>

PL2018-102 Lapierre/Jakubo: THAT the City of Greater Sudbury approves the application by Lucien & Ida Monette to amend the Zoning By-law 2010-100Z to change the zoning classification from "RU", Rural to "RU(T)", Rural Temporary on those lands described as PIN 73507-1247, Parcel 31565, Part 2, Plan SR-793, Lot 9, Concession 4, Township of Capreol, as outlined in the report entitled "Lucien & Ida Monette" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 11, 2018, subject to the following condition:

1. That a second dwelling in the form of a garden suite be permitted for a temporary period of

10 years.

CARRIED

<u>Vaino Latvala - Applications for Official Plan Amendment and rezoning in order to create a waterfront lot without public water access and to permit a seasonal dwelling on a non-waterfront lot with no frontage on an open public road, Niemi Drive, Sudbury and the contract of the contrac</u>

Resolution regarding Official Plan Amendment:

PL2018-103 Jakubo/Lapierre: THAT the City of Greater Sudbury denies the application by Vaino Latvala to amend the City of Greater Sudbury Official Plan to provide site-specific exceptions from Section 5.2.1 in order to permit a seasonal dwelling on a non-waterfront lot with no frontage on an open public road and from Section 5.2.2 in order to create a waterfront lot for seasonal residential use without benefit of a public water access with adequate off-street parking and boat docking facilities on lands described as PIN 73473-0013 and Part of PIN 73474-0162, Parcel 51713 S.E.S., and Part of Parcel 9897 S.E.S., Part 1, Plan 53R-16335 in Lot 9, Concessions 4 and 5, Township of Broder, as outlined in the report entitled "Vaino Latvala", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 11, 2018.

CARRIED

Resolution regarding the Rezoning Application:

PL2018-104 Lapierre/Jakubo: THAT the City of Greater Sudbury denies the application by Vaino Latvala to amend Zoning By law 2010-100Z by changing the zoning classification from "RU", Rural to "RU(S)", Rural Special on lands described as PIN 73473-0013 and Part of PIN 73474-0162, Parcel 51713 S.E.S., and Part of Parcel 9897 S.E.S., Part 1, Plan 53R-16335 in Lot 9, Concessions 4 and 5, Township of Broder, as outlined in the report entitled "Vaino Latvala", from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 11, 2018.

CARRIED

Blaine and Julie Weaver – Consent Referral Request for Consent Application B0026/2018, 6090 Tilton Lake Road, Sudbury

PL2018-106 Sizer/Jakubo: THAT the City of Greater Sudbury approves the request by Blaine and Julie Weaver to allow Consent Application B0026/2018 on those lands described PIN 73472-0054, Part 3, Plan 53R-8144 in Lot 9, Concession 2, Township of Broder, to proceed by way of the consent process, as outlined in the report entitled "Blaine and Julie Weaver" from the General Manager of Growth and Infrastructure, presented at the Planning Committee meeting of June 11, 2018.

CARRIED

Adopting, Approving or Receiving Items in the Consent Agenda

The following resolution was presented:

CC2018-170 Sizer/Kirwan: THAT the City of Greater Sudbury approves Consent Agenda Items C-1 to C-4 inclusive.

CARRIED

The following are the Consent Agenda items:

Minutes

C-1 Planning Committee Minutes of May 28, 2018

CC2018-171 Dutrisac/Sizer: THAT the City of Greater Sudbury adopts the Planning Committee meeting minutes of May 28, 2018.

CARRIED

C-2 Special City Council Minutes of May 29, 2018

CC2018-172 Sizer/Dutrisac: THAT the City of Greater Sudbury adopts the Special City Council meeting minutes of May 29, 2018.

CARRIED

C-3 <u>City Council Minutes of May 29, 2018</u>

CC2018-173 Dutrisac/Sizer: THAT the City of Greater Sudbury adopts the City Council meeting minutes of May 29, 2018.

CARRIED

Routine Management Reports

C-4 Tax Adjustments Under Sections 357 and 358 of the Municipal Act

Report dated May 28, 2018 from the Chief Administrative Officer regarding Tax Adjustments Under Sections 357 and 358 of the Municipal Act.

CC2018-174 Sizer/Dutrisac: THAT the City of Greater Sudbury strikes the amount of \$69,489.86 from the tax roll, as outlined in the report entitled "Tax Adjustments Under Sections 357 and 358 of the Municipal Act" from the General Manager of Corporate Services, presented to the City Council meeting on June 26, 2018;

AND THAT staff be directed to prepare a by-law.

CARRIED

Correspondence for Information Only

C-5 <u>Update on Implementation Plan for Council's Strategic Plan</u>

Report dated June 12, 2018 from the General Manager of Corporate Services regarding Update on Implementation Plan for Council's Strategic Plan.

For Information Only.

C-6 <u>Smart Cities Challenge Update</u>

Report dated June 11, 2018 from the General Manager of Corporate Services regarding Smart Cities Challenge Update.

For Information Only.

Managers' Reports

R-1 <u>Green Ontario Social Housing Program</u>

Report dated June 6, 2018 from the General Manager of Community Development regarding Green Ontario Social Housing Program.

The following resolution was presented:

CC2018-175 Dutrisac/Sizer: THAT the City of Greater Sudbury approves the participation in the Green Ontario Social Housing Program as outlined in the report entitled "Green Ontario Social Housing Program", from the General Manager of Community Development, presented at City Council meeting on June 26, 2018.

CARRIED

R-2 Affordable Access to Recreation Strategy

Report dated June 7, 2018 from the General Manager of Community Development regarding Affordable Access to Recreation Strategy.

The following resolution was presented:

CC2018-176 Dutrisac/Kirwan: THAT the City of Greater Sudbury directs staff to prepare business cases for the establishment of fee assistance, development of new universal programs and provision of additional access to community space as outlined in the report entitled "Affordable Access to Recreation Strategy" from the General Manager of Community Development, presented at the City Council meeting of June 26, 2018, for consideration for inclusion in the 2019 municipal budget process.

CARRIED

Resolution to proceed past 9:00 p.m.

Sizer/Kirwan: THAT this meeting proceeds past the hour of 9:00 p.m.

CARRIED BY TWO-THIRDS MAJORITY

R-3 Affordable Transit Fare Structure

Report dated June 8, 2018 from the General Manager of Community Development regarding Affordable Transit Fare Structure.

The following resolution was presented:

CC2018-177 Kirwan/Dutrisac: That the City of Greater Sudbury directs staff to prepare a business case for Option 1 - Universal Fee Structure as outlined in the report entitled "Affordable Transit Fare Structure" from the General Manager of Community Development, presented at the City Council meeting on June 26, 2018.

CARRIED

By-Laws

The following resolution was presented:

CC2018-178 Dutrisac/Kirwan: THAT the City of Greater Sudbury read and pass By-law 2018-119 to and including By-law 2018-125Z.

CARRIED

The following are the By-Laws:

- 2018-119 A By-law of the City of Greater Sudbury to Confirm the Proceedings of Council at its Meeting of June 26th, 2018
- 2018-120 A By-law of the City of Greater Sudbury to Authorize the Payment of Grants from the Healthy Community Initiative Fund, Wards 5, 6 and 7 City Council Resolution #CC2018-141 (This by-law authorizes grants funded through the Healthy Community Initiative Fund for Wards 2 and 7.)
- 2018-121 A By-law of the City of Greater Sudbury Respecting the Appointment of Officials of the City of Greater Sudbury

 (This by-law replaces By-law 2017-2 to effect appointment of statutory officials by reference to position and updating as necessary to reflect changes arising from recent reorganizations and other staff changes.)
- A By-law of the City of Greater Sudbury to Authorize Various Matters as Part of the Development Charges Rebate Program of the Ministry of Housing (This By-law authorizes the Executive Director of Finance, Assets and Fleet to execute an agreement with the Province of Ontario for funding under the Development Charges Rebate Program and further authorizes the Director of Planning Services to administer and deliver the program, including the allocation of funding and the execution of agreements with recipients.)
- A By-law of the City of Greater Sudbury Regarding GreenON Social Housing Program
 Transfer Payment Agreement
 (This By-law authorizes the Manager of Housing Services to execute an Ontario Transfer
 payment Agreement for funding under the GreenON Social Housing Program and to
 administer and deliver the program, including the allocation of funding, and execution of
 agreements with funding recipients.)
- 2018-124P A By-law of the City of Greater Sudbury to Adopt Official Plan Amendment No. 88 to the Official Plan for the City of Greater Sudbury Planning Committee Resolution #PL2018-99
 (This by-law authorizes the adoption of the Five Year Review Phase 1 Amendments to the City of Greater Sudbury Official Plan.)
- 2018-125Z 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 #PL2018-50 (This by-law rezones the subject lands from "M1-1", Business Industrial to "M1-1(19)", Business Industrial Special to permit a vehicle repair shop Sudbury Window Manufacturing Ltd. 902 Newgate Avenue, Sudbury.)

Motions

M-1 Request for business case - 2019 Budget - Junction Creek Stewardship Committee

The following resolution was presented:

CC2018-179 Sizer/Dutrisac: WHEREAS the Junction Creek Stewardship Committee (JCSC) is a volunteer based, grassroots, registered non-profit organization formed in 1999 with a mission to "restore all life to the Junction Creek ecosystem, native wildlife, fish, insect and plant life, and to improve the quality of life for humans as well", which has eleven volunteer board members and 2 staff who work with hundreds of volunteers annually to complete restoration, research and outreach projects in the watershed;

AND WHEREAS the JCSC has submitted a funding request to the City of Greater Sudbury in the sum of \$160,000 to be divided equally between 2019 to 2022, to allow it to effectively organize and carry out ongoing community programs and restoration activities to improve the natural ecosystem found in the City, and undo the industrial damage along Sudbury's large urban waterway known as Junction Creek;

AND WHEREAS the JCSC serves to coordinate citizen participation in environmental restoration activities and to increase public awareness and appreciation of Junction Creek by carrying out a variety of educational, community stewardship, and environmental and research programs;

AND WHEREAS the City of Greater Sudbury has supported the restoration, research and outreach projects of the JCSC through grant funding since 2007;

THEREFORE BE IT RESOLVED THAT the City of Greater Sudbury directs staff to prepare a business case for the Junction Creek Stewardship Committee's funding request, to be presented during the 2019 budget deliberations.

CARRIED

M-2 Recognition of Olympic and Paralympic Medalists in Community Facilities

The following resolution was presented:

CC2018-180 Bigger/Landry-Altmann: WHEREAS Greater Sudbury boasts a great number of tremendously talented athletes who have earned medals for their accomplishments in Olympic and Paralympic Games;

AND WHEREAS the City of Greater Sudbury has no formal policy to recognize these athletes;

AND WHEREAS the City of Greater Sudbury's Building, Property and Park Naming Policy allows for the naming of facility elements such as ice pads, trails, gymnasiums, etc.;

AND WHEREAS naming facility elements will not only recognize their hard work, dedication and talent, but also serve to enhance community pride and youth encouragement in sport;

AND WHEREAS the City of Greater Sudbury would like to formally recognize those athletes that the public has identified as hailing from the City of Greater Sudbury;

THEREFORE BE IT RESOLVED that the City of Greater Sudbury would identify those athletes who have received medals in the Olympic and Paralympic Games, and work with City Staff to officially recognize the athletes by naming and identifying meaningful training facilities within City of Greater Sudbury amenities, based on the athlete and type of sport. **CARRIED**

Addendum

No Addendum was presented.

Civic Petitions

Councillor Kirwan submitted a petition to the City Clerk which will be forwarded to the General Manager of Corporate Services. The petition is regarding a request to update of existing by-laws in order to allow back yard hens in Greater Sudbury.

Councillor Cormier submitted a petition to the City Clerk which will be forwarded to the General Manager of Growth and Infrastructure Services. The petition is regarding a one way exit point from David Street onto Paris Street (Northbound).

Question Period and Announcements

Tax Due Date

Councillor Kirwan asked if there is grace period or allowance for people who need extra time to pay their tax installment given the fact that they are on CPP or old age security and often do not receive payment until after the due date.

Ed Archer, Chief Administrative Officer, stated that the due date is determined by the number of days since the billing was issued. He will speak with Mr. Stankiewicz and provide the Councillor with a response and possibly make adjustments to be more flexible.

Shave and Pave

Councillor Vagnini asked for a explanation on procedure regarding shave and pave.

Tony Cecutti, General Manager of Growth and Infrastructure Services, stated that it is a two (2) step process where early in the season a milling process is the first step, shaving the asphalt off and later in the season a new layer of asphalt is put in. If contractors are not expecting to pave the area quickly contractors will create ramps in order to allow vehicles to pass safely.

Councillor Vagnini asked if there is a way to coordinate so that the shave and pave portions of the work are closer together.

Tony Cecutti, General Manager of Growth and Infrastructure Services, stated that if the contractor is not coming back in a reasonable amount of time, they ensure that the road is safe to continue travelling on. Should Councillors have concerns regarding any specific areas, he can look into it to make sure the roads are properly addressed in terms of drivability.

Pride Week

Councillor Vagnini asked what city has done in regards to LGBTQ Community inclusion and what they intend to do during pride week. Further, he inquired if any meeting or summit be taking place with this community.

Eliza Bennett, Director of Communications and Community Engagement, stated that they are

partnering with the Market for pride week. Sudbury Pride has commissioned an artist to paint one of the mobile retail units from the Market. This unit will be at the location all season for people to come and see. The City and the Market have offered a stall, free of charge, for any promotion or marketing that Sudbury Pride would like to do. They are including Sudbury Pride information on the Market weekly update. The City has also updated its logo on social media sites to represent the pride flag. A meeting could be looked into with Community Development and the Diversity Advisory Panel.

Intersection Safety

Mayor Bigger asked for update on ongoing work throughout the City in ensuring that intersections are safe.

Tony Cecutti, General Manager of Growth and Infrastructure Services, stated that there is a complex process which includes parallel initiatives at a community level with partners from the province, the police associations and City staff. The intersections operate under the Highway Traffic Act which requires that they have consideration from other partners. A road safety audit was recently presented to the Operations Committee. In this audit they identified some of the processes that are used for ongoing monitoring and safety initiatives. They also look at factors that may effect safety and have opportunities to provide engineered solutions but there is management of traffic signals and safety awareness through education where the province helps out. Further, a large component of safety is enforcement which is where the relationship with Polices Services is extremely important.

Notices of Motion

Rules of Procedure

Councillor Vagnini presented a Notice of Motion regarding a staff direction to reimburse the Canadian Hearing Society for the interpreter services for a private citizen.

WAIVED BY SEVEN VOTES

The following resolution was presented:

CC2018-181 Vagnini/Montpellier: Whereas public allegations of workplace harassment were brought against two City of Greater Sudbury Councillors as well as two private citizens and,

Whereas the alleged incidents were not held confidential with the names of the two Councillors and two citizens being publicly identified as respondents and,

Whereas the City did not investigate the matter in accordance with Ministry requirements and,

Whereas the complainant filed a second complaint several months after the initial complaint followed by an Ontario Ministry of Labour order to "ensure that an investigation is conducted into complaints of workplace harassment that is appropriate to the circumstances" and the Ministry finding that "an appropriate investigation has not been conducted into complaints of workplace harassment made to the employer" with reference to the original complaint and,

Whereas, Council reacting to the Ministry order directed the City to engage a private investigator as an extension of the City Corporation to investigate the complaint and actions of the respondents and.

Whereas one of the respondent private citizens has a hearing disability and was not present

at the occasions where the harassment was alleged to have occurred and,

Whereas this private citizen chose to attend a press conference in order to become better informed and,

Whereas this private citizen accessed services of an interpreter from the Canadian Hearing Society at the press conference to try to find out why Council and the City were investigating him and.

Whereas this private citizen was able to determine that the accusations were unfounded and could be addressed by filing an affidavit instead of being interviewed by the investigator and,

Whereas a legal interview would require two interpreters instead of one and two recorders all for four hours and.

Whereas the private citizen was able to avoid this additional cost to the City and,

Whereas this private citizen was absolved of the complaint and,

Whereas the Canadian Hearing Society is requesting payment for the services provided at the press conference.

Be it therefore resolved that City staff is hereby directed to reimburse the Canadian Hearing Society for the interpreter services at the press conference as billed by the Canadian Hearing Society.

Rules of Procedure

Councillor Vagnini requested a simultaneous written recorded vote.

YEAS: Councillors Vagnini, Montpellier, Dutrisac, McIntosh, Cormier, Landry-Altmann and Mayor Bigger

NAYS: Councillors Signoretti, Kirwan and Sizer

ABSTAIN: Councillor Jakubo

CARRIED

<u>Adjournment</u>

Kirwan/Sizer: THAT this meeting does no CARRIED	ow adjourn. Time: 10:04 p.m.
Mayor Brian Bigger, Chair	Eric Labelle, City Solicitor and Clerk