

**THE NINTH SPECIAL MEETING
OF THE COUNCIL OF THE CITY OF GREATER SUDBURY**

**Council Chamber
Tom Davies Square**

**Wednesday, 2002-03-27
Commencement: 6:43 p.m.**

Chair

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

Present

Councillors Bradley; Callaghan; Courtemanche; Craig; Davey (A6:45 pm); Dupuis (A6:50 pm); Gainer (D7:50 pm); Kilgour; Lalonde; Portelance (A7:05 pm); Petryna

City Officials

J. Rule, Chief Administrative Officer; D. Belisle, General Manager of Public Works; R. Browning, General Manager of Emergency Services; C. Hallsworth, General Manager of Citizen & Leisure Services; M. Mieto, General Manager of Health & Social Services; D. Wuksinic, General Manager of Corporate Services; B. Lautenbach, Director of Planning; C. Mahaffy, Manager of Financial Planning and Policy; H. Salter, Deputy City Solicitor; P. Aitken, Government Relations/Policy Analyst; C. Salazar, Manager of Corporate Strategy & Policy Analysis; K. Bowschar, Planning Committee Secretary; T. Mowry, City Clerk; A. Haché, Deputy Clerk; G. Ward, Council Secretary

News Media

MCTV; CBC; Sudbury Star; Le Voyageur

Declarations of
Pecuniary Interest

None declared.

Purpose of
Meeting

Mayor Gordon addressed Council advising the purpose of the meeting was to consider the Implementation of the Report on Council Governance dated March 1st, 2002.

MANAGERS' REPORTS

Item 3
Implementation of
Cuff Report

Letter dated 2002-02-28, with attachment, from George B. Cuff, George B. Cuff & Associates Ltd. and J.L. (Jim) Rule, Chief Administrative Officer, City of Greater Sudbury, regarding Implementation of the Cuff Report was received.

The Chief Administrative Officer addressed Council with an overhead presentation focusing on the following:

- role statements for the Mayor, CAO and Council
- code of ethics for Members of Council
- committee structure - focusing on policy development

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Council discussed the mandate of the former Finance & Efficiencies Committee, in particular, the efficiency and audit responsibilities, and questioned whether this should be included in the Finance & Program Accountability Sub-Committee or if another committee should be established. It was suggested that this committee could be a sub-committee of the Finance & Program Accountability Sub-Committee.

The Chief Administrative Officer was directed to bring back a report to a subsequent meeting regarding these issues.

Councillor Dupuis advised that appointments were made to Community Development Corporations whose mandate extends beyond the term of Council. Mayor Gordon directed the City Solicitor's office review the appointment process to Community Development Corporations and report back to Council.

Council agreed that the Chief Administrative Officer and City Clerk prepare a report on the possibility of scheduling meetings for the Corporate Priorities Committee, Planning Committee and City Council during the same week.

The following resolutions were presented:

2002-136 Dupuis/Bradley: THAT the recommendations submitted in the Report on Council Governance dated March 1, 2002 be adopted with the exception of the recommendations regarding the Nominating Committee and Ward Boundary Review, otherwise dealt with.

CARRIED

The following recommendations in the Council Governance Report were adopted by Council:

ROLES, COVENANT AND CODE OF ETHICS

- a) That Council amend the procedure By-law adopting the roles of Mayor, CAO and Council.
- b) That the Council/CAO Covenant be attached to the Procedure By-law and that the covenant be executed by all parties.
- c) That Council adopt the Ethics Code as part of the Procedure By-law of Council.

COUNCIL'S GOVERNANCE STRUCTURE

- a) That the new Governance structure, as outlined in this report, be adopted.
- b) That delegations be heard by the appropriate Sub-Committee of Council's Corporate Priorities Committee as decided by the Agenda and Priorities Committee.
- c) That Council will only hear delegations referred to it by a Sub-Committee of the Corporate Priorities Committee of the Agenda and Priorities Committees.
- d) That delegations be limited to three (3) per Council meeting, for a maximum of 1½ hours and that the Council meeting start at 7:00 p.m.
- e) That the Corporate Priorities Committee **not** meet in July and August and that any items of an urgent matter be placed directly on Council's Agenda during those months.
- f) That the meetings of the Corporate Priorities Committee be chaired by a Deputy Mayor who is neither the Chair nor Vice-Chair of any of the Sub-Committees.
- g) It is recommended that the first Monday meeting of the Corporate Priorities Committee every second month be set aside for delegations, subject to adjustment on the number of requests.
- h) That Delegations be heard in the following order:
 - i. Those requested by Council, the Mayor, or an individual Councillor;
 - ii. Those requested by the public (after appearing at the Committee and with the committee's approval)
 - iii. Those requested by staff.
- i) That the order of Sub-Committees on the Agenda at the Corporate Priorities Committee meeting be on a rotational basis.
- j) That the Corporate Priorities Committee and its Sub-Committees will begin their respective meetings at 7:00 p.m.

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- k) That Council appoint Chairs and Vice-Chairs for the Sub-Committee on Community Viability and the Sub-committee on Public and Intergovernmental Affairs at its meeting of March 21st, 2002 and that the current budget Chair, Deputy Mayor Eldon Gainer, be appointed the Chair of the Financial and Program Accountability Sub-committee and Councillor Austin Davey be appointed as the Vice Chair of this Committee.
- l) That Council adopt the Terms of Reference of these Sub-Committees as recommended.
- m) That no decision be made by Council (to a request by a delegation) at the time the delegation is heard for the first time unless the delegation has provided a dossier in the Council agenda package on the issue as per the requirements of the Procedure By-law.
- n) That the Minutes of the Agenda and Priorities Committee be circulated electronically to all members of Council for their information. Members can advise if they wish to be dropped from this circulation.
- o) All current appointments of Deputy-Mayors and Chair of Planning will end on November 30, 2002, at which time Council will select the Deputy-Mayors, Committee Chairs and Vice-Chairs for the year 2003.
- p) Issues of an emergency nature, as decided by the Chief Administrative Officer, would appear directly on Council, while any policy issue would first go to a Corporate Priorities meeting to be dealt with by a Sub-Committee.

PLANNING COMMITTEE

- a) That the Planning Committee, in addition to its planning functions, deal with all Statutory and Public Hearings which Council is required to hold. including road closing, licensing, drainage, etc., and that the meeting start at 7:00 p.m.
- b) That the Planning Committee be composed of five members to be appointed by Council at its meeting of March 21st, 2002 including the Chair.
- c) That the Planning Committee meet the Tuesday following the meeting of the Corporate Priorities Committee.
- d) That the current Chair of the Committee of the Whole (Planning), Councillor Dave Kilgour, be appointed as Chair of the Planning Committee for the term ending November 30th, 2002.

CONSOLIDATION OF COMMUNITY DEVELOPMENT CORPORATIONS

- a) It is recommended that Council direct staff to take action to wind-up the Valley East Community Development Corporation and the Onaping Falls Community Development Corporation as these two bodies do not have any holdings or legal agreements requiring their continuation.
- b) It is recommended that Council direct staff to take action to wind-up the Capreol Community Development Corporation once all of its outstanding legal responsibilities have been dealt with.
- c) It is recommended that Council continue the operation of the City of Greater Sudbury Community Development Corporation, the Sudbury Community Development Corporation and the Sudbury Airport Community Development Corporation as these three bodies perform substantially different work and have many outstanding obligations and responsibilities.

MISCELLANEOUS RECOMMENDATIONS

- a) That the attached form Appendix A, *Request for a Decision*, be adopted in principle for the use by all Department.
- b) That all administrative reports being presented to Council be reviewed and signed off by the CAO with the notation "Recommended".
- c) That following the necessary Notices and changes in procedure, that the new governance structure begin June, 2002.
- d) That staff be directed to prepare a policy report detailing how city departments handle and follow-up on all inquiries however received and recommend actions to be taken by September 30th, 2002.
- e) That the Clerk compile a Policy Manual listing all policies adopted by Council since January 1st, 2001, and that this manual be kept up-to-date and posted on the City's website.
- f) That the Clerk, under the direction of the Chief Administrative Officer, be directed to prepare a policy report dealing with the consolidation of Advisory Panels, Task Forces, etc., by September, 2002.
- g) That the Chief Administrative Officer be authorized to implement the recommendations in this report.

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- h) Issues of an emergency nature, as decided by the Chief Administrative Officer, would appear directly on Council, while any policy issue would first go to a Corporate Priorities meeting to be dealt with by a Sub-Committee.
- i) No decision will be made by Council to a request by a delegation at the time the delegation is heard for the first time unless the delegation has provided a dossier in the Council agenda package on the issue as per the requirements of the Procedure By-law.
- j) It is also recommended that the Chairs of the Corporate Priorities Committee and its Sub-Committees receive the same annual remuneration as the Chair of Planning Committee; and that the Vice-chairs of the Committees receive the required compensation as stipulated in Council's Procedure By-law.

NOMINATING COMMITTEE

Following a general discussion on the merits of establishing a Nominating Committee, Council agreed that non-Councillor appointments would be dealt with at a meeting of the Committee of the Whole called for that purpose.

Recess

At 8:25 p.m., Council recessed.

Reconvene

At 8:40 p.m., Council reconvened.

Item 4
Ward Boundary
Review

Letter dated 2002-03-22, with attachment, from the General Manager of Corporate Services regarding Ward Boundary Review was received.

The City Clerk addressed Council with an overhead presentation of the process involved in redesigning the ward boundaries and the redivision of the current 6 wards into 12 single member wards for the City of Greater Sudbury.

The following resolution was presented:

2002-138 Dupuis/Bradley: That a "Select Committee of Greater Sudbury Citizens" be appointed by Council on the recommendation of the Mayor, and consisting of a cross-section of the community, with the office of the Clerk appointed to act in an advisory capacity.

The committee should be given the mandate to review this matter over a 3 month time frame and report to Council that:

- (a) the 6 wards should remain, with or without any minor adjustments; or
- (b) the City should be re-distributed into a 12 ward system; or

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Review
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(c) the public should be consulted by the way of at least one public meeting (and any other requirements of the *Municipal Act*) sufficiently prior to the next municipal election (2003) so as to permit this matter to be placed before the electorate for their decision at the time of that election.

MOTION LOST

Council **defeated** a motion by Councillor Davey to defer the Ward Boundary Review for one month for further review.

2002-139 Dupuis/Bradley: WHEREAS every Citizen has the reasonable expectation that any local electoral arrangement should be simple and uniform;

AND WHEREAS clear, distinct and easily identifiable ward boundaries are essential to the municipal election process;

AND WHEREAS ward boundary design should also respect the democratic principle of "one person, one vote" by striving to keep ward populations substantially equal;

AND WHEREAS a main principle guiding a uniform local system of representation should be that every municipal ward be represented by only one member, in order to provide a strong link between an individual member of Council and his or her constituents;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk, in consultation with the City Solicitor and other Officials be directed to prepare a Ward Boundary Review policy for Council's consideration, the purpose of this policy to be:

1. Establish criteria to be used by the Returning Officer in developing proposals for Ward Boundary changes, based on the above guiding principles;
2. Define the responsibilities in the Ward boundary review process;
3. Provide a framework for the Ward boundary review process with regard to timing, involving stakeholders and establishing reporting procedures;

AND FURTHER THAT the Ward Boundary Review Process contemplated by this motion be implemented effective January, 2004, following the general municipal election in order to implement any changes for the municipal election in 2006.

MOTION LOST

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Ward Boundary
Review
(Continued)

Dupuis/Bradley: THAT the City Clerk be directed to prepare detailed criteria for Ward Boundary Design fore the consideration of Council at its next regularly scheduled meeting;

AND THAT Council appoint a Citizens Committee of three (3) persons who shall have a mandate to redivide the current 6 Wards into 12 single member Wards to take effect for the 2003 Municipal Election;

AND THAT this Citizens Committee shall report back to Council within one (1) month of its appointment with a final Ward boundary design;

AND FURTHER THAT the three (3) Citizens be appointed at the next regularly scheduled meeting of Council upon the recommendation of Members of Council.

Change of Chair

At 9:05 p.m., Mayor Gordon vacated the Chair.

DEPUTY MAYOR DOUG CRAIG, IN THE CHAIR

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With the approval of the Mover and the Seconder of the motion, the motion was amended as follows:

Second paragraph: "three (3) persons" be amended to read "**six (6) persons, one from each ward**".

Additional paragraph: "**AND FURTHER THAT the public be consulted by way of a public meeting.**"

Change of Chair

At 9:20 p.m., Deputy Mayor Doug Craig vacated the Chair.

HIS WORSHIP MAYOR JAMES GORDON, IN THE CHAIR

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The original motion, as amended, was then presented:

2002-139 Dupuis/Bradley: THAT the City Clerk be directed to prepare detailed criteria for Ward Boundary Design fore the consideration of Council at its next regularly scheduled meeting;

AND THAT Council appoint a Citizens Committee of six (6) persons, one from each ward, who shall have a mandate to redivide the current 6 Wards into 12 single member Wards to take effect for the 2003 Municipal Election;

AND THAT this Citizens Committee shall report back to Council within one (1) month of its appointment with a final Ward boundary design;

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AND FURTHER THAT the six (6) Citizens be appointed at the next regularly scheduled meeting of Council upon the recommendation of Members of Council;

AND FURTHER THAT the public be consulted by way of a public meeting.

CARRIED

Adjournment

2002-140 Dupuis/Bradley: That this meeting does now adjourn.
Time: 9:28 p.m.

CARRIED

Mayor

Deputy Clerk