



MINUTES

SESSION 15

THE COUNCIL OF
THE CORPORATION OF THE CITY OF MISSISSAUGA
(www.mississauga.ca)

WEDNESDAY, AUGUST 5, 2009, 9:00 A. M.

COUNCIL CHAMBER
300 CITY CENTRE DRIVE
MISSISSAUGA, ONTARIO L5B 3C1

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PRESENT: Mayor Hazel McCallion
Councillor Carmen Corbasson Ward 1
Councillor Pat Mullin Ward 2
Councillor Maja Prentice Ward 3
Councillor Frank Dale Ward 4
Councillor Eve Adams Ward 5
Councillor Carolyn Parrish Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Nil

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
Paul Mitcham, Commissioner of Community Services
Martin Powell, Commissioner of Transportation and Works
Ed Sajecki, Commissioner of Planning and Building
Mary Ellen Bench, City Solicitor
Crystal Greer, City Clerk
Shalini Alleluia, Legislative Coordinator
Evelyn Eichenbaum, Legislative Coordinator
Sacha Smith, Legislative Coordinator

1. **CALL TO ORDER**

The meeting was called to order at 9:10 a.m. by Mayor Hazel McCallion, with the saying of the Lord's Prayer.

2. **DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST - Nil**

3. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

(a) July 8, 2009 - Session 14

Approved as presented
MG.01

4. APPROVAL OF THE AGENDA

On a verbal motion by Councillor Pat Mullin the following was added to the Agenda:

- (a) A proposed resolution with respect to the Clarkson Airshed - Copies of the proposed resolution were distributed to Council. Also, Dorothy Tomiuk, Miranet, was added to speak to the resolution on behalf of Miranet.
- (b) Ms. Tomiuk also wished to comment on the resolution relating to the “Count me in challenge” - Resolution 0162-2009.

5. PRESENTATIONS

- (a) Fire Chief’s Certificate of Recognition

Kevin Duffy, Acting Fire Chief, presented the Fire Chief’s Certificate of Recognition to the following:

Mark Salt
Bart Bdzioch
Milos Calija (Mr. Calija was out of the country)

Mr. Duffy explained the heroic incident and the efforts of the above mentioned fire staff who saved the life of a patron at the Clarkson Pool. Mr. Duffy congratulated the staff for their calm approach while using the techniques for which they were trained. A photo was taken with Mayor McCallion and the recipients

PR.05

6. DEPUTATIONS

- (a) Tax Adjustments

There were no persons in attendance to address Council regarding tax adjustments.

Corporate Report R-1/Resolution 0166-2009
FA.13.Mun

(b) “I love Hazel” Campaign – Hazel McCallion Centre, Trillium Health Centre

Steve Hoscheit, President and CEO, Trillium Health Foundation along with Janet Davidson, President and CEO, Trillium Health Centre presented Mayor McCallion with a photo and the life sized images of her used during the promotion of the “I love Hazel” Campaign. He advised that the Trillium Health Centre has named its advanced cardiac centre the ‘Hazel McCallion Centre for Heart Health’ in her honour. Also, in 2008, they successfully launched a \$15 million Cardiac Challenge Campaign towards this centre. Mr. Hoscheit explained that the Centre will provide the most advanced cardiac care available anywhere in Canada and the funds will help prepare the hospital for a rapidly ageing population.

To mark the completion of the “I Love Hazel” Campaign, Janet Davidson and Steve Hoscheit presented the mayor with the above items and photographs were taken to commemorate the event.

PR.04

(c) Southside Shuffle Blues and Jazz Festival

Chuck Jackson and Diane Goldsmith addressed Council with respect to the Southside Shuffle Blues and Jazz Festival. Using a powerpoint presentation, they pointed to the success of previous years and explained the new events being introduced as part of the 2009 Southside Shuffle Blues and Jazz Festival to be held on September 11, 12 and 13, 2009.

Ms. Goldsmith invited all members of Council to the VIP Opening Ceremonies of the event and requested an RSVP.

PR.04

(d) Public Question Period

Alan Forde, resident, addressed Council with respect to Public Question Period (Amendments to the Procedure By-law). He stated that he supported the recommended revisions to the Procedure By-law, however, he requested that the draft minutes be posted on-line earlier so that they can be reviewed prior to the next meeting. He was advised that this could be done with a disclaimer that the minutes were draft until approved by Council.

Corporate Report R-2/Resolution 0167-2009
BL.08.Pro

(e) Public Question Period (PQP)

Dorothy Tomiuk, Secretary, Miranet, addressed Council and read out a statement on behalf of Miranet, with respect to Public Question Period (Amendments to the Procedure By-law). Ms. Tomiuk stated that the comments in her statement were developed by an Ad Hoc Committee of Miranet. Miranet felt that a “Made in Mississauga” policy should be designed to reflect the City’s unique public culture and tradition rather than following how other municipalities deal with questions from residents at Council. She noted that the City has made increased effort to facilitate citizen engagement on many matters and felt that this section of the Council meeting should be better managed rather than being removed from the Council agenda. She advised that Miranet did not support the elimination of Public Question Period (PQP) at Council meetings as it diminished the opportunity for citizen participation, but that stronger rules be enforced. Further, she suggested that other approaches be reviewed to enable smooth functioning at the committee level and if it can work at the Committee level, then it should also work at Council.

Ms. Tomiuk advised that Miranet also supported PQP at the standing committees of council and suggested that the by-law explicitly identify these committees. On behalf of Miranet, she expressed concern with having the PQP for advisory committees because of lack of security in the committee rooms which is available at the standing committee level. She requested deferral of amending the Procedure By-law to allow additional time to address the questions and issues raised in the statement.

With respect to Miranet’s concerns and questions raised in the statement, Ms. Tomiuk listed several comments for consideration. These include consultation with the Chairs and Vice Chairs of the Advisory Committees, Corporate security during the evening meetings of Advisory Committees, lack of comment relating to disrespectful speech to citizen members of committee, the PQP being listed as the last item on the agenda and the public having to wait the entire meeting to ask a question, timelines to notify the Clerk’s office of the ones intention to be placed on the agenda, lack of ability to speak to the minutes of the meeting as they are not posted on the website until approved at the following committee meeting, allocation and order of questions that can be heard within the 15 minute timeframe.

Further, Ms. Tomiuk enquired about the right to privacy of deputants when members of the audience have posted segments of meetings on their personal websites. She summarized stating that citizen chairs should not be placed in a liability position as the parameters of the by-law were unclear. Ms. Tomiuk apologized for not providing Miranet’s comments earlier as they were waiting to review the wording of the by-law which was posted only when the Agenda was finalized. She summarized stressing that they were not opposed to changes being made to the PQP but the ambiguity of the proposed by-law.

Councillor Pat Saito explained that in the current situation, most of the discussion took place at the Committee level when staff were present to answer questions. She also stressed that all meetings are public and residents are welcomed to any standing or advisory committee meeting.

With respect to the recommendations made by Ms. Tomiuk on behalf of Miranet, Councillor Saito agreed that the PQP could be held at the start of the meeting. She also felt that the Chair could move the PQP to the start of the meeting if he felt it provided for better flow of the meeting. Further, she explained that since Council had approved the change with only the enactment of the by-law outstanding, any change to what Council already approved would require the question to be reopened by Council. Councillor Saito indicated that she would support deferral of the by-law to allow consultation with the Chairs and Vice Chairs of the Advisory Committees.

Councillor George Carlson supported the deferral, suggesting that the chair check why an individual was at a meeting as the visitors are easily identified at an Advisory Committees. He felt that if there was a question from the audience, it could then be dealt with at the start of the meeting so that the public did not have to wait the entire meeting.

Councillor Nando Iannicca felt that the changes being proposed were to provide better and more effective use of Council time and that this was the only level of government where opportunity for public input or debate was encouraged.

Councillor Carolyn Parrish explained that the Question Period was intended for questions rather than addressing major issues that require input from staff. She also briefly explained the issues that initiated council's request to staff to poll how other municipalities dealt with this segment of the meeting, adding that in the Federal Legislature, the general public could not ask questions during the Question Period.

Councillor Maja Prentice noted that the Region of Peel did not have a PQP. She felt that although residents have used the PQP as a means to express their views, they could have listed themselves as a deputant at Council which can still be done; adding that their accessibility to the Council procedure was not eliminated by the recommended change.

Councillor Carmen Corbasson assured the deputant that the change will be reviewed again in June 2010 to ensure that it was working as intended.

Councillor Pat Mullin stated that at the Region of Peel, she has observed people leave because the number of deputations and their length exceeded the business that needed to be done by Council. She hoped that the proposed changes to the by-law would provide better control of time.

Councillor Sue McFadden felt that accessibility was not impacted with this change as residents could directly access their members of council in a variety of ways and residents are also welcome to attend any meeting.

Mayor Hazel McCallion stressed that any resident could still come before Council by registering with the Clerks office 6 days before Council on any matter whether or not it was on the Agenda. Furthermore, they can speak to a matter on the Agenda by notifying the Clerks Office at least one day prior to the meeting. She also explained that regularly, questions raised during the PQP required staff input which was not available at short notice. The Mayor supported the deferral to allow consultation with the Chair and Vice Chairs of the Advisory Committees.

Crystal Greer, City Clerk, confirmed the understanding of Council with respect to the by-law and the notification timelines under the new process, adding that she could consult with the Chairs and Vice Chairs for their comments and bring the matter back to a future Council as the Advisory Committees were currently in summer recess.

Corporate Report R-2/Resolution 0167-2009
BL.08.Pro

(f) Public Question Period (PQP)

Andrew Hamilton-Smith addressed Council on behalf of the Mississauga South NDP, with respect to Public Question Period (Amendments to the Procedure By-law). He enquired about the benchmark used to consider this change and expressed concern that Mississauga was losing a tradition which was part of the democratic process. He also pointed out that the by-law was posted only on Friday for public viewing and urged that Council defer this approval until the Fall to allow for public consultation as he felt its approval was being rushed. Mr. Hamilton-Smith also felt that the new procedure would allow for the screening of matters that could be placed on the Agenda.

Mayor Hazel McCallion reiterated that the public will be able to address council on any matter however, they would need to notify the Clerk's office prior to the meeting so that they can be listed on the Agenda. She explained that this was a more effective way to respond to questions arising during a council meeting as staff would be made aware of the request in advance of the meeting.

Councillor Nando Iannicca referred Mr. Hamilton-Smith to the current question period of the legislature where the public does not have the opportunity to ask questions. Questions are required to be asked through elected officials.

Councillor Carolyn Parrish explained that this matter first came before General Committee on June 30, 2009 and adequate notice has been provided.

Councillor Pat Saito indicated that she would move deferral to allow for consultation with the Chairs of the Advisory Committees.

Information Item I-13

Corporate Report R-2//Resolution 0167-2009

BL.08.Pro

(g) Amendments to the Procedure By-law (Public Question Period – PQP)

- (a) William McBain of Streetsville, addressed Council to speak to the proposed Amendments to the Procedure By-law. He spoke in support of Miranet's position on this matter and the recommended deferring the enactment of the by-law to allow for public consultation. He felt that residents should feel that the process is open, transparent and accessible and the general public was not fully aware of Council processes nor did Mississauga have the same level of media coverage as in Toronto and hence suggested that Council examine how the process and information could be made more accessible. He supported the deferral to allow time to examine how the public could be better informed.

Mayor Hazel McCallion requested Mr. McBain to provide some suggestions on how the City could achieve better public involvement.

Councillor Carolyn Parrish suggested it was time Mississauga had a more frequent newspaper similar to the Toronto Star and more municipal business on the local TV station. The councillor pointed out that the City's Strategic Plan speaks to communicating with the residents.

- (b) Don Barber, Friends of the Cawthra Bush, addressed Council with respect to the proposed Amendments to the Procedure By-law. He requested that this tradition and democratic procedure not be removed from Council meetings, pointing out that all members of Council did not sit on the advisory committees. Further, he felt that the proposed recommendations could result in requests for additional time thereby impacting the smooth flow of the meeting. Mr. Barber also expressed concern with having the PQP at the end of a meeting which would require people to wait through the entire meeting and that this matter was being addressed during the summer months when people are on vacation.

Mr. Barber clarified that he had been advised that the PQP was being removed as per the recommendation. Mayor McCallion explained that it was being replaced with a structured format where a deputant can speak to a matter at any committee level during its PQP as well as be listed on a

Council Agenda. Mr. Barber submitted a letter stating that he disagreed with the proposed changes to the Public Question Period.

Corporate Report R-2/Resolution 0167-2009
BL.08.Pro

7. **PUBLIC QUESTION PERIOD** (in accordance with Section 36 of the City of Mississauga Procedure By-law 0421-2003 - Council may grant permission to a person who is present and at Council and wishes to address Council on a matter on the Agenda. For any other matter, leave must be granted by Council to deal with a matter not on the agenda).

- (a) Dorothy Tomiuk addressed Council to concur and support on behalf of Miranet, the resolution by Councillor Mullin with respect to the Count Me in Community Challenge in 2010. The resolution requests that it be referred to the Environmental Advisory Committee for potential participation in 2010.

Resolution 0192-2009
EC.04

- (b) Dorothy Tomiuk addressed Council to also support the proposed Resolution by Councillor Pat Mullin with respect to the Clarkson Airshed. She agreed that the resolution be sent to the Region of Peel and Halton, noting that the residents of these regions breathe the already taxed air within the Clarkson Airshed.

Councillor Pat Mullin spoke to the resolution, adding that the Mayor was going to be meeting with the Premier of Ontario and every opportunity to oppose a power plant in Clarkson must be used. She expressed concern for the already taxed air in this airshed and the issuance of compliance certifications by the MOE when there were already problems with the air quality in Clarkson.. Copies of the proposed resolution were distributed to members of council.

A verbal vote to deal with this resolution was voted on and carried.

Councillor Carolyn Parrish suggested an amendment to page 5 to add the word “existing” before industrial user in point 5. This amendment was voted on and carried.

Resolution 0192-2009
CD.09

- (c) Don Barber, resident, again addressed Council regarding the removal of the PQP and the time limit a person could speak. He felt that in order to put the right framework of the issue at hand, there was a need for preamble which then would have an impact on the allotted time, particularly when an individual has done their homework and in some instances, spent money for information under the FOI; it was not fair that they may not be given the opportunity to speak fully at Council/Committee because of the time limits. Also, he felt that based on what he has heard, the decision was political and not financial. Mayor McCallion responded that the decision to change the procedure was for better efficiency in the meetings.

Further, Mr. Barber felt that residents come to Council when other doors have been closed to them and he has been able to obtain more desirable results using this process.

Mr. Barber stated that he was in a unique position and asked for special consideration of Council i.e. if they were willing to go back to the status as it was in May 2006 (a person being able to ask a question on any item even if it was not on the Agenda) he would reconsider taking legal action against the City on what is being done to the Public Question Period. Crystal Greer explained the timing (6 days prior to a meeting) for notification for an individual to be listed on an agenda on any matter and the day prior to come before council for an item on the Agenda.

Mr. Barber indicated that he took the above response by the Clerk as “No” and served several staff and Mayor McCallion with court documents which were handed to the City Solicitor and verbally received.

PR.04

8. CORPORATE REPORTS

R-1 Tax Adjustments

Report dated July 21, 2009 from the Commissioner of Corporate Services and Treasurer with respect to Tax Adjustments.

RECOMMENDATION:

That the tax adjustments outlined in Appendix 1 attached to the report dated July 21, 2009 from the Commissioner of Corporate Services & Treasurer, for applications for cancellation or refund of taxes pursuant to section 334, 357 and 358 of the *Municipal Act*, be adopted.

Resolution 0166-2009
FA.13.Mun

R-2 Amendments to the Council Procedure By-law

Report dated July 27, 2009 from the Commissioner of Corporate Services and Treasurer with respect to Amendments to the Council Procedure By-law

RECOMMENDATION:

That a by-law be enacted to amend the Council Procedure By-law to implement the direction contained in General Committee Recommendation GC- 0486-2009, adopted by Council at its meeting on July 8, 2009, regarding Public Question Period, as outlined in the Corporate Report from the Commissioner of Corporate Services and Treasurer dated July 27, 2009.

DeferredResolution 0167-2009Deputation 6(d)(e)(f)(g)Public Question Period 7(c)

BL.08.Pro

R-3 2009 Ontario Bus Replacement Program (OBRP)

Report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the 2009 Ontario Bus Replacement Program (OBRP)

RECOMMENDATION:

1. That a by-law be enacted to authorize the Mayor and City Treasurer to execute the attached agreement (Appendix 1) with Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario related to funding provided by the Province of Ontario under the 2009 Ontario Bus Replacement Program as outlined in the report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer.
2. That all the necessary by-laws be enacted.

Resolution 0168-2009By-law 0264-2009

FA.05.Ont

R-4 Proposed Video Surveillance Protocol with Dufferin-Peel Catholic District School Board relating to Shared Facilities

Report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the Proposed Video Surveillance Protocol with Dufferin-Peel Catholic District School Board relating to Shared Facilities

RECOMMENDATION:

That the Commissioner of Corporate Services & Treasurer and the City Clerk be authorized to enter into a Video Surveillance Protocol Agreement with the Dufferin-Peel Catholic District School Board, for facilities that are jointly occupied, and that the necessary by-law be enacted.

Resolution 0169-2009
By-law 0269-2009
FA.22.Vid/CA.08.Duf

R-5 2009 Annual Repayment Limit

Report dated July 14, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the 2009 Annual Repayment Limit

RECOMMENDATION:

That the 2009 Annual Repayment Limit for the City of Mississauga respecting long-term debt and financial obligations in the amount of \$115,020,450, calculated pursuant to Ontario Regulation 403/02, be received for information.

Resolution 0170-2009
FA.04.Ann

R-6 Surplus declaration of lands adjacent to 630 Secretariat Court described as Part 1, Reference Plan 43R-32650 (Ward 5)

Report dated July 17, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the Surplus declaration of lands adjacent to 630 Secretariat Court described as Part 1, Reference Plan 43R-32650 (Ward 5)

RECOMMENDATION:

1. That a parcel of land, containing an area of approximately 72.64 square metres (781.89 square feet), be declared surplus to the City's requirements for the purpose of transfer to the adjacent property owner, Graycliff Property Ltd. The lands to be declared surplus are legally described as Part of Block 3 on Registered Plan 43M-1418, City of Mississauga,

Regional Municipality of Peel and designated as Part 1 on Reference Plan 43R-32650, in Ward 5.

2. That all steps necessary to comply with the requirements of Section 2.(1) of City Notice By-law 215-08 be taken, including giving notice to the public by posting a notice on the City of Mississauga's website for at least three weeks prior to the execution of an agreement for the sale of the subject land.

Resolution 0171-2009

PO.16.Sec

R-7 Capital Works in Progress Status Review as at May 31, 2009 and Adjustments

Report dated July 14, 2009 from the Commissioner of Corporate Services and Treasurer with respect to Capital Works in Progress Status Review as at May 31, 2009 and Adjustments

RECOMMENDATION:

1. That the adjustments to the Capital Works-in-Progress as outlined in the report dated July 14, 2009 from the Commissioner of Corporate Services and Treasurer, including Appendices 1 to 3, be approved.
2. That the necessary by-laws be enacted.

Councillor Maja Prentice referred to the matter of outdoor pools - Project No. PN 09-717). The Councillor requested that the \$41,000 for the Applewood Pool not be returned to the Reserve Fund. Staff were required to amend the by-law accordingly.

Councillor Frank Dale enquired about funding listed in this report for noise walls as was advised that the amount was budgeted for previously but was now being transferred to pay for the City's portion of the noise walls.

Resolution 0172-2009

By-laws 0233-2009 – 0246-2009

FA.19.Cap

R-8 Cross Boundary transit Service Agreement – Toronto Transit Commission

Report dated July 15, 2009 from the Commissioner of Transportation & Works with respect to Cross Boundary transit Service Agreement – Toronto Transit Commission

RECOMMENDATION:

1. That the City enter into the Cross Boundary Agreement between the Corporation of the City of Mississauga and the Toronto Transit Commission (TTC) which contains the terms and conditions upon which TTC will provide transit services within the City of Mississauga, including Routes 32B and 58.
2. That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk or designate to execute the Cross Boundary Agreement on behalf of the City together with such other documents and instruments as may be necessary or advisable to give full effect to the Agreement, subject to the Commissioner's prior approval as to content and the City Solicitor's prior approval as to form

Councillor Eve Adams enquired if the above agreement included a request for a cost estimate each time a modification was made to the bus schedule. Martin Powell, Commissioner, responded that this agreement was more stringent.

Resolution 0173-2009/By-law 0253-2009
FA.49.359.07

R-9 Torbram Road North and South Grade Separations

Report dated July 23, 2009 from the Commissioner of Transportation & Works with respect to Torbram Road North and South Grade Separations

RECOMMENDATION:

1. That Council authorize the Realty Services Section of the Corporate Services Department to negotiate the acquisition of the property interests required for the Torbram Road North and South Grade Separation Project from: Her Majesty the Queen in Right of Ontario, as represented by the Ontario Realty Corporation (Province); The Canadian National Railway Company (CNR); Metrolinx; The Regional Municipality of Peel (Region) and Bell Canada (Bell) as detailed herein;
2. That Council authorize the Realty Services Section of the Corporate Services Department to concurrently negotiate and initiate the process to expropriate the property interests required for the Torbram Road North

and South Grade Separation Project from portions of the properties municipally identified as 7425 Torbram Road, 2520 Rena Road, 7470 Bren Road, 7585 Torbram Road, 7615 Torbram Road, 7600 Torbram Road, 7550 Torbram Road, 7496 Torbram Road, 7450 Torbram Road, as detailed herein. The subject lands are located in the City of Mississauga, Regional Municipality of Peel, in Ward 5. This process includes the authorization to prepare and submit an Application for Approval to Expropriate Land, to serve and publish a Notice of Application for Approval to Expropriate Land, to forward to the Chief Inquiry Officer any requests for hearings that are received and, in the event of a Hearing of Necessity, to report the Inquiry Officer's recommendations to Council for its consideration

Councillor Eve Adams stated that she was pleased to see that the Torbram Road Grade Separation was moving forward and asked staff what could be done to move the Goreway Drive Grade Separation forward as well as it was also urgently needed for Malton.

Resolution 0174-2009

RT.24.Tor

- R-10 Warning Clause Agreement between the City of Mississauga and Miljan Gavrilovic, Pursuant to Site Plan Application SP-08/048 (Ward 1)

Report dated July 21, 2009 from the Commissioner of Transportation & Works with respect to the Warning Clause Agreement between the City of Mississauga and Miljan Gavrilovic, Pursuant to Site Plan Application SP-08/048 (Ward 1)

RECOMMENDATION:

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Warning Clause Agreement between Miljan Gavrilovic and The Corporation of the City of Mississauga, pursuant to site plan application SP-08/048 (Ward 1).

Resolution 0175-2009/By-law 0271-2009

SP 08/048 W1

- R-11 Renaming of an Existing Road – Sisbro Court located east of Tomken Road, south of Eglinton Avenue East (Ward 3)

Report dated July 16, 2009 from the Commissioner of Transportation & Works with respect to the Renaming of an Existing Road – Sisbro Court located east of Tomken Road, south of Eglinton Avenue East (Ward 3)

RECOMMENDATION:

1. That the City undertake the necessary procedure to rename **Sisbro Court**, located east of Tomken Road and south of Eglinton Avenue East, from its current name to **New Canadian Court**.
2. That the street be double signed by the Transportation and Works Department, indicating the old and new names for a period of 12 months after renaming occurs.
3. That the name **Metro** be approved for use in the City of Mississauga, and be added to the City of Mississauga Approved Street Name Reserve List.

The renaming of Sisbro Court was referred back to staff for further consultation with the Ward Councillor.

Referred back to staff
Resolution 0176-2009
CD.02.07/017

R-12 Proposed Street Names for the Private Roads within the Condominium Development located at 6950 Second Line West, south of Old Derry Road (Ward 11)

Report dated July 15, 2009 from the Commissioner of Transportation & Works with respect to Proposed Street Names for the Private Roads within the Condominium Development located at 6950 Second Line West, south of Old Derry Road (Ward 11)

RECOMMENDATION:

1. That the names **Hush** and **Rayah** be approved as street names for the private roads within the proposed condominium development, located on the west side of Second Line West, south of Old Derry Road.
2. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
3. That the cost of the signs be borne by 2096553 Ontario Inc. (Hush Homes), but erected by City forces.

Resolution 0177-2009
CD.02 07/008 / CS.08.Sec

R-13 Proposed Street Names for the Private Roads within the Condominium Development located at 2167 Gordon Drive, south of The Queensway (Ward 7)

Report dated July 14, 2009 from the Commissioner of Transportation & Works with respect to Proposed Street Names for the Private Roads within the Condominium Development located at 2167 Gordon Drive, south of The Queensway (Ward 7)

RECOMMENDATION:

1. That the names **Gordon Woods** and **Summer Wind** be approved as possible street names for the private road within the proposed condominium development, located on the east side of Gordon Drive, south of The Queensway.
2. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
3. That the cost of the signs be borne by Ann-Marie Janoscik, applicant and registered property owner of 2167 Gordon Drive, but erected by City forces.

Resolution 0178-2009
CD.02 06/11

R-14 Lower Driveway Boulevard Parking – Snowflake Lane (Ward 10)

Report dated July 13, 2009 from the Commissioner of Transportation & Works with respect to Lower Driveway Boulevard Parking – Snowflake Lane (Ward 10)

RECOMMENDATION:

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on Snowflake Lane.

Councillor Sue McFadden advised that she wished to refer this matter back to staff as she did not feel that all residents were adequately surveyed on the above request.

Referred back to staff
Resolution 0179-2009
CA.21.Pro

R-15 Temporary Road Closure and Proposed Conceptual Road Revisions – City Centre Drive from Duke of York Boulevard to Living Arts Drive (Ward 4)

Report dated July 27, 2009 from the Commissioner of Transportation & Works with respect to Temporary Road Closure and Proposed Conceptual Road Revisions – City Centre Drive from Duke of York Boulevard to Living Arts Drive (Ward 4)

RECOMMENDATION:

That a by-law be enacted to implement the temporary road closure of City Centre Drive from Duke of York Boulevard to Living Arts Drive, commencing Tuesday, September 8, 2009 and ending on Tuesday, January 12, 2011.

Resolution 0180-2009/By-law 0265-2009
BL.08.Tem

R-16 Payment through Capital Budget Funds for Storm Sewer Oversizing in support of the Proposed Plan of Subdivision under file T-94025, Phase 3, located north of Highway 403, west of Ridgeway Drive (Ward 8)

Report dated July 21, 2009 from the Commissioner of Transportation & Works with respect to Payment through Capital Budget Funds for Storm Sewer Oversizing in support of the Proposed Plan of Subdivision under file T-94025, Phase 3, located north of Highway 403, west of Ridgeway Drive (Ward 8)

RECOMMENDATION:

That the Servicing Agreement for File CD.09.HWY indicate a payment by the City of Mississauga to The Erin Mills Development Corporation in the amount of \$115,050 for the cost associated with storm sewer oversizing and that the funds be withdrawn from account number PN 09-130.

Resolution 0181-2009
CD.T-94025

R-17 Temporary Road Closure – Enfield Place from Matthews Gate to a point 60 metres (197 feet) northerly thereof (Ward 7)

Report dated July 27, 2009 from the Commissioner of Transportation & Works with respect to Temporary Road Closure – Enfield Place from Matthews Gate to a point 60 metres (197 feet) northerly thereof (Ward 7)

RECOMMENDATION:

That a by-law be enacted to implement the temporary road closure of Enfield Place from Matthews Gate to a point 60 metres (197 feet) northerly thereof commencing Monday, August 10, 2009 and ending on Friday, August 27, 2010.

Resolution 0182-2009/By-law 0266-2009
BL.08.Tem

- R-18 SUPPLEMENTARY REPORT – Official Plan Amendment and Rezoning Applications to Official Plan Amendment and Rezoning Applications to permit a multi-unit industrial plaza with 35% of the Gross Floor Area for retail commercial uses, 2271 and 2285 Britannia Road West, North side of Britannia Road West, east of Erin Mills Parkway, Owner: Jasrico Financial Inc., Applicant: Greg Dell and Associates/Beacon Planning, Bill 20, OZ 06/022 W11, Ward 11

Report dated July 13, 2009 from the Commissioner of Planning and Building with respect to Official Plan Amendment and Rezoning Applications to permit a multi-unit industrial plaza with 35% of the Gross Floor Area for retail commercial uses, 2271 and 2285 Britannia Road West, North side of Britannia Road West, east of Erin Mills Parkway, Owner: Jasrico Financial Inc., Bill 20, OZ 06/022 W11, Ward 11

RECOMMENDATION:

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/022 W11, north side of Britannia Road West, east of Erin Mills Parkway, Jasrico Financial Inc., 2271 and 2285 Britannia Road West, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to amend the Special Site 8 provisions of the Meadowvale Business Park District in Mississauga Plan to permit "General Commercial" uses up to a maximum of 35% of Gross Floor Area and to the "Business Employment" uses identified in Appendix S-5, be approved.
3. That the application to amend the "E2-89" (Employment Exception) zone provisions be approved in accordance with the following:

- (a) The proposed uses and zoning regulations as identified in Appendix S-5, shall be permitted;
4. That the owner agrees to satisfy all the requirements of the City and any other official agency concerned with the development.
5. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required, unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0183-2009

OZ 06/022 W11

- R-19 SUPPLEMENTARY REPORT – Rezoning Application to permit 37 Condominium Townhouse Dwellings, 2290 Britannia Road West and 5960 Turney Drive, Part of Lot 5, Concession 5, W.H.S. and Lot 9, Registered Plan 363, Southwest corner of Britannia Road West and Turney Drive, Owner: 1774496 Ontario Limited, Applicant: Freeman Planning Solutions Inc., Bill 51, OZ 08/017 W11, Ward 11

Report dated July 13, 2009 from the Commissioner of Planning and Building with respect to a Rezoning Application to permit 37 Condominium Townhouse Dwellings, 2290 Britannia Road West and 5960 Turney Drive, Part of Lot 5, Concession 5, W.H.S. and Lot 9, Registered Plan 363, Southwest corner of Britannia Road West and Turney Drive, Owner: 1774496 Ontario Limited, Applicant: Freeman Planning Solutions Inc., Bill 51, OZ 08/017 W11, Ward 11

RECOMMENDATION:

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 08/017 W11, 1774496 Ontario Limited, 2290 Britannia Road West and 5960 Turney Drive, be adopted in accordance with the following:

1. That the application to change the Zoning from "D-1" (Development) to "RM4-72" (Townhouse Dwellings-Exception) to permit 37 condominium townhouse dwellings in accordance with the proposed zoning standards described in the Information Report (Appendix S-1) and draft By-law contained in Appendix S-5, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.

- (b) That the school accommodation condition, as outlined in City of Mississauga Council Resolution 152-98 requiring that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the School Boards, not apply to the subject lands.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0184-2009

OZ 08/017 W11

- R-20 SUPPLEMENTARY REPORT – Official Plan Amendment and Rezoning Applications to permit 66 standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, 6601-6611 Falconer Drive, South side of Falconer Drive, west of Creditview Road, Owner: 2095990 Ontario Inc. (Vandyk Group of Companies), Applicant: S. Chan, Vandyk Group of Companies, Bill 51, OZ 08/020 W11, Ward 11

Report dated July 13, 2009 from the Commissioner of Planning and Building with respect to a Official Plan Amendment and Rezoning Applications to permit 66 standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, 6601-6611 Falconer Drive, South side of Falconer Drive, west of Creditview Road, Owner: 2095990 Ontario Inc. (Vandyk Group of Companies), Applicant: S. Chan, Vandyk Group of Companies, Bill 51, OZ 08/020 W11, Ward 11

RECOMMENDATION :

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 08/020 W11, 2095990 Ontario Inc. (Vandyk Group of Companies), 6601-6611 Falconer Drive, south side of Falconer Drive, west of Creditview Road, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.

2. That the application to amend Mississauga Plan from "Convenience Commercial" and "Motor Vehicle Commercial" to "Residential - Medium Density II" and "Public Open Space" to permit standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, be approved.
3. That the application to change the Zoning from "C1" (Convenience Commercial) and "C5-3" (Motor Vehicle Commercial) to "RM4-Exception" (Townhouse Dwellings) and "OS1" (Community Park) to permit standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, in accordance with the proposed zoning standards described in the report, be approved subject to the applicant agreeing to satisfy all the requirements of the City and any other official agency concerned with the development.
4. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0185-2009

OZ 08/020 W11

R-21 Hershey Sports Complex – Field House Programming – Indoor Soccer (Ward 5)

Report dated July 27, 2009 from the Commissioner of Community Services with respect to Hershey Sports Complex – Field House Programming – Indoor Soccer (Ward 5)

RECOMMENDATION:

1. That the Mayor and staff meet with the club representatives to seek agreement with regard to operation of indoor soccer leagues at the Hershey Centre with the following options being considered in priority:
 - (a) Operation of Indoor Soccer Leagues by the City through a host club agreement, or
 - (b) Operation of Indoor Soccer League with City operating the Adult League on host club basis and soccer clubs operating the Youth League;

And further that any such agreement be in a form satisfactory to the City Solicitor, between the City and the six affiliated soccer clubs and signed by the six affiliated soccer clubs prior to a deadline of August 7th, 2009 at 4:00PM and failing which;

2. That should such discussions be unsuccessful, staff be authorized to program the Hershey Sports Complex field house for youth skills programs, adult non-sanctioned soccer leagues, other sports and building rentals for the 2009-2010 season in order to minimize the financial impact in the absence of a negotiated soccer host club sanctioning agreement.

Mayor Hazel McCallion indicated that she met with the groups and supported the staff recommendation.

Resolution 0186-2009

RA.09.Soc

R-22 Participation in the 2009 Cities Alive Congress

Report dated July 7, 2009 from the Commissioner of Community Services with respect to Participation in the 2009 Cities Alive Congress

RECOMMENDATION:

That the report dated July 7, 2009 from the Commissioner of Community Services, entitled Participation in the 2009 Cities Alive Congress, recommending that the City of Mississauga contribute one-quarter (1/4) of the total cost for a 2009 Cities Alive Congress bus tour, be approved.

Resolution 0187-2009

PR.04

R-23 2008 Annual Report – Information and Privacy Commissioner/Ontario

Report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer with respect to 2008 Annual Report – Information and Privacy Commissioner/Ontario

RECOMMENDATION:

That the report dated July 7, 2009 from the Commissioner of Corporate Services and Treasurer regarding the 2008 Annual Report of the Information and Privacy Commissioner/Ontario be received for information.

Councillor Maja Prentice complimented that the City of Mississauga had the best compliance of over 90% in responses to FOI requests.

Mayor Hazel McCallion asked if staff could provide her with a list of appeals that went to the Information Privacy Commissioner.

Resolution 0188-2009
PR.06.Com/CA.22

R-24 Vendor of Record Designation for Metroland Printing, Publishing & Distributing Ltd. for City-wide Advertising, File Ref. Procurement No. FA.49.223-09

Report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer with respect to Vendor of Record Designation for Metroland Printing, Publishing & Distributing Ltd. for City-wide Advertising, File Ref. Procurement No. FA.49.223-09

RECOMMENDATION:

1. That Metroland Printing, Publishing & Distributing Ltd., publisher of the Mississauga News be designated as the Vendor of Record for advertisements to be published in the Mississauga News.
2. That the Purchasing Agent be authorized to execute appropriate contract forms, for use by all City departments, for the publishing of advertisements in the Mississauga News, as required.

Councillor Carolyn Parrish asked staff to provide her with additional information relating to legislated requirements, the ads and their values referred to in the Corporate Report and also any regulations that require the City to place Notice Ads in the newspapers.

The Councillor advised that she would be referring the above matter to General Committee to allow staff time to review other options of communicating with the public as she felt that the costs cited in the above Corporate Report were too high. Councillor Parrish indicated that electronic options should be reviewed as the cumulative cost across the City for advertizing could be much higher, given that some departments use other forms i.e. print posters, mass mailings, etc.

Resolution 0189-2009
PR.02.Mis

R-25 Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)

Report dated July 22, 2009 from the City Manager and Chief Administrative Officer with respect to an Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)

RECOMMENDATION:

1. That the report dated July 22, 2009 from the City Manager and Chief Administrative Officer entitled "Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)" be received for information.
2. That the report dated July 22, 2009 from the City Manager and Chief Administrative Officer entitled "Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)" be forwarded to all elected Mississauga Members of Parliament (MP) and Members of Provincial Parliament (MPP) to ensure each is fully informed on the status of City of Mississauga projects.

Councillor Maja Prentice referred to Outdoor Pools in the Corporate Report advising that she had requested that all pools not be closed from March 2010 to March 2011 but that work be started on some pools now so that they can be kept open through the summer of 2010.

Councillors Maja Prentice, Frank Dale and Eve Adams indicated that some of the projects in their ward (particularly the noise walls) were incorrectly identified and required correction.

Janice Baker, City Manager advised that the City will be required to bear 1000% of the costs incurred for the projects (Malton and Clarkson Pools) that will not be completed by the March 31, 2011 deadline. She indicated that these costs are not known yet. The Province did not turn down approval of the project but costs after the deadline will be a City responsibility.

Resolution 0190-2009
Information Item I-11
FA.05.Rec/FA.05.Inf

9. COMMITTEE REPORTS**(a) Mississauga Canada Day Committee - Report 6-2009 dated July 13, 2009**

Recommendation CDC-0022-2009

Approved as presented

MG.11.Can

CDC-0022-2009

That the Mississauga Hockey League remain as a permanent charitable partner with the Canada Day Committee due to their commitment to providing opportunities for underprivileged Mississauga youth to participate in sports.

MG.11.Can

(b) Mississauga Cycling Advisory Committee Report - 6-2009 dated July 14, 2009

Recommendation MCAC-0016-2009

Approved as presented

MG.25

MCAC-0016-2009

1. That the Transportation & Works Department be requested to review the following:
 - a) Remove the bike route signs on Ninth Line between Eglinton Avenue and Britannia Road.
 - b) Retain the current Share the Road signs on Ninth Line and relocate the signs closer to the travelled portion of the pavement.
2. That the Cycling Master Plan Team be requested to review the feasibility of including cycling facilities for the Mississauga portion of Ninth Line in the new Cycling Master Plan, which is currently under review.
3. That the Cycling Advisory Committee contact adjoining municipalities such as: the Town of Milton, Town of Oakville and the Region of Halton to request that Share the Road signs be installed on their portion of Ninth Line.

MG.25

(c) Heritage Advisory Committee- Report 7-2009 dated July 28, 2009

Recommendation HAC-0053-2009 to HAC-0058-2009

Approved as presented

MG.07

HAC-0053-2009

1. That the memorandum dated July 22, 2009 from Fernando Moraes, Project Manager, Facilities and Property Management, concerning the redevelopment of the Mississauga Civic Square, be received for information.
2. That the Heritage Advisory Committee supports in principle the Civic Square redevelopment project conceptual design, as presented at the July 28, 2009 Heritage Advisory Committee meeting.

(HAC-0053-2009)

HAC-0054-2009

That the City of Mississauga adopt the Standards and Guidelines for the Conservation of Historic Places in Canada as a tool for the staff of Community Services to provide guiding principles for decision-making when planning and intervening in the conservation of heritage resources.

(HAC-0054-2009)

HAC-0055-2009

That the request to remove and rebuild a deck at the rear of the residential structure, 47 John Street South, listed as a Complementary property, within the Old Port Credit Village Heritage Conservation District, as described in the report from the Commissioner of Community Services, dated July 17, 2009, be approved.

(HAC-0055-2009)

HAC-0056-2009

That Heritage and Planning staff, Community Services, be directed to report back to the Heritage Advisory Committee with respect to potential timing and location for Mississauga to host the 2010 Annual Peel Municipal Heritage Advisory Committees meeting.

(HAC-0056-2009)

HAC-0057-2009

That Heritage and Planning staff, Community Services, be directed to investigate whether the Russell Langmaid Public School property located at 170 Church Street, Mississauga, merits listing on the Heritage Register.

(HAC-0057-2009)

HAC-0058-2009

That the following items be received:

- 1) Chart identifying the status of the outstanding issues from the Heritage Advisory Committee as at July 28, 2009.
- 2) Communiqué titled Heritage Canada Foundation Releases 2009 Top Ten Endangered Places and Worst Losses List dated July 7, 2009.
- 3) Article titled East Gwillimbury Demolition Meets the Judge, by Jim Sullivan, Sharon, Ontario.
- 4) Article titled New Support for Strong Heritage Conservation Districts, by Paula Wubbenhorst.

(HAC-0058-2009)

10. UNFINISHED BUSINESS - Nil**11. PETITIONS****P-1 Request for change in Mississauga Transit Bus Departure time**

Petition from staff and visitors to the Village of Erin Meadows requesting for a change of departure time for Mississauga Transit Bus 34

Received and referred to the Transportation and Works Department (Transit Division)
TS.01.Bus

12. CORRESPONDENCE

(a) Information Items I-1 – I-17

I-1 Request for Temporary Liquor Licence Extension – Living Arts Centre

Letter dated July 7, 2009 from the Living Arts Centre requesting a temporary liquor licence extension on Thursday, August 20, 2009.

Resolution 0163-2009
LP.31.Spe

I-2 Request for Temporary Liquor Licence Extension – the Harp Pub/Lagoshore 71 Restaurant and Lounge

Letter dated July 13, 2009 from the Harp Pub/Lagoshore 71 Restaurant and Lounge requesting a temporary liquor licence extension during the South Side Shuffle on September 11, 12 and 13, 2009 to host a backyard BBQ.

Resolution 0164-2009
LP.31.Spe

I-3 AMO Communication – Count Me In Community Challenge

A request from AMO calling all member municipalities to participate in the above challenge which was the culmination of Energy Conservation events.

This matter was placed on the Agenda at the request of Councillor Mullin for a resolution by council.

Resolution 0162-2009
EC.04

I-4 Harmonized Sales Tax

Letter dated July 28, 2009 from MPP Bob Delaney, Mississauga-Streetsville, in response to Mayor Hazel McCallion's letter to the Premier enclosing resolution 0130-2009 with respect to the above matter.

Received
FA.05.Har

I-5 Provincial Report of the Review of Roots of Youth Violence Endorsement

Letter dated June 2, 2009 from Safe City Mississauga requesting support for a resolution passed by their Board of Directors calling upon the Provincial Government to implement the recommendations outlined the report.

Referred to Community Services for comment and resolution
MG.11.Saf

I-6 Ontario Public Sector Employees' Wages

Letter dated July 10, 2009 from the Premier in response to Mayor Hazel McCallion's letter enclosing resolution 0136-2009 with respect to the above matter.

Received
HR

I-7 Infrastructure Funding for Municipalities

Letter dated July 10, 2009 from the Premier in response to Mayor Hazel McCallion's letter enclosing resolution 0135-2009 with respect to the above matter.

Received
FA.05.Inf

I-8 Harmonized Sales Tax

Letter dated July 10, 2009 from the Premier in response to Mayor Hazel McCallion's letter enclosing resolution 0130-2009 with respect to the above matter.

Received
FA.05.Har

I-9 Development Application – 2290 Britannia Road West and 5960 Turney Drive

Letter dated July 29, 2009 from Wanda and Andrzej Kwiatkowski, area residents, expressing concern with the above proposed development.

Received and referred to the Planning & Building Department
Corporate Report R-19
OZ 08/017 W11

I-10 Free Trade between Canada and the United States

Letter dated July 15, 2009 from the Minister of International Trade and Minister for the Asia-Pacific Gateway with respect to the above matter. The letter is in response to a letter from Mayor Hazel McCallion's enclosing resolution 0126-2009 with respect to the above matter.

Received
FA.05.Inf

I-11 Infrastructure Funding for Municipalities

Letter dated July 28, 2009 from the Minister of Energy and Infrastructure, in response to Mayor Hazel McCallion's letter thanking the Federal and Provincial Ministers for the approved Infrastructure Funding for municipalities.

Received
FA.05.Inf

I-12 Georgetown South Service Expansion and Union-Pearson Rail Link Environmental Assessment

Letter dated July 22, 2009 from Metrolinx, in response to Resolution 0104-2009 with respect to the Georgetown South Service Expansion and Union-Pearson Rail Link Environmental Assessment.

Received
TS.17.Met

I-13 Changes to Council Procedure By-law (Public Question Period)

Letter dated July 31, 2009 from the Mississauga South NDP with respect to the above matter. The Mississauga South NDP expressed comment on removing the tradition of PQP from council meetings.

Received
Deputation 6(f)
Resolution 0167-2009
BL.08.Pro

I-14 Changes to Council Procedure By-law (Public Question Period)

E-Mail dated August 4, 2009 from Madeleine Welton expressing non-support to the changes to the Public Question Period but offering a suggestion to limit an individual's contribution.

Received
Resolution 0167-2009
BL.08.Pro

I-15 Development Application – 6601-6611 Falconer Drive

E-mail dated July 30, 2009 from Warren Catterall, area resident, expressing comment with respect to the above proposed development.

Received and referred to the Planning & Building Department
Corporate Report R-20
OZ 08/020 W11

I-16 Georgetown South Service Expansion and Union-Pearson Rail Link Environmental Assessment

Letter dated July 30, 2009 from Metrolinx, advising that Metrolinx has completed the 120 day consultation period for the Georgetown South Service Expansion and Union-Pearson Rail Link Environmental Assessment and was now entering the next phase.

Received
TS.17.Met

I-17 Giant Hogweed

Resolution from the Township of Huron-Kinloss with respect to Giant Hogweed. The resolution requests the Province of Ontario to define the Giant Hogweed as a noxious weed under the Weed Control Act.

Resolution 0191-2009
LA.09/LA.07.We

(b) Direction Items – Nil.

13. RESOLUTIONS

0158-2009 Moved by : P. Mullin Seconded by : C. Corbasson

That recommendation CDC-0022-2009 as contained in the Mississauga Canada Day Committee Report 6-2009 dated July 13, 2009 be approved as presented;

That recommendation MCAC-0016-2009 as contained in the Mississauga Cycling Advisory Committee Report 6-2009 dated July 14, 2009 be approved as presented;

That recommendations HAC-0053-2009 to HAC-0058-2009 inclusive as contained in the Heritage Advisory Committee Report 7-2009 dated July 28, 2009 be approved as presented;

Carried
MG.01

0159-2009 Moved by : P. Mullin Seconded by : C. Corbasson

WHEREAS the *Municipal Act, 2001*, as amended, requires Council to pass a resolution prior to closing part of a meeting to the public;

AND WHEREAS the Act requires that the resolution states the act of the holding of the closed meeting and the general nature of the matter to be considered at the closed meeting;

NOW THEREFORE be it resolved that a portion of the Council meeting to be held on August 5, 2009, shall be closed under Section 239 (2) to the public to deal with the following matters:

- (i) Proposed or Pending Acquisition or Disposition of Land by the Municipality or Local Board – Sheridan Branch Library Lease and Partner Negotiations
- (ii) Proposed or Pending Acquisition or Disposition of Land by the Municipality or Local Board – Purchase of Property on Creditview Road (Ward 11)
- (iii) Security of Property - Contracts for Armoured Car Services

Carried
MG.20

0160-2009 Moved by : P. Saito Seconded by : S. McFadden

That the citizen membership position on the Mississauga Safe Driving Committee held by Alan Jones be declared vacant and that staff be directed to take appropriate action to approve an appointment to fill the vacancy.

This resolution was listed and moved during Closed Session but inadvertently it was not read out during Public Session

Carried

MG.28

0161-2009 Moved by : K. Mahoney Seconded by : P. Saito

That the In Camera Report dated June 24, 2009 from the Commissioner of Corporate Services & Treasure with respect to property in Ward 8 be received for information.

This resolution was listed and moved during Closed Session but inadvertently it was not read out during Public Session

Carried

MG.20

0162-2009 Moved by : P. Mullin Seconded by : C. Corbasson

WHEREAS the City of Mississauga supports energy conservation as an essential component to fighting climate change and contributing to cleaner air in our community;

AND WHEREAS the City of Mississauga supports the goals and intentions of the Count Me In! Community Challenge wherein residents are asked to pledge to commit to, and create a conservation plan;

AND WHEREAS the City of Mississauga already actively engages in energy conservation through its Corporate Energy Conservation Program, through promoting Earth Hour and Energy Conservation Week in the City of Mississauga and will be participating in the Ontario Power Authority's Demand Response Program to reduce electrical demand whenever the Province requires such reduction;

AND WHEREAS sufficient lead time and resources would be required to effectively engage the citizens of Mississauga in a community-wide conservation program;

THEREFORE BE IT RESOLVED THAT the City of Mississauga consider participating in the Count Me In! Community Challenge in 2010 and that this matter be referred to Mississauga Environmental Advisory Committee for potential participation in the Count Me In! Community Challenge in 2010.

Carried
EC.04

0163-2009 Moved by : F. Dale Seconded by : M. Prentice

That the Alcohol and Gaming Commission of Ontario be advised that the City of Mississauga has no objection to the request by the Living Arts Centre for a temporary extension to their existing liquor Licence to host a private Staff and Volunteer Reception on Thursday, August 20, 2009, subject to all necessary permits and approvals being obtained and compliance with all City by-laws.

Carried
Information Item I-1
LP.31.Spe

0164-2009 Moved by : C. Corbasson Seconded by : P. Mullin

That the Alcohol and Gaming Commission of Ontario be advised that the City of Mississauga has no objection to the request by the Harp Pub/Lagoshore for a temporary extension to their existing liquor licence for a Backyard BBQ during the Southside Shuffle event on September 11, 12 and 13, 2009, subject to all necessary permits and approvals being obtained and compliance with all City by-laws.

Carried
Information Item I-2
LP.31.Spe

0165-2009 Moved by : C. Corbasson Seconded by : P. Mullin

Whereas the Southside Shuffle Blues and Jazz Festival is taking place in Port Credit on September 11, 12, and 13, 2009;

And Whereas, in past years, several establishments have applied to the Alcohol and Gaming Commission for a Liquor Licence Extension during the Southside Shuffle Blues and Jazz Festival, allowing for a temporary physical extension of the premises to which a licence to sell liquor applies;

And Whereas, the Alcohol and Gaming Commission requires applicants to obtain a letter of Non-objection from the Council of the municipality prior to issuing a Liquor Licence Extension;

And Whereas, no Council meetings are schedule prior to the Southside Shuffle Blues and Jazz Festival taking place;

Now therefore be it resolved that the City Clerk be authorized to provide a letter of Non-objection to the Alcohol and Gaming Commission for establishments participating in the Southside Shuffle Blues and Jazz Festival on the following conditions:

1. That any request for a letter of Non-objection be filed with the City Clerk by August 17, 2009;
2. That no complaints have been received by the Enforcement Division, regarding the operation of the existing establishment;
3. That if the licensed area encroaches on the municipal sidewalk, sufficient area remains for pedestrian traffic flow satisfactory to the Traffic Operations Section of the Transportation and Works Department and the City of Mississauga being provided with proof of a minimum \$2,000,000 liability insurance naming the City as an additional insured;
4. That hours of operation be indicated to the Clerk's office for the operation of the licensed patio area;
5. That any letter of non-objection be subject to the applicant's fulfilment of the terms and conditions of the Alcohol and Gaming Commission of Ontario and the applicant complying with the regulations of the Peel Regional Health Department, Peel Regional Police and Mississauga Fire and Emergency Services.

Carried

LP.31.Spe

0166-2009

Moved by : C. Corbasson

Seconded by : P. Mullin

That the tax adjustments outlined in Appendix 1 attached to the report dated July 21, 2009 from the Commissioner of Corporate Services & Treasurer, for applications for cancellation or refund of taxes pursuant to section 334, 357 and 358 of the *Municipal Act*, be adopted.

Carried

Corporate Report R-1

FA.13.Mun

0167-2009 Moved by : P. Saito Seconded by : S. McFadden

That the by-law to amend the Council Procedure By-law to implement the direction contained in General Committee Recommendation GC- 0486-2009, adopted by Council at its meeting on July 8, 2009, regarding Public Question Period, as outlined in the Corporate Report from the Commissioner of Corporate Services and Treasurer dated July 27, 2009 be referred to the City Clerk for consultation with the Chairs and Vice-Chairs of the Advisory Committees – to be brought back to the next available Council meeting.

Carried
Corporate Report R-2
BL.08.Pro

0168-2009 Moved by : F. Dale Seconded by : M. Prentice

1. That a by-law be enacted to authorize the Mayor and City Treasurer to execute the attached agreement (Appendix 1) with Her Majesty the Queen in right of the Province of Ontario, represented by the Minister of Transportation for the Province of Ontario related to funding provided by the Province of Ontario under the 2009 Ontario Bus Replacement Program as outlined in the report dated July 23, 2009 from the Commissioner of Corporate Services and Treasurer.
2. That all the necessary by-laws be enacted.

Carried
Corporate Report R-3
By-law 0264-2009
FA.05.Ont

0169-2009 Moved by : G. Carlson Seconded by : S. McFadden

That the Commissioner of Corporate Services & Treasurer and the City Clerk be authorized to enter into a Video Surveillance Protocol Agreement with the Dufferin-Peel Catholic District School Board, for facilities that are jointly occupied, and that the necessary by-law be enacted.

Carried
Corporate Report R-4
By-law 0269-2009
FA.22.Vid/CA.08.Duf

0170-2009 Moved by: N. Iannicca Seconded by : K. Mahoney

That the 2009 Annual Repayment Limit for the City of Mississauga respecting long-term debt and financial obligations in the amount of \$115,020,450, calculated pursuant to Ontario Regulation 403/02, be received for information.

Carried
Corporate Report R-5
FA.04.Ann

0171-2009 Moved by: E. Adams Seconded by : F. Dale

1. That a parcel of land, containing an area of approximately 72.64 square metres (781.89 square feet), be declared surplus to the City's requirements for the purpose of transfer to the adjacent property owner, Graycliff Property Ltd. The lands to be declared surplus are legally described as Part of Block 3 on Registered Plan 43M-1418, City of Mississauga, Regional Municipality of Peel and designated as Part 1 on Reference Plan 43R-32650, in Ward 5.
2. That all steps necessary to comply with the requirements of Section 2.(1) of City Notice By-law 215-08 be taken, including giving notice to the public by posting a notice on the City of Mississauga's website for at least three weeks prior to the execution of an agreement for the sale of the subject land.

Carried
Corporate Report R-6
PO.16.Sec

0172-2009 Moved by: S. McFadden Seconded by : G. Carlson

1. That the adjustments to the Capital Works-in-Progress as outlined in the report dated July 14, 2009 from the Commissioner of Corporate Services and Treasurer, including Appendices 1 to 3, be approved.
2. That the necessary by-laws be enacted.

Carried
Corporate Report R-7
By-laws 0233-2009 – 0246-2009
FA.19.Cap

Carried
Corporate Report R-9
RT.24.Tor

0175-2009 Moved by : C. Corbasson Seconded by : P. Mullin

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Warning Clause Agreement between Miljan Gavrilovic and The Corporation of the City of Mississauga, pursuant to site plan application SP-08/048 (Ward 1).

Carried
Corporate Report R-10
SP 08/048 W1

0176-2009 Moved by : M. Prentice Seconded by : F. Dale

That the report dated July 16, 2009 from the Commissioner of Transportation & Works with respect to the renaming of an existing road – Sisbro Court (Ward 3) be referred back to staff for further consultation with the Ward Councillor.

Carried
Corporate Report R-11
CD.02.07/017

0177-2009 Moved by : S. McFadden Seconded by : G. Carlson

1. That the names **Hush** and **Rayah** be approved as street names for the private roads within the proposed condominium development, located on the west side of Second Line West, south of Old Derry Road.
2. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
3. That the cost of the signs be borne by 2096553 Ontario Inc. (Hush Homes), but erected by City forces.

Carried
Corporate Report R-12
CD.02 07/008 / CS.08.Sec

0178-2009 Moved by : N. Iannicca Seconded by : K. Mahoney

1. That the names **Gordon Woods** and **Summer Wind** be approved as possible street names for the private road within the proposed condominium development, located on the east side of Gordon Drive, south of The Queensway.
2. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
3. That the cost of the signs be borne by Ann-Marie Janoscik, applicant and registered property owner of 2167 Gordon Drive, but erected by City forces.

Carried

Corporate Report R-13

CD.02 06/11

0179-2009 Moved by : S. McFadden Seconded by : G. Carlson

That the matter of the by-law to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on Snowflake Lane, be referred back to staff.

Carried

Corporate Report R-14

CA.21.Pro

0180-2009 Moved by : F. Dale Seconded by : N. Iannicca

That a by-law be enacted to implement the temporary road closure of City Centre Drive from Duke of York Boulevard to Living Arts Drive, commencing Tuesday, September 8, 2009 and ending on Tuesday, January 12, 2011.

Carried

Corporate Report R-15

BL.08.Tem

0181-2009 Moved by : K. Mahoney Seconded by : P. Saito

That the Servicing Agreement for File CD.09.HWY indicate a payment by the City of Mississauga to The Erin Mills Development Corporation in the amount of \$115,050 for the cost associated with storm sewer oversizing and that the funds be withdrawn from account number PN 09-130.

Carried
Corporate Report R-16
CD.T-94025

0182-2009 Moved by : N. Iannicca Seconded by : K. Mahoney

That a by-law be enacted to implement the temporary road closure of Enfield Place from Matthews Gate to a point 60 metres (197 feet) northerly thereof commencing Monday, August 10, 2009 and ending on Friday, August 27, 2010.

Carried
Corporate Report R-17
BL.08.Tem

0183-2009 Moved by : S. McFadden Seconded by : G. Carlson

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/022 W11, north side of Britannia Road West, east of Erin Mills Parkway, Jasrico Financial Inc., 2271 and 2285 Britannia Road West, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to amend the Special Site 8 provisions of the Meadowvale Business Park District in Mississauga Plan to permit "General Commercial" uses up to a maximum of 35% of Gross Floor Area and to the "Business Employment" uses identified in Appendix S-5, be approved.
3. That the application to amend the "E2-89" (Employment Exception) zone provisions be approved in accordance with the following:
 - (a) The proposed uses and zoning regulations as identified in Appendix S-5, shall be permitted;
4. That the owner agrees to satisfy all the requirements of the City and any other official agency concerned with the development.

5. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required, unless a zoning by-law is passed within 18 months of the Council decision.

Carried

Corporate Report R-18

OZ 06/022 W11

0184-2009

Moved by : S. McFadden

Seconded by : G. Carlson

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 08/017 W11, 1774496 Ontario Limited, 2290 Britannia Road West and 5960 Turney Drive, be adopted in accordance with the following:

1. That the application to change the Zoning from "D-1" (Development) to "RM4-72" (Townhouse Dwellings-Exception) to permit 37 condominium townhouse dwellings in accordance with the proposed zoning standards described in the Information Report (Appendix S-1) and draft By-law contained in Appendix S-5, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
 - (b) That the school accommodation condition, as outlined in City of Mississauga Council Resolution 152-98 requiring that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the School Boards, not apply to the subject lands.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

Corporate Report R-19

OZ 08/017 W11

0185-2009 Moved by : S. McFadden

Seconded by : G. Carlson

That the Report dated July 13, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 08/020 W11, 2095990 Ontario Inc. (Vandyk Group of Companies), 6601-6611 Falconer Drive, south side of Falconer Drive, west of Creditview Road, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to amend Mississauga Plan from "Convenience Commercial" and "Motor Vehicle Commercial" to "Residential - Medium Density II" and "Public Open Space" to permit standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, be approved.
3. That the application to change the Zoning from "C1" (Convenience Commercial) and "C5-3" (Motor Vehicle Commercial) to "RM4-Exception" (Townhouse Dwellings) and "OS1" (Community Park) to permit standard condominium townhouse dwellings and a parking lot proposed to form part of the adjacent City Park, in accordance with the proposed zoning standards described in the report, be approved subject to the applicant agreeing to satisfy all the requirements of the City and any other official agency concerned with the development.
4. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

Corporate Report R-20

OZ 08/020 W11

0186-2009 Moved by : C. Parrish

Seconded by : N. Iannicca

1. That the Mayor and staff meet with the club representatives to seek agreement with regard to operation of indoor soccer leagues at the Hershey Centre with the following options being considered in priority:
 - (a) Operation of Indoor Soccer Leagues by the City through a host club agreement, or

Carried
Corporate Report R-24
PR.02.Mis

0190-2009 Moved by : P. Mullin Seconded by : C. Corbasson

1. That the report dated July 22, 2009 from the City Manager and Chief Administrative Officer entitled "Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)" be received for information.
2. That the report dated July 22, 2009 from the City Manager and Chief Administrative Officer entitled "Update on Infrastructure Stimulus Projects (Infrastructure Stimulus Fund and Recreational Infrastructure Canada)" be forwarded to all elected Mississauga Members of Parliament (MP) and Members of Provincial Parliament (MPP) to ensure each is fully informed on the status of City of Mississauga projects

Carried
Corporate Report R-25
FA.05.Inf

0191-2009 Moved by : N. Iannicca Seconded by : K. Mahoney

Whereas the City of Mississauga together with CVC have been made aware of Giant Hogweed within the City

And Whereas Giant Hogweed can be a serious health hazard for humans when in contact with the human skin and has been implicated as a cause of severe dermatitis

And whereas Giant Hogweed is not defined as a noxious weed under the Weed Control under the Weed Control act R.R.O. 1990- Regulation 1096 and therefore any immediate actions to rid the area of the weed are limited

Now therefore, be it resolved that the Community Services Parks & Forestry Section of the City of Mississauga supports the resolution by Township of Huron-Kinloss and requests the Province to add Giant Hogweed as a designated noxious weed under the Provincial Weed Control Act R.R. 1990, Regulation 1096".

And further, that a copy of this resolution be forwarded to the Minister of Agriculture Food and Rural Affairs, AMO, and Mississauga MPPs.

Carried
Information Item I -17
LA.09/LA.07.We

0192-2009 Moved by : P. Mullin Seconded by : C. Corbasson

WHEREAS the Ministry of the Environment (“MOE”) has determined through the Clarkson Airshed Study, Parts I, II and III, that the air quality in the Clarkson Airshed is “taxed” as it is comprised of elevated levels of air contaminants;

AND WHEREAS the MOE has identified the key contaminants in this taxed airshed to include particulate matter less than or equal to 10 microns in size, particulate matter less than or equal to 2.5 microns in size, nitrogen oxides and volatile organic compounds;

AND WHEREAS the MOE has determined that the industrial sector in the airshed accounted for 25-36% of the total measured values for the key contaminants identified by the MOE.

AND WHEREAS Ontario Power Authority as an independent non-profit corporation, established by the Province through the *Electricity and Restructuring Act, 2004*, has among its objectives the provision of safe electricity and conducting independent planning for electricity generation;

AND WHEREAS the Ministry of Energy and Infrastructure states that a top priority for the Ministry is the ‘protection of our environment’;

AND WHEREAS the *Environmental Bill of Rights, 1993* (“EBR”) sets out the following principles in its preamble:

The people of Ontario recognize the inherent value of the natural environment.

The people of Ontario have a right to a healthful environment.

The people of Ontario have as a common goal the protection, conservation and restoration of the natural environment for the benefit of present and future generations.

AND WHEREAS the purposes under the EBR include “the prevention, reduction and elimination in the use, generation and release of pollutants that are an unreasonable threat to the integrity of the environment”;

AND WHEREAS the Statement of Environmental Values for the MOE include the following principles:

The Ministry adopts an ecosystem approach to environmental protection and resource management. This approach views the ecosystem as composed of air, land, water and living organisms, including humans, and the interactions among them.

The Ministry considers the cumulative, additive and synergistic effects on the environment; the interdependence of air, land, water and living organisms; and the relationships among the environment, the economy and society.

The Ministry considers the effects of its decisions on current and future generations, consistent with sustainable development principles.

The Ministry uses a precautionary, science-based approach in its decision making to protect human health and the environment.

The Ministry's environmental protection strategy will place priority on preventing pollution and minimizing the creation of pollutants that can adversely affect the environment.

The Ministry endeavours to have the perpetrator of pollution pay for the cost of clean up and rehabilitation consistent with the polluter pays principle.

AND WHEREAS the MOE shall take into account its Statement of Environmental Values when it is considering an application for an approval under the *Environmental Protection Act* ("EPA") such as a certificate of approval;

AND WHEREAS the area of Mississauga bounded by the CN line on the north, Lake Ontario on the south, Winston Churchill Blvd on the west and Southdown Rd on the east is a heavily industrialized section of the City that has presented Mississauga Fire and Emergency Services (MFES) with a significant number of dangerous fires, explosions, hazardous materials incidents and localized evacuations over the years;

AND WHEREAS MFES would consider a large natural gas fuelled generating plant as a significant tactical challenge where the possibility of a very large fire or explosion would certainly exist;

AND WHEREAS in Resolution No. 0078-2009, adopted unanimously by the Councillors present, the City resolved that:

- (i) The City believes that the Clarkson Airshed is too stressed to sustain the introduction of new industrial activity.

- (ii) The City called upon the Province to impose a moratorium on granting approvals, whether through a certificate of approval or other instrument, for the construction and operation of any new industrial activity in the Clarkson area.
- (iii) The City called upon the Province, the Minister of Energy and Infrastructure, the Minister of the Environment and Ontario Power Authority to assure the residents of the City that in the current and future procurement process for the construction of a natural gas-fired power generating facility in the Southwest Greater Toronto Area, that the restricted areas will be extended to include the Clarkson Airshed.

AND WHEREAS on June 25, 2009 the Region of Peel adopted Resolution No. 2009-765 calling upon the Minister of Energy and Infrastructure to terminate the procurement process to site an electricity generating facility in the Clarkson airshed area because of the adverse impact such a facility will have on ambient air quality in the vicinity;

AND WHEREAS on July 15, 2009 Halton Regional Council adopted a similar resolution because of the potential impacts the air contamination in the area identified by the Clarkson airshed study, can have to human health;

AND WHEREAS the impact on the health of residents extends beyond municipal boundaries, and by virtue of s.81(3) of the *Health Protection and Promotion Act*, R.S.O. 1990, as amended, the Provincial Chief Medical Officer of Health must keep himself informed in respect of matters related to occupational and environmental health;

NOW THEREFORE BE IT RESOLVED THAT:

1. The City of Mississauga calls upon the Government of the Province of Ontario and the Minister of the Environment, to assure the residents of the City of Mississauga that if the MOE is asked to consider any approvals under the EPA, such as a certificate of approval, for any industrial activity in the Clarkson Airshed, that in addition to considering whether the application strictly meets all of the regulatory requirements (such as O.Reg 419/05), that the MOE shall take into account, in any decision making process, the principles enunciated under the Statement of Environmental Values. More particularly, that it be reviewed taking into account an ecosystem approach to environmental protection, the cumulative effects of all industry present in the Clarkson Airshed, the effect of any approval on future generations, the pre-cautionary principle, the priority on the prevention and minimizing of pollution that can adversely affect the environment and the polluter pay principle. Furthermore, that any future application for approval be submitted to the Chief Medical Officer of Health for review.

2. The City of Mississauga calls upon the Government of the Province of Ontario, the Chief Medical Officer of Health, and the Minister of the Environment, to assure the residents of the City of Mississauga, that the findings made by the MOE in Part I, II and III of the Clarkson Airshed study, shall be taken into account and form part of any review, under the EPA, of an application for approval that may be required by an industrial user in the Clarkson Airshed.
3. Given that the Clarkson Airshed is a “taxed” airshed, the City of Mississauga calls upon the Government of the Province of Ontario, the Chief Medical Officer of Health, and the Minister of the Environment, to review existing certificates of approval for major polluters in the Clarkson Airshed whenever expansion is considered, taking into account existing regulatory standards, the cumulative impacts of their emissions and background pollutant concentrations.
4. The City of Mississauga calls upon the Government of the Province of Ontario and the Minister of the Environment, to consider applying the “polluter pay” principle by attaching to any approval provided under the EPA to an industrial user a condition that the industrial user shall bear all the monetary costs caused by any increase in the pollution level in the Clarkson Airshed, including any increase in health care costs that can be reasonably attributed to the rise in pollution levels.
5. The City of Mississauga calls upon the Government of the Province of Ontario and the Minister of the Environment, to ensure that a condition be attached to any approval under the EPA such as a certificate of approval, that would require an industrial user to strictly monitor all emissions from its operations and that all monitoring results be made available to the public.
6. That a copy of this Resolution be forwarded to the Premier of Ontario, Chief Medical Officer of Health, Minister of the Environment, Minister of Energy and Infrastructure, all local MPPs, Region of Peel and Region of Halton.

Carried
CD.09

Note: Resolutions emanating from the “Closed Session” portion of the meeting are listed under 18. Resolutions.

14. BY-LAWS

0233-2009 A by-law to re-allocate sums to the unallocated balance of the Community Facility Redevelopment Reserve Fund (Account 35575) for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/Resolution 0172-2009
FA.19.Cap

0234-2009 A by-law to re-allocate sums from the unallocated balance of the Roadway Infrastructure Maintenance Reserve Fund (Account 33131) for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0235-2009 A by-law to re-allocate sums to the unallocated balance of the Federal Gas Tax Reserve Fund (Account 35182) for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0236-2009 A by-law to re-allocate sums to the unallocated balance of the Facility Repair and Renovations Reserve Fund (Account 35381) from various projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0237-2009 A by-law to allocate sums from the Facility Repair and Renovations Reserve Fund (Account 35381) and to authorize the withdrawal for certain projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0238-2009 A by-law to re-allocate sums to the unallocated balance of the New Development Charges Reserve Fund for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0239-2009 A by-law to allocate sums from the New Development Charges Reserve Fund and to authorize the withdrawal for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0240-2009 A by-law to re-allocate sums to the unallocated balance of the Capital Reserve Fund (Account 33121) from various capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0241-2009 A by-law to allocate sums from the Capital Reserve Fund (Account 33121) and to authorize the withdrawal for certain projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0242-2009 A by-law to re-allocate sums to the unallocated balance of the General Municipal Development Reserve Fund for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0243-2009 A by-law to allocate sums from the Federal Gas Tax Reserve Fund (Account 35182) and to authorize the withdrawal of funds therefrom for certain projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0244-2009 A by-law to re-allocate sums to the unallocated balance of the Fire Vehicle and Equipment Replacement Reserve Fund (Account 35141) for certain capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0245-2009 A by-law to allocate sums from the Fire Vehicle and Equipment Replacement Reserve Fund (Account 35141) and to authorize the withdrawal of funds for certain projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0246-2009 A by-law to re-allocate sums to the unallocated balance of the Parkland Dedication Reserve Fund (Account 32121) from various capital projects approved in prior Capital Budgets.

Corporate Report R-7/ Resolution 0172-2009
FA.19.Cap

0247-2009 A by-law to authorize the execution of a Development Agreement, Nor-Sham Developments Inc. and Nor-Sham Hotels Inc., north side of North Sheridan Way, west of Erin Mills Parkway.

PDC-0057-2007/PDC - June 25, 2007/Council – July 3, 2007
OZ 06/012 W2

0248-2009 A by-law to amend by-law number 0225-2007, as amended to permit additional uses, Nor-Sham Developments Inc and Nor-Sham Hotels Inc., North side of North Sheridan Way, west of Erin Mills Parkway (OZ 06/012 W2).

PDC-0057-2007/PDC - June 25, 2007/Council – July 3, 2007
OZ 06/012 W2

0249-2009 A by-law to authorize the execution of a Management and Operations Agreement between the Corporation of the City of Mississauga and the Don Rowing Club granting the Don Rowing Club to operate and manage a recreational and competitive rowing club on City-owned lands.

GC-0279-2009/April 15, 2009
PO.13.Fro

0250-2009 A by-law to authorize the execution of a Development Agreement between Joseph A. Madill and The Corporation of the City of Mississauga, 500 & 520 Eglinton Avenue West.

PDC-0067-2008/PDC – September 15, 2008/Council – February 25, 2009
OZ 07/014 W4

- 0251-2009 A by-law to amend By-law number 0225-2007, as amended to permit additional uses, Joseph A. Madill, 500 & 520 Eglinton Avenue West.
- PDC-0067-2008/PDC – September 15, 2008/Council – February 25, 2009
OZ 07/014 W4
- 0252-2009 A by-law to adopt Mississauga Plan (Official Plan) Amendment No. 96, Hurontario District Policies of Mississauga Plan (Official Plan).
- PDC-0067-2008/PDC – September 15, 2008/Council – February 25, 2009
OZ 07/014 W4
- 0253-2009 A by-law to authorize execution of a Cross-Boundary Agreement with Toronto Transit Commission for the provision of certain transit services within Mississauga, including Routes 32B and 58.
- Corporate Report R-8/Resolution 0173-2009
FA.49.359.07
- 0254-2009 A by-law to authorize the execution of a Development Agreement between 1774496 Ontario Limited and The Corporation of the City of Mississauga, 2290 Britannia Road West & 5960 Turney Drive.
- Corporate Report R-19/Resolution 0184-2009
OZ 08/017 W11
- 0255-2009 A by-law to amend By-law Number 0225-2007, as amended to regulate uses, 2290 Britannia Road West and 5960 Turney Drive.
- Corporate Report R-19/Resolution 0184-2009
OZ 08/017 W11
- 0256-2009 A by-law to establish certain lands as part of the municipal highway system, in the vicinity of Winston Churchill Boulevard and Erin Centre Boulevard, to be known as Erin Centre Boulevard.
- 43M1767
- 0257-2009 A by-law to amend the Public Vehicle Licensing By-law 420-04 respecting where a licence becomes an asset of an Owner's estate.
- GC-0465-2009/June 17, 2009
BL.10.Tax

0258-2009 A by-law to designate the Small Arms Building and Water Tower located at 1352 Lakeshore Road East as being of cultural heritage value or interest.

GC-0366-2009/May 6, 2009

CS.08.Lakeshore Road East (1352) (W1)

0259-2009 A by-law to establish certain lands as part of the municipal highway system, in the vicinity of Southdown Road and Lakeshore Road West, to be known as Lushes Avenue.

H OZ 08/002

0260-2009 A by-law to re-allocate funds from the Transit Bicycle Initiatives project (PN08-229) to the Capital Reserve Fund (Account 33121).

GC-0475-2009/June 30, 2009

FA.05.Pro

0261-2009 A by-law to re-allocate funds from the Transit Bicycle Initiatives project (PN08-229) to the Transit account (31330) within the New Development Charges Reserve Fund.

GC-0475-2009/June 30, 2009

FA.05.Pro

0262-2009 A by-law to establish certain lands as part of the municipal highway system in the vicinity of McLaughlin Road and Derry Road West, to be known as Golden Meadow Court, Saint Barbara Boulevard and Meadowridge Court.

43M1788

0263-2009 A by-law to establish certain lands as part of the municipal highway system in the vicinity of Rathburn Road East and Central Parkway East, to be known as Central Parkway East.

M-143

0264-2009 A by-law to authorize the execution of a Letter of Agreement, Ministry of Transportation, under the Ontario Bus Replacement Program (OBRP).

Corporate Report R-3/Resolution 0168-2009

FA.05.Ont

0265-2009 A by-law to temporarily close a Public Highway, City Centre Drive from Duke of York Boulevard to Living Arts Drive from September 8, 2009 to January 12, 2011 for the purpose of construction.

Corporate Report R-15/Resolution 0180-2009
BL.08.Tem

0266-2009 A by-law to temporarily close a Public Highway, Enfield Place from Matthews Gate to a point 60 metres (197 feet) northerly from August 10, 2009 to August 27, 2009 for the purpose of construction.

Corporate Report R-17/ Resolution 0182-2009
BL.08.Tem

0267-2009 A by-law to authorize execution of a Donation Agreement with the Registrar of the Registry of World Citizens in Canada, for a peace stone sculpture to be installed in Richard's Memorial Park.

Resolution 0147-2009/July 8, 2009
FA.16.Wor

0268-2009 A by-law to authorize the execution of a Servicing Agreement for Municipal Works Only and other related documents between Trustees of Churchill Meadows Christian Church, The Corporation of the City of Mississauga, and The Regional Municipality of Peel, within the Tenth Line West and Argentinia Road right-of-ways.

PDC-0059-2007/PDC-September 4, 2007/Council – September 12, 2007
CD.12.CHU

0269-2009 A by-law to authorize execution of an agreement with Dufferin-Peel Catholic School Board to adopt a video surveillance protocol for jointly-occupied facilities.

Corporate Report R-4/ Resolution 0169-2009
FA.22.Vid/CA.08.Duf

0270-2009 A by-law to authorize the Commissioner of Transportation and Works and the City Clerk to execute an Agreement with Smart Commute Mississauga to allow the City to participate in the Discount Transit Program as a registered employer.

GC-0378-2009 /May 20, 2009
TS.09.Sma

0271-2009 A by-law to authorize the execution of a Warning Clause Agreement, Miljan Gavrilovic, 1557 Lochlin Trail, with respect to site plan SP-08/048 for the construction of an addition and renovation of an existing single family dwelling.

Corporate Report R-10/ Resolution 0175-2009
SP 08/048

15. OTHER BUSINESS

- (a) Councillor Pat Saito advised that she was receiving a number of calls from residents expressing concern that the Leash Free area in Totoredaca Park would be closed. She assured the residents that there were no proposals or intentions by the City to close the park.
- (b) Councillor Pat Saito clarified that the recent matter of a dog getting sick in a Mississauga Park was an accident where some varsol leaked and contaminated the toys. Staff immediately disposed off the toys however, a ball fell during the disposal.
- (c) Councillor Pat Saito thanked staff for promptly listing the name of the event on road closure signs. She felt that the information was helpful.
- (d) Councillor Frank Dale spoke of the severe storm that took place on August 4, 2009. He stated that several basements were flooded. The Councillor expressed disappointment that the residents were referred back and forth between the City and the Region of Peel. He asked the Commissioner of Transportation and Works to see if any remedies could be recommended. Also, Councillor Dale complimented the Fire staff for their work on a home in Ward 4 which was struck by lightning.
- (e) Councillor Carmen Corbasson also spoke about the storm on August 4, 2009 as well as the one in July which impacted the area bounded by Cawthra Road, Queensway, and Atwater Avenue. She advised that the Cooksville Creek had flooded its banks. Councillor Corbasson complimented the efforts of Community Services, Transportation & Works, Region of Peel and especially Enersource who had to restore the power lines and poles, adding that even the Cawthra Community Centre had to be shut down.

16. INQUIRIES

- (a) Councillor Pat Saito advised that a resident was alarmed at a \$20.00 charge for a 2008 tax receipt. She acknowledged that this cost was established under the Fees and Charges By-law but will speak to it during budget discussions.

17. NOTICES OF MOTION - Nil**18. CLOSED SESSION**

Pursuant to Resolution 0159-2009, Council moved into Committee of the Whole in closed session at 1.05 p.m. to discuss the following matters:

In Camera Report #55: – Sheridan Branch Library Lease and Partner Negotiations

Councillor Katie Mahoney advised that she would work with Mayor Hazel McCallion on the negotiations pertaining to the Sheridan Branch Library Lease.

Resolution 0193-2009

PO.13.Eri

In Camera Report #56: – Purchase of Property on Creditview Road (Ward 11)

Councillor George Carlson moved the staff recommendation.

Resolution 0194-2009

By-laws 0272-2009 and 0273-2009

PO.10.Cre

In Camera Report #57 – Contracts for Armoured Car Services

Mary Ellen Bench, City Solicitor, provided Council with a chronology of events that lead to a resolution seeking direction to terminate the contract entered into with Averro.

Councillor Prentice moved the staff recommendation to delegate the City Solicitor to take whatever action was appropriate to protect the City's interests.

Resolution 0195-2009

FA.49.Ave

Council moved out of Closed Session at 1:45 p.m. and the following resolutions were read and adopted as a result of the closed session.

RESOLUTIONS (AS A RESULT OF CLOSED SESSION)

0193-2009 Moved by: K. Mahoney

Seconded by: N. Iannicca

1. That Corporate Services and Community Services staff be authorized to enter into negotiations with Bentall LP and appropriate community groups regarding all agreements pertaining to the Sheridan Branch Library lease and potential sub lease agreements at Sheridan Centre.

2. That staff be authorized to pursue discussions with the Region of Peel for the development of all agreements that would set out the terms and conditions for a co-location plan between the Region of Peel and the City of Mississauga with respect to a community hub in the Sheridan community.
3. That a by-law be enacted to authorize the Commissioner of Community Services and the City Clerk to execute and affix the corporate seal on behalf of The Corporation of the City of Mississauga to all agreements related to the Sheridan Branch Library lease and partnership between the City of Mississauga and the Regional Municipality of Peel, in a form satisfactory to the City Solicitor.

Carried

PO.13.Eri

J0194-2009 Moved by: G. Carlson

Seconded by: N. Iannicca

1. That Council enact a by-law authorizing the Commissioner of Community Services and the City Clerk to execute an Offer to Purchase, Agreement of Purchase and Sale, and all documents ancillary thereto, between David John Darwent Harris (“Mr. Harris”), as Vendor and The Corporation of the City of Mississauga (“City”), as Purchaser, for the acquisition of a property within the Credit River Valley Corridor. The subject property, containing an area of approximately 54.23 hectares (134.0 acres), is municipally identified as 6545 Creditview Road and is legally described as Part of Lot 8, Concession 3, WHS, Toronto Township, as in RO947586, except TT93837; subject to RO653339, TT34452, VS179911, Mississauga, subject to an easement in favour of the Corporation of the City of Mississauga over Part Lot 8, Concession 3, WHS, Toronto Township, being described as Part 16 on 43R-28763, City of Mississauga, Regional Municipality of Peel, in Ward 11. The lands are located south of Highway 401 and east of Creditview Road. The purchase price is Six Million Five Hundred Thousand Dollars (\$6,500,000).
2. That PN 9335 Land Acquisition – Credit Valley Lands (F074) with a gross and net budget of \$6,990,000, be created and funded from the Cash-in-Lieu of Parkland Reserve Fund (Account 32121), to cover all costs associated with the acquisition and interim repairs for the existing buildings and structures.

3. That all necessary bylaws be enacted.

Carried

PO.10.Cre

0195-2009 Moved by: M. Prentice Seconded by: C. Corbasson

1. That authority be delegated to the City Solicitor to take whatever legal action is appropriate to protect the City's interests and minimize the City's exposure in respect of issues arising out of the agreements with Averro Security (GTA 1) Inc. and Averro Armoured Car Corporation (jointly "Averro") and that the City Solicitor be directed to keep Council apprised of any such action.
2. That City Council provide direction to City staff to terminate the contract entered into with Averro in 2009.

FA.49.Ave

By-laws emanating from the "Closed Session" of the meeting

0272-2009 A by-law to authorize the execution of an Offer to Purchase, Agreement of Purchase and Sale, and all documents ancillary thereto, between David John Darwent Harris ("Mr. Harris"), as Vendor and The Corporation of the City of Mississauga ("City"), as Purchaser, for the acquisition of a property within the Credit River Valley Corridor, 6545 Creditview Road located south of Highway 401 and east of Creditview Road.

Resolution 0194-2009

PO.10.Cre

0273-2009 A by-law to create PN 9335 Land Acquisition – Credit Valley Lands (F074) with a gross and net budget of \$6,990,000, to fund the costs relating to the acquisition of 6545 Creditview Road, from the Cash-in-Lieu of Parkland Reserve Fund (Account 32121), and interim repairs for the existing buildings and structures.

Resolution 0194-2009

PO.10.Cre

19. CONFIRMATORY BY-LAW

0274-2009 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on August 5, 2009.

MG.01

20. ADJOURNMENT – 2.00 P.M.

MAYOR

CLERK