



AGENDA

SESSION 3

THE COUNCIL OF

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

WEDNESDAY, FEBRUARY 24, 2010, 9:00 A. M.

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

Contact: Shalini Alleluia, Office of the City Clerk (905-615-3200 Ext. 5471)
E-mail address: shalini.alleluia@mississauga.ca

1. **CALL TO ORDER**

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

3. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

(a) February 10, 2010 - Session 2

MG.01

4. **APPROVAL OF THE AGENDA**

5. **PRESENTATIONS**

(a) Janice Baker, City Manager, Members of Council and the Leadership Team will present the 2009 Corporate Awards of Excellence to the following staff:

1. Customer Service Award

- Russell Pooley, *Community Development Coordinator*
- Cooksville Branch Library
(*Penny Carr, Mishal Cazmi, Eleanore Randall, Caroline Lipscombe-Edwards, Julia Gircys, Iwona Jablonowski, Sarah Watts, Angela Philip, Bojana Vuletic, Raquel Zafra, Ambreen Kamal, Kim Davies, Ella Ravindran, Flora Cai, Khan Amiruzzaman*)

2. Continuous Improvement Award

- Nicole Fitz-Henry, *HVAC/Mechanical Project Coordinator*
- Autoprocess Automation Project Team
(*Yungfu Lin, Robbin Wu*)
- Business Development Team & Customer Service Recreation & Parks
(*Michael Cleland, Darryl McWilliam, Wilson Santos, Arlene Almeida, Dionne Derrick, Teressa Angod, Cammie LaCoste, Michelle Oliver, Carol Murray, Margaret Shortt, Holly Gardiner, Linda Wong*)

3. Leadership & Empowerment Award

- Susan Burt, *Director Culture Division*

4. Team Effectiveness Award

- Accessible Customer Service Core Team
(Shawn Slack, Diana Simpson, Darryl McWilliam, Antonietta DiSalvo, Pam Shanks, Todd Kyle, Margareta Jakobson, Maria Parial-Sgambelluri, Andrea Wilson-Peebles, Finola Pearson)
- Vic Johnston Community Centre Redevelopment Team
(Fernando Moraes, Robert Williams, Albert Greaves, Eric Lucic, Ed Harris, Jayne Holmes, Hazel McColl, Raj Sheth, Darlene Utaird, Chris Campbell, Marlene Knight, Laurel Schut, Alex Lo-Basso, Al Jeraj, Andrea Wilson-Peebles)

5. Partnership Award

- Jamie Dumas, *Fitness Supervisor*
- Sheridan/Mississauga Partnership Group
(Karam Daljit of Sheridan Institute of Technology and Advanced Learning; Bruce Carr, Jim Doran, Mary Ellen Bench, Domenic Tudino, Michal Minkowski, Joe Fudge, Marcia Taggart, Sandra Stone, Maggie Pyz, Jeff Smylie, Kevin Nutley, David Marcucci, Gary Kent, Donna Herridge, Patti Laurie, Dolores Bartl-Hoffman, Lori Kelly, Andrew McNeill, Ben Phillips, Jason Wu, Sue Anne Laking, Steven Bell, Geoff Wright, Tomasz Brzeziak, Jacquelyn Hayward-Gulati, Teresa Kerr, Kealy Dedman, Ken Franklin, Darren Morita, Peter Griffiths, Joe Hamilton, Geoff Smith, Geoff Bayne, Bryan Mulligan, Debbie Lamb-Green, Al Jeraj, Gavin Longmuir, Sarah Jane Miller, Pamela Tucciarone)

6. Kirk French Spirit Award

- Alice Benning-Zubek, *Human Resources Mgmt/Technology Consultant*

7. Brenda Sakauye Environment Award

- Iceland Heat Recovery Project
(Rajan Balchandani, Chris Campbell, Daryl Martin, John Burgess, Bill McDougall)

8. City Manager's Award of Excellence

- Space Planning Team
(Gail Curran, Marjorie Dorzek, Walter Rossi, Randy Seto, Jennifer Warling, Catherine Monast)

PR.05

HR.15.Cafe

6. DEPUTATIONS

- (a) Corporate Policy and Procedure No.08-01-01/Complaint with respect to Business Improvement Associations being Ratepayer's Groups on the Volunteer Group Liaison Program/Volunteer Group Register

Ian Smith, resident, wishes to address Council with respect to Corporate Policy and Procedure No.08-01-01 and how it is applied to Business Improvement Associations being included as Ratepayer's Groups on the Volunteer Group Liaison Program/Volunteer Group Register.

Correspondence I-6
CA.24.Vol/CA.05

- (b) International Renewable Energy Case Competition

Jordon Boye wishes to address Council to present information on the International Renewable Energy Case Competition.

Correspondence I-6
HR.22

- (c) Construction of Washrooms at Lake Aquitaine and Quenippenon Meadows Parks

Brian McMahon, Halton BMAC Mechanical Inc. wishes to address Council with respect to services they provided to the construction of washrooms at Lake Aquitaine and Quenippenon Meadows Parks.

Correspondence I-3
PO.04.Lak

- (d) Construction of Washrooms at Lake Aquitaine and Quenippenon Meadows Parks

David Clement, Davidson Technical, wishes to address Council with respect to services they provided to the construction of washrooms at Lake Aquitaine and Quenippenon Meadows Parks.

Correspondence I-4
PO.04.Lak

(e) Construction of Washrooms at Lake Aquitaine and Quenippenon Meadows Parks

Robert Oldfield, Cem-Al Holdings Limited, wishes to address Council with respect to services they provided to the construction of washrooms at Lake Aquitaine and Quenippenon Meadows Parks.

Correspondence I-8
PO.04.Lak

7. **PUBLIC QUESTION PERIOD** (in accordance with Section 36 of the City of Mississauga Procedure By-law 0421-2003, as amended - Council may grant permission to a person who is present and at Council and wishes to address Council on a matter on the Agenda. Public Question Period is limited to a total of 15 minutes. Persons addressing Council with a question should limit preamble to a maximum of two statements sufficient to establish the context for the question. For any other matter, leave must be granted by Council to deal with a matter not on the agenda).

8. **CORPORATE REPORTS**

R-1 Grant of Easement for drainage from Her Majesty the Queen in right of Ontario for servicing of the Garry W. Morden Training Centre (Ward 9)

Report dated February 9, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Grant of Easement for drainage from Her Majesty the Queen in right of Ontario for servicing of the Garry W. Morden Training Centre (Ward 9)

RECOMMENDATION:

That Council enact a by-law authorizing the Commissioner of Transportation and Works and the City Clerk to execute a Grant of Easement agreement, and all documents ancillary thereto, between Ontario Realty Corporation acting as agent on behalf of Her Majesty the Queen, in right of Ontario, as represented by The Minister of Energy and Infrastructure (“ORC”) as Vendor and The Corporation of the City of Mississauga as Purchaser, for the purchase of a non-exclusive right, interest and permanent drainage easement in lands containing an area of approximately 0.9074 hectares (2.242 acres), required to service the Garry W. Morden Training Centre with storm sewers, drains, watercourses and related appurtenances. The purchase price is Seven Hundred, Sixty Two Thousand Four Hundred Thirty Dollars (\$762,430) plus GST. The subject lands are legally described as part of Lot 13, Concession 10 New Survey, City of Mississauga identified as Parts 22, 23, 32, 33, 36, 37, 44, 45, 48, 49, 56, 57, 60, 61, 65, 66, 69, 70, 72, 73, 74, 79, 80, 81 and 82 on Reference Plan 43R-33013, in the City of Mississauga, Regional Municipality of Peel, in Ward 9.

Motion
PO.12.Nin

R-2 Mississauga Marathon 2010

Report dated February 12, 2010 from the Commissioner of Community Services with respect to the Mississauga Marathon 2010

RECOMMENDATION:

1. That the proposed route change for the 2010 Mississauga Marathon with the finish line at Port Credit Memorial Park be approved.
2. That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute an agreement with the Landmark Sport Group to host the 2010 Mississauga Marathon on Saturday, May 15th and Sunday, May 16th 2010, in a form satisfactory to the City Solicitor, subject to the following conditions:
 - a) Agreement to be structured regarding the use of Port Credit Memorial Park to the satisfaction of the Community Services Department;
 - b) Submission of a Parking and Traffic Control Plan to the satisfaction of the Transportation and Works Department and Peel Region Police;
 - c) Letters of support and/or acknowledgement from appropriate stakeholders including the Port Credit BIA, TOPCA and Port Credit Ratepayer Associations, MIRANET, Snug Harbour Restaurant, Waterside Inn & Port Credit Harbour Marina as well as churches affected along the route;
 - d) Submission of a Public Safety Plan to the satisfaction of Peel Regional Police and Fire and Emergency Services;
 - e) Confirmation of liability insurance to be provided in a form and amount suitable to the City solicitor and Insurance and Risk Manager;
 - f) Submission of a road closure and lane restrictions plan satisfactory to the Commissioner of Transportation and Works; and
 - g) Submission of a Public Communication Plan.
3. That all Agreements are executed by March 31, 2010.

Motion/By-law

PR.12.Miss

R-3 Judicial Inquiry – January 2010 Expense Report

Report dated February 16, 2010 from the City Solicitor with respect to the Judicial Inquiry – January 2010 Expense Report

RECOMMENDATION:

That the report of the City Solicitor dated February 16, 2010 entitled “Judicial Inquiry – January 2010 Expense Report” be received for information.

Motion

MG.01.Jud/FA.19.Jud

9. COMMITTEE REPORTS

- (a) Mississauga Canada Day Committee – Report 2-2010 dated February 16, 2010
MG.11
- (b) Festival Funding Review Committee Report 2-2009 dated February 16, 2010
MG.11
- (c) General Committee – Report-4-2010 dated February 17, 2010
MG.23

10. UNFINISHED BUSINESS

11. PETITIONS

- P-1 A petition from Morales Neyra Family with respect to concerns relating to traffic concerns in the area of Burnhamthorpe Road East and Tomken Road.

Receive and Refer to the Transportation and Works Department
MG.01.Pet/RT.10

12. CORRESPONDENCE

- (a) Information Items I-1 – I-8
- (b) Direction Items – Nil.

13. MOTIONS

- (a) To approve recommendations from the following committee reports:

CDC-0004-2010 – CDC-0006-2010 as contained in the Mississauga Canada Day Committee Report 2-2010 dated February 16, 2010

FFRC-0003-2010 – FFRC-0004-2010 inclusive as contained in the Festival Funding Review Committee Report 2-2009 dated February 16, 2010

GC-0080-2010 to GC-0104-2010 inclusive as contained in the General Committee Report 4-2009 dated February 17, 2010

MG.01

- (b) To close a portion of the Council meeting to be held on February 24, 2010 under section 239 (2) of the Municipal Act to deal with:

- (i) Personal Matter about an identifiable individual, including municipal or local board employees – Citizen Member Appointment to the Etobicoke-Mimico Watersheds Coalition (Toronto and Region Conservation)

The appointment of the Citizen Member was deferred from the January 20, 2010 Council meeting to allow the Ward Councillor additional time to contact the individual regarding the reappointment.

- (ii) Personal Matter about an identifiable individual, including municipal or local board employees – Employee Performance Review

- (iii) Personal Matter about an identifiable individual, including municipal or local board employees.

- (iv) Advice that is subject to Solicitor-Client Privilege – City's contract with respect to the construction of washroom facilities at Lake Aquitaine and Quenippenon Meadows Parks (Correspondence I-4)

MG.20.In

- (c) To enact a by-law authorizing the execution of a Grant of Easement agreement, and all documents ancillary thereto, Ontario Realty Corporation (Ministry of Energy and Infrastructure), for the purchase of a non-exclusive right, interest and permanent drainage easement in lands, required to service the Garry W. Morden Training Centre with storm sewers, drains, watercourses and related appurtenances.

Corporate Report R-1/By-law

PO.12.Nin

- (d) To approve the proposed route change for the 2010 Mississauga Marathon with the finish line at Port Credit Memorial Park and enact a by-law to execute an agreement with the Landmark Sport Group to host the 2010 Mississauga Marathon on Saturday, May 15th and Sunday, May 16th 2010, in a form satisfactory to the City Solicitor and subject to certain conditions and that all Agreements be executed by March 31, 2010.

Corporate Report R-2

PR.12.Miss

- (e) To receive for information the report of the City Solicitor dated February 16, 2010 entitled "Judicial Inquiry – January 2010 Expense Report".

Corporate Report R-3

MG.01.Jud/FA.19.Jud

- (f) To clarify General Committee Recommendation GC-0052-2010 (February 3, 2010) adopted by Council on February 10, 2010 with respect to a Corporate Report titled "Delegated Authority to make an Application to the Committee of Adjustment for City-owned Properties" and enact a by-law to authorize the Director of Facilities and Property Management or his designate, to submit and make such applications to the Committee of Adjustment as the Director deems necessary, for the purposes of securing minor variances from the current zoning on City-owned properties and authorize the Director of Facilities and Property Management or his designate, to appoint such agents and retain such persons as the Director deems necessary to make and submit any necessary applications to the Committee of Adjustment on behalf of the City for the purposes of securing minor variances from the current zoning on City-owned properties.

GC-0052-2010/February 3, 2010

BL.08.,Del.

- (g) To pass a resolution to consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to the Cities of Mississauga and Brampton and the Town of Caledon, in accordance with section 310 of the *Municipal Act* for the 2010 property tax year and that the apportionment of the Regional Levy be based on conditions outlined in the Corporate Report dated February 2, 2010 from the Commissioner of Corporate Services and Treasurer.

GC-0091-2010/February 17, 2010

FA.09.Del

- (h) To amend the Legal Description of certain properties listed in Appendix 1 of In Camera report with respect to 'Authority to expropriate lands required for the City of Mississauga's Bus Rapid Transit (BRT) Project (Wards 3 & 5) to correct identified discrepancies.

Resolution 0023-2010/January 20, 2010
TS.14.BRT

14. BY-LAWS

- B-1 A by-law to authorize the execution of a Grant of Easement agreement, and all documents ancillary thereto, Ontario Realty Corporation (Ministry of Energy and Infrastructure), for the purchase of a non-exclusive right, interest and permanent drainage easement in lands, required to service the Garry W. Morden Training Centre with storm sewers, drains, watercourses and related appurtenances.

Corporate Report R-1/Motion
PO.12.Nin

- B-2 A by-law to authorize the execution of a Warning clause Agreement, Barbara Gladysz, 1366 Wilson Avenue, with respect to the construction of a new dwelling.

GC-0084-2010/February 17, 2010
SP-09/084

- B-3 A by-law to amend By-law 0511-2002, as amended, being the Mayor and Councillors' Remuneration and Benefits By-law 2003.

GC-0090-2010/February 17, 2010
BL.08.Rem

- B-4 A by-law to authorize the Director, Facilities and Property Management, or his designate, to submit minor variance applications on behalf of the City for City-owned lands.

GC-0052-2010/February 3, 2010
BL.08.Del

- B-5 A by-law to establish certain lands as part of the municipal highway system, Registered Plan 43M-1555, in the vicinity of Ninth Line and Terragar Boulevard, Ward 10.

GC-0085-2010/February 17, 2010
43M-1555 (Ward 10)

- B-6 A by-law to establish certain lands as part of the municipal highway system, Registered Plan 43M-1700, in the vicinity of Tenth Line and Erin Centre Boulevard, Ward 10.

GC-0085-2010/February 17, 2010
43M-1700 (Ward 10)

- B-7 A by-law to establish certain lands as part of the municipal highway system, Registered Plan 43M-1701, in the vicinity of Tenth Line and Erin Centre Boulevard, Ward 10.

GC-0085-2010/February 17, 2010
43M-1701 (Ward 10)

- B-8 A by-law to establish certain lands as part of the municipal highway system, Registered Plan 43M-1702, in the vicinity of Tenth Line and Erin Centre Boulevard, Ward 10.

GC-0085-2010/February 17, 2010
43M-1702 (Ward 10)

- B-9 A by-law to amend By-law No.0098-04 as amended, being the Animal Care and Control By-law.

BC-0025-2010/October 20, 2009
MG.29

- B-10 A by-law to amend By-law 555-2000, as amended, being the Traffic By-law, to implement stop signs, three hour parking exemptions on various streets in Ward 10.

GC-0086-2010/February 17, 2010
GC-0088-2010/February 17, 2010
GC-0089-2010/February 17, 2010
RT.17/RT.10

- B-11 A by-law to provide a tax rebate to provide for the cancellation, reduction or refund of taxes for eligible property owners whose taxes are considered by Council to be unduly burdensome, as defined in the by-law.

BC-0039-2010/December 14, 2009
FA.08.Low

- B-12 A by-law to authorize the execution of an Agreement with Landmark Sport Group Inc. to host the 2010 Mississauga Marathon.

Corporate Report R-2/Motion
PR.12.Miss

- B-13 A by-law to repeal various local improvement By-laws and to authorize the refund of monies paid to the City in respect of the reconstruction of various noise walls.

GC-0780-2009/December 2, 2009
EC.07.NoI

15. **OTHER BUSINESS**

16. **INQUIRIES**

17. **NOTICES OF MOTION**

- (a) Moved by : Councillor C. Parrish

Whereas Council approved funding criteria for parties granted standing in the Mississauga Judicial Inquiry;

And Whereas Council approved funding for Peter McCallion, based on a set of criteria which include his providing sufficient evidence that he is unable to retain legal representation due to insufficient income and no access to assets;

And Whereas Council approved Peter McCallion's being represented by legal counsel as per the approved guidelines for hours and fees only while Mr. McCallion is actually giving testimony at the Inquiry;

And Whereas Council has withheld a decision on further legal funding for Mr. McCallion until such time as the Inquiry is concluded;

And Whereas new information has come to light which reveals that a municipality's providing legal funding for persons other than employees and elected officials in a Judicial Inquiry, is precedent setting;

Therefore be it resolved that Resolution 0032-2010 be reopened at the Council Meeting to be held Wednesday, February 24, 2010.

MG.01.Jud

18. CLOSED SESSION

- (i) Personal Matter about an identifiable individual, including municipal or local board employees – Citizen Member Appointment to the Etobicoke-Mimico Watersheds Coalition (Toronto and Region Conservation)

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19. CONFIRMATORY BY-LAW

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on February 24, 2010.

MG.01

20. ADJOURNMENT