Issue Date: February 10, 2010



MINUTES

SESSION 1

THE COUNCIL OF

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

WEDNESDAY, JANUARY 20, 2010, 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 Ward 3 Councillor Maja Prentice Councillor Frank Dale Ward 4 Councillor Eve Adams Ward 5 Ward 6 Councillor Carolyn Parrish Councillor Nando Iannicca Ward 7 Councillor Katie Mahoney Ward 8 Ward 9 Councillor Pat Saito 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

Grant Bivol, Deputy City Clerk

Shalini Alleluia, Legislative Coordinator Marylu Javed, Administrative Assistant

1. <u>CALL TO ORDER</u>

The meeting was called to order at 9:10 a.m. by Mayor Hazel McCallion, with the saying of the Lord's Prayer and a moment of silence for those who lost their lives in the earthquake in Haiti.

2. <u>DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST</u>

Councillor Frank Dale declared Conflict of Interest with respect to Budget Committee Report -1-2010 as a portion of the report to the approval of the budget which involved staff remuneration. The Councillor advised that his spouse is a part time employee.

At the time of dealing with Corporate Reports (R-8), Mayor Hazel McCallion declared Conflict of Interest as discussion relating to the Judicial Inquiry ensued.

MG.01

3. <u>MINUTES OF PREVIOUS COUNCIL MEETINGS</u>

(a) December 9, 2009 - Session 22

As a result of a typographical error, a revised Page 1 was circulated to the Mayor and Members of Council – no discussion took place.

Councillor Maja Prentice requested a correction to the list of Councillors who provided holiday greetings on Page 44 under Section 15 - Other Business.

Approved as Amended MG.01

4. <u>APPROVAL OF THE AGENDA</u>

Councillor Carolyn Parrish requested that staff provide a brief presentation prior to the approval of the Budget Committee Report on Infrastructure Levy options and how it will impact future budgets.

5. PRESENTATIONS - Nil

6. <u>DEPUTATIONS</u>

(a) Apportionment of Taxes

There were no persons in attendance to address Council regarding the Tax Apportionments.

Corporate Report R-1/Resolution 0008-2010 FA.36

(b) Provincial Recovery Plan – Jefferson Salamanders

Don Barber, resident, addressed Council with respect to the Provincial Recovery Plan for the Jefferson Salamanders. He highlighted certain sections of the Act and its relationship to the Cawthra Bush which is one of the locations where Jefferson Salamanders exist. He noted that changes to the act now require significant protection and enquired about staff's comments to the Legislation as well as how the City was addressing the required changes to protect these species.

Staff were directed to prepare a report to the Environmental Advisory Committee on the Amendments to the endangered Species Act and the City's efforts to protect these species.

Resolution 0017-2010 PR.09

(c) <u>Cadet Centre in Streetsville</u>

Jack Porter, Past President, Branch 139, The Royal Canadian Legion, addressed Council requesting the possible use of the Russell Langmaid Public School as a Cadet Centre in the event that the City purchase the school. Following Mr. Porter's presentation, Bill Hogg, Maria DaSilva, Lori Martin, Paul Preikscas and Derek NcNally spoke about their programme and the need for larger facilities.

Councillor George Carlson noted that other users have requested to share this space. Options for openspace for the Streetsville Community are also being considered.

Mayor Hazel McCallion suggested that the Ward Councillor, George Carlson, work with staff and report back on possible uses for this site including the Cadet Centre.

 $\frac{Resolution\ 0001\text{-}2010}{MG.01.Req}$

(d) <u>Earthquake in Haiti – Canadian Red Cross/Salvation Army</u>

Shirley Mak, President, Region of Peel Council, Canadian Red Cross, addressed Council with respect to the situation in Haiti and updated Council on their response operations. She provided Council with information relating to their websites for donations as well as family links.

Captain David Allen, Salvation Army also spoke on their efforts in Haiti.

PR.04

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).

(a) Don Barber, Editor, The Democratic Reporter, addressed Council with respect to his correspondence on the Agenda (I-6) with respect to Mayor McCallion carrying the Olympic Torch during the 2010 Olympic Torch Relay Program. Mayor Hazel McCallion advised that she accepted the request from the Royal Bank of Canada.

PR.09

(b) Ursula Keuper Bennett, resident, addressed Council with respect to the Region of Peel Budget. Since this matter was not on the Agenda, Ms. Keuper Bennett was directed to address the Region of Peel.

PR.09

8. <u>CORPORATE REPORTS</u>

R-1 Apportionment of Taxes

Report dated January 6, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Apportionment of Taxes.

RECOMMENDATION:

That the recommended apportionment of taxes and payments set out in Appendix 1 of the report dated January 6, 2010 from the Commissioner of Corporate Services & Treasurer be approved.

Resolution 0008-2010

FA.36

R-2 2010 Interim Tax Levy for properties on the Regular Instalment Plan

Report dated January 4, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the 2010 Interim Tax Levy for properties on the Regular Instalment Plan.

RECOMMENDATION:

- 1. That a by-law be enacted to provide for a 2010 interim tax levy for properties on the regular instalment plan.
- 2. That the 2010 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties that existed on the previous year's tax roll.

- 3. That assessments added to the tax roll in the current year are to be levied an amount that approximates 50% of a full year's taxes, had the property been included on the previous year's tax roll, using tax rates set out in Appendix 1 to the report dated January 4, 2010 from the Commissioner of Corporate Services and Treasurer and the current year's assessment.
- 4. That the 2010 interim levy for residential properties on the regular instalment plan be payable in three (3) instalments on March 4th, April 1st, and May 6th, 2010.
- 5. That the 2010 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one (1) instalment on March 4th, 2010.

Resolution 0009-2010/By-law 0005-2010 FA.08.Tax

R-3 <u>Grants from Ontario Power Authority's High Performance New Construction</u> <u>Program for Transit Garage Improvements</u>

Report dated January 7, 2010 from the Commissioner of Corporate Services and Treasurer with respect to Grants from Ontario Power Authority's High Performance New Construction Program for Transit Garage Improvements

RECOMMENDATION:

That a by-law be enacted to authorize the Commissioner of Corporate Services and Treasurer to sign all applications and any documents ancillary thereto for grants provided by the High Performance New Construction (HPNC) program, and that such documents be in a form and content acceptable to the City Solicitor.

Resolution 0010-2010/By-law 0030-2010 FA.05.Hig

R-4 Agreement with the Ministry of Transportation of Ontario, and 407 ETR
Concession Company Limited for the construction of the Ridgeway Drive
Overpass over Highway 403 and Highway 407 (Ward 8)

Report dated January 8, 2010 from the Commissioner of Transportation and Works with respect to an Agreement with the Ministry of Transportation of Ontario, and 407 ETR Concession Company Limited for the construction of the Ridgeway Drive Overpass over Highway 403 and Highway 407 (Ward 8)

RECOMMENDATION:

That the Commissioner of Transportation and Works and the City Clerk be authorized to enter into an agreement with the Ministry of Transportation Ontario (MTO) and the 407 ETR Concession Company Limited (407 ETR) for the construction of the Ridgeway Drive overpass over Highway 403 and Highway 407 and that the necessary bylaws be enacted.

Resolution 0011-2010/By-law 0031-2010 RT.15.Rid

R-5 Agreement with the Ministry of Transportation of Ontario for the extension of Ridgeway Drive over the 403 Highway and Neighbourhood 407, Phase 3, Subdivision by Erin Mills Corporation. (Ward 8)

Report dated January 11, 2010 from the Commissioner of Transportation and Works with respect to an Agreement with the Ministry of Transportation of Ontario for the extension of Ridgeway Drive over the 403 Highway and Neighbourhood 407, Phase 3, Subdivision by Erin Mills Corporation. (Ward 8)

RECOMMENDATION:

That the Commissioner of Transportation and Works and the City Clerk be authorized to enter into an agreement with the Ministry of Transportation Ontario (MTO) for the expansion and maintenance of the Glen Erin Brook storm water management facility and that the necessary by-law be enacted, in a form satisfactory to Legal Services.

Resolution 0012-2010/By-law 0032-2010 PO.13.Rid

R-6 <u>Avero Update – Proposed Armoured Vehicle Services Agreement with Garda Cash-In-Transit Corporation</u>

Report dated January 11, 2010 from the City Solicitor with respect to the Avero Update – Proposed Armoured Vehicle Services Agreement with Garda Cash-In-Transit Corporation

RECOMMENDATION

That the City enter into an interim armoured vehicle services agreement with Garda Cash-In-Transit Corporation ("Garda") and that a by-law be enacted authorizing the City's Purchasing Agent to execute the interim agreement with Garda setting out the terms and conditions upon which Garda is to provide armoured vehicle services to the City for a period of one-year ending August 31, 2010, in a form satisfactory to the City Solicitor.

Resolution 0013-2010/By-law 0012-2010 FA.49.Gar

R-7 Recreational Infrastructure Canada (RInC) Program in Ontario Contribution Agreement and Project Updates

Report dated January 7, 2010 from the City Manager with respect to Recreational Infrastructure Canada (RInC) Program in Ontario Contribution Agreement and Project Updates

RECOMMENDATION

- 1. That the report entitled "Recreational Infrastructure Canada (RInC) Program in Ontario Contribution Agreement and Project Updates" dated January 7, 2010 from the City Manager and Chief Administrative Officer be received.
- 2. That a by-law be enacted:
 - (i) to authorize the Mayor and City Clerk to execute, on behalf of the City, the Recreational Infrastructure Canada Program in Ontario Contribution Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Energy and Infrastructure and the Minister of Health Promotion, and related instruments and documents (other than the documents referred to in paragraph ii. immediately below) all in a form satisfactory to the City Solicitor; and
 - (ii) to authorize the persons designated by the City Manager and Chief Administrative Officer to sign, on behalf of the City, the reports and claim forms contemplated by the RInC Contribution Agreement.

Resolution 0014-2010/By-law 00001-2010 FA.05.Rec

R-8 <u>Judicial Inquiry – 2009 Expense Report</u>

Report dated January 12, 2010 from the City Solicitor with respect to the Judicial Inquiry – 2009 Expense Report.

RECOMMENDATION

That the report of the City Solicitor dated January 12, 2010 entitled "Judicial Inquiry – 2009 Expense Report" be received for information.

Mayor Hazel McCallion declared Conflict of Interest with respect to this matter.

Councillor Katie Mahoney took the chair.

Councillor Carolyn Parrish drew comparison between the costs of a 1975 Inquiry and the costs to date on the current Judicial Inquiry. She also enquired about a future report with respect to criteria relating to third party legal fees. Mary Ellen Bench advised that she would be bringing this report forward in February.

Resolution 0015-2010 MG.01.Jud

Mayor Hazel McCallion resumed the Chair.

9. <u>COMMITTEE REPORTS</u>

a) Budget Committee – Report-9-2009 dated December 14, 2009

Approved as presented Resolution 0002-2010 MG.29

(b) General Committee- Report 1-2010 dated January 13, 2010

Approved as presented Resolution 0002-2010 MG.23

(c) Budget Committee – Report-1-2010 dated January 13, 2010 MG.29

At the request of Councillor Carolyn Parrish (Approval of the Agenda), Patti Elliott Spencer, Commissioner of Finance, provided Council with a brief presentation on infrastructure levy options and how it will impact future budgets.

As a result of the discussion, BC-0007-2010 and BC-0008-2010 were amended.

Also, for the purposes of clarity, BC-0004-2010 was amended to read as follows:

BC-0004-2010

- 1. That the Sunday service be implemented at all library branches commencing on Thanksgiving weekend in October through the Victoria Day weekend in May, with the exception of those branches closed in the year 2010 for renovation as an Infrastructure Stimulus Fund (ISF) project, with these new hours to be launched in the Spring of 2010 in accordance with the Corporate Report [dated January 5, 2010 from the Commissioner of Community Services presented to Budget Committee on January 13, 2010].
- 2. That Monday closures of library branches be reviewed. FA.19 (CS.06)

Recommendations BC-0007-2010 and BC-0008-2010 were replaced with the following resolutions:

0003-2010 Moved by: P. Saito

That with respect to Report 1-2010 from the Budget Committee meeting of January 13, 2010, recommendations BC-0001-2010 to BC-0006-2010, be adopted save and except recommendations BC-0004-2010 which is amended and BC-0007-2010 and BC-0008-2010 which are to be voted on separately.

Carried FA.19

0004-2010 Moved by: N. Iannicca

Seconded by: E. Adams

Seconded by: K. Mahoney

That an additional infrastructure levy not be implemented for the year 2010.

A recorded vote was called with the following results:

	<u>YES</u>	<u>NO</u>
Mayor H. McCallion	X	
Councillor C. Corbasson	X	
Councillor P. Mullin	X	
Councillor M. Prentice	X	
Councillor F. Dale	X	
Councillor E. Adams	X	
Councillor C. Parrish		X
Councillor N. Iannicca	X	
Councillor K. Mahoney		X
Councillor P. Saito		X
Councillor S. McFadden		X
Councillor G. Carlson		X

Recorded Vote

Carried -(7-5)

Budget Committee BC-0007-2010/January 13, 2010

FA.19

0005-2010 Moved by: N. Iannicca

Seconded by: E. Adams

That Recommendation BC-008-2010 from Budget Committee Report 1-2010, dated January 13, 2010, be adopted.

A recorded vote was called with the following results:

	<u>YES</u>	NO
Mayor H. McCallion		
Councillor C. Corbasson	X	
Councillor P. Mullin	X	
Councillor M. Prentice	X	
Councillor F. Dale	X	
Councillor E. Adams	X	
Councillor C. Parrish		X
Councillor N. Iannicca	X	
Councillor K. Mahoney	X	
Councillor P. Saito	X	
Councillor S. McFadden	X	
Councillor G. Carlson	X	

Recorded Vote

<u>Carried – (11-1)</u>

Budget Committee BC-0008-2010/January 13, 2010

FA.19

10. UNFINISHED BUSINESS

11. <u>PETITIONS</u>

P-1 Request to sell Mississauga Transit bus tickets

Petition from clients to the J & H Convenience Store requesting that Mississauga Transit Bus tickets be made available for sale from the J & H Convenience Store.

Received and Referred to the Transportation and Works Department (Mississauga Transit Division)

TS.09/MG.01.Pet

12. <u>CORRESPONDENCE</u>

- (a) Information Items I-1 I-11
- I-1 Letter dated December 29, 2009 from The Royal Canadian Legion, with respect to the sale of the Russell Langmaid Public School and the possibility of using it as a Cadet Centre.

Resolution - 0001-2010 PO.10 CHU

I-2 Letter dated November 30, 2009 from the City of Vaughan in regards to Task force on Democratic participation and renewal, final report.

This item was referred to General Committee to allow for more discussion.

Resolution 0016-2010/Referred to General Committee LA.09.VAU

I-3 Letter dated December 10, 2009 from Toronto and Region Conservation requesting appointments to the Humber Watershed Alliance and Etobicoke-Mimico Watersheds Coalition for the term 2010-2012.

Councillor Maja Prentice requested that the appointment of the Citizen Member be deferred to the next Council to allow her an opportunity to speak with the resident she wishes to appoint. The staff appointments were made in Camera as per the resolutions below.

Resolutions – 0025-2010 and 0026-2010

MG.11.TRC

MG.11.ETO

MG.11.HUM

I-4 E-mail dated January 11, 2010 from Ursula Bennett, with respect to Corporate Security and youth/minor bans.

Received

PR.09.RES

I-5 E-mail dated January 11, 2010 from Ursula Bennett, with respect to information relating to the Corporate Security Data base.

Received

PR.09.RES

I-6 Letter dated December 24, 2009, from The Democrat-Reporter, with respect to the Mayor participating in the Torch Relay for the 2010 Olympic Games.

Received

PR.09.RES

I-7 E-mail dated November 30, 2009, providing an opportunity to send a youth representative from Mississauga to the Forum for Youth Canadians.

Mayor Hazel McCallion advised that she would like to have a member of the Mayor's Youth Advisory Committee address Council with their intention to participate.

Resolution – 0018-2010

MG.11.MAY

I-8 Letter dated December 2, 2009, from the Minister of Finance in response to Mayor Hazel McCallion's correspondence regarding the application of Ontario's retail sales tax (RST) to municipal police vehicles.

Received

LA.07.TAX

I-9 Letter dated December 17, 2009, from the Deputy Attorney General, advising that Bill 212, the Good Government Act, 2009, received Royal Assent on December 15, 2009.

Received LA.07.GOO

I-10 Letter dated January 6, 2010 from the Town of Caledon, with respect to a resolution regarding the need for an independent review of the TRC and CVC in how they collect and charge permit and levy fees.

Councillor Pat Mullin updated Council on discussions that have occurred at the Credit Valley Conservation and concerns that they have faced over the years relating to funding.

Councillor Maja Prentice also expressed her concerns on the above matter as it related to the Toronto Regional Conservation.

LA.09.Cal

I-11 Letter (undated) from the Honourable Jim Watson, MPP, Minister, informing Mayor Hazel McCallion of his resignation as Minister of Municipal Affairs and Housing.

LA.07

(b) Direction Items – Nil.

13. **RESOLUTIONS**

0001-2010 This resolution was dealt under Deputation 6(c)

0002-2010 Moved by: N. Iannicca Seconded by: M. Prentice

That BC-00036-2009 – BC-0044-2009 inclusive as contained in the Budget Committee Report 9- 2009 dated December 14, 2009, be approved;

That GC-0001-2010 to GC-0028-2010 inclusive as contained in the General Committee Report 1-2009 dated January 13, 2010, be approved;

Carried MG.01

0003/0004/0005 – 2010 were dealt with under 9. Committee Reports (Budget Committee 1-2010)

0006-2010 Moved by: M. Prentice Seconded by: P. Mullin

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 January 20, 2010, shall be closed under Section 239 (2) to the public to deal with the following matters:

- (i) Potential Litigation Committee of Adjustment Appeal Matter "A" 391/09 4699 Full Moon Circle (Ward 4)
- (ii) Potential Litigation Committee of Adjustment Appeal Matter "A" 349/09 4282 Poltava Crescent (Ward 3)
- (iii) Potential Litigation Committee of Adjustment Appeal Matter "A" 365/09 515 Indian Summer Trail (Ward 5)
- (iv) Potential Litigation Committee of Adjustment Appeal Matter "A" 333/09 1199 Whiteoaks Avenue (Ward 2)
- (v) Proposed or Pending Acquisition or Disposition of Land by the Municipality or Local Board Authority to expropriate lands required for the City of Mississauga's Bus Rapid Transit Project(Wards 3 & 5)
- (vi) Personal Matter about an identifiable individual, including municipal or local board employees.
- (vii) Personal Matter about an identifiable individual, including municipal or local board employees – Appointment to the Environmental Advisory Committee
- (viii) Personal Matter about an identifiable individual, including municipal or local board employees Appointments to the Humber Watershed Alliance and the Etobicoke-Mimico Watersheds Coalition (Toronto and Region Conservation)

Carried MG.20.In 0007-2010 Moved by: P. Mullin Seconded by: M. Prentice

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing of Qamar Iqbal Khan on January 9, 2010;

AND WHEREAS Qamar Iqbal Khan began his career with the City of Mississauga on May 14, 2007 as a Transportation Planner–Engineering, in the Transportation and Works Department and contributed to several important projects including the City's Road Classification Review, Transportation Development Charges Review and Cycling Master Plan, as well as provided professional engineering expertise on several other projects.

AND WHEREAS Qamar is survived by his wife Sumaira, sister Huma Latafat, and mother Maha Talat Khan.

NOW THEREFORE BE IT RESOLVED THAT sincere condolences be extended on behalf of the Mayor and members of Council and staff of the City of Mississauga to the family of Qamar Iqbal Khan.

Carried PR.11

0008-2010 Moved by: S. McFadden

Seconded by: G. Carlson

That the recommended apportionment of taxes and payments set out in Appendix 1 of the Report dated January 6, 2010 from the Commissioner of Corporate Services & Treasurer be approved.

Carried

Corporate Report R-1

FA.36

0009-2010 Moved by: M. Prentice

Seconded by: P. Mullin

- 1. That a by-law be enacted to provide for a 2010 interim tax levy for properties on the regular instalment plan.
- 2 That the 2010 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties that existed on the previous year's tax roll.

- 3. That assessments added to the tax roll in the current year are to be levied an amount that approximates 50% of a full year's taxes, had the property been included on the previous year's tax roll, using tax rates set out in Appendix 1 to the report dated January 4, 2010 from the Commissioner of Corporate Services and Treasurer and the current year's assessment.
- 4. That the 2010 interim levy for residential properties on the regular instalment plan be payable in three (3) instalments on March 4th, April 1st, and May 6th, 2010.
- 5. That the 2010 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one (1) instalment on March 4th, 2010.

Carried

Corporate Report R-2 FA.08.Tax

0010-2010 Moved by: G. Carlson Seconded by: S. McFadden

That a by-law be enacted to authorize the Commissioner of Corporate Services and Treasurer to sign all applications and any documents ancillary thereto for grants provided by the High Performance New Construction (HPNC) program, and that such documents be in a form and content acceptable to the City Solicitor.

Carried

Corporate Report R-3/By-law 0030-2010 FA.05.Hig

0011-2010 Moved by: K. Mahoney Seconded by: P. Saito

That the Commissioner of Transportation and Works and the City Clerk be authorized to enter into an agreement with the Ministry of Transportation Ontario (MTO) and the 407 ETR Concession Company Limited (407 ETR) for the construction of the Ridgeway Drive overpass over Highway 403 and Highway 407 and that the necessary bylaws be enacted.

Carried

Corporate Report R-4/By-law 0031-2010 RT.15.Rid

0012-2010 Moved by: P. Saito

That the Commissioner of Transportation and Works and the City Clerk be authorized to enter into an agreement with the Ministry of Transportation Ontario (MTO) for the expansion and maintenance of the Glen Erin Brook storm water management facility and that the necessary by-law be enacted, in a form satisfactory to Legal Services

Seconded by: K. Mahoney

<u>Carried</u> <u>Corporate Report R-5/By-law 0032-2010</u> PO.13.Rid

0013-2010 Moved by: C. Corbasson Seconded by: P. Mullin

That the City enter into an interim armoured vehicle services agreement with Garda Cash-In- Transit Corporation ("Garda") and that a by-law be enacted authorizing the City's Purchasing Agent to execute the interim agreement with Garda setting out the terms and conditions upon which Garda is to provide armoured vehicle services to the City for a period of one-year ending August 31, 2010, in a form satisfactory to the City Solicitor.

<u>Carried/By-law 0012-2010</u> <u>Corporate Report R-6</u> FA.49.Gar

0014-2010 Moved by: F. Dale Seconded by: C. Corbasson

- 1. That the report entitled "Recreational Infrastructure Canada (RInC) Program in Ontario Contribution Agreement and Project Updates" dated January 7, 2010 from the City Manager and Chief Administrative Officer be received.
- 2. That a by-law be enacted:
 - (i) to authorize the Mayor and City Clerk to execute, on behalf of the City, the Recreational Infrastructure Canada Program in Ontario Contribution Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Energy and Infrastructure and the Minister of Health Promotion, and related instruments and documents (other than the documents referred to in paragraph ii. immediately below) all in a form satisfactory to the City Solicitor; and

(ii) to authorize the persons designated by the City Manager and Chief Administrative Officer to sign, on behalf of the City, the reports and claim forms contemplated by the RInC Contribution Agreement.

Carried

Corporate Report R-7/By-law 0001-2010

FA.05.Rec

0015-2010 Moved by: K. Mahoney

Seconded by: P. Saito

That the report of the City Solicitor dated January 12, 2010 entitled "Judicial Inquiry – 2009 Expense Report" be received for information.

Carried MG.01.Jud

0016-2010 Moved by: C. Parrish

Seconded by: E. Adams

That the correspondence (I-2) with respect to issues relating to Elections be referred to General Committee for further discussions.

Carried MG.16

0017-2010 Moved by: G. Carlson

Seconded by: S. McFadden

That the following direction to staff from the meeting of January 20, 2010 be confirmed:

- (1) Staff report to the Environmental Advisory Committee on the amendments to the Endangered Species Act as it relates to the Jefferson Salamander and the City efforts to protect the Species;
- (2) That correspondence I-3, Re: appointments to the Humber Watershed Alliance Coalition and Etobicoke-MIMICO Watershed Coalition, appointment to the Etobicoke-MIMICO Watershed be deferred, pending further information to Council.

Carried

Deputation 6(b) and

<u>Information Item I-3</u>

EC.10

MG.11.HUM

MG.11.ETC

MG.11.TRC

0018-2010 Moved by: N. Iannicca

Seconded by: K. Mahoney

That I-7 be deferred to the next Council meeting to allow the representative from the Mayor's Youth Advisory Committee come back to Council to advise of their wish to attend the "Forum for Young Canadians".

Carried

MG.11.MAY

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

14. BY-LAWS

A by-law to authorize execution of a Contribution Agreement, concerning funding for Recreational Infrastructure Canada Program in Ontario Projects

Corporate Report R-7

Motion

FA.05.Rec

0002-2010 A by-law to establish and require payment of fees and charges for Cemeteries for 2010-2011

Resolution 0303-2009/December 9, 2009

FA.11.CEM

A by-law to establish and require payment of Recreation and Parks Rental Rates and Mandatory Liability Insurance Rates for rental of City facilities.

BC-0037-2009/December 14, 2009

FA.11.Rec

O004-2010 A by-law to establish and require payment of fees and charges for Recreation Programs for the 2010-2011 recreation season and to amend By-law 0434-2008.

BC-0038-2009/December 14, 2009

FA.11.Rec

A by-law to provide for the Levy and Collection of Interim Taxes for the year 0005-2010 2010, for properties on the Regular Instalment Plan. Corporate Report R-2 Motion FA.08.Tax 0006-2010 A by-law to authorize execution of a Boundary Agreement with respect to the annexation of land from Milton to Mississauga GC-0655-2009/October 21, 2009 PO.10.Ann A by-law to amend Traffic By-law 555-2000, as amended, to delete the 15-hour 0007-2010 parking on John Street and add a 15-hour parking on Arvona Place. GC-0008-2010/GC-0009-2010/January 13, 2010 BL.02.Tra 0008-2010 A by-law to designate the Lakeview Golf Course located at 1190 Dixie Road as being of cultural heritage value or interest HAC-0017-2007/GC-0212-2007/April 4, 2007 CS.08.Dix 0009-2010 A by-law to amend By-law 436-90, a Heritage Designation by-law for the

O009-2010 A by-law to amend By-law 436-90, a Heritage Designation by-law for the Forster-Finan House located at 820 Britannia Road West

<u>HAC-0082-2009/December 1, 2009</u> CS.08.BRI W6

O010-2010 A by-law to amend the Tow Truck Licensing By-law 521-04 to update the Appeal Hearing Fee

The Appeal Hearing Fee in the Tow Truck Licensing By-law which was approved on December 9, 2009, was inadvertently left blank. This by-law will insert the correct fee into the fee schedule.

Resolution 0304-2009/December 9, 2009 FA.11

O011-2010 A by-law to establish certain lands as part of the municipal highway system, to be known as Lakeshore Road West, Part of Lot 71 and Part of Maple Avenue, in the vicinity of Lakeshore Road West and Mississauga Road South

SP 08/212 / RT.04.

O012-2010 A by-law to authorize execution of an Armoured Vehicle Services Agreement with Garda Cash-in-Transit Corporation

Corporate Report R-6 Resolution 0013-2010 FA.49.Gar

O013-2010 A by-law to allocate sums from the Capital Reserve Fund (Account 33121) and to withdraw same therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010 FA.19

O014-2010 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 the 2010 Capital Budget.

BC-0008-2010/January 13, 2010 FA.19

O015-2010 A by-law to allocate sums from the Roadway Infrastructure Maintenance Reserve Fund (Account 33131) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010 FA.19

O016-2010 A by-law to allocate sums from the Transit Vehicle and Equipment Replacement Reserve Fund (Account 35131) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010 FA.19 O017-2010 A by-law to allocate sums from the Fire Vehicle and Equipment Replacement Reserve Fund (Account 35141) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O018-2010 A by-law to allocate sums from the Main Fleet Vehicle and Equipment Replacement Reserve Fund (Account 35111) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O019-2010 A by-law to allocate sums from the Metrolinx Bikelinx Reserve Fund (Account 35189) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O020-2010 A by-law to allocate sums from the Mississauga Rapid Transit (MRT) Reserve Fund (Account 35184) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O021-2010 A by-law to allocate sums from the MoveOntario 2020 Higher Order Transit Reserve Fund (Account 35187) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O022-2010 A by-law to allocate sums from the Provincial Transit Grant Reserve Fund (Account 35186) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O023-2010 A by-law to allocate sums from the Federal Gas Tax- Regional Reserve Fund (Account 35183) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O024-2010 A by-law to allocate sums from the New Development Charges Reserve Fund and to authorize the withdrawal of funds therefrom for certain capital projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O025-2010 A by-law to allocate sums from the Parkland Dedication Reserve Fund (Account 32121) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O026-2010 A by-law to allocate sums from the General Municipal Development Reserve Fund and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget.

BC-0008-2010/January 13, 2010

FA.19

O027-2010 A by-law to allocate sums to the Britannia Hills Golf Course Reserve Fund (Account 35583) and to authorize the withdrawal of funds therefrom for certain projects approved in the 2010 Capital Budget

BC-0008-2010/January 13, 2010

FA.19

O028-2010 A by-law to transfer funds from the General Revenue Fund to the Capital Reserve Fund (account 33121)

BC-0008-2010/January 13, 2010

FA.19

0029-2010 A by-law to transfer funds from the General Revenue Fund to the Insurance Reserve Fund

BC-0008-2010/January 13, 2010

FA.19

O030-2010 A by-law to authorize the execution of High Performance New Construction Program Prescriptive and Custom Project Applications

Corporate Report R-3 Resolution 0010-2010 FA.05.High

O031-2010 A by-law to authorize execution of an Agreement, Ministry of Transportation Ontario and 407 ETR Concession Company Limited, for the construction of the Ridgeway Bridge over Highways 403 and 407.

Corporate Report R-4 Resolution 0011-2010 PO.13.Rid

O032-2010 A by-law to authorize the execution of an Agreement, Ministry of Transportation Ontario, for the expansion of the storm water management facility at Winston Churchill Boulevard and Highway 403.

Corporate Report R-5
Resolution 0012-2010
PO.13.Rid

A by-law to authorize the closure of a portion of Queen Street at the Port Credit Arena, in the area of Stavebank Road and Lakeshore Road East, portion to be closed is underneath the Port Credit Arena.

GC-0005-2010/January 13, 2010 RT.06.Que (Ward 1)

A By-law to authorize the execution of an Agreement of Purchase and Sale, Offer to Sell, The Dominion Realty Company Limited, 35 Lakeshore Road East, for intersection improvement works at Lakeshore Road East and Stavebank Road (Ward 1)

GC-0028-2010/January 13, 2010 PO.10.Lak (W1)

O035-2010 A by-law to authorize execution of a Promotional Agreement with Toronto Star Newspapers Limited, for \$50,000 worth of free advertising space in their newspaper in return for having its newspapers distributed (free) in selected City facilities.

GC-0006-2010/January 13, 2010 PR.02 O036-2010 A by-law to amend By-law 293-74, as amended, being a by-law to provide for the Licensing of Lotteries.

BC-0043-2009/December 14, 2009 BL.08.Lot

15. <u>OTHER BUSINESS</u>

(a) Mayor Hazel McCallion advised of the forthcoming Job Summit planned for February 9th. and invited all members of Mississauga and Regional Council to attend.

HR.22

(b) Mayor Hazel McCallion advised of being a guest speaker at a newly formed Condominium Association. Mayor McCallion requested that they be advised of future meetings with respect to Downtown 21 as they wish to become involved.

CD.21.Dow

(c) Councillor Frank Dale informed Council of his and Councillor Nando Iannicca's attendance to a Downtown 21 meeting which was well attended by residents across the City. He noted that the comments were positive and cycling was strongly commented on.

CD.21.Dow

(d) Councillor Sue McFadden expressed her deepest condolences on behalf of Council to Deputy Fire Chief, Greg Laing, and his family on the passing of his son.

PR.11

(e) Councillor Carolyn Parrish complimented the Building Department for their assistance in inspecting the boilers of a company on Mavis Road at very short notice which resulted in saving a transaction and about 50 jobs.

PR.11

(f) Councillor Carolyn Parrish noted that a resident enquired about being able to play cricket on baseball fields as there is an increase in interest in this sport.

RA.09.Cri

16. <u>INQUIRIES</u>

(a) Councillor Maja Prentice requested that the Planning Commissioner bring forward a report on Bill 198 – An Act to amend the Planning Act with respect to Inclusionary Housing. The Councillor advised that a letter of endorsement was being requested from the Region of Peel and the City, by MPP Cheri DiNovo, Parkdale-High Park. Ed Sajecki, Commissioner, advised that the Department was undergoing a review of affordable housing and will be bringing a report forward in its proper context.

LA.07.Pla

(b) Councillor Carolyn Parrish enquired if money would be required to be refunded under the RInC program if the Erindale Outdoor Pool resulted in a profit once it was reconstructed. She was advised that there was no risk of making money on outdoor pools as maintenance costs were high. She also drew attention to the contract which indicated that the government could cancel out of the program at any time.

FA.05.Rec

(c) Councillor Carmen Corbasson reported that she received a call from an angry resident who received an overdue notice for 0.30 cents. She expressed concern for the mailing and other related costs, suggesting that such small amounts be added onto the next bill. Other members of Council expressed similar instances.

Brenda Breault, Commissioner, advised that she would check with staff and advise on what occurred as she was of the understanding that the computer was programmed with not send notices under a minimum amount.

PR.09.Res

(d) Mayor Hazel McCallion requested that staff bring forward a report on the Hershey Centre, Lakeview and Braeben Golf Courses as it related to income and expenses.

FA.19.Rec

17. NOTICES OF MOTION

18. <u>CLOSED SESSION</u>

Pursuant to Resolution 0006-2010, Council moved into Closed Session at 12.35 p.m. to discuss the following matters:

(i) <u>In Camera Report #3 - Committee of Adjustment Appeal Matter – "A" 391/09 – 4699 Full Moon Circle (Ward 4)</u>

Councillor Frank Dale moved receipt of the information relating to this matter.

Resolution 0019-2010 MG.20

(ii) <u>In Camera Report #3 – Committee of Adjustment Appeal Matter – "A" 349/09 – 4282 Poltava Crescent (Ward 3)</u>

Councillor Maja Prentice requested that staff oppose the decision of the Committee of Adjustment.

Resolution 0020-2010 MG.20

(iii) <u>In Camera Report #3 – Committee of Adjustment Appeal Matter – "A" 365/09 – 515 Indian Summer Trail (Ward 5)</u>

This matter was received for information.

Resolution 0021-2010 MG.20

(iv) <u>In Camera Report #3 – Committee of Adjustment Appeal Matter – "A" 333/09 – 1199 Whiteoaks Avenue (Ward 2)</u>

Councillor Pat Mullin moved receipt of the information relating to this matter.

Resolution 0022-2010 MG.20

(v) <u>In Camera Report #4 – Proposed or Pending Acquisition or Disposition of Land</u> by the Municipality or Local Board – Authority to expropriate lands required for the City of Mississauga's Bus Rapid Transit Project(Wards 3 & 5)

The staff recommendation was approved as presented with no discussion.

Resolution 0023-2010

MG.20

(vi) <u>In Camera Report #5 – Personal Matter about an identifiable individual, including municipal or local board employees</u>

Direction was given to staff.

MG.20

(vii) <u>In Camera Report #6 – Appointment to the Environmental Advisory Committee</u>

Attention was drawn that the recommended individual was an employee of the Region of Peel. Notwithstanding this, Councillor George Carlson indicated his intention to appoint Ms. Kelly Cook.

Resolution 0024-2010 MG.20

(viii) <u>In Camera Report #7 – Appointments to the Humber Watershed Alliance and the Etobicoke-Mimico Watersheds Coalition (Toronto and Region Conservation)</u>

Two staff members were re-appointed to the above Committees as follows:

Dianne Douglas - Humber Watershed Alliance Michael Gusche - Etobicoke-Mimico Watersheds Coalition

Resolution 0025-2010/0026-2010 MG.20

Council moved out of Closed Session at 1:25 p.m. and the following resolutions were read and adopted as a result of the closed session.

RESOLUTIONS (AS A RESULT OF CLOSED SESSION)

0019-2010 Moved by: F. Dale Seconded by: S. McFadden

That the report of the City Solicitor dated January 11, 2010 on the Committee of Adjustment matter in File No. "A"931/09 with respect to Gopaul Ramjeawan–4699 Full Moon Circle - Ward 4, be received for information.

<u>Carried</u> "A"391/09

0020-2010 Moved by: M. Prentice

That Legal Services be instructed to OPPOSE the decision of the Committee of Adjustment (File No. "A"349/09 with respect to Daniel and Maria Pimentel – 4282 Poltava Crescent – Ward 3), and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga;

Seconded by: C. Parrish

Seconded by: F. Dale

Seconded by: P. Saito

Seconded by: N. Iannicca

Carried "A"349/09

0021-2010 Moved by: S. McFadden

That the report of the City Solicitor dated January 11, 2010 on the Committee of Adjustment matter in File No. "A"365/09 with respect to Philip Abraham – 515 Indian Summer Trail - Ward 5, be received for information.

Carried "A"365/09

0022-2010 Moved by: P. Mullin

That the report of the City Solicitor dated January 11, 2010 on the Committee of Adjustment matter in File No. "A"333/09 with respect to Ron and Marlene Watts

- 1199 Whiteoaks Avenue - Ward 2, be received for information.

<u>Carried</u> "A"333/09

0023-2010 Moved by: M. Prentice

1. That a by-law be enacted for the purpose of authorizing the City of Mississauga, the expropriating authority, to initiate the process to expropriate the property rights required for the City of Mississauga's Bus Rapid Transit (BRT) Project (See Appendix 1), this process to include the authorization to prepare and submit all documents required by the *Expropriations Act*, R.S.O., 1990, c.E.26, as amended, in order to effect the expropriations of the required property rights, including but not limited to 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.

2. The City Clerk is hereby authorized on behalf of the City to execute, serve, and publish all Notices, Applications, advertisements, and all other documents required by the *Expropriations Act* in order to effect the expropriation of the lands referred to in Appendix 1 of this report.

Carried TS.14.BRT

0024-2010 Moved by: G. Carlson

Not withstanding our policy not to appoint Regional employees to committees of the City of Mississauga, the following individual be appointed to the Environmental Advisory Committee for the remainder of the current term ending on November 30, 2010 or until a successor is appointed, subject to an acceptable background / Criminal Records check:

Kelly Cook

Seconded by: F. Dale

Carried MG.31

0025-2010 Moved by: E. Adams Seconded by: P. Saito

Whereas the Toronto and Region Conservation (TRC) has established the Humber Watershed Alliance with a mandate to protect and enhance the Humber River watershed as a vital and healthy eco system;

And whereas the TRC has requested that the City of Mississauga appoint a staff representative to the Alliance;

Therefore be it resolved that Ms. Dianne Douglas, staff be re-appointed to the Humber Watershed Alliance for a term of office to December 31, 2012 or until a successor is appointed.

<u>Carried</u> MG.11.Humber

0026-2010 Moved by: M. Prentice Seconded by: N. Iannicca

Whereas the Toronto and Region Conservation (TRC) has established the Etobicoke-Mimico Creek Watersheds Coalition and provided the Terms of Reference for the term 2010-2012 which include the protection and regeneration of the Etobicoke Creek and Mimico Creek,

And whereas the TRC Authority has requested that the City of Mississauga appoint a member to the Coalition for the 2010-2012 term;

And whereas Council has previously appointed a staff member and a citizen member to represent the City of Mississauga on the Coalition in lieu of a Council member;

Therefore be it resolved that the following be re-appointed to the Etobicoke-Mimico Creek Watersheds Coalition: 2010-2012 for a term of office up to December 31, 2012 or until a successor is appointed: Michael Gusche, staff, Community Services

<u>Carried</u> MG.11.Etobicoke

BY-LAWS (AS A RESULT OF CLOSED SESSION)

19. CONFIRMATORY BY-LAW

O037-2010 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on January 20, 2010.

MG.01

20. <u>ADJOURNMENT</u>– 1:35 P.M.

MAYOR
CLERK