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Clarifying the Judicial Inquiry

I have received many emails in support of my position in opposing the spending of over \$2 million tax dollars for a judicial inquiry. I want to further clarify why I took this position and why I truly believe this action is a waste of taxpayers' money and serves no useful purpose. It has in fact been called nothing more than a witch hunt.

Council already received an independent legal opinion at a cost of just under \$47,000 on the matters involved. There is no valid need to spend millions of dollars more to get answers that we already have and on an inquiry that is fact finding only and will not result in any action. Also, the inquiry requested by 7 Members of Council to initially review a conflict of interest by the Mayor over a land deal in the City Centre has grown to include other transactions that are not related to the land in question and may well exceed the estimated costs. My position is also supported by Councillors Saito, Mahoney and Prentice.

The land in question was purchased this year by the City for the construction of Sheridan College. It had previously been under an Agreement of Purchase and Sale (APS) to another company but that agreement was ended by the seller before the City became involved. Any actions of the purchaser/seller related to that agreement have no relevance in the purchase of the land by the City. To further protect the City from any liability however, we included an indemnification agreement in our offer to buy the land. This issue was reviewed by an external legal firm and Council made aware of the conclusions. Also, allegations that the price was inflated as a result of legal agreements between the outside parties are unfounded. Council received multiple appraisals on the land and it is very clear that we paid a fair market value for it.

We did our homework before signing any agreements and Council approved the action to proceed with the purchase.

The company who had the APS had proposed to build a first class hotel on lands owned by Oxford Properties (Square One). The Mayor and Council were very open on our support for this type of development and, in her capacity as head of Council, the Mayor accompanied by City staff, met with the proponents to tour a proposed type of hotel. The Mayor openly declared a conflict of interest in the matter when it was on a Council agenda as her son was involved in the real estate of the land and Council was well aware of this. She did neglect to do so at one meeting at which there was no decision made on the application. An

Councillor's Message

Dear Neighbour:

I hope you enjoy my fall newsletter on citywide issues. Winter 2009 is fast approaching. I hope you and your families are in good health and looking forward to the upcoming Holiday Season because before we know it will be here.

I am pleased to provide you with updates about what has been happening in and around our community, and to share information about the issues that affect our City and our community.

I do hope that you find this edition of my Councillor's Report informative and I urge you to contact my office

should this report prompt any questions or concerns.

As always, it is a pleasure to work with the community to provide information, bring resolution, receive input, and share dialogue and information on issues of concern to you.

Thank you for your continued support and I wish everyone a safe and happy Holiday Season.

Pat Mullin

error on the part of the committee coordinator, a well respected long time employee, showed a conflict was declared and those minutes distributed to and approved by Council. In a recent report to Council this was clarified and explained as an error yet the motion for an inquiry still alludes to this as an "altering of the minutes". No minutes were "altered". Council saw minutes that had an error and approved them. An inquiry will not provide any more information on this than we already have.

The legal review made it clear that the Mayor had a conflict of interest in the application and had to declare a conflict when it was on Council agendas. It also concluded she had neglected to declare it at one meeting having done so at prior meetings. While this was a contravention of the Municipal Conflict of Interest Act, it stated that it may have been committed through inadvertence or an error in judgement. The report also concluded that any external meetings that may have been held were not a conflict of interest under the act.

The inquiry also includes reference to the Enersource agreement that was made by Council on December 6, 2000. This inquiry has already been done and as a result, Council has been renegotiating the arrangement with our partner and the final agreement was before us last month. Unfortunately this inquiry has postponed or cancelled that agreement as the issue has now been included in the inquiry and the relationship with our partner jeopardized.

To clarify further the partnership with Borealis in Enersource was very beneficial to the City

as they would be able to bring in billions of dollars for future expansion of the utility. It has never caused any concern in the operation of Enersource.

If I had any concern that Council did not have all the information and that we had not done due diligence by having an outside legal opinion, I would have considered an inquiry. However the information is before us. We have the facts and a review will not alter those. The inquiry terms of reference have been greatly expanded to include things that are not relevant to the issue that we first dealt with. It has evolved to be nothing more than a way to discredit the Mayor and is a waste of your money.

Those of us who opposed it have called instead for the appointment of an Integrity Commissioner who would review all conflicts or potential conflicts of Members of Council. We want to establish a code of conduct that everyone would have to follow. This is more meaningful than what was approved.

The recent actions have only served to cast aspersions on our Mayor, a woman who has done so much for our City. It has also harmed the overall reputation of our City. For those of us who have worked hard for many years to build a wonderful City and who love Mississauga, it is a very sad time in our history.

Residents who wish to sign the petition to cancel "The Judicial Inquiry" please visit www.philgreen.ca



THE COMPASS – FINDING THE WAY TOGETHER

On September 19, 2009 I participated in the Walk and Wheel for the Compass, which raises money to assist people struggling with life's challenges.

Realizing the urgent need of those experiencing severe economic and social challenges, ten Christian churches in the Lorne Park/Clarkson area formed The Compass to address the serious and growing social concern within our community. The Compass drop-in centre offers coffee, free groceries and household supplies on a voucher system. It also provides a safe place to visit and prayer support when requested.

The Compass currently serves the area south of the QEW and bounded by Ford Drive and Hurontario Street and can be reached at 905-274-9309 at 310 Lakeshore Road West.



Infrastructure Funding

I am pleased to share some good news for Ward 2 residents! As you know, I've wanted to have a swimming pool constructed at the Clarkson Community Centre and Library for many years. It looks like my persistence has paid off! Now, with funding available through the Infrastructure Stimulus Fund (ISF) program, we will get a community centre indoor pool sooner than we thought.

ISF is a joint investment by the federal, provincial and municipal governments to fund infrastructure projects, which will create jobs and help stimulate the economy. Each level of government is contributing up to one-third of eligible costs. Mississauga's 132 approved ISF projects must be completed by March 31, 2011 to be eligible for funding.

The \$10 million Clarkson Community Centre Pool project involves replacing the existing pool at Clarkson Secondary School with a new 25-metre lap pool and a warm-water therapy/leisure pool attached to the Clarkson Community Centre and Library.

Clarkson Community Centre originally opened in 1970. The facility was closed in 2001 for renovations which included the relocation of Clarkson Branch Library, the addition of a gymnasium and change rooms with showers, a centralized customer service desk and an expanded lobby. Exterior enhancements included the addition of a spray pad and outdoor basketball half-court for children and youth. The Clarkson Community Centre and Library reopened in September 2002.

RioCan Application Update

The Supplementary Report for the RioCan proposal in Clarkson Village, including the McDonald's Restaurant lands, was considered and recommended for approval by Planning and Development Committee (PDC) on October 5, 2009 subject to a number of modifications. The applicant was proposing amendments to the Official Plan and Zoning By-law to accommodate an 8 storey, 144 unit retirement dwelling and a new convenience McDonald's drive through restaurant on their lands.

The proposal also calls for a new HomeSense store at the rear of the property and another freestanding commercial building closer to Lakeshore Road West. Planning staff recommended a number of modifications including revisions to the proposed site layout in order to better reflect the intent, goals, objectives and policies of Mississauga Plan and to address good planning

principles. Although the Clarkson Village Study has not yet been finalized or endorsed by Council, the principles espoused by the public through the process were released in a Phase 1 Report earlier this year. Staff concluded that the proposed development does not fully address the principles outlined in the Phase 1 Report, particularly in regard to the desired street wall condition along Lakeshore Road West, the location and configuration of publicly accessible urban square proposed on site and interconnection options.

The applications were referred to the Ontario Municipal Board (OMB) by the applicant last year. The Board has scheduled the full OMB hearing on this matter for nine (9) days commencing December 1, 2009.

For more information, contact John Hardcastle, Planner, at 905-615-3200 ext. 5525

Resolution 0230-2009 and the Clarkson Airshed

The Council of the Corporation of the City of Mississauga at its meeting on October 14, 2009, adopted the Resolution 0230-2009 regarding the Clarkson Airshed.

The Provincial Government has recently announced that it is launching a plan to improve air quality, reduce emissions as well as industrial energy consumption following concerns raised by the community. Amongst other things, this plan is to form a new task force that will develop and report back on a detailed action plan by the end of June 2010.

The motion I moved, and was supported by my colleagues, requests that the Provincial Government, the Chief Medical Officer of Health and the Minister of the Environment, assure Mississauga residents that this task force will state as one of its goals the improvement of air quality in the Clarkson Airshed Study area.

I requested assurance that the Province will provide sufficient funds to carry out all the work necessary to complete this comprehensive action plan.

Further, the City of Mississauga requests assurance that the City of Mississauga will be provided with representation on this Provincial task force and that the necessary environmental, health and engineering experts are retained to provide the expertise required by the task force to carry out their plan for improving air quality in the southwest GTA.

On behalf of residents, we have asked the Premier to assure the residents of Mississauga that the Province will implement the recommendations of the Provincial task force and monitor and report to the public any change in air quality in the Clarkson Airshed Study Area. We have requested the Ministry of the Environment not to consider for approval any Certificates of Approval for large industrial users in the Clarkson Airshed Study Area which would include the proposed gas fired plant in the Town of Oakville until the recommendations of the Provincial task force have been implemented and it can be verified that pollution in the Clarkson Airshed has decreased to a level where the airshed is no longer a "taxed" airshed.

Investing in a pool attached to a multi-use community centre will generate a number of benefits including increased availability for a variety of programs and uses, accessible facilities, improved change room facilities and energy efficient systems. Design plans include a five-lane lap pool, a therapy/leisure pool and relocation of the snack bar to the Community Centre's main lobby to better serve all users. Extensive windows will provide views of the park and landscaped areas, much like the City's newer pool facilities such as Erin Meadows, Rivergrove and Frank McKechnie Community Centres. Work is expected to begin in April 2010, although the Community Centre and Library will remain open during renovations, with limited service disruptions.

Another major ISF project planned for Ward 2 is redevelopment of the Lorne Park Branch Library. This \$4 million project will enable the building to remain in good repair while meeting customer needs. The economic life will be extended, energy savings will be realized, closed circuit television will increase safety, staff workspaces will be designed to accommodate today's technology, and customers will have an updated, welcoming facility to gather,



borrow materials and use resources. These improvements are expected to increase library usage, especially among youth and older adults. The construction schedule for this project is January 2010 to October 2010.

As well, a second funding program - Recreational Infrastructure Canada (RInC) - will allow us to make improvements to David Ramsey Pool and Lewis Bradley Pool next spring. Necessary pool tank repairs, deck rehabilitation and building renovation will enhance the pools' appearance and significantly expand their lifespan.

For information on all the City's ISF and RInC projects, including service disruptions, please see www.mississauga.ca/buildingourfuturemississauga.

Mississauga 3-1-1 is Now in Service

For the first time ever, Mississauga residents will be able to access City and Region of Peel information, programs and services through a simple 3-digit phone number.

By calling 3-1-1, callers will access an Interactive Voice Response (IVR) menu that provides the option of selecting either city or regional services. Regional

calls about waste and recycling, water, health or social services will be routed to the Region of Peel customer contact centre. Callers inquiring about City of Mississauga information and services will be assisted by a trained Mississauga Customer Service Advisor.

Visit www.mississauga.ca for further information and FAQs.

Southdown District Policies - Mississauga Plan Amendment 63 and Implementing Zoning By-law

In July 2008, City Council adopted revised Southdown District Policies (Amendment 63). The revised district policies incorporate a long term vision for the district, enhanced urban design policies, prohibit certain uses such as trucking terminals, motor vehicle storage and contractors yards in the Business Employment and Industrial land use designations particularly along major roads, and require that particulate materials be stored within enclosed containers.

Amendment 63 was appealed to the Ontario Municipal Board by six parties. Staff have been working with all parties who appealed the amendment to understand the nature of their appeals and have proposed modifications to the District Policies that would resolve the outstanding issues, while maintaining the integrity of the policies. The modifications to the District Policies were approved by Council in June 2009 and will form the City's final position on the Official Plan policies for Southdown that will be presented to the Ontario Municipal Board towards settlement of the appeals.

Staff have also been working on zoning to implement the revised Southdown District Policies. The public meeting on proposed zoning changes for the area was held in June 2008, with the supplementary report presented to Planning and Development Committee on October 19, 2009. The supplementary report on the Implementing Zoning reflected the policies approved by Council in July 2008 and the proposed modifications approved by Council in June 2009. Similar to the policies, certain uses will be prohibited on lands along the major corridors and particulate materials such as salt and sand will have to be stored in enclosed containers or otherwise covered. The final zoning by-law is scheduled to be sent to Council for approval in late November 2009.

The revised Southdown District Policies (Amendment 63) and Implementing Zoning take an initial step towards improving development along the major corridors; regulates the type of development that can occur on the internal lands, provides connections to the waterfront parks located within the area as well as recognizes the Lake Ontario shoreline through a Greenbelt designation and zoning. For more information, please contact Susan Tanabe, Manager, Community Planning, 905-615-3200 ext. 3807.

Did You Know?

Did you Know all Council and Committee Meetings are open to the public. Come into Council Chambers and experience local politics in person. Visit the City's website at www.mississauga.ca for a full schedule and details on upcoming meetings.

Did you Know Enersource is responsible for street lights. Call Enersource Hydro Mississauga Services at 905-566-2718 to report that the street light is not working. You can also visit www.enersource.com and use the convenient link on that page to report a street light out. If there is a light not working in a park, please call Facilities and Property Management at 905-615-4999. They are responsible for the maintenance of park lights.

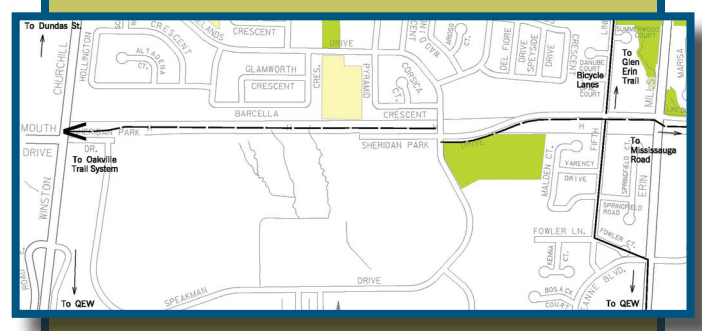
Queensway Trail – Winston Churchill Boulevard to Lincoln Close Green

Finally, after many years of discussion and negotiation, the Queensway Trail has been completed between Winston Churchill Boulevard and Lincoln Close Green!

With its completion, the trail provides a vital connection to other established trails and cycling routes on the west side of the Credit River. It connects to the bicycle lanes on Fifth Line which lead to points south of the QEW, in particular the Clarkson GO Station.

Should you require any further information regarding this trail or any other cycling facilities being planned in the Ward, please feel free to contact Richard Roberts at 905-615-3200 ext. 4210, or richard.roberts@mississauga.ca.

The Queensway Trail



The Power Plant

A study was done by the Ministry of the Environment that showed the Clarkson Air Shed was stressed and despite these findings a 900 Megawatt gas-fired generating station was approved. The location is just south of the Ford Plant, off Royal Windsor Drive just west of Maple Grove Drive in Oakville which is still in our Air Shed.

I am proud of the work that the residents in Ward 2 did to try to stop this gas plant. The factual research and the solid arguments presented at public meetings, in private meeting with Ministers, and the press showed, as Mayor McCallion said repeatedly, that our community's objections were not Nimbyism, they were directed to resolving a health issue of great concerns to all our citizens.



Development Updates

Herridge Feedermain

The Herridge Feedermain is a 2.1 m (7 ft) diameter high pressure watermain that will convey water to the west half of Peel. It is 6.3 km in length and connects the Lorne Park Water Treatment Plant and Herridge Reservoir. The feedermain will be installed along Lakeshore Road West to Southdown Road, North to South Sheridan Way and then turns northwest to the QEW. It will then travel under the QEW and north to the reservoir. The majority of the feedermain will be installed by tunnelling, in order to minimize the impacts to the community.

Approximately 60 per cent of the 5.0 km of tunnelling under Lakeshore Road and Southdown Road is now complete. Tunnelling is expected to be complete this fall. Construction of the watermain north of the QEW and up to Sheridan Park Drive will continue over the winter. Installation of the pipe is expected to be complete in early 2010 and have the new watermain in service by the end of the summer, 2010.

For more information and updates on each of the projects, please visit www.lorneparkprojects.ca

The Retirement Home property beside the Walden Spinney Development

The proposed seniors' building at the corner of the east branch of Walden Circle and Lakeshore Road West has been inactive for a period of time. We have been advised that Moldenhauer Lifestyles Inc. is no longer involved in the project and that Reichman's Seniors Housing Corp. will be proceeding with finalizing the site plan application on their own. Additional work is needed to bring the site plan up to an acceptable stage. Staff are awaiting formal confirmation of this and additional materials to reactivate the site plan application. As far as the condition of the site is concerned, there have been a number of inquiries and complaints. Enforcement staff have been in contact with the owner recently and the fence is to be removed and brought up to appropriate property standards. I have not been advised of timeframes for this, but have been assured that Enforcement staff is following up on the matter. Please call John Hardcastle for further information at 905-615-3200 ext. 5525.

Dairy Queen Property

The site located on the north side of Lakeshore Road West, just east of the former KFC building, is proposed to be redeveloped for 34 townhouses, four live/work townhouses and a 6 storey apartment building. Back in 2006, Clarkson Manors Ltd. (Moldenhauer) received approval for amendments to the City's Official Plan and Zoning By-law to permit the development. However, there were many technical and servicing related issues that had to be resolved before construction could commence and as such a Holding Provision was applied to the lands which prohibits work until such time as the technical issues can be resolved. An application to remove the Holding Provision was submitted in 2007, but requirements have not yet been met to release the holding. The building that is presently being constructed (through a Committee of Adjustment exemption from the Holding Provision) is for a temporary sales office that ultimately is intended to be used for the 4 live/work townhouses. Although site plan approval is still outstanding for this project, the owner was issued a Conditional Building Permit for foundation in June 2007 and a revised Conditional Permit for Foundation to Roof in February this year. The applicant has ceased construction on the site. City staff will be continuing to monitor the situation.

Please call John Hardcastle for further information at 905-615-3200 ext. 5525.

Boarded up Buildings – 1130-1140 Clarkson Road

"The Clarkson Property continues to be a concern to the City as it remains boarded up. The property remains securely boarded up as the ownership of the property continues to be the subject of on going litigation which the City has been advised is moving forward. The City was advised that the matter should be scheduled for trial once the examinations for discovery are completed this fall.

Last year the City caused the boarded up portions of the property to be repaired and properly painted so that the boarding blends into the buildings. This creates a more secure environment and is also more aesthetically in keeping with the neighbouring properties. The City's by-law Enforcement, Buildings Division and Fire and Emergency Services continue to be involved in monitoring the property. By-law Enforcement is in regular contact with one of the parties to the litigation to make sure that all property standard issues are looked after. As far as By-law Enforcement is concerned at this time the property standards issues have been complied with and the grounds are being maintained, the grass is being cut and the boarded up buildings have remained secured with no graffiti. The City's Building Division did not report any Building Code Act violations as the status of the properties remained unchanged and the properties are securely boarded up.

The City will continue to monitor this property closely until it is put back into good use."

In the Know About Snow

Every year, the City and its residents face the same challenge of dealing with snow clearing and getting through the winter season. Our snow clearing standards take into consideration public safety and budget availability.

We ask our residents to:

- *ensure that you are prepared, if you know that there is a major snowfall forecasted*
- *remove parked cars from the street prior to and during plowing or clearing operations*
- *clear snow and ice from sidewalks as soon as possible after a snowfall to ensure that they are safe for all residents*
- *help others, especially seniors and disabled persons to clear their driveways and sidewalks*

- *not place snow on the roadways - this could lead to a fine under City By-law No. 23-79 which prohibits the placement of snow from private property onto the public right-of-way.*

Need More Information?

During a snow event, the Transportation and Works Department is busy clearing our roads. As this is our first priority, calling the City during a storm to find out why your street has not yet been cleared will not result in faster snow clearing service on your street. Remember, we have a big job to do and we will get to your street.

In the meantime, to find out more about our snow clearing operations, call **905-615-SNOW (7669)** or visit our website at: www.mississauga.ca/portal/residents/snowclearingoperations for snow clearing updates.

Post Office property on Clarkson Road/Balsam.

The above noted property (1146 Clarkson Road North) is designated "Residential Low Density I" in the Clarkson-Lorne Park District Policies of Mississauga Plan. This designation permits detached dwellings, to a maximum density of 10 units per net residential hectare (4 units per net residential acre). The site is zoned "R3-2", (Detached Residential) permitting detached dwellings with minimum lot frontages of 22.5 m (73.8 ft.). There had been some inquiries about the potential redevelopment of this site with the abutting property to the north (1160 Clarkson Road North), including for freehold detached dwellings on 15 m (50 ft.) and 18 m (60 ft.) lot frontages, and for 12-13 freehold townhouses on 7.6 m (25 ft.) lot frontages, including live/work units and a key or flag lot off of Balsam Avenue. Credit Valley Conservation (CVC) staff has advised of potential flooding issues at this location which would need to be further investigated. The property at 1160 Clarkson Road North (Edith Clarkson House) is listed on the City's Heritage Register but not designated. As such, further review of this site would be required, and attempts made to retain this heritage building through any redevelopment.

Bexhill Sewage Pumping Station

Progress on the construction of the new Jack Darling Park sewage pumping stations is on schedule. Both stations should be in service in the second half of 2010. Demolition of the existing Bexhill sewage pumping station should take place in 2011.

Jack Darling Memorial Park Update

We are now more than a year into the expansion of the Lorne Park Water Treatment Plant and everything is on schedule. The foundations have been poured and the buildings are starting to rise.

The old bridge across Turtle Creek is currently being replaced with a wheelchair accessible bridge. Construction of the bridge is expected to be complete this fall. Direct access between Jack Darling Memorial Park and the Rattray Marsh has been modified but will remain open throughout construction.

Due to the age of the existing splash pad at the park, we are going to incorporate a new splash pad into the construction of the new intake pipe. This work will take place near the splash pad and will be completed prior to summer, 2010.