



MINUTES

SESSION 12

THE COUNCIL OF

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

WEDNESDAY, JULY 6, 2011, 9:00 A. M.

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

PRESENT: Mayor Hazel McCallion
Councillor Jim Tovey Ward 1
Councillor Pat Mullin Ward 2
Councillor Chris Fonseca Ward 3
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Councillor Frank Dale Ward 4 (Illness)
Vacant Ward 5

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, Legal Services
Crystal Greer, Director of Legislative Services and City Clerk
Jessica Reid, Legislative Coordinator, Legislative Services Division

1. CALL TO ORDER

The meeting was called to order at 9:08 a.m. by Mayor Hazel McCallion, with the saying of the Lord's Prayer.

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST

Mayor McCallion declared conflicts with respect to the Judicial Inquiry and all items relating to the DeZen development application as her son works for DeZen. Mayor McCallion requested that all items for which she declared a conflict be dealt with later in the meeting consecutively.

3. MINUTES OF PREVIOUS COUNCIL MEETINGS**(a) June 22, 2011 - Session 11**

MOTION: Moved by: Nando Iannicca Seconded by: Katie Mahoney
That the Minutes of the June 22, 2011 – Session 11 Council meeting be approved as presented.
Carried

4. APPROVAL OF THE AGENDA

- (a) A motion submitted by Councillor Mullin regarding Shark Finning.
- (b) A Petition submitted by Councillor Iannicca from residents of Camila Place requesting installation of a side walk.
Petition P-2
- (c) Councillor Tovey advised that he would be moving a motion regarding the Greenfield South Power Plant.
General Committee Report

Mayor McCallion advised that Councillor Dale was not able to attend this meeting due to a broken foot.

5. PRESENTATIONS**(a) Don't be a LitterBug programs**

Ella Basic, Public Affairs Consultant, Communications Division, provided an update about the City's Don't be a LitterBug campaign. She advised that the Don't be a LitterBug 'Green Chair' program was piloted this year with Glenhaven Senior Public School and Ruth Thompson Middle School.

Certificates of Recognition for completing the Don't be a LitterBug 'Green Chair' program were presented to the following individuals:

Shravanthi Pennathur, Ruth Thompson Middle School
Michael Skiles, Glenhaven Senior Public School

Ms. Basic announced that Glenhaven Senior Public School was the winner of the Don't be a LitterBug 'Show Us Your Green' video contest and the video was shown.

Councillors McFadden and Fonseca and Mayor McCallion congratulated the local schools and Councillor Saito spoke about Ruth Thompson Middle School.

(b) 2011 National Transit Corporate Recognition Award - Canadian Urban Transit Association

Geoff Marinoff, Director, Mississauga Transit, introduced the award and Mayor McCallion presented the 2011 National Transit Corporate Recognition Award for exceptional performance/outstanding achievement to Mississauga Transit for the MiWay Brand Implementation, to the MiWay Brand Implementation Team as follows:

Justin Agius
Joe Perri
Patricia Runzer
Ryan Cureatz
William Lee
John Gramozis
Terry Dubois

6. DEPUTATIONS

(a) Humanitarian Experiential Leadership Program - Dufferin Peel Catholic District School Board

Students participating in the program provided an update regarding the projects they have undertaken in partnership with the City.

Councillors Mahoney, Carlson, Mullin and Saito and Mayor McCallion congratulated and thanked the students for their contribution.

(b) Gabrielle's Ride - This deputation was withdrawn by the applicant.

(c) Petition – Park Bench Lisgar Meadow Brook Trail at Alderwood Trail

Susanne and David Thistle, residents, addressed Council regarding the Petition for the removal of a park bench located on Lisgar Meadow Brook Trail at Alderwood Trail and the gathering of youth at this location resulting in disruptions to local residents.

Subsequently, Faron Langdon, resident and neighbour, addressed Council regarding the issues with the park bench.

Paul Mitcham advised of the background on the issue and staff's position on the relocation. He also advised that the City installed signage and provided access to corporate security for this location. He advised that he has not received a complaint about youth behaviour since.

Councillor McFadden spoke about the matter. She advised that the bench was installed as part of the Infrastructure Stimulus Fund improvements to the Lisgar Trail and that she has not received any complaints regarding the location of the bench. She also advised that she consulted with various stakeholders and offered to monitor the issue until the end of year.

Mayor McCallion recommended referring the Petition to staff to report back in accordance with the usual practice.

Councillors Iannicca, Starr and Saito spoke to the matter.

Petition P-1
Ward 10

(d) Generation Next - Request regarding fees for Publication Distribution Box By-law 0018-2007

Asma Amanat, Manager South Asian Generation Next, addressed Council to seek a reduction of fees set out in the Publication Distribution Box By-law 0018-2007 or permission to make instalments on the existing fees.

Councillor Saito moved a motion for receipt of the letter for information. Councillors Starr, Mullin and Iannicca and Mayor McCallion spoke to the matter.

RESOLUTION:

0175-2011 Moved by: Pat Saito

Seconded by: Pat Mullin

That the letter dated June 14, 2011 from South Asian Generation Next regarding fees for Publication Distribution Boxes, be received for information.

Carried
Direction Item D-3

(e) Installation of Eco-Media recycling units on City streets within Port Credit Business Improvement Area

Marion Klinnert, Beautification Chair, Port Credit Business Improvement Area, addressed Council seeking consent from Council to permanently install Eco-Media recycling units on City streets within the Port Credit Business Improvement Area. She advised that the Region of Peel supports this initiative.

Councillor Tovey spoke to the matter and questioned if this would interfere with any existing advertising policies or contracts. Mayor McCallion mentioned a staff response she received with respect to the matter.

Martin Powell advised that Transportation and Works and Community Services staff have been working on a report on this matter. He advised that the request would interfere with at least one existing contract and that a corporate report will be brought forward on the matter at the next Council meeting.

RESOLUTION:

0176-2011 Moved by: Jim Tovey

Seconded by: Katie Mahoney

That the request by the Port Credit Business Improvement Area to place Eco-media recycling units on City streets within Business Improvement Areas in Mississauga, be referred to Transportation and Works for report.

Carried

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).

None

8. **CORPORATE REPORTS**

- R-1 Enersource Corporation – Unanimous Shareholder Resolution in lieu of an annual general meeting

Corporate Report dated June 22, 2011 from the City Solicitor

RESOLUTION:

0177-2011 Moved by: Katie Mahoney

Seconded by: Pat Saito

That the Mayor and City Clerk be authorized to execute a Resolution of the shareholders of Enersource Corporation (“Enersource”) for the purpose of accepting the audited consolidated financial statements of Enersource for the fiscal year ended December 31, 2010; to confirm the election of the Directors of Enersource; and to appoint KPMG LLP as the auditor for Enersource.

Carried

R-2 Supplementary Report - Official Plan Amendment and Rezoning Applications, to permit residential and office uses within a converted detached dwelling, 1430 Hurontario Street, west side of Hurontario Street, south of Indian Valley Trail, Owner: Kris and Beata Kratiuk, Applicant: Greg Dell and Associates, Bill 51

Corporate Report dated June 13, 2011 from the Commissioner of Planning and Building

Resolution 0180-2011

OZ 07/021 Ward 1

R-3 See page 17

R-4 Supplementary Report - Rezoning Application, to permit an expansion to the existing industrial building and to rezone a portion of the lands Greenbelt and Open Space, 199 Longside Drive, west of Maritz Drive, south of Derry Road West, Owner: N.C. Warehouse Inc., Applicant: John D. Rogers and Associates Inc., Bill 51

Corporate Report dated June 13, 2011 from the Commissioner of Planning and Building

Resolution 0181-2011

OZ 09/016 Ward 5

R-5 Prohibited Entry - Transit Priority Ramp Hurontario Street to Rathburn Road West

Corporate Report dated June 16, 2011 from the Commissioner of Transportation and Works

Resolution 0182-2011

Ward 4

R-6 Proposed Street Names

Corporate Report dated June 20, 2011 from the Commissioner of Transportation and Works

Resolution 0183-2011

R-7 See page 18

9. COMMITTEE REPORTS

- (a) Heritage Advisory Committee Report 6-2011 dated June 27, 2011

Resolution 0178-2011

- (b) Planning and Development Committee – Report 10-2011 dated June 27, 2011 save and except PDC-0040-2011

Resolution 0190-2011

- (c) Budget Committee – Report 2-2011 dated June 28, 2011, 2011

Mayor McCallion spoke about complaints from residents regarding the Budget Committee presentation and the 2012 Budget process. Janice Baker commented on the Budget Committee presentations.

Resolution 0178-2011

- (d) General Committee – Report 13-2011 dated June 29, 2011 save and except GC-0450-2011

Councillor Tovey moved an amendment to recommendation GC-0469-2011 adding an additional question to candidates regarding the Greenfield South power plant. Councillor Tovey and Mayor McCallion spoke to the matter.

Mayor McCallion inquired to staff about the Greater Toronto Airports Authority's reason for retracting from the VCOM contract. Paul Mitcham advised that he would inquire and advise the Mayor.

Resolutions 0191-2011 and 0192-2011

- (e) Extracts from the June 27, 2011 Planning & Development Committee meeting:

- (i) Rezoning
1075, 1085 and 1095 Canadian Place
East of Tomken Road, south of Eglinton Avenue East
Owner: Global Commercial Park Inc. Applicant: Spears & Associates Inc.
OZ 11/001 W3

- (ii) Rezoning and Draft Plan of Subdivision
6671 Ninth Line, east side of Ninth Line, south of Derry Road West
Owner: Edilou Holdings Inc. & Cesta Developments Inc. Applicant: Korsiak & Company Ltd.
OZ 10/016 W10 and T-M10002 W10

Received

- (iii) OZ 06/027 W11 DeZen extract - See page 20
- (f) Traffic Safety Council Site Plan Review Subcommittee Report 1-2011 dated June 30, 2011

Resolution 0178-2011

- (g) Mississauga Celebration Square Events Committee Report 2-2011 dated June 27, 2011
- Mayor McCallion spoke about noise complaints she received regarding the events at Mississauga Celebration Square.

Resolution 0178-2011

10. UNFINISHED BUSINESS - Nil

11. PETITIONS

- P-1 Petition received June 28, 2011 from Susanne Thistle requesting removal of the park bench in Lisgar Meadow Brook Trail at the entryway of Alderwood Trail, behind the residence of 6427 Alderwood Trail.

Received and referred to Community Services for report
Ward 10

- P-2 Petition received July 6, 2011 from Mike Pirri and the residents of Camilla Place requesting installation of a sidewalk.

Received and referred to Transportation and Works for report
Ward 7

12. CORRESPONDENCE**(a) Information Items**

- I-1 Letter received June 3, 2011 from Mukesh Chopra, resident, with respect to development application OZ 07/021, Official Plan Amendment and Rezoning Applications, to permit residential and office uses within a converted detached dwelling, 1430 Hurontario Street, west side of Hurontario Street, south of Indian Valley Trail, Owner: Kris and Beata Kratiuk, Applicant: Greg Dell and Associates.

Received and referred to Planning and Building for appropriate action

- I-2 Letter dated June 2, 2011 from Christopher Du Vernet, resident, with respect to development application OZ 07/021, Official Plan Amendment and Rezoning Applications, to permit residential and office uses within a converted detached dwelling, 1430 Hurontario Street, west side of Hurontario Street, south of Indian Valley Trail, Owner: Kris and Beata Kratiuk, Applicant: Greg Dell and Associates.

Received and referred to Planning and Building for appropriate action

- I-3 Letter dated June 24, 2011 from the Minister of Infrastructure advising of the release of the Government of Ontario's new long-term infrastructure plan, *Building Together*.

Received and referred to Transportation and Works for information

- I-4 Letter dated June 29, 2011 from the Minister of Municipal Affairs and Housing responding to Mayor McCallion's letter requesting a Province-wide Integrity Commissioner office for municipalities.

Received and referred to Legal Services for information

- I-5 Background information submitted by Councillor McFadden regarding Petition P-1 respecting a bench on Lisgar Trail at the entryway of Alderwood Trail, behind 6427 Alderwood Trail.

Received for information

Petition P-1

Ward 10

(b) Direction Items

- D-1 Letter dated June 24, 2011 from Landon McLaughlin, resident, requesting a revision to the Animal Care and Control By-law 0098-2001, as amended, to allow chickens on her property.

Councillors Carlson spoke to the matter and requested the letter be referred to staff and the Environmental Advisory Committee. Councillor Mahoney spoke to the matter.

Resolution 0187-2011

Ward 11

- D-2 Memorandum dated June 29, 2011 from Councillor Fonseca requesting Council's consent to participate as a Board Committee Member at the Federation of Canadian Municipalities on behalf of the City of Mississauga.

Resolution 0185-2011

- D-3 Letter dated June 14, 2011 from South Asian Generation Next seeking reduction of fees set out in the Publication Distribution Box By-law 0018-2007 or permission to make instalments on the existing fees.

Resolution 0175-2011

13. MOTIONS

0178-2011 Moved by: George Carlson

Seconded by: Sue McFadden

That recommendations HAC-0043-2011 through HAC-0053-2011 inclusive, as contained in the Heritage Advisory Committee Report 6-2011 dated June 27, 2011, be approved.

That recommendations BC-0010-2011 through BC-0017-2011 inclusive, as contained in the Budget Committee – Report 2-2011 dated June 28, 2011, be approved.

That recommendation SPRS-0001-2011 as contained in the Traffic Safety Council Site Plan Review Subcommittee Report 1-2011 dated June 30, 2011, be approved.

That recommendations MCSEC-0007-2011 through MCSEC-0009-2011 as contained in the Mississauga Celebration Square Events Committee Report 2-2011 dated June 27, 2011, be approved.

Carried

0179-2011 Moved by: Ron Starr

Seconded by: Nando Iannicca

WHEREAS the *Municipal Act, 2001*, as amended (the "Act"), 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 held on July 6, 2011, shall be closed to the public to deal with the following:

Pursuant to the *Municipal Act* section 239. (3)

- (i) Education Session – Council Code of Conduct and Integrity Commissioner

Pursuant to the *Municipal Act* section 239. (2)

- (ii) Potential Litigation – Committee of Adjustment Appeal and Site Plan Referral Matters:
 - (1) “A”094/11 and Site Plan Approval Express Application - Melburn Truck Lines Corp. – 556 Southdown Road – Ward 2
 - (2) “A”158/11 – The Erin Mills Development Corporation – 4600 Ridgeway Drive – Ward 8
 - (3) “A”170/11 – Christina Christoforou – 3460 Cawthra Road – Ward 4
- (iii) Potential Litigation – Ontario Municipal Board Appeals to Peel Region Official Plan Amendment No. 24, the City of Mississauga’s Official Plan Amendment No. 95 and new Official Plan
- (iv) Potential Litigation – Full and Final Settlement – expropriation of part of the property at the north east corner of Eastgate Parkway and Tahoe Boulevard - Bus Rapid Transit Project (Ward 5)
- (v) Proposed or pending Land Acquisition or Disposition – Universal Drive Storm Water Drainage Ditch Authority to Acquire Lands – Potential Litigation (Ward 3)
- (vi) Proposed or pending Land Acquisition or Disposition – Heart House Hospice Proposal (Ward 8)

Carried

0180-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

That the Report dated June 13, 2011, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/021 W1, Kris and Beata Kratiuk, 1430 Hurontario Street, west side of Hurontario Street, south of Indian Valley Trail, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Residential Low Density I - Special Site 2" to "Residential Low Density I - Special Site 2, as amended" to permit residential and office uses within a converted detached dwelling with a maximum total Gross Floor Area of 467 m² (5,027 sq. ft.), be approved.
2. That the application to change the Zoning from "R2-5" (Detached Dwelling) to "R2-Exception" (Office and Residential) to permit office and residential uses, excluding medical and real estate offices, within a converted detached dwelling in accordance with

the proposed zoning standards described in the Information Report, be approved subject to the following condition:

- a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.
4. That the Region of Peel be requested to make appropriate modifications to the new Mississauga Official Plan through the Regional approval process to redesignate the lands from "Residential Low Density I - Special Site 2" to "Residential Low Density I - Special Site 2, as amended".

Carried

OZ 07/021 Ward 1

0181-2011 Moved by: Ron Starr

Seconded by: Nando Iannicca

That the Report dated June 13, 2011, from the Commissioner of Planning and Building recommending approval of the application under File OZ 09/016 W5, N.C. Warehouse Inc., 199 Longside Drive, west of Maritz Drive, south of Derry Road West, be adopted in accordance with the following:

1. That the application to change the Zoning from "D" (Development) to "E2-28" (Employment), "G1" (Greenbelt - Natural Hazards), "G2-1" (Greenbelt - Natural Features) and "OS2" (Open Space - City Park) to permit an expansion to the existing industrial building and to rezone a portion of the lands Greenbelt and Open Space in accordance with the proposed zoning standards described in the Information Report, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

OZ 09/016 Ward 5

0182-2011 Moved by: Nando Iannicca

Seconded by: Katie Mahoney

That a by-law be enacted to amend By-law 555-2000, as amended, to prohibit entry to the transit priority ramp from Hurontario Street to the Centre View Drive ramp.

Carried

Ward 4

0183-2011 Moved by: Sue McFadden

Seconded by: George Carlson

That the names DaSilva, Edwynna, Ethan, Goretti, Serena and Vukobrat be approved for use in the City of Mississauga, and be added to the City of Mississauga Approved Street Name Reserve List and the name Athena be removed.

Carried

Councillor Carlson spoke on behalf of Councillor Dale who was not able to attend today and expressed condolences for the passing of Mr. Taylor. Councillors Mullin and Saito and Mayor McCallion spoke about Mr. Taylor.

0184-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing on June 21, 2011 of 62 year old Larry Taylor. Larry was elected as Ward 4 Councillor in 1976 and served until 1988.

WHEREAS Larry had many proud achievements as a Councillor including: a leadership role in the development of Save Our Trees and Streams; the Mississauga derailment in 1979; the first multicultural festival in Mississauga; and the development of the Mississauga Valley Community Centre.

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of Members of Council and staff of the City of Mississauga, to his wife Anne Rosart, his son Aaron, his step daughter Lindsay and her husband Mark Mulder, and his step son David Rosart.

Carried

Councillor Fonseca spoke to the following Resolution 0185-2011.

0185-2011 Moved by: Pat Mullin

Seconded by: Jim Tovey

That Councillor Chris Fonseca, Ward 3, be authorized to participate as a Board Committee Member of the Federation of Canadian Municipalities.

Carried

Councillor Mullin spoke to the following Resolution 0186-2011.

0186-2011 Moved by: Pat Mullin

Seconded by: Pat Saito

WHEREAS shark-finning is a major cause of the slaughter of sharks in other parts of the world;

AND WHEREAS the Municipal Act, 2001 authorizes municipalities to regulate with respect to animals;

AND WHEREAS the Municipal Act, 2001 also authorizes municipalities to have broad authority in regulating matters with respect to the health, safety and well-being of persons, and protection of persons and property;

AND WHEREAS shark fin products are sold in the City of Mississauga making shark-finning a matter of municipal concern;

AND WHEREAS the Municipal Act, 2001 also states that the powers of a municipality under the Act shall be interpreted broadly so as to confer broad authority on the municipality to enhance the municipality's ability to respond to municipal issues;

NOW THEREFORE BE IT RESOLVED THAT:

- 1) Staff report back on a bylaw to be enacted to prohibit the consumption and sale of shark fins or shark fin food products within the City of Mississauga.

Carried

Councillor Carlson spoke to the following Resolution 0187-2011.

0187-2011 Moved by: George Carlson

Seconded by: Sue McFadden

That the letter dated June 24, 2011 from Landon McLaughlin, resident, with respect to allowing chickens on his property, be referred to staff and the Environmental Advisory Committee for review.

Carried

0188-2011 through 0192-2011 – See page 18

0193-2011 through 0201-2011 – See Closed Session

14. BY-LAWS

0199-2011

A by-law to establish certain lands as part of the municipal highway system to be known as Pinto Place, in the vicinity of Confederation Parkway and Hillcrest Avenue.

Ward 7

0200-2011

A by-law to establish certain lands as part of the municipal highway system to be known as Kozel Court, in the vicinity of Cawthra Road and Rathburn Road East.

Ward 4

0201-2011

A by-law to establish certain lands as part of the municipal highway system to be known as Hammerson Drive and Square One Drive, in the vicinity of Rathburn Road and City Centre Drive.

Ward 4

0202-2011

A by-law to establish certain lands as part of the municipal highway system to be known as Square One Drive and Duke of York Boulevard, in the vicinity of Duke of York Boulevard and Burnhamthorpe Road West.

Ward 4

0203-2011

A by-law to authorize the execution of a License Agreement with Streetsville Cadet Community Centre as Licensee, 170 Church Street.

0125-2011/April 27, 2011

Ward 11

0204-2011

A by-law to authorize the execution of a License Agreement with a party to be selected through the Request For Proposal process as Licensee, 170 Church Street.

0125-2011/April 27, 2011

Ward 11

0205-2011

A by-law to amend the Traffic By-law 0555-2000, as amended, to implement changes to the parking limit in municipal parking lot 17 on Broadway Street.

GC-0235-2011/May 4, 2011

Ward 11

0206-2011

A housekeeping by-law to repeal By-law 0224-2006 delegating powers and functions with respect to an application for a compliance audit of a municipal candidate's election campaign finances.

0207-2011

A by-law to amend the Tow Truck Licensing By-law 0521-2004 respecting the setting of tow rates charged for vehicles not exceeding 6000 pounds (2721 kg) in towing weight.

TIAC-0007-2011/June 21, 2011

0208-2011

A by-law to direct the City Clerk to hold an election for the office of City Councillor to represent Ward 5 in accordance with the Municipal Act.

GC-0466-2011/June 29, 2011

Ward 5

0209-2011

A by-law to authorize the use of Optical Scanning Vote Tabulators and the AutoMARK Voter Assist Terminal to facilitate the Ward 5 Municipal By-Election.

GC-0466-2011/June 29, 2011

Ward 5

0210-2011

A by-law to provide for advance votes to be held prior to Voting Day, Ward 5 Municipal By-Election.

GC-0466-2011/June 29, 2011

Ward 5

0211-2011

A by-law to provide reduced hours of voting in institutions and retirement homes, Ward 5 Municipal By-Election.

GC-0466-2011/June 29, 2011

Ward 5

0212-2011

A by-law to authorize the execution of a Noise Attenuation Agreement with Daniels CCW Corporation to address noise issues at the Living Arts Centre.

GC-0465-2011/June 29, 2011

Ward 4

0213-2011

A by-law to establish certain lands as part of the municipal highway system to be known as Barbara Ann Court, Golden Meadow Court, Meadowridge Court, Panhellenic Drive and Saint Barbara Boulevard, Registered Plan 43M-1760.

GC-0452-2011/June 29, 2011

Ward 11

0214-2011

A by-law to appoint Lottery Licensing Officers and to repeal By-law 0414-2007.

GC-0451-2011/June 29, 2011

0215-2011

A by-law to amend the Traffic By-law 0555-2000, as amended, to implement changes to the parking limit on Queen Street South.

GC-0447-2011/June 29, 2011

Ward 11

0216-2011

A by-law to authorize the execution of a servicing agreement for municipal works only with 1500 Dundas East Holdings Inc., south side of Dundas Street East, east of Dixie Road, SP 08/132.

Ward 1

0217-2011

A by-law to authorize the execution of an Aircraft Noise Warning Agreement between CCSM Incorporated and the Greater Toronto Airports Authority, west side of McLaughlin Road, north of Courtney Park Drive West, T-M 06/005, OZ 06/021 W5.

Resolution 0263-2009/November 11, 2009

Ward 5

0218-2011

A by-law to authorize the execution of a Renewal and Amending Agreement for a centralized voice communications system with the Regional Municipality of Peel, City of Brampton, Town of Caledon, and Region of Peel Police Services Board.

GC-0457-2011/June 29, 2011

0219-2011

A by-law to amend the Traffic By-law 0555-2000, as amended, to implement an all-way stop at the intersection of Gumwood Road and Black Walnut Trail.

GC-0445-2011/June 29, 2011

0220-2011

A by-law to amend the Traffic By-law 0555-2000, as amended, to implement the following: a parking prohibition on the south side of Pearl Street between Broadway Street and Queen Street South from 8:00 a.m. to 6:00 p.m., Monday to Friday; a parking prohibition on the west and north sides of Hartfield Grove between Lovelady Crescent and Bacchus Crescent (south intersection) from 6:00 p.m. to 10:00 p.m., Monday to Friday, May 1 to October 1; and a transit priority ramp from Hurontario Street to centre View Drive.

GC-0444-2011 & GC-0446-2011/June 29, 2011

Resolution 0182-2011/July 6, 2011

0221-2011

A by-law to authorize the execution of the Hurontario/Main Street Corridor – Preliminary Design and Transit Project Assessment Process Relationship Agreement with the City of Brampton

GC-0389-2011/June 15, 2011

0222-2011 – See page 20

0223-2011 – See Closed Session

15. OTHER BUSINESS

- (a) Mayor McCallion spoke about a letter she wrote to SNC-Lavalin Group Inc. regarding the sale of Atomic Energy and the outcome it will have on the City's workforce. Councillor Starr spoke about the number of Engineers employed by Atomic that were living in Mississauga.
- (b) Councillor Starr spoke about a Ward 6 resident's dog named Sheldon who ran away. Councillor Starr recognized Animal Services staff who contributed to the return of Sheldon: Lloyd Woods, Linda Dent, Colleen Rowe, Tracy Jones and Tara Viveiros.
- (c) Mayor McCallion spoke about her attendance at the International Biotechnology Conference in Washington and the official opening of the Canadian Exhibition.

16. INQUIRIES

- (a) Councillor Tovey inquired about whether the hours for patios in the Port Credit Cultural Node could be extended to closing time. Mary Ellen Bench responded to the inquiry. A Resolution was passed later in the meeting.

Resolution 0193-2011

- (b) Councillor Saito spoke about the Canada Day celebration at Mississauga Celebration Square. Mayor McCallion and Paul Mitcham commented on the event.

17. NOTICE OF MOTION - Nil

Due to Mayor McCallion's declared conflicts, Councillor Starr Acting Mayor took the Chair to deal with the following items.

8. CORPORATE REPORTS - Continued

- R-3 Supplementary Report - Rezoning and Draft Plan of Subdivision Applications, to permit business employment uses for three parcels of land and the extension of Derrycrest Drive and Topflight Drive (Vicksburgh Drive), 7140 and 7260 Hurontario Street, south of Hwy 407, West of Hurontario Street, Owner: 678604 Ontario Inc. and 1105239 Ontario Inc. (DeZen Industrial Phase I), Applicant: Lethbridge & Lawson Inc., Bill 51

Corporate Report dated June 24, 2011 from the Commissioner of Planning and Building

RESOLUTION:

0188-2011 Moved by: Katie Mahoney

Seconded by: Sue McFadden

That the Report dated June 24, 2011, from the Commissioner of Planning and Building recommending approval of the applications under Files OZ 10/007 W5 and T-M11001 W5, 678604 Ontario Inc. and 1105239 Ontario Inc. (DeZen Industrial Phase I), 7140 and 7260 Hurontario Street, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the Planning Act, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to change the Zoning from "D" (Development) to "E2-Exception" (Employment) to permit the development of three parcels of land for business employment uses, in accordance with the proposed zoning standards described in the Information Report, be approved subject to the following conditions:
 - (a) That the draft plan of subdivision be approved.
 - (b) The applicant agreeing to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the Plan of Subdivision under file T-M11001 W5, which involves the completion, design and construction of the Derrycrest Drive and Topflight Drive (future Vicksburgh Drive) extension from the northerly terminus of Derrycrest Drive within Plan 43M-1704 northerly and easterly to Hurontario Street, as a major collector road, be recommended for approval subject to the conditions as contained in Appendix S-3 of the report.
4. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 36 months of the Council decision.

CarriedBy-law 0222-2011

OZ 10/007 W5 and T-M11001 Ward 5

R-7 Judicial Inquiry – May 2011 Expense and Status Report

Revised Corporate Report dated June 27, 2011 from the City Solicitor

Councillor Mahoney posed questions to staff regarding replenishing funds expended from City Reserves and the Judicial Inquiry. Janice Baker and Mary Ellen Bench responded to the inquiry.

RESOLUTION:

0189-2011 Moved by: Pat Mullin

Seconded by: Chris Fonseca

That the revised report of the City Solicitor dated June 27, 2011 titled "Judicial Inquiry – May 2011 Expense and Status Report" be received for information.

Carried**9. COMMITTEE REPORTS - Continued**

- (b) Recommendation PDC-0040-2011 as contained in the Planning and Development Committee Report 10-2011 dated June 27, 2011

Resolution 0190-2011

- (d) Recommendation GC-0450-2011 as contained in the General Committee Report 13-2011 dated June 29, 2011

Resolution 0191-2011 and 0192-2011**RESOLUTIONS:**

0190-2011 Moved by: Sue McFadden

Seconded by: George Carlson

That recommendations PDC-0033-2011 through PDC-0040-2011 inclusive, as contained in the Planning and Development Committee Report 10-2011 dated June 27, 2011, be approved.

Carried

0191-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

That recommendations GC-0442-2011 through GC-0524-2011, save and except GC-0469-2011, as contained in the General Committee Report 13-2011 dated June 29, 2011, be approved.

Carried

0192-2011 Moved by: Jim Tovey

Seconded by: Chris Fonseca

That recommendation GC-0469-2011 as contained in the General Committee Report 13-2011 dated June 29, 2011, be amended to include the following:

2. That Mississauga City Council endorses an additional question regarding Air Quality-Clarkson Air Shed to provincial political parties as follows, "Would your party ensure a full Environmental Assessment is conducted on the Greenfield South Power plant proposal", and further "Will you as a Provincial candidate oppose the construction of the Greenfield South power plant".

Carried

RECOMMENDATION AS AMENDED:

GC-0469-2011

1. That the report entitled "Provincial Election 2011: Summary of Key Issues for the City of Mississauga" dated June 13, 2011 from the City Manager and Chief Administrative Officer, be endorsed as the City's priority issues pertaining to the Oct. 6, 2011 Ontario general election.
2. That Mississauga City Council endorses an additional question regarding Air Quality-Clarkson Air Shed to provincial political parties as follows, "Would your party ensure a full Environmental Assessment is conducted on the Greenfield South Power plant proposal", and further "Will you as a Provincial candidate oppose the construction of the Greenfield South power plant".

Amended

- (e) Extracts from the June 27, 2011 Planning & Development Committee meeting: - Continued
 - (iii) Official Plan Amendment and Rezoning
142, 148 and 120-158 Queen Street South
West side of Queen Street South, north of Tannery Street
Owner: DeZen Realty Company Limited and 678604 Ontario Ltd.
Applicant: Lethbridge and Lawson Inc.
OZ 06/027 W11

Received

14. BY-LAWS - Continued

0222-2011

A by-law to amend the Zoning By-law 0225-2007 to permit business employment uses for three parcels of land, 7140 and 7620 Hurontario Street, west side of Hurontario Street, south of the City of Brampton, Owner, 678604 Ontario Inc. and 1105239 Ontario Inc. (DeZen Industrial Phase I), Applicant: Lethbridge and Lawson Inc. OZ 10/007 W5 and T-M11001.

Resolution 0188-2011/July 6, 2011

OZ 10/007 W5 and T-M11001 Ward 5

18. CLOSED SESSION

Pursuant to Resolution 0179-2011, Council moved into Closed Session at 11:54 a.m. to discuss the following matters:

Pursuant to the *Municipal Act* section 239. (3)

- (i) Education Session – Council Code of Conduct and Integrity Commissioner

Janet Leiper, Integrity Commissioner for the City of Toronto, explained her role as Integrity Commissioner and the Council Code of Conduct. Members and Janice Baker posed questions to Ms. Leiper.

Resolution 0194-2011

Pursuant to the *Municipal Act* section 239. (2)

- (ii) Potential Litigation – Committee of Adjustment Appeal and Site Plan Referral Matters:

- (1) “A”094/11 and Site Plan Approval Express Application - Melburn Truck Lines Corp. – 556 Southdown Road – Ward 2

Councillor Mullin spoke to the matter.

Resolution 0195-2011

- (2) “A”158/11 – The Erin Mills Development Corporation – 4600 Ridgeway Drive – Ward 8

Councillor Mahoney spoke to the matter.

Resolution 0196-2011

- (3) “A”170/11 – Christina Christoforou – 3460 Cawthra Road – Ward 4

Councillor Mullin spoke to the matter.

Resolution 0197-2011

- (iii) Potential Litigation – Ontario Municipal Board Appeals to Peel Region Official Plan Amendment No. 24, the City of Mississauga’s Official Plan Amendment No. 95 and new Official Plan

Resolution 0198-2011

- (iv) Potential Litigation – Full and Final Settlement – expropriation of part of the property at the north east corner of Eastgate Parkway and Tahoe Boulevard - Bus Rapid Transit Project (Ward 5)

Resolution 0199-2011
By-law 0223-2011

- (v) Proposed or pending Land Acquisition or Disposition – Universal Drive Storm Water Drainage Ditch Authority to Acquire Lands – Potential Litigation (Ward 3)

Roberto Zuech, Legal Counsel, Martin Powell and Jeff Smylie, Environmental & Drainage Engineer, Transportation & Works, outlined the details of the matter. Councillors Mullin and Saito spoke to the matter.

Resolution 0200-2011

- (vi) Proposed or pending Land Acquisition or Disposition – Heart House Hospice Proposal (Ward 8)

Councillors Mahoney and Mullin and Mayor McCallion spoke to the matter. Paul Mitcham spoke to the matter.

Resolution 0201-2011

Council moved out of Closed Session at 12:34 p.m.

RESOLUTIONS – Continued

0193-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

That Legal Services be directed to support any application to the Committee of Adjustment or to the Liquor Control Board of Ontario to extend the restaurant patio hours beyond 11:00 pm until closing time within the Port Credit Cultural Node pilot project.

Carried

RESOLUTIONS (AS A RESULT OF CLOSED SESSION)

0194-2011 Moved by: Katie Mahoney

Seconded by: Jim Tovey

That the verbal Education Session provided by Janet Leiper, Integrity Commissioner for the City of Toronto, with respect to Council Code of Conduct and the role of an Integrity Commissioner, be received.

Carried

0195-2011 Moved by: Pat Mullin

Seconded by: Jim Tovey

That Legal Services be instructed to SUPPORT the decision of the Committee of Adjustment (File No. "A"094/11 with respect to Melburn Truck Lines Corp. – 556 Southdown Road – Ward 2) and oppose approval of the Site Plan Approval Express Application and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga.

Carried

Ward 2

0196-2011 Moved by: Katie Mahoney

Seconded by: Pat Saito

That Legal Services be instructed to SUPPORT the decision of the Committee of Adjustment (File No. "A"158/11 with respect to The Erin Mills Development Corporation – 4600 Ridgeway Drive – Ward 8) and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga.

Carried

Ward 8

0197-2011 Moved by: Pat Mullin

Seconded by: Katie Mahoney

That Legal Services be instructed to SUPPORT the decision of the Committee of Adjustment (File No. "A"170/11 with respect to Christina Christoforou – 3460 Cawthra Road – Ward 4) and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga.

Carried

Ward 4

0198-2011 Moved by: Pat Mullin

Seconded by: Katie Mahoney

1. That the report titled “Ontario Municipal Board Appeals to Peel Region Official Plan Amendment No. 24, City of Mississauga’s Official Plan Amendment No. 95 and new Official Plan” dated June 24, 2011 from the City Solicitor (the “Report”), be received.
2. That Legal Services be authorized to appeal to the Ontario Municipal Board (the “OMB”) the non-decision by the Minister of Municipal Affairs and Housing with respect to Regional Official Plan Amendment No. 24, if such appeals are necessary, in the opinion of the City Solicitor, on the basis that should the present appeals to Regional Official Plan Amendment No. 24 be withdrawn, this could significantly delay the implementation of the City’s Official Plan Amendment No. 95 and the new Official Plan.
3. That Legal Services staff be authorized to enter into settlement negotiations with respect to the appeals to City of Mississauga’s Official Plan Amendment No. 95, to effect editorial changes and drafting amendments as may be necessary, and, where appropriate,

the City Solicitor or her designate be authorized to enter into minutes of settlement, on the terms outlined in the Report.

4. That the City Solicitor or her designate be authorized to appeal to the OMB the lack of decision by The Regional Municipality of Peel (the "Region") with respect to the approval of the City's new Official Plan, should such appeal be necessary, in the opinion of the City Solicitor, on the basis that should the Region of Peel fail to approve the new Official Plan, this could significantly delay the implementation of various planning instruments at the City, as outlined in the Report.

Carried

0199-2011 Moved by: Katie Mahoney

Seconded by: Pat Saito

That a by-law be enacted authorizing the expenditure of funds and execution of any documents as may be required in connection with the full and final settlement, between 2113008 Ontario Inc. ("2113008"), as Owner, and The Corporation of the City of Mississauga ("City"), as Expropriating Authority, for the settlement of the expropriation of part of the property located at the north east corner of Eastgate Parkway and Tahoe Boulevard, required for the City's Bus Rapid Transit Project.

Carried

By-law 0223-2011

Ward 5

0200-2011 Moved by: Chris Fonseca

Seconded by: Pat Saito

That Realty Services Section with the assistance of Legal Services be authorized to enter into negotiations with the owners of the Universal Drive Storm Water Drainage Ditch for the purchase of the lands over which the City already has a drainage easement, and if negotiations are acceptable, following the appropriate environmental due diligence investigations, to report the findings to a future Council meeting for authorization to enter into an agreement of purchase and sale with the owners.

Carried

Ward 3

0201-2011 Moved by: Katie Mahoney

Seconded by: Pat Saito

That the Corporate Report dated June, 28, 2011 from the Commissioner of Community Services referring to a proposal for a community hospice be received for information.

Carried

Ward 8

BY-LAW (AS A RESULT OF CLOSED SESSION)

0223-2011

A by-law to authorize the execution of Settlement documents relating to the Bus Rapid Transit expropriation, 2113008 Ontario Inc., Eastgate Parkway and Tahoe Boulevard, Ward 5.
Resolution 0199-2011/July 6, 2011

19. CONFIRMATORY BY-LAW

0224-2011

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on July 6, 2011.

20. ADJOURNMENT – 1:35 p.m.

ACTING MAYOR

CLERK