



MINUTES

SESSION 1

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

(www.mississauga.ca)

WEDNESDAY, JANUARY 21, 2009, 9:00 A. M.

COUNCIL CHAMBER

300 CITY CENTRE DRIVE

MISSISSAUGA, ONTARIO L5B 3C1

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

ABSENT: Councillor Sue McFadden Ward 10

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
Jeff Jackson, Director of Revenue and Materiel Management
Paul Mitcham, Commissioner of Community Services
Martin Powell, Commissioner of Transportation and Works
John Calvert, Director of Policy Planning, Planning and Building
Mary Ellen Bench, City Solicitor
Crystal Greer, City Clerk
Jessica Reid, Legislative Coordinator
Kevin Arjoon, Legislative Coordinator
Sacha Smith, Legislative Coordinator

1. **CALL TO ORDER**

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

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

3. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

(a) December 10, 2008 - Session 21

Councillor Carolyn Parrish suggested amendments to the draft Minutes with regard to 6. (1) Enersource Ownership – Notice of Motion. She advised that the City Clerk has been provided a written copy of her amendments. Council concurred that the draft Minutes of its December 10, 2008 meeting be deferred to a future meeting of Council to permit additional time for Members of Council to review them.

Deferred
MG.01

4. APPROVAL OF THE AGENDA

Councillor Carolyn Parrish requested that both educational sessions under Section 4 of the In Camera portion of the Agenda, be presented to Council in public session under other business.

Mayor McCallion addressed an email that she had received from Councillor George Carlson with respect to agreements entered between the City of Mississauga and Borealis. She expressed concern about the email, and pointed out that a By-law was enacted by Council authorizing her to sign the agreements. Mayor McCallion distributed a copy of the By-law to all members of Council and commented on how agreements and by-laws are executed by the City of Mississauga.

Councillor Parrish provided a listing of In-Camera meetings on Enersource and pointed out that there had been a gap in meetings from when the first agreement was executed in April 12, 2000 and the final agreement, was signed on December 6, 2000. She explained that it was the final agreement, signed on December 6, 2000 which gave Borealis greater authority and veto rights. She suggested that Council had not seen the final agreement before it had been executed.

The Mayor reiterated that agreements must be authorized by a by-law, enacted by Council, and that she depends upon staff to prepare the proper documents for her final signature. Councillor Carlson acknowledged that he had sent the email and that his comments were with respect to the second agreement signed in December 6, 2000. He noted that as a Member of the Council he was not made aware that a second set of agreements were to be executed. Councillor Carlson offered an apology for any misunderstanding.

Motion
MG.01

5. PRESENTATIONS - Nil**6. DEPUTATIONS****(a) Tax Apportionments**

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

Corporate Report R-1/Resolution 0004-2009
FA.13.Mun

(b) Petition - Closure of Walkway – Astrella Crescent

Jane Bugeja addressed Council with respect to a petition submitted by residents of Astrella Crescent requesting closure of the walkway from Astrella Crescent to Creditview Road.

Ms. Bugeja advised Council that she represents the residents of Astrella Crescent in regard to the Petition. The residents are requesting that the walkway be closed and that there be increased police presence immediately, due to the criminal activity in this area. Councillor Carolyn Parrish assured that increased police presence has been requested. In addition, a mail-out was conducted in January, 2009 and the responses have been approximately fifty-to-fifty. Councillor Parrish also advised that a public meeting will be held in regard to the closure of the walkway. Martin Powell, Commissioner of Transportation and Works confirmed that staff are working on the request to close the walkway in accordance with Corporate Policy and a Corporate Report will be brought forward to a future Council meeting.

Petition P-1
RT.06.Ast (W6)

(c) Kraft Canada Inc.

Mr. Peter Orphanos, resident, addressed Council with respect to Kraft Canada Inc. – Appeal of Official Plan Amendment 49 and Zoning By-law 0225-2007 to Ontario Municipal Board – Case Nos. PL061100 and PL 070625 (Ward 11).

Mr. Orphanos explained that if the subject appeal by Kraft Canada Inc. is successful, that Kraft intends to increase production of the mill and Mr. Orphanos expressed great environmental and health concerns with this, such as airborne flour dust particles, emissions from idling large trucks as well as the risk of an explosion.

Councillor George Carlson thanked Mr. Orphanos for the work he has done over the years regarding the environment. Councillor Carlson commented that at the time that Council reviewed the zoning designations in all of Streetsville, only one (1) local area resident disagreed with Council's decision. Subsequently, he noted that Council will receive an update from legal counsel on this matter in the In Camera session of this meeting.

In response to Mayor McCallion, Mr. Calvert confirmed that Council approved a Site-Specific Official Plan amendment on the subject property which provided that the table lands of Kraft Canada Inc. be re-designated from Business Employment to Residential High Density. In addition, staff recommended that Kraft Canada Inc. be allowed a ten percent (10%) expansion of the Gross Floor Area of the mill. Mr. Calvert explained that Council reduced such recommendation to five percent (5%) Gross Floor Area expansion. Mr. Orphanos expressed support of Council's decision.

In Camera Report #1
Resolution 0025-2009 / Recorded Vote
OPA-0049 / LA.19.STR (Ward 11)

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

(a) Petition – Closure of Walkway – Astrella Crescent

Steven Gucciardi area resident addressed Council regarding the Petition for Closure of Walkway for Astrella Crescent. Mr. Gucciardi feels that the closure will not address concerns of criminal activity in the local area, these are not random acts of crime; offenders are usually armed and plan out acts of crime in advance. Closure of the walkway would add considerable time for pedestrians on route to the school, bus shelter or shopping and would encourage jay-walking. Mr. Gucciardi added that if the walkway is closed, it would be damaged and would create a money-pit of on-going repair.

Councillor George Carlson commented that he had a similar issue with a walkway in his Ward where significant damage was made to the fence and added that Council should encourage residents to use public transit and the closure of the walkway would be contradictory.

Subsequently, Councillor Carolyn Parrish thanked Mr. Gucciardi for setting out this dilemma quite clearly. Mr. Gucciardi suggested that a public meeting be held and that it is relevant to address residents along Creditview Road, Bristol Road West, and Britannia Road West. Mayor McCallion suggested to Councillor Parrish to invite the police to the public meeting to address criminal activity in the local area.

Petition P-1
RT.06.Ast (W6)

8. CORPORATE REPORTSR-1 Apportionment of Taxes

Report dated January 7, 2009 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 7, 2009 from the Commissioner of Corporate Services & Treasurer be approved.

Resolution 0004-2009

FA.13.Mun

R-2 2008 Obsolete Corporate Policies and Procedures

Report dated December 4, 2008 from the City Manager and Chief Administrative Officer with respect to 2008 Obsolete Corporate Policies and Procedures.

RECOMMENDATION

That the following Corporate Policies and Procedures be declared obsolete:

Reserves and Reserve Funds (04-06-06)

Heritage Inventory (09-04-02)

In response to a question from Councillor Carolyn Parrish, Ms. Janice Baker, City Manager and Chief Administrative Officer advised that currently there exists by-law 298-2000, which is a By-law to regulate the Reserve and Reserve Funds. She explained that a By-law supersedes a policy and therefore the policy is obsolete. She confirmed that there would be no changes to how the City reserve is managed.

Ms. Baker advised that, with discretionary reserves staff recommendations are made to Council on how it should be administered. She noted that with respect to the Mississauga Hydro reserve some of the interest yielded from that fund was used to facilitate operating costs however the principal remained the same. She noted that any discretionary fund could be reviewed by staff and Council at Budget Committee.

Resolution 0005-2009

CA.24.Obs

R-3 Approval to Rescind Corporate Policy and Procedure Numbers 05-01-01 and 05-01-05

Report dated January 5, 2009 from the Commissioner of Corporate Services and Treasurer seeking the approval to rescind corporate policy and procedure numbers 05-01-01 and 05-01-05.

RECOMMENDATION

1. That Corporate Policy No. 05-01-01 entitled Private Buildings on Public Lands, which was approved on May 21, 1974, be rescinded.
2. That Corporate Policy No. 05-01-05 entitled Renting City Property, which was approved through Recommendation GC-178-92, be rescinded.

Resolution 0006-2009

CA.11.Del

R-4 Bill 87, the Towing Industry Act, 2008

Report dated January 6, 2009 from the City Solicitor with respect to Bill 87, the Towing Industry Act, 2008.

Councillor Parrish advised that in consultation with staff, the Chair and the Vice Chair of the Public Vehicle Advisory Committee she has prepared an alternate motion to appoint 6 members to the Public Vehicle Advisory Committee and to establish a subcommittee of the Public Vehicle Advisory Committee, specific to the Towing Industry. Councillor Parrish explained that the current Tow Truck Licensing By-law has been in effect for approximately 7 years and that the \$200.00 storage fee stipulated in the By-law had been generally ignored. She noted that there had been a Committee struck within the Towing Industry to discuss this issue and that there had been dialogue amongst its members.

Mr. Martin Powell, Commissioner of Transportation and Works advised that staff are in agreement with the amendment, and that the report should be sent for further comment from the industry and the Public Vehicle Advisory Committee.

Councillor Iannicca commented on the success of the Public Vehicle Advisory Committee and that its mixed composition creates sound policy. He noted that the Committee serves as a link between the industry, staff, citizens, and Council.

Mayor McCallion commented on the successes of the Public Vehicle Advisory Committee, and relayed positive comments about the Committee that she had received. She reflected on her experiences with the Committee and noted that it has dealt with complex issues. Mayor McCallion expressed support for the amendment

and pointed out that there had been ongoing issues within the Towing Industry. She expressed support for the formation of a subcommittee, noting that it would provide an opportunity for industry stakeholders, staff and Council to convene and discuss the issues.

Councillor Parrish clarified that the subcommittee would be created by members appointed by Council to obtain a good cross section from the industry. On a motion by Councillor Parrish the following was voted on and carried.

1. That staff be authorized to seek standing through Legislative Committee once Bill 87 proceeds to Public Hearings.
2. That staff be directed to advertise for 6 appointments to the Public Vehicle Advisory Committee (PVAC) in accordance with the City of Mississauga's Policy on Citizen Appointments to Committees, Boards and Authorities, for citizens representing or interested in the towing industry;
3. That Councillors Corbasson and Iannicca form the Nominating Committee to review and interview the applicants, and make recommendations regarding appointments to Council;
4. And that staff work with Councillors Corbasson and Iannicca to prepare recommended amendments to the PVAC Terms of Reference to create a towing industry sub-committee of the PVAC.

Resolution 0007-2009

BL.09.Tow

R-5 A Review of Tow Truck Licensing and Related Storage Issues

Report dated January 13, 2009 from the Commissioner of Transportation and Works with respect to a review of Tow Truck Licensing and related storage issues.

Councillor Parrish requested that the recommendations contained in the report be referred to the new Towing Industry subcommittee of the Public Vehicle Advisory Committee for further consideration.

Councillor Maja Prentice enquired about how the public would be aware of the location of the pound when their car is being towed. In response, Ms. Elaine Buckstein, Director of Enforcement, Transportation and Works advised that the tow truck drivers are to provide permission to tow forms, which must be filled out indicating where the car should be towed. She explained further that if there has been a serious accident resulting in the individual being taken to the hospital, then the police are involved and that they would seize the vehicle and would follow up with its owner.

Councillor Prentice enquired whether the Towing Industry had been consulted about the content of the report. Ms. Buckstein advised that staff have spent time with the Industry to obtain input on collision and storage rates and although the Industry may or may not agree with the report, staff have included the Industry's comments. Councillor Prentice noted that the Industry should have been consulted and notified about the recommendations presented by staff.

On a motion by Councillor Parrish, the following was voted on and carried.

That the report dated January 13, 2009 from the Commissioner of Transportation and Works with respect to a review of Tow Truck Licensing and related storage issues, be referred to the first meeting of the Public Vehicle Advisory Sub-Committee on the towing industry, for consideration.

Resolution 0008-2009

BL.09.Tow

R-6 Lower Driveway Boulevard Parking Hartfield Grove (Ward 3)

Report date January 6, 2009 from the Commissioner of Transportation and Works seeking the authority to implement Lower Driveway Boulevard Parking on Hartfield Grove.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on both sides of Hartfield Grove between Bough Beeches Boulevard (north intersection) and Bough Beeches Boulevard (south intersection).

Resolution 0009-2009

BL.02.Tra (W3)

RT.17

R-7 Parking Prohibition Constitution Boulevard (Ward 3)

Report dated January 6, 2009 from the Commissioner of Transportation and Works seeking the authority to implement a parking prohibition on Constitution Boulevard.

RECOMMENDATION

1. That a by-law be enacted to amend By-law 555-2000, as amended, to remove the parking prohibition on the west side of Constitution Boulevard between Dundas Street and Flagship Drive.

2. That a by-law be enacted to amend By-law 555-2000, as amended, to implement a parking prohibition on the west side of Constitution Boulevard between Dundas Street and Homeric Drive.

Resolution 0010-2009

BL.02.Tra (W3)

RT.17

R-8 All-Way Stop Aspen Avenue and Innisdale Road (Ward 9)

Report dated January 6, 2009 from the Commissioner of Transportation and Works seeking the authority to implement an All-Way Stop at the intersection of Aspen Avenue and Innisdale Road.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all-way stop control at the intersection of Aspen Avenue and Innisdale Road.

Resolution 0011-2009

BL.02.Tra (W9)

R-9 Vendor of Record Designations for the Supply of Beer and Alcohol Products for Resale, File Reference Number FA.49.221-09

Report dated January 5, 2009 from the Commissioner of Community Services with respect to Vendor of Record Designations for the supply of beer and alcohol products for resale.

RECOMMENDATION

That the Liquor Control Board of Ontario and The Beer Store be -recognized as vendors of record and that the Purchasing Agent be authorized to execute blanket order contracts annually with these vendors for the supply and delivery of beer and alcohol products, as required, for the purpose of resale at licensed City facilities, for the period commencing January 1, 2009 up to December 31, 2018.

In response to a question from Councillor Parrish, Ms. Janice Baker City Manager and Chief Administrative Officer advised that an order process would be established that would reduce paper work at City Hall. Ms. Baker affirmed that this would not preclude any independent, smaller retailers.

Resolution 0024-2009

FA.49.221-09

R-10 Future Mutual Access Agreement Between the City of Mississauga and Global Village Developments Inc., Pursuant to Site Plan Application SP-07/188 (Ward 3)

Report dated December 12, 2008 from the Commissioner of Transportation and Works with respect to a Future Mutual Access Agreement between the City of Mississauga and Global Village Developments Inc., pursuant to Site Plan Application SP-07/188.

RECOMMENDATION

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Future Mutual Access Agreement between Global Village Developments Inc. and The Corporation of the City of Mississauga.

In response to a question to Councillor Prentice, Mr. Martin Powell, Commissioner of Transportation and Works explained that the report is seeking for the City to provide access between the development lands and the adjacent lands immediately to the north. He noted that he would follow up with staff to provide the ward Councillor additional information. Councillor Prentice requested that the matter be deferred, subsequently, the motion was moved during the resolution portion of the meeting, as information was provided indicating that the matter was time sensitive.

Resolution 0023-2009
SP 07/188 (W3)

R-11 Road Closure and Surplus Declaration of Part of the Road Allowance at the north east corner of Springbank Road and Ifield Road (Ward 8)

Report dated January 5, 2009 from the Commissioner of Corporate Services and Treasurer with respect to a road closure and surplus declaration of part of the road allowance at the north east corner of Springbank Road and Ifield Road.

RECOMMENDATION

1. That a by-law be enacted authorizing the closure of part of the road allowance at the north east corner of Springbank Road and Ifield Road legally described as Part of Block J, Plan M-184, City of Mississauga, Regional Municipality of Peel and designated as Parts 4, 5, 6, 7, 8 and 9 on Reference Plan 43R-32178 (see Appendix 1), established as public highway by County of Peel By-law 2205, in Ward 8.

2. That a portion of the City lands at the north east corner of Springbank Road and Ifield Road, composed of 189.7 square metres (2,041.9 square feet), be declared surplus to the City's requirements, subject to Council approval for the road closure of Parts 4, 5, 6, 7, 8 and 9 on Reference Plan 43R-32178. The lands to be declared surplus are legally described as Part of Blocks D, I and J on Plan M-184, City of Mississauga, Regional Municipality of Peel and designated as Parts 1, 2, 5, 6 and 9 on Reference Plan 43R-32178 (see Appendix 2), in Ward 8.
3. In regard to the sale of the subject lands, that all steps necessary to comply with the requirements of Section 2.(1) of City Notice By-law 215-08 be taken, including giving notice to the public by posting a notice on the City of Mississauga's website for at least three weeks prior to the execution of an agreement for the sale of the subject land.
4. That Recommendation GC-0057-2008 be rescinded.

Resolution 0012-2009
PO.11.If1 (W8)

R-12 Agreement of Purchase of Sale between 272139 Ontario Limited (the "Vendor") and The Corporation of the City of Mississauga (the "Purchaser"), for the acquisition of parts of Block U on Plan M-143, Central Parkway East (Ward 4)

Report dated January 5, 2009 from the Commissioner of Corporate Services and Treasurer with respect to an Agreement of Purchase of Sale between 272139 Ontario Limited (the "Vendor") and The Corporation of the City of Mississauga (the "Purchaser"), for the acquisition of parts of Block U on Plan M-143, Central Parkway East.

RECOMMENDATION

That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk to execute an Agreement of Purchase and Sale, and all documents ancillary thereto, between 272139 Ontario Limited, as Vendor, and The Corporation of the City of Mississauga, as Purchaser, for the conveyance of a strip of land measuring approximately 0.248 acres, part of which currently forms part of Central Parkway East. The purchase price is Twenty Thousand Dollars (\$20,000.00).

The subject lands are legally described as part of Block U, Plan M-143, described as Part 2, on Reference Plan 43R-12197, part of Block U lying east of Part 2 on Reference Plan 43R-12197, and part of Block U lying west of Part 2 on Reference Plan 43R-12197, in the City of Mississauga Regional Municipality of Peel, in Ward 4.

The subject property consists of a section Central Parkway East located in between Rathburn Road East to the south, Highway 403 to the north and, strips of lands immediately to the east and west thereof (see Appendix 1).

Resolution 0013-2009

PO.10.Cen (W4)

R-13 Authority to make application to the Committee of Adjustment on City property located at the north east Corner of Lakeshore Road East and Elmwood Avenue (Ward 1)

Report dated January 5, 2009 from the Commissioner of Corporate Services and Treasurer seeking the Authority to make application to the Committee of Adjustment on City property located at the north east corner of Lakeshore Road East and Elmwood Avenue.

RECOMMENDATION

1. That the Port Credit BIA be authorized to include City lands located at the north east corner of Lakeshore Road East and Elmwood Avenue, being a parking lot, in a minor variance submission to permit a farmers' market. The City lands, containing an area of approximately 1,747 square metres (18,800 square feet) are legally described as Lots 79, 80 and 81, Plan F12, in the City of Mississauga (Ward 1).
2. That the Manager of Realty Services be authorized to sign an Appointment and Authorization of Agent form and, any other documents required in association with the minor variance application to be submitted by the Port Credit BIA, for the City-owned lands legally described as Lots 79, 80 and 81, Plan F12, in the City of Mississauga, Regional Municipality of Peel, in Ward 1.

Resolution 0014-2009

PO.13.Lak (W1)

R-14 2009 Interim Tax Levy for Properties on the Regular Instalment Plan

Report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the 2009 Interim Tax Levy for Properties on the Regular Instalment Plan.

RECOMMENDATION

1. That a by-law be enacted to provide for a 2009 interim tax levy for properties on the regular instalment plan.

2. That the 2009 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties which 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 8, 2009 from the Commissioner of Corporate Services and Treasurer and the current year's assessment.
4. That the 2009 interim levy for residential properties on the regular instalment plan be payable in three (3) instalments on March 5th, April 2nd, and May 7th, 2009.
5. That the 2009 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one (1) instalment on March 5th, 2009.

Resolution 0015-2009

FA.08.Tax

R-15 2007 and 2008 Tax Rates for New Construction Property Classes

Report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer with respect to 2007 and 2008 tax rates for New Construction property classes.

RECOMMENDATION

1. That the 2007 and 2008 New Construction final tax rates set out in Appendix 1 and 2 to the report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer be approved and the necessary by-laws be enacted.
2. That the 2007 and 2008 New Construction tax rates for the Clarkson, Port Credit and Streetsville Business Improvement Areas, set out in Appendix 3, 4, 5, 6, 7 and 8 to the report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer be approved and the necessary by-laws be enacted.

Resolution 0016-2009

FA.08

R-16 Call Centre Consolidation and 3-1-1 Implementation

Report dated January 12, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the Call Centre Consolidation and 3-1-1 Implementation.

RECOMMENDATION

1. That the report dated January 12, 2009 from the Commissioner of Corporate Services & Treasurer on the status of the Call Centre Consolidation and 3-1-1 Implementation be received for information.
2. That the proposed 3-1-1 Service Delivery Model, which provides Mississauga citizens, businesses and visitors telephone access to municipal information and services provided by the City of Mississauga and the Region of Peel when 3-1-1 is dialled, be approved in principle.
3. That staff be authorized to proceed with the required negotiations with the Canadian Radio-television Telecommunications Commission (CRTC), with the cooperation of the Region of Peel, for a soft launch of Mississauga 3-1-1 as early as May 2009 followed by an official launch of Mississauga 3-1-1 in the fall of 2009.
4. That staff be authorized to negotiate the required agreements for 3-1-1 Enhanced Routing with the surrounding municipalities including the City of Brampton, Town of Caledon, Region of Halton and City of Toronto and that staff be required to obtain Council approval of all required agreements prior to the soft launch of 3-1-1.

Resolution 0017-2009
CS.19.311

R-17 Official Plan Amendment and Rezoning Applications 1261 Southdown Road, east side of Southdown Road, south of Truscott Drive Supplementary Report (Ward 2)

Report dated December 22, 2008 from the Commissioner of Planning and Building with respect to Official Plan Amendment and Rezoning Applications 1261 Southdown Road, east side of Southdown Road, south of Truscott Drive, Supplementary Report.

RECOMMENDATION

That the Report dated December 22, 2008, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/018 W2, Nasir Hamid Choudhry and Yasmin Nasir Choudhry, 1261 Southdown Road, east side of Southdown Road, south of Truscott Drive, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Residential Low Density II" to "Residential Low Density II - Special Site" to permit offices, excluding medical and real estate offices, in addition to the uses permitted, be approved.
2. That the application to change the Zoning from "R3 - 1" (Detached Dwelling) to "R3 - Exception" (Detached Dwelling, Day Care, and Office) to permit day care and office uses in a proposed two storey building be approved in accordance with the zoning standards outlined in the Zoning Section of this report and 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.

Resolution 0018-2009
OZ 07018 (W2)

R-18 Extension of the Pepsi Cola Canada (Pepsi) Current Contract and Available Funds for the Supply and Delivery of Soft Drink Product and Equipment, File Reference Number FA.49.499-08

Report dated December 12, 2008 from the Commissioner of Community Services with respect to an extension of the Pepsi Cola Canada (Pepsi) Current Contract and Available Funds for the Supply and Delivery of Soft Drink Product and Equipment.

RECOMMENDATION

That Contract No. 46-2754 with Pepsi for the supply and delivery of soft drink beverages and equipment be extended until June 30, 2009 at an additional upset limit of \$125,000 as a Materiel Management extension of contract as authorized by subsection 18(4)(i) of the Purchasing By-law in order to permit the completion of the procurement process.

Resolution 0019-2009
FA.49.499-08

R-19 Motion to Release, Publicly, Certain Reports Considered In Camera by City Council respecting Enersource Corporation

Report dated January 20, 2009 from the City Solicitor with respect to the motion to release, publicly, certain reports considered In Camera by City Council respecting Enersource Corporation.

RECOMMENDATION

That the Report dated January 20, 2009 from the City Solicitor with respect to the motion to release, publicly, certain reports considered In Camera by City Council respecting Enersource Corporation, be received for information.

Resolution 0022-2009

CS.09.Ene

9. COMMITTEE REPORTS

- (a) **Environmental Advisory Committee**
Report 9 – 2008 dated December 9, 2008
Recommendations EAC-0071-2008 to EAC-0079-2008
Approved as amended in EAC-0076-2008 – Resolution 0001-2009
MG.31

Due to ongoing communication between Mayor McCallion and the Ministry of the Environment, Councillor George Carlson moved an amendment to recommendation EAC-0076-2008 (Part 2). Councillor Katie Mahoney seconded the amendment.

Subsequently, Councillor Carlson moved approval of the EAC report as amended in EAC-0076-2009. The motion was voted upon and carried.

LA.07.Pesticides

EAC-0071-2008

That the Power Point presentation to the Environmental Advisory Committee at its meeting on December 9, 2008 by Bart Kanters, Eng., on behalf of the Ready Mixed Concrete Association of Ontario, regarding Environmentally Sustainable Paving Products, be received for information.

PR.01

EAC-0072-2008

That the PowerPoint presentation to the Environmental Advisory Committee at its meeting on December 9, 2008 by Angela Dietrich, Manager of City-Wide Planning and Paulina Mikicich, Planner with the Policy Planning Division, of the Planning and Building

Department, regarding Mississauga's Growth Management Strategy, be received for information.

EC.10

EAC-0073-2008

That the PowerPoint presentation to the Environmental Advisory Committee at its meeting on December 9, 2008 by Antonio Gomez-Palacio with the Office for Urbanism, Planning and Building Department, regarding the Mississauga Official Plan Review, be received for information.

EC.10

EAC-0074-2008

1. That the deputation by Raymond Lau, Roadway Programming Technologist, Transportation and Works to the Environmental Advisory Committee at its meeting on December 9, 2008 regarding "The Living Wall – Noise Attenuation Barrier" Product Review addressed in the Corporate Report dated November 27, 2008 from the Commissioner of Transportation and Works responding to the enquiry by the Environmental Advisory Committee out of its meeting on March 4, 2008 (EAC-0020-2008), be received for information.
2. That a pilot project be implemented for The Living Wall –Noise Attenuation Barrier on City-owned property located on Rathburn Road East adjacent to Uxbridge Lane as part of the 2009 Capital Budget noise wall program, subject to Council budget approval, and that City staff monitor the success of the pilot and report back to the Environmental Advisory Committee and Council approximately one year after implementation.
3. That a further pilot project be considered and encouraged for The Living Wall – Noise Attenuation Barrier as part of an appropriate new site development or re-development where noise abatement is required and which involves a single property owner or condominium corporation to be involved in the on-going monitoring and maintenance of The Living Wall – Noise Attenuation Barrier.
4. That further implementation locations for The Living Wall - Noise Attenuation Barrier related to the Noise Barrier Replacement and Retrofit Program not be considered until the results of the pilot project on Rathburn Road East have been evaluated and reported to Council.

BL.08.Noise Walls

EAC-0075-2008

That the Memorandum dated December 1, 2008 from the Commissioner of Planning and Building responding to an enquiry of the Environmental Advisory Committee from its meeting on October 7, 2008 (EAC-0063-2008), and the copies of the following Corporate Reports, be received for information:

- Corporate Report titled 'Natural Areas Survey – 2007 Update' from the Commissioner of Planning and Building to the Planning and Development Committee at its meeting on November 3, 2008, and the extract of the Minutes of that meeting (PDC-0077-2008);

- Corporate Report titled 'Mississauga Natural Areas System' from the Commissioner of Planning and Building to the Planning and Development Committee at its meeting on March 17, 2008, and the extract of the Minutes of that meeting (PDC-0015-2008).
EC.10.Environment

EAC-0076-2008

1. That the presentation of the *Cosmetic Pesticides Ban Act* to the Environmental Advisory Committee at its meeting on December 9, 2008 by John Lohuis, Director of Recreation and Parks, Community Services, in conjunction with the Corporate Report dated December 4, 2008 and titled "*Cosmetic Pesticides Ban Act*" from the Commissioner of Community Services, be received.
2. That Mayor McCallion be requested to meet or correspond with the Ontario Minister of Environment to follow up on the submission of December 21, 2008 to the Senior Policy Advisory, under signature of the Councillor George Carlson as the Chair of the Environmental Advisory Committee, through the Environmental Bill of Rights (EBR) public input process; to request the following:
 1. That an exemption be provided for within the *Act* to allow for sustainability of public garden collections such as Mississauga Rhododendron Gardens and Riverwood gardens.
 2. That wording regarding exemptions for maintenance of natural turf athletic fields intended for use for national and international tournaments be amended to: a) not require specific Minister's letters for exemptions to maintain such fields and b) amend the current wording to include significant provincial competitions rather than only international and national competitions.

LA.07.Pesticides

EAC-0077-2008

That the Corporate Report dated November 12, 2008 and titled Earth Hour 2009 from the Commissioner of Community Services, regarding Mississauga's participation with the World Wildlife Fund (WWF) annual coordinated event scheduled for March 31, 2009, be received for information.

PR.04.Earth Hour

EAC-0078-2008

That the Terms of Reference for the Environmental Advisory Committee be amended to include the position of a Member that represents Mississauga's youth, and appointment to this position be for a maximum one (1) year term.

MG.29

EAC-0079-2008

That the following items presented to the Environmental Advisory Committee at its meeting on December 9, 2008, be received for information:

1. Copy of an email dated November 18, 2008 received by Councillor Carmen Corbasson and Mayor Hazel McCallion's office from resident Irene Gabon, questioning if Mississauga will be enacting a by-law to regulate air emissions similar to the recent by-law enacted by the City of Toronto.
(This matter has been referred to Environmental Management staff for a response to the resident.)

2. Copy of an email dated November 25, 2008 referred to the Environmental Advisory Committee by Councillor Carolyn Parrish from the Enwise Group of Companies.
(This matter has been referred to Materiel Management staff and Environmental Management staff for contact with the subject company as a potential vendor.)
3. Copy of an email dated November 28, 2008 received by Councillor Nando Iannicca from resident Thaia Jones, regarding the issue of reducing the use of plastic shopping bags.
(This matter has been referred to Environmental Management staff for referral to the Region of Peel Waste Management division and a response to the resident.)
4. Copy of the News Release dated November 7, 2008 announcing Mississauga being recognized for Environmental Excellence by the Mississauga Board of Trade (MBOT).
5. Copy of Mississauga Resolution 0280-2008 expressing support of the need for the provincial and federal governments to invest in natural resources through substantial funding of the conservation authorities, and a copy of the letter dated October 23, 2008 from the Credit Valley Conservation (CVC) authority relaying the CVC Board's Resolution 79/08 seeking support for their request of increased funding.
(The CVC letter was received by Council at its meeting on November 12, 2008 resulting in Resolution 0280-2008.)
6. Copy of the letter dated October 29, 2008 from the Credit Valley Conservation (CVC) authority relaying the CVC Board's Resolution 82/08 advising its support of Bill 99 proposing the *Lake Simcoe Protection Act*.
(The CVC letter was received by Council at its meeting on November 12, 2008.)
7. Copy of the Metrolinx News Release dated November 28, 2008 announcing its approval of the Regional Transportation Plan titled "The Big Move: Transforming Transportation in the GTHA".
8. Copy of the Ministry of the Environment Ontario's 'Noise Guidelines for Wind Farms' issued in October 2008.
9. Copy of the email invitation dated November 17, 2008 from the Waste Management Policy Branch of the Ontario Ministry of the Environment, for its review of *Ontario's Waste Diversion Act, 2002*.

MG.31.Information Items

- (b) Traffic Safety Council**
Report 10 - 2008 dated December 10, 2008
Recommendations TSC-0320-2008 to TSC-0324-2008
Approved – Resolution 0001-2009
MG.08

TSC-0320-2008

1. That the request for a Crossing Guard at the intersection of Stanfield Road and Melton Drive for the students attending St. Edmund Catholic School, 1250 Melton Drive be denied as the warrants have not been met and that the Site Inspection Subcommittee of Traffic Safety Council re-inspect this location in September 2009.

2. That the Peel Regional Police be requested to enforce the speed violations on Stanfield Road and Melton Drive in the vicinity of St. Edmund Catholic School, 1250 Melton Drive between 8:15 – 8:45 am and 3:15 – 3:45 pm.

RT.10.St. Edmund (W1)

TSC-0321-2008

1. That the request for a Crossing Guard at the intersection of Churchill Meadows Boulevard and Rosanna Drive for the students attending St. Bernard of Clairvaux Catholic School, 3345 Escada Drive be denied as the warrants have not been met.
2. That the Site Inspection Subcommittee of Traffic Safety Council be requested to review the warrants for a Crossing Guard at the intersection of Freshwater Drive and Escada Drive for the students attending St. Bernard of Clairvaux Catholic School, 3345 Escada Drive and report back to Traffic Safety Council.
3. That Transportation & Works be requested to review the geometry of the roundabout at the intersection of Churchill Meadows Boulevard and Rosanna Drive due to concern that it may not effectively reduce the speed of vehicular traffic moving in the north and south directions.

RT.10.St. Bernard (W10)

TSC-0322-2008

1. That the Dufferin-Peel Catholic District School Board be requested to review the feasibility of the following at St. Francis of Xavier Secondary School, 50 Bristol Road West:
 - a) Erect a fence across the frontage of the school property between the easterly and westerly driveway to discourage access to the school property on other than existing concrete sidewalks.
 - b) Construct a new access driveway at the westerly limit of the property to provide access to the parking lot area located on the westerly side of the property.
 - c) Modify the existing westerly entrance by constructing a curb that would direct exiting traffic to turn right (eastbound) when leaving the school site.
 - d) Erect a barrier arm gate at the westerly end of the driveway across the front of the existing school building.
2. That Transportation & Works be requested to review the feasibility of the following at St. Francis of Xavier Secondary School, 50 Bristol Road West and report back to Traffic Safety Council:
 - a) Install break-away bollards along the centre of Bristol Road to the westerly driveway of the school property to prohibit westbound ingress and egress of traffic.
 - b) Review left-turn traffic leaving the school site during the morning drop-off and afternoon pick-up peak periods.

St. Francis (W5)

TSC-0323-2008

That the email dated December 8, 2008 from Robert Lobovsky, Principal, Shelter Bay Public School, 6735 Shelter Bay Road requesting Traffic Safety Council to conduct a site inspection to review the warrants for a crossing guard at the pathway east of the school property where students cross to the townhouses on the other side of the street be received and referred to the Site Inspection Subcommittee of Traffic Safety Council for review and report back to Traffic Safety Council.

RT.10.Shelter Bay (W9)

TSC-0324-2008

That the email dated December 3, 2008 from Sheelagh Duffin, Crossing Guard Supervisor requesting a site inspection to review the warrants for a crossing guard at the intersection of Hillcrest Avenue and Confederation Parkway for the students attending Father Daniel Zanon Catholic School, 450 Hillcrest Avenue be received and referred to the Site Inspection Subcommittee of Traffic Safety Council for review and report back to Traffic Safety Council.

RT.10.Father Daniel (W7)

**(c) Planning and Development Committee
Report 1– 2009 dated January 12, 2009
Recommendations PDC-0001-2009 to PDC-0011-2009
Approved – Resolution 0001-2009
MG.03**

PDC-0001-2009

That the Report dated December 9, 2008, from the Commissioner of Planning and Building recommending approval of the removal of the "H" holding symbol, under file OZ 02/052 W4, Aly Elsharkaway, 3634 and 3638 Cawthra Road be adopted and that the Planning and Building Department bring forward the necessary by-law for Council's passage.

OZ 02/052 W4

PDC-0002-2009

That the Report dated December 9, 2008, from the Commissioner of Planning and Building, outlining the details of the development proposed for Part of Lot 19, Concession 2, N.D.S., by AMACON Development (City Centre) Corp., be received for information.

HOZ 06/008 W4

PDC-0003-2009

That the Report dated December 9, 2008 from the Commissioner of Planning and Building recommending approval of the Payment-in-Lieu of Off-Street Parking (PIL) application under file FA.31 08/002 W1, 2127557 Ontario Inc., 40 Lakeshore Road East, northwest corner of Lakeshore Road East and Stavebank Road, be adopted in accordance with the following for "Lump Sum" agreements:

1. That the sum of \$43,080.00 be approved as the amount for the payment in lieu of eight (8) off-street parking spaces and that the owner/occupant enter into an agreement with the City of Mississauga for the payment of the full amount owing in a single, lump sum payment.
2. That City Council enact a by-law under Section 40 of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, to authorize the execution of the PIL agreement with 2127557 Ontario Inc. for the expansion of the existing restaurant into the abutting unit and for a 19.7 m² (212.1 sq. ft.) addition at the rear of the building.
3. That the execution of the PIL agreement and payment must be finalized within 90 days of the Council approval of the PIL application. If the proposed PIL agreement is not executed by both parties within 90 days of Council approval, and/or the PIL payment is not made within 90 days of Council approval then the approval will lapse and a new PIL application along with the application fee will be required.

FA.31 08/002 W1

PDC-0004-2009

That the Corporate Report dated December 9, 2008 from the Commissioner of Planning and Building with respect to the "*2008 Growth Forecasts – Mississauga Plan Review*" be referred back to staff in order to provide additional information including financial impacts and other related matters, as discussed at the Planning and Development Committee Meeting on January 12, 2009.

CD.03.MIS

PDC-0005-2009

That the report titled "Proposed Regional Official Plan Amendment 14 (ROPA 14) - Daycare Facilities in Gateway District" dated December 9, 2008 from the Commissioner of Planning and Building be adopted in accordance with the following:

1. That the Region of Peel be advised that the City of Mississauga supports Regional Official Plan Amendment 14 (ROPA 14) - Daycare Facilities in Gateway District provided that it is amended to permit only work-place related daycare facilities.
2. That the Region be requested to amend ROPA 14 to include reference to the Airport Corporate District as one of the Districts for which exemptions may be granted to permit noise sensitive uses.

CD.01.REG

PDC-0006-2009

1. That the report titled "Peel Region Official Plan Review - Update" dated December 9, 2008 from the Commissioner of Planning and Building, be received for information.

2. That a Motion be prepared for Council's consideration requesting the Province grant the City of Mississauga an extension to the June 16, 2009 Growth Plan conformity deadline in order to complete the new Official Plan, and that the Region of Peel be requested to support this Resolution.

CD.21.PEE, LA.07.GTE

PDC-0007-2009

That the appeal filed by Legal Services by letter, as outlined in the Corporate Report dated December 9, 2008 from the Commissioner of Planning and Building, with respect to the decision of the Committee of Adjustment under file 'A' 403/08 W11, Christine Murphy, granted on November 20, 2008, regarding the property at 11 Barry Avenue, be discontinued. 'A' 403/08 W11

PDC-0008-2009

That the Report dated December 9, 2008 from the Commissioner of Planning and Building regarding the application to change the Zoning from "O" (Office) to "O-Exception" (Office - Exception) in By-law 0225-2007, to delete the 60 m (196.8 ft.) minimum separation distance requirement for restaurants from the lot line of a Residential Zone and to permit a maximum of 22% of the gross floor area for accessory retail uses, previously permitted under By-law 5500, under file BL.09-COM W7, 3050 Confederation Parkway, Ole Miss Place Inc., be received for information, and notwithstanding planning protocol, that the supplementary report be brought directly to a future Council meeting.

BL.09-COM W7

PDC-0009-2009

That the Report dated December 9, 2008 from the Commissioner of Planning and Building regarding the application to change the Zoning from "C3" (General Commercial) to "C3-Exception" (General Commercial - Exception) in By-law 0225-2007, to delete the 60 m (196.8 ft.) minimum separation distance requirement for restaurants from the lot line of a Residential Zone, previously permitted under By-law 5500, under file BL.09-COM W6, 1151 Dundas Street West, Paula Dale Ltd., be received for information.

BL.09-COM W6

PDC-0010-2009

That the Report dated December 9, 2008, from the Commissioner of Planning and Building regarding the application to amend the Official Plan from "Residential - High Density I, Special Site 12" to "Residential - High Density I, Special Site 12", amended, and to change the Zoning from "RA3-28" (Apartment Dwellings - Exception) to "RA3-28" (Apartment Dwellings - Exception), amended, in By-law 0225-2007, to permit a maximum floor space index (FSI) of 1.77; and to amend the Official Plan from "Public Open Space" to "Residential - High Density I, Special Site 12", amended, and to change the Zoning from "OS1" (Open Space) to "RA3-28" (Apartment Dwellings - Exception), amended, in By-law 0225-2007, to delete the Open Space block and permit a walkway to be accommodated through an easement on the RA3-28 lands, under file BL.09-COM W6, southwest corner of Eglinton Avenue West and Creditview Road, Wintor Equities Inc., be received for information.

BL.09-COM W6

PDC-0011-2009

1. That the Report dated December 9, 2008, from the Commissioner of Planning and Building regarding the applications to amend the Official Plan and Zoning By-law, under files OZ 07/024 W5 and OZ 07/025 W5, to permit the development of the lands for a multi-use residential, commercial and office development, in conjunction with parkland uses, as detailed within the staff report, and for a proposed Draft Plan of Subdivision under files T-M07005 W5 and T-M07006 W5 to accommodate approximately 3,883 dwelling units, Pinnacle International (Ontario) Limited, Part of Lot 1, Concession 1, W.H.S., northwest quadrant of Hurontario Street and Eglinton Avenue West, be received for information.
2. That the petition from residents of Salishan Circle, Ceremonial Drive and Nishga Court stating their opposition to the proposed Official Plan Amendment, Rezoning and Draft Plan of Subdivision Applications for the northwest quadrant of Hurontario Street and Eglinton Avenue West under files OZ 07/024 W5, OZ 07/025 W5, T-M07005 W5 and T-M07006 W5, be received.
3. That the e-mail dated January 12, 2009 from Jim Lethbridge of Lethbridge & Lawson Inc. on behalf of his client The Elia Corporation, outlining their concerns regarding the proposed development at the northwest quadrant of Hurontario Street and Eglinton Avenue West, be received.

OZ 07/024 W5, OZ 07/025 W5, T-M07005 W5, T-M07006 W5

**(d) Mississauga Cycling Advisory Committee
Report 1– 2009 dated January 13, 2009
Recommendations MCAC-0001-2009 to MCAC-0003-2009
Approved – Resolution 0001-2009
MG.25**

Councillor Pat Mullin advised that a presentation regarding the Hurontario Main Street Study was made to the Mississauga Cycling Advisory Committee and that it was well received. She noted that the Committee did provide comments on how cycling could be incorporated along Hurontario Street, instead of rerouting it to Confederation Parkway. She advised that the Committee does not want to miss an opportunity to implement cycling initiatives along Hurontario Street. Councillor Mullin noted that staff would return to Committee after further public consultation has been conducted.

Mr. Martin Powell, Commissioner of Transportation & Works advised that staff will consider the comments made by Committee, however the issue of whether there is enough right of way on the street and whether there are existing parallel routes for cyclists must be taken into consideration.

Subsequently, Councillor Mullin moved approval of the MCAC report as presented.

MCAC-0001-2009

That the Power Point presentation by Matthew Williams, Project Leader, Hurontario Corridor with respect to the Hurontario/Main Street Study be received and referred to the Promotions & Communications Subcommittee of the Mississauga Cycling Advisory Committee to articulate the committee's comments with respect to the inclusion of cycling as one of the modes of transportation and specific details of how cycling could be incorporated on the Hurontario St. right-of-way and that these comments be forwarded to Mr. Williams for consideration in the Directions Report.

MG.25

MCAC-0002-2009

That the memorandum dated January 6, 2009 from Laura Piette, Acting Director, Planning, Development and Business Services and Wendy Alexander, Director, Transportation and Infrastructure Planning with respect to the 2008 Cycling Facility Accomplishments and the Proposed 2009 and 2010 Cycling Facility Work Plan be received and referred to the Network & Technical Subcommittee of the Cycling Advisory Committee to review and provide comments to staff.

MG.25

MCAC-0003-2009

That Craig Laferriere, citizen member of the Mississauga Cycling Advisory Committee, be authorized to attend the Ontario Cycle Tourism Forum in Toronto, January 23, 2009 and that an amount of \$300.00 be allocated in the 2009 Mississauga Cycling Advisory Committee budget to cover the cost of expenses to attend this event.

MG.25

- (e) Extracts of the public meetings held by the Planning and Development Committee on January 12, 2009:
 - (i) Ole Miss Place Inc.
Rezoning Application
BL.09-COM W7
 - (ii) Paula Dale Ltd.
Rezoning Application
BL.09.COM W6
 - (iii) Wintor Equities Inc.
Proposed Official Plan Amendment and Proposed Amendment to
Zoning By-law 0225-2007
BL.09-COM W6

- (iv) Pinnacle International (Ontario) Limited
Official Plan Amendment, Rezoning and Draft Plan of Subdivision
Applications
OZ 07/024 W5, OZ 07/025 W5, T-M07005 W5, T-M07006 W5

Received
MG.01

- (f) **Accessibility Advisory Committee**
Report 1– 2009 dated January 19, 2009
Recommendations AAC-0001-2009 to AAC-0008-2009
Approved – Resolution 0001-2009
MG.26

AAC-0001-2009

That the DVD presentation by Dawn Wilson, Activity Coordinator for the Next Step to Active Living, to the Accessibility Advisory Committee, at its meeting on January 19, 2009, regarding the Next Step to Active Living program, be received for information.

RA.08.NEX

AAC-0002-2009

1. That the deputation by Steven Viera, resident of Mississauga, to the Accessibility Advisory Committee, at its meeting on January 19, 2009, regarding snow removal on City sidewalks and bus stops, be received for information.
2. That the Chair of the Accessibility Advisory Committee forward a letter articulating a summary of concerns of the Accessibility Advisory Committee to the Budget Committee regarding snow removal on City sidewalks.

RT.20

AAC-0003-2009

That the memorandum dated January 6, 2009 from Diana Simpson, Accessibility Coordinator enclosing the draft City of Mississauga Accessibility Plan: 2008 Annual Report – 2009 Initiatives, be received and that the Accessibility Advisory Committee supports the draft City of Mississauga Accessibility Plan: 2008 Annual Report – 2009 Initiatives.

MG.26

AAC-0004-2009

That the memorandum dated January 7, 2009 from Alana Tyers, Transit Planner Service Development enclosing the Mississauga Transit Accessibility Plan: December 2008 Update, be received for information.

TS.14.ACC

AAC-0005-2009

1. That the letter from Association of Municipalities of Ontario to the Honourable Madeleine Meilleur dated December 17, 2008 regarding the regulation of the remaining *Accessibility for Ontarians with Disabilities Act, 2005* Standards, be received for information.

2. That the communication from the Accessibility Directorate of Ontario dated December 8, 2008 advising of an extension of Public Review Period for the Information and Communications Standard to February 6, 2009, be received for information.

3. That the communiqués and verbal updates to the Accessibility Advisory Committee at its meeting on January 19, 2009, regarding the Standards Development Committees under the *Accessibility for Ontarians with Disabilities Act, 2005*, be received for information.

CS.12.DIS / TS.14.ACC

AAC-0006-2009

1. That the preliminary site plan and floor plans for the proposed Fire Station 116/Regional Paramedic Reporting Station at 6825 Tomken Road as presented by Mr. Chris Kubbinga, Architect of Thomas Brown Architects Inc., to the Facility Accessibility Design Subcommittee at its meeting on December 11, 2008, be received for information.

2. That the Accessibility Advisory Committee at its meeting on January 19, 2009 supports the suggestions contained in the Facility Accessibility Design Subcommittee Report dated December 11, 2008.

MG.26.FAC

AAC-0007-2009

That the Pending Work Plan Items Report dated January 19, 2009 on the status of items emanating out of previous Accessibility Advisory Committee meetings, be received for information.

MG.26

AAC-0008-2009

That the following items, presented to the Accessibility Advisory Committee at its meeting on January 19, 2009, be received for information:

1. The Star article titled "Airlines Lose Seat Appeal" dated November 20, 2008.

2. Coalition Connector dated December 5, 2008 from the Coalition for Persons with Disabilities.

MG.26

10. UNFINISHED BUSINESS - Nil

11. PETITIONS

P-1 Petition - Closure of Walkway – Astrella Crescent

Petition requesting closure of a walkway on Astrella Crescent and request for more police presence.

Referred to the Transportation and Works Department for Appropriate Action
Deputation 6(b) / Public Question Period 7(a)

RT.06.Ast (W6)

P-2 Petition – Snow Clearing – Westerly sidewalk along Dixie Road towards the Dixie Mall

Petition from the area residents of Fairways Condominium, requesting priority clearing of the westerly sidewalk along Dixie Road towards the Dixie Mall.

Referred to the Transportation and Works Department for Appropriate Action RT.20 (W1)

P-3 Petition – Request for Extension of Service Hours for Transit Route 10

Petition from area residents in Ward 10 requesting for Extension of Service Hours for Transit Route 10.

Referred to the Transportation and Works Department (Mississauga Transit) for Appropriate Action TS.01.Bus (W10)

12. CORRESPONDENCE

(a) **Information Items I-1 – I-31**

I-1 MPAC - Current Value Interpretation

Letter dated December 12, 2008 from Debbie Zimmerman, Chair of Municipal Property Assessment Corporation Board of Directors in regard to the interpretation issue surrounding "current value" in the *Municipal Act* fundamental to the property assessment system in Ontario.

Councillor Carolyn Parrish expressed concern that perhaps Premier Dalton McGuinty incorrectly interpreted Municipalities' role with regard to property assessment. Councillor Parrish explained that that Municipalities do not have jurisdiction to adjust property evaluations and will look to the Province in this regard.

Mayor McCallion expressed extreme concern for the impact potential of this appeal on the City of Mississauga. Mayor McCallion inquired to staff if they have a report which estimates the potential cost the City of Mississauga may incur until the Assessment Review Board issues a decision. Mayor McCallion expressed support of Councillor Parrish's comments regarding the province's role in this issue. Brenda Breault, Commissioner of Corporate Services and Treasurer advised that Council considered an In Camera report from Legal Service in March 2008 which resulted in Council passing of a resolution requesting the Province take action. Ms. Breault also mentioned that although staff received current assessment values, staff is uncertain of the potential impact on the City of Mississauga.

Mary Ellen Bench, City Solicitor explained the Appeal process of the Assessment Review Board and that the appeal is awaiting a court date and Legal Services will continue to follow this appeal very closely.

Ms. Bench advised that MPAC is satisfied with the Resolution passed by Mississauga Council in March, 2008 and no further Resolution is requested. Mayor McCallion suggested that Ms. Bench survey the Association of Municipalities of Ontario and other large Municipalities who may be affected by this issue and report back. Mayor McCallion requested that the City Manager ensure that this matter is placed on the next Mayor's of Ontario agenda.

Received/Referred to Legal Services & Revenue Divisions

FA.05.MUN

I-2 MMAH - Retail Business Holidays Act

Letter dated December 17, 2008 from Jim Watson, Minister of Municipal Affairs and Housing in response to a letter from Mayor Hazel McCallion in regard to the *Retail Business Holidays Act*.

Councillor Carolyn Parrish extended resounding successes to Mayor McCallion in regard to the Family Day issue and assured that Square One merchants and those who brought this issue to Council's attention were well served by the Mayor.

Received

LA.07.FAM

I-3 MHLTC - International Medical Graduates

Letter dated December 19, 2008 from David Caplan, Minister of Health and Long Term Care in response to a letter from Mayor Hazel McCallion regarding International Medical Graduates.

Received

CS.01

I-4 Local Government Week

Letter dated December 19, 2008 from Jim Watson, Minister of Municipal Affairs and Housing, Raymond D. Callery, President of the Association of Municipal Managers, Clerks and Treasurers of Ontario, and Peter Hume, President of the Association of Municipalities of Ontario acknowledging the participation of The Corporation of the City of Mississauga in Local Government Week.

Received
PR.11

I-5 Regional Council Budget Meetings - January 14 and 15, 2009

Letter dated December 18, 2008 from the Jeff Payne, Deputy Clerk and Acting Director of Clerk's, Region of Peel regarding Region of Peel Council resolution 2008-3 passed on December 11, 2008 regarding the scheduling of Budget and General Committee meetings for January and February, 2009.

Received
LA.09. PEE

I-6 City of Carlington - Lottery Licensing – Request for Process Streamlining

Letter dated December 9, 2008 from C. Anne Greentree, Deputy Clerk, City of Carlington to the Alcohol and Gaming Commission of Ontario in regard to expediting its Modernization of Charitable Gaming Project respecting Break open Tickets and Raffles.

Received/Referred to Enforcement Division
LA.09

I-7 Resident - Credit Heights Watermain Replacement

Letter dated December 22, 2008 from D. M. Adams, resident, to the President of London Excavators & Trucking Ltd. to commend the work of their crew on the above project.

Received
PR.11

I-8 MPAC - 2008 Assessment Update

Letter dated December 15, 2008 from Debbie Zimmerman, Chair of Municipal Property Assessment Corporation Board of Directors providing an

update regarding Municipal Property Assessment Corporation's 2008 Assessments.

Received/Referred to Revenue and Finance Divisions
FA.09

I-9 Resident - Request to Regulate Cage-Free Eggs

Communication dated December 13, 2008 from Lory Ghezzi, resident, requesting Mississauga Council to regulate cage-free eggs.

Received
BL.04.ANI

I-10 City of Vaughan - Cosmetic Pesticides Ban Act - Draft Regulations

Letter dated December 12, 2008 from Jeffrey A. Abrams, City Clerk, City of Vaughan in regard to its comments with respect to the *Cosmetic Pesticides Ban* act draft regulations.

Received/Referred to Environmental Advisory Committee
LA.07.PES

I-11 AMO - Public Review Period - Draft Information and Communication Standard

Communication dated December 10, 2008 from the Association of Municipalities of Ontario in regard to the extension to February 6, 2009 of the Public Review Period for the draft Information and Communications Standard.

Received/Referred to Accessibility Coordinator, Facilities & Property Management Division
CS.12.CUS

I-12 Town of Caledon - Health Care Funding Inequities in Ontario

Letter dated December 16, 2008 from the Debbie Thompson, Legislative Services Supervisor/Deputy Clerk, Town of Caledon in regard to its resolution requesting the Government of Ontario to implement hospital growth funding and a health care and social services growth plan.

Received/Referred to City Manager
CS.01 / LA.09.CAL

I-13 Resident - Closure of a Walkway between Haig Boulevard and Myron Drive

Communication dated December 17, 2008 from Brad McBurney, resident, in regard to the closure of a City walkway running between Haig Boulevard and Myron Drive to Dixie Outlet Mall.

Received/Referred to Transportation & Works Department
BL.08.PRO

I-14 AMO - Federal Gas Tax - Four Year Funding

Communication dated December 23, 2008 from the Association of Municipalities of Ontario in regard to the Federal Gas Tax Funding announced for 2010 to 2014.

Received/Referred to Finance Division
FA.05.GAS

I-15 City of Kingston - Reduce Waste: Christmas Wrapping Paper

Letter dated January 7, 2009 from Carolyn Downs, City Clerk, City of Kingston regarding its Resolution to reduce the waste created during the holiday season.

Councillor George Carlson suggested that perhaps a reminder from the Environmental Advisory Committee could go out to the community in advance of Christmas this year.

Received/Referred to Environmental Advisory Committee
EC.04

I-16 Bonfield and East Ferris Townships – Request for Financial Assistance

Letter from Narry McCarthy, Mayor, Township of Bonfield and William Vrebosch, Mayor, Township of East Ferris seeking financial assistance for its residents who suffered damages from a flood in August, 2008.

Received
LA.09

I-17 United Counties of Stormont, Dundas & Glengarry – Funeral Expenses Funding

Communication from Helen Thomson, Clerk, United Counties of Stormont, Dundas and Glengarry regarding its Resolution requesting that the Ministry of

Community and Social Services review and adjust funding for funeral expenses.

Received/Referred to the Region of Peel
LA.09

I-18 MMAH - Social Housing in Ontario

Letter dated January 7, 2009 from Jim Watson, Minister of Municipal Affairs and Housing in response to a letter from Mayor McCallion regarding social housing in Ontario.

Received/Referred to the Region of Peel
CS.03

I-19 Roy Ivor Bird Sanctuary

Letter dated January 7, 2009 from Donald Barber, Chair of the Cawthra Ratepayers' and Residents' Association and President of the Friends of the Cawthra Bush & Greater Mississauga Area in regard to the preservation of the Roy Ivor Bird Sanctuary.

Received/Referred to Community Services Department, Realty Services Division, and Transportation & Works Department
PO.10.MIS

I-20 Dufferin-Peel Catholic DSB - Closure of Blessed Trinity Catholic School

Communication from John P. Melito, Superintendent of Planning & Operations, Dufferin-Peel Catholic District School Board in regard to the approval of the closure of Blessed Trinity Catholic School and redirection of those students to St. Rose of Lima Catholic School.

Received/Referred to Planning & Building Department
CD.12.SCH

I-21 AMO - Annual Audit Statement

Communication dated January 5, 2009 from the Association of Municipalities of Ontario regarding the Annual Audit Statement in which the Federal Gas Tax and Federal Public Transit Funds are discussed.

Received/Referred to Finance Division
FA.05.GAS

I-22 Funding for Mississauga's Public Library System

Letter dated January 5, 2009 from the Aileen Carroll, Minister of Culture in response to a letter from Mayor McCallion in regard to funding for public libraries in Mississauga.

Councillor Carolyn Parrish suggested Madame Minister's response is unacceptable and that Council revisit the funding formula with the Minister.

Councillor Eve Adams advised that she recently met with MPP Amrit Mangat who expressed concern regarding the funding formula for libraries.

Councillor Maja Prentice suggested that in the event that Council revisits the issue of libraries with the Minister, to clearly outline what Council has had to curtail as a result of budget cutbacks.

Received/Referred to Library Section, Community Services Department
FA.05

I-23 TRCA - Meeting Schedule 2009-2010

Report dated November 28, 2008 from Brian Denney, Chief Administrative Officer, Toronto and Region Conservation Authority in regard to its meeting schedule for 2009-2010.

Received
MG.11.TRC

I-24 AMO – Accessibility Standards Review

Letter dated December 17, 2008 from Peter Hume, President, Association of Municipalities of Ontario to the Minister of Community and Social Services requesting that the Regulation of the remaining Standards (Employment, Information & Communications & Transportation) be passed at the same time as the Built Environment Standard.

Received/Referred to Accessibility Coordinator, Facilities & Property Management Division
MG.11.ACC

I-25 AMO - Immigration in Ontario

Communication dated December 10, 2008 from the Association of Municipalities of Ontario in regard to a paper "*Putting out the Welcome Mat: Why Immigration Matters to Ontario's Municipalities*".

Received/Referred to City Manager
CD.15.MIS

I-26 AMO – Ontario Municipal Partnership Fund Notices for 2009

Communication dated December 16, 2008 from the Association of Municipalities of Ontario in regard to the Ontario Municipal Partnership Fund final allocations for 2009.

Received/Referred to Finance Division
FA.05.PRO

I-27 AMO - Pre-Budget Submission

Communication dated January 12, 2009 from the Association of Municipalities of Ontario in regard to the Pre-Budget Submission to the standing Committee on Finance and Economic Affairs and Finance Minister Dwight Duncan which calls for increased infrastructure investment.

Received/Referred to Finance Division
FA.05.INF

I-28 Resident - Proposed Zoning By-Law Amendments: Lodging Houses

Letter dated December 10, 2008 from Dominic Luciano, resident, in regard to the proposed zoning by-law amendment which will create student lodging houses within his local area.

Received/Referred to Planning & Building Department
BL.09.ROO

I-29 Resident - Written Submissions

Written submissions dated January 12, 2009 to the Planning & Development Committee in regard to property located within the Northwest quadrant of Hurontario Street and Eglinton Avenue West owned by Pinnacle International (Ontario) Limited.

Received/Referred to Planning & Building Department
OZ 07/024, OZ 07/025, T-M07005, T-M07006 W5

I-30 Halton Hills - Comprehensive Zoning By-Law

Letter dated January 12, 2009 from the Tara Buonpensiero, Planner – Policy, Town of Halton Hills in regard to its Draft Comprehensive Zoning By-Law.

Received/Referred to Planning & Building Department
CD.17.HAL

I-31 Resident - Lower Driveway Boulevard Parking Hartfield Grove

Letter dated January 20, 2009 from David Fisher, resident, in regard to Corporate Report R-6 respecting lower driveway boulevard parking on Hartfield Grove in Ward 3.

Received/Referred to Planning & Building Department
RT.17 / BL.02.TRA W3

(b) Direction Items - Nil**13. RESOLUTIONS**

0001-2009 Moved by: George Carlson Seconded by: Pat Saito

That recommendations EAC-0071-2008 to EAC-0079-2008 inclusive as contained in the Environmental Committee Report 9-2008 dated December 9, 2008 be approved as amended in EAC-0076-2008

That recommendations TSC-0320-2008 to TSC-0324-2008 inclusive as contained in the Traffic Safety Council Report 10-2008 dated December 10, 2008 be approved as presented

That recommendations PDC-001-2009 to PDC-0011-2009 inclusive as contained in the Planning and Development Committee Report 1-2009 dated January 12, 2009 be approved as presented

That recommendations MCAC-0001-2009 to MCAC-0003-2009 inclusive as contained in the Mississauga Cycling Advisory Committee Report 1-2009 dated January 13, 2009 be approved as presented

That recommendations AAC-0001-2009 to AAC-0008-2009 inclusive as contained in the Mississauga Accessibility Advisory Committee Report 1-2009 dated January 19, 2009 be approved as presented

Carried
MG.01

Councillor Carolyn Parrish moved that the following paragraphs be deleted from the motion presented to Council and that the session be held in public session of this meeting under Agenda Item 15. Other Business:

~~And further that a portion of this Council meeting be closed to the public under Section 239 (3.1) for:~~

~~(vi) Education Session dealing with the Civic Square/Library Square Redevelopment~~

~~(vii) Education Session dealing with the design of Park 471 (park adjacent to the Daniel's One Park Tower)~~

0002-2009 Moved by: Pat Saito Seconded by: George Carlson

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 21, 2009 to deal with:

- (i) Litigation - Kraft Canada Inc. – Appeal of Official Plan Amendment 49 and Zoning By-law 0225-2007 to Ontario Municipal Board – Case Nos. PL061100 and PL 070625 (Ward 11)
- (ii) Labour Relations – Memorandum of Settlement – City of Mississauga Canadian Union of Public Employees (CUPE), Local 66
- (iii) Personal Matters about identifiable individuals, including municipal or local board employees – Citizen Appointments to the 2009 Canada Day Celebration Committee, Heritage Advisory Committee, Environmental Advisory Committee and Museums of Mississauga Advisory Committee
- (iv) Potential Litigation – Committee of Adjustment matter - "A" 387/08 Samira and Adel Nashaat, 1274 Foxglove Place (Ward 6) - Variance Application
- (v) Potential Litigation – Committee of Adjustment matter - "A" 426/08 Bisnauth Liladhar, 7476 Discus Crescent (Ward 5) - Variance Application

Carried/Amended
MG.20

0003-2009 Moved by: Frank Dale Seconded by: Carmen Corbasson

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing of Ivana Corvino on December 27, 2008 following a lengthy illness,

AND WHEREAS Ivana began her career in the City of Mississauga on July 7, 1975 and worked in a number of areas of the City during her career, most recently as a Court Administration Clerk at the POA office,

AND WHEREAS Ivana was also a recipient of the Ray Foster Award for her involvement with the United Way,

AND WHEREAS Ivana was a tremendously bubbly, enthusiastic individual who saw the bright side in every situation and will be missed by all that worked with her,

NOW THEREFORE BE IT RESOLVED THAT sincere condolences be extended on behalf of Council and staff to the family of Ivana Corvino.

Carried
PR.04

0004-2009 Moved by: Nando Iannicca Seconded by: Katie Mahoney

That the recommended apportionment of taxes and payments set out in Appendix 1 of the Report dated January 7, 2009 from the Commissioner of Corporate Services & Treasurer be approved.

Carried
Corporate Report R-1
FA.13.MUN

0005-2009 Moved by: Carmen Corbasson Seconded by: Pat Mullin

That the following Corporate Policies and Procedures be declared obsolete:
Reserves and Reserve Funds (04-06-06)
Heritage Inventory (09-04-02)

Carried
Corporate Report R-2
CA.24.OBS

0006-2009 Moved by: Carmen Corbasson Seconded by: Pat Mullin

1. That Corporate Policy No. 05-01-01 entitled Private Buildings on Public Lands, which was approved on May 21, 1974, be rescinded.
2. That Corporate Policy No. 05-01-05 entitled Renting City Property, which was approved through Recommendation GC-178-92, be rescinded.

Carried
Corporate Report R-3
CA.11.DEL

0007-2009 Moved by: Carolyn Parrish Seconded by: Frank Dale

1. That staff be authorized to seek standing through Legislative Committee once Bill 87 proceeds to Public Hearings.
2. That staff be directed to advertise for 6 appointments to the Public Vehicle Advisory Committee (PVAC) in accordance with the City of Mississauga's Policy on Citizen Appointments to Committees, Boards and Authorities, for citizens representing or interested in the towing industry;
3. That Councillors Corbasson and Iannicca form the Nominating Committee to review and interview the applicants, and make recommendations regarding appointments to Council;
4. And that staff work with Councillors Corbasson and Iannicca to prepare recommended amendments to the PVAC Terms of Reference to create a towing industry sub-committee of the PVAC.

Carried/Amended
Corporate Report R-4
BL.09.TOW

0008-2009 Moved by: Carolyn Parrish Seconded by: Frank Dale

That the report dated January 13, 2009 from the Commissioner of Transportation and Works with respect to a review of Tow Truck Licensing and related storage issues, be referred to the first meeting of the Public Vehicle Advisory Sub-Committee on the towing industry, for consideration.

Carried/Amended
Corporate Report R-5
BL.09.TOW

0009-2009 Moved by: Maja Prentice Seconded by: Frank Dale

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on both sides of Hartfield Grove between Bough Beeches Boulevard (north intersection) and Bough Beeches Boulevard (south intersection).

Carried
Corporate Report R-6
BL.02.TRA / RT.17 (W3)

0010-2009 Moved by: Maja Prentice Seconded by: Frank Dale

1. That a by-law be enacted to amend By-law 555-2000, as amended, to remove the parking prohibition on the west side of Constitution Boulevard between Dundas Street and Flagship Drive.

2. That a by-law be enacted to amend By-law 555-2000, as amended, to implement a parking prohibition on the west side of Constitution Boulevard between Dundas Street and Homeric Drive.

Carried
Corporate Report R-7
BL.02.TRA / RT.17 (W3)

0011-2009 Moved by: George Carlson Seconded by: Pat Saito

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all-way stop control at the intersection of Aspen Avenue and Innisdale Road.

Carried
Corporate Report R-8
BL.02.TRA (W9)

0012-2009 Moved by: Katie Mahoney Seconded by: Pat Saito

1. That a by-law be enacted authorizing the closure of part of the road allowance at the north east corner of Springbank Road and Ifield Road legally described as Part of Block J, Plan M-184, City of Mississauga, Regional Municipality of Peel and designated as Parts 4, 5, 6, 7, 8 and 9 on Reference Plan 43R-32178 (see Appendix 1), established as public highway by County of Peel By-law 2205, in Ward 8.

2. That a portion of the City lands at the north east corner of Springbank Road and Ifield Road, composed of 189.7 square metres (2,041.9 square feet), be declared surplus to the City's requirements, subject to Council approval for the road closure of Parts 4, 5, 6, 7, 8 and 9 on Reference Plan 43R-32178. The lands to be declared surplus are legally described as Part of Blocks D, I and J on Plan M-184, City of Mississauga, Regional Municipality of Peel and designated as Parts 1, 2, 5, 6 and 9 on Reference Plan 43R-32178 (see Appendix 2), in Ward 8.

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

4. That Recommendation GC-0057-2008 be rescinded.

Carried
Corporate Report R-11
PO.11.IFI (W8)

0013-2009

Moved by: Frank Dale

Seconded by: Carmen Corbasson

That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk to execute an Agreement of Purchase and Sale, and all documents ancillary thereto, between 272139 Ontario Limited, as Vendor, and The Corporation of the City of Mississauga, as Purchaser, for the conveyance of a strip of land measuring approximately 0.248 acres (0.1 hectare), part of which currently forms part of Central Parkway East. The purchase price is Twenty Thousand Dollars (\$20,000.00).

The subject lands are legally described as part of Block U, Plan M-143, described as Part 2, on Reference Plan 43R-12197, part of Block U lying east of Part 2 on Reference Plan 43R-12197, and part of Block U lying west of Part 2 on Reference Plan 43R-12197, in the City of Mississauga Regional Municipality of Peel, in Ward 4.

The subject property consists of a section of Central Parkway East located in between Rathburn Road East to the south, Highway 403 to the north and, strips of lands immediately to the east and west thereof.

Carried
Corporate Report R-12
PO.10.CEN (W4)

0014-2009 Moved by: Carmen Corbasson Seconded by: Pat Mullin

1. That the Port Credit BIA be authorized to include City lands located at the north east corner of Lakeshore Road East and Elmwood Avenue, being a parking lot, in a minor variance submission to permit a farmers' market. The City lands, containing an area of approximately 1,747 square metres (18,800 square feet) are legally described as Lots 79, 80 and 81, Plan F12, in the City of Mississauga (Ward 1).

2. That the Manager of Realty Services be authorized to sign an Appointment and Authorization of Agent form and, any other documents required in association with the minor variance application to be submitted by the Port Credit BIA, for the City-owned lands legally described as Lots 79, 80 and 81, Plan F12, in the City of Mississauga, Regional Municipality of Peel, in Ward 1.

Carried
Corporate Report R-13
PO.13.LAK (W1)

0015-2009 Moved by: Nando Iannicca Seconded by: Katie Mahoney

1. That a by-law be enacted to provide for a 2009 interim tax levy for properties on the regular instalment plan.

2. That the 2009 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties which 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 8, 2009 from the Commissioner of Corporate Services and Treasurer and the current year's assessment.

4. That the 2009 interim levy for residential properties on the regular instalment plan be payable in three (3) instalments on March 5th, April 2nd, and May 7th, 2009.

5. That the 2009 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one (1) instalment on March 5th, 2009.

Carried
Corporate Report R-14
FA.08.TAX

0016-2009 Moved by: Carmen Corbasson Seconded by: Pat Mullin

1. That the 2007 and 2008 New Construction final tax rates set out in Appendix 1 and 2 to the report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer be approved and the necessary by-laws be enacted.

2. That the 2007 and 2008 New Construction tax rates for the Clarkson, Port Credit and Streetsville Business Improvement Areas, set out in Appendix 3, 4, 5, 6, 7 and 8 to the report dated January 8, 2009 from the Commissioner of Corporate Services and Treasurer be approved and the necessary by-laws be enacted.

Carried
Corporate Report R-15
FA.08

0017-2009 Moved by: Pat Saito Seconded by: Katie Mahoney

1. That the report dated January 12, 2009 from the Commissioner of Corporate Services & Treasurer on the status of the Call Centre Consolidation and 3-1-1 Implementation be received for information.

2. That the proposed 3-1-1 Service Delivery Model, which provides Mississauga citizens, businesses and visitors telephone access to municipal information and services provided by the City of Mississauga and the Region of Peel when 3-1-1 is dialled, be approved in principle.

3. That staff be authorized to proceed with the required negotiations with the Canadian Radio-television Telecommunications Commission (CRTC), with the cooperation of the Region of Peel, for a soft launch of Mississauga 3-1-1 as early as May 2009 followed by an official launch of Mississauga 3-1-1 in the fall of 2009.

4. That staff be authorized to negotiate the required agreements for 3-1-1 Enhanced Routing with the surrounding municipalities including the City of Brampton, Town of Caledon, Region of Halton and City of Toronto and that staff be required to obtain Council approval of all required agreements prior to the soft launch of 3-1-1.

Carried
Corporate Report R-16
CS.19.311

0018-2009 Moved by: Pat Mullin

Seconded by: Carmen Corbasson

That the Report dated December 22, 2008, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/018 W2, Nasir Hamid Choudhry and Yasmin Nasir Choudhry, 1261 Southdown Road, east side of Southdown Road, south of Truscott Drive, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Residential Low Density II" to "Residential Low Density II - Special Site" to permit offices, excluding medical and real estate offices, in addition to the uses permitted, be approved.
2. That the application to change the Zoning from "R3 - 1" (Detached Dwelling) to "R3 - Exception" (Detached Dwelling, Day Care, and Office) to permit day care and office uses in a proposed two storey building be approved in accordance with the zoning standards outlined in the Zoning Section of this report and 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.

Carried
Corporate Report R-17
OZ 07/018 (W2)

Paul Mitcham, Commissioner for Community Services advised this project is at the tender stage and Councillor Carolyn Parrish inquired whether the matter could be referred to the Environmental Advisory Committee in regard to concerns about bottled water. Commissioner Mitcham indicated that he would consult with staff and report back to Council. Mayor McCallion requested that staff consult with other municipalities and report back.

Janice Baker, City Manager and Chief Administrative Officer advised Council that the Leadership Team considered a report regarding the use of water bottles and explained that there are a number of considerations with bottle water use within City facilities.

0019-2009 Moved by: Katie Mahoney Seconded by: Pat Saito

That Contract No. 46-2754 with Pepsi Cola Canada for the supply and delivery of soft drink beverages and equipment be extended until June 30, 2009 at an additional upset limit of \$125,000 as a Materiel Management extension of contract as authorized by subsection 18(4)(i) of the Purchasing By-law in order to permit the completion of the procurement process.

Carried
Corporate Report R-18
FA.49.499-08

0020-2009 Moved by: Pat Mullin Seconded by: Carmen Corbasson

WHEREAS, the Mississauga Official Plan is required to conform to the Provincial Policy Statement, March 2005;

AND WHEREAS, Bill 136 of the Places to Grow Act, 2005 requires that official plans be amended to conform with Places to Grow – The Growth Plan for the Greater Golden Horseshoe (Growth Plan) within three years of the day the Growth Plan comes into effect;

AND WHEREAS the Growth Plan came into effect on June 16, 2006;

AND WHEREAS municipalities are required to have their official plans in conformity with the Growth Plan by June 16, 2009;

AND WHEREAS Mississauga City Council, on November 12, 2008, endorsed the proposed Official Plan framework as the basis for the preparation of the new Official Plan through resolution 0271-2008;

AND WHEREAS a number of internal and external studies, which will have policy implications for the new Official Plan, are currently underway and may not be completed by June 2009;

AND WHEREAS due to the timing of the Region of Peel Official Plan Review, it will not be possible to complete the Mississauga Official Plan Review in compliance with Planning Act requirements and achieve conformity with the Region of Peel Official Plan;

AND WHEREAS commenting agencies have indicated that it is not possible for them to provide comments on the draft Official Plan within the timeframe set to proceed forward with a completed draft of the Official Plan before June 2009 and still comply with the Planning Act requirements for an open house, a statutory public meeting and the requirements for notification;

AND WHEREAS commenting agencies will require the review of a number of iterations of the draft Official Plan in order to ensure that the document and corresponding schedules are complete, accurate, reflect cross-departmental consensus and incorporate public input;

AND WHEREAS the Province of Ontario has indicated that it will consider extensions to the June 16, 2009 deadline of no more than twelve (12) months to lower-tiered municipalities who request one;

NOW THEREFORE LET IT BE RESOLVED:

That the Minister of Energy and Infrastructure be requested to grant the City of Mississauga a six-month extension to the June 16, 2009 Growth Plan conformity deadline, in order to complete the new Official Plan; and

That the Region of Peel be requested to support this resolution.

Carried

LA.07.GTE / CD.21.PEE

0021-2009

Moved by: Carmen Corbasson

Seconded by: Pat Mullin

WHEREAS the recommendation of the Corporate Report dated November 11, 2008 from the Commissioner of Transportation and Works with respect to an Acknowledgement Agreement between the City of Mississauga and Frank Camillo Mezzanotte and Suzanna Louise Tyler was approved at the General Committee meeting on December 3, 2008, resulting in recommendation GC-0888-2008;

AND WHEREAS Mr. Mezzanotte requested in writing prior to the December 10, 2008 Council meeting that the pending by-law be withdrawn;

AND WHEREAS Council withdrew the by-law and amended GC-0888-2008, to receive the Corporate Report dated November 11, 2008 from the Commissioner of Transportation and Works;

AND WHEREAS the Clerk's Office received communication dated January 16, 2009 from Mr. Frank Mezzanotte advising that he has no further objections to the matter and requesting that the by-law be re-listed on the Council agenda for approval;

NOW THEREFORE BE IT RESOLVED THAT a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Acknowledgement Agreement between Frank Camillo Mezzanotte and Suzanna Louise Tyler and The Corporation of the City of Mississauga regarding the construction of a residential addition at 1455 Elaine Trail, lands considered to be located within

the floodplain for Cooksville Creek, and pursuant to Site Plan Application SP-07/168 in Ward 1.

Carried

GC-0088-2008 / December 3, 2008

SP 07/168 (W1)

0022-2009

Moved by: Pat Saito

Seconded by: Katie Mahoney

That the Report dated January 20, 2009 from the City Solicitor titled "Motion to Release Publicly Certain Reports Considered In Camera by City Council Respecting Enersource Corporation", be received for information.

Carried

Corporate Report R-19

CS.09.ENE

Councillor Maja Prentice commented that information was provided indicating that the matter was time sensitive and indicated that she will discuss her concerns with staff following the meeting. Notwithstanding, Councillor Prentice moved the motion as presented.

0023-2009

Moved by: Maja Prentice

Seconded by: Frank Dale

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix the Corporate Seal to the Future Mutual Access Agreement between Global Village Developments Inc. and The Corporation of the City of Mississauga.

Carried

Corporate Report R-10

SP 07/188 (W3)

Mayor McCallion requested that staff comment on the term noting that it supersedes Council of the day. Jeff Jackson, Director of Revenue and Materiel Management advised that the resolution authorizes staff to issue orders on an annual basis throughout the term.

0024-2009

Moved by: Frank Dale

Seconded by: Carmen Corbasson

That the Liquor Control Board of Ontario and The Beer Store be recognized as vendors of record and that the Purchasing Agent be authorized to execute blanket order contracts annually with these vendors for the supply and delivery of beer and alcohol products, as required, for the purpose of resale at licensed City facilities, for the period commencing January 1, 2009 up to December 31, 2018.

Carried

Corporate Report R-9

FA.49.221-09

14. BY-LAWS

On a motion moved by Councillor Carolyn Parrish, By-laws B-13 and B-14 were deleted as the subject matter was referred to the Public Vehicle Advisory Committee.

Deleted By-laws B-13 and B-14
Corporate Report R-4 & R-5
Resolution 0007-2009 & 0008-2009
BL.09.TOW

0001-2009 A By-law to repeal By-law 134-83 being the Disabled Persons Parking By-law and replace it with the Accessible Parking By-law.

GC-0771-2007/ December 5, 2007
BL.08.Dis

0002-2009 A By-law to establish certain lands as part of the municipal highway system to be known as West Shore Drive, (in the vicinity of Cawthra Road and Atwater Avenue).

43M-1157 (W1)

0003-2009 A By-law to establish certain lands as part of municipal highway system to be known as Eglinton Avenue East, (in the vicinity of Hurontario Street and Eglinton Avenue East).

43R-24516 (W5)

0004-2009 A by-law to establish certain lands as part of the municipal highway system to be known as Thomas Street, (in the vicinity of Winston Churchill Boulevard and Thomas Street).

43M-1762 (W10)

0005-2009 A By-law to authorize the execution of an Agreement of Purchase and Sale between the Corporation of the City of Mississauga, as Purchaser and 272139 Ontario Limited as Vendor.

Resolution 0013-2009 / Corporate Report R-12
PO.10.Cen (W4)

- 0006-2009 A By-law to authorize the execution of a Collective Agreement between The Corporation of the City of Mississauga and The International Association of Machinists and Aerospace Workers, District Lodge No.78.
- Resolution 0284-2008/ November 12, 2008
MG.20.In / HR.14
- 0007-2009 A By-law to authorize the between execution of a Collective Agreement between The Corporation of the City of Mississauga and The United Food and Commercial Workers Canada, Local 175.
- Resolution 0248-2008/ September 24, 2008
HR.28
- 0008-2009 A By-law to authorize the execution of a Collective Agreement between The Corporation of the City of Mississauga and The Amalgamated Transit Union, Local 1572.
- Resolution 0266-2008/ October 22, 2008
HR.13
- 0009-2009 By-law to authorize the closure of a portion of Springbank Road, part of Lot 12, Range 3, Credit Indian Reserve and part of Block J, Registered Plan M-184, in the vicinity of Springbank Road and North Sheridan Way.
- Resolution 0012-2009/ Corporate Report R-11
PO.11.If1 (W8)
- 0010-2009 A By-law to authorize the Execution of a Future Mutual Access Agreement between The Corporation of the City of Mississauga and Global Village Developments Inc for part of Lot 8, Concession 2, North of Dundas Street.
- Resolution 0023-2009/ Corporate Report R-10
SP 07/188 (W3)
- 0011-2009 A By-law to authorize the executing of a Servicing Agreement, a Development Agreement and other related documents between Southlawn Developments Inc., The Corporation of the City of Mississauga, and The Regional Municipality of Peel. Southwest quadrant of Eglinton Avenue West and Mavis Road.
- Resolution 0211-2007/August 1, 2007
T-M05008 (W6)

- 0012-2009 A by-law to authorize the execution of a Payment in Lieu of Off-Street Parking Agreement between 2127557 Ontario Inc., and The Corporation of the City of Mississauga.
- PDC-0003-2009/ January 12, 2009
FA.31.Pil (W1)
- 0013-2009 A By-law to provide for the Levy and Collection of Interim Taxes for the year 2009, for properties enrolled in the Regular Instalment Plan.
- Resolution 0015-2009/ Corporate Report R-14
FA.08.Tax
- 0014-2009 A By-law to establish the tax rates for the new construction property classes for the year 2007.
- Resolution 0016-2009/ Corporate Report R-15
FA.08
- 0015-2009 A By-law to establish business improvement area rates pursuant to Section 208 of the *Municipal Act 2001* S.O. 2001, c. 25, as amended, for the new construction property classes for the 2007 taxation year.
- Resolution 0016-2009/ Corporate Report R-15
FA.08
- 0016-2009 A By-law to establish the tax rates for the new construction property classes for the year 2008.
- Resolution 0016-2009/ Corporate Report R-15
FA.08
- 0017-2009 A By-law to establish business improvement area rates pursuant to Section 208 of the *Municipal Act, 2001*, S.O. 2001, c. 25, as amended, for the new construction property classes for the 2008 taxation year.
- Resolution 0016-2009/ Corporate Report R-15
FA.08
- 0018-2009 A By-law to authorize the execution of an Acknowledgement Agreement between Frank Camillo Mezzanotte and Suzanna Louise Tyler and The Corporation of the City of Mississauga, with respect to the construction of a residential addition at 1455 Elaine Trail, lands considered to be located within the floodplain for Cooksville Creek.
- Resolution 0021-2009
SP 07/168 (W1)

0019-2009 A By-law to authorize the execution of a Collective Agreement between The Corporation of the City of Mississauga and the Canadian Union of Public Employees Local 66.

Resolution 0026-2009
HR.10

0020-2009 Confirmatory By-law.

15. OTHER BUSINESS

(i) Educational Session - Civic Square/Library Square Redevelopment

Mr. Paul Mitcham, Commissioner of Community Services provided an overview on the Library Square and the Civic Square, and noted that discussion had begun in 2006 after extensive public consultation on public spaces. Mr. Mitcham advised that the Civic Square/ Library Square redevelopment would also address infrastructure issues that have developed over time.

Mr. Kravitz, CS&P Architects appeared before Council with respect to the Civic Square and Library Square Redevelopment. Mr. Kravitz provided a brief overview of the project and commented on the original design of Civic Centre. He noted that the Library Square had originally been designed to be bordered by another building to create a square.

Mr. Kravitz noted the following areas addressed in their assessment and design concept, the level changes between both squares, areas within the current design that have not met their potential, the front entrance and access to the building, the memorial sculpture and the Art Gallery of Mississauga.

Mr. Kravitz pointed out that City Centre Drive that separates the squares but, could be modified to make the Civic and Library Square appear as one space, by a reduction of lanes, taking the current street parking out, and altering the road markings. Mr. Kravitz further proposed to create the square with a gentle slope and to green it. Mr. Kravitz suggested improvements on how to open up the square, which would included opening both the Jubilee Gardens and the Amphitheatre to flow onto the main section of the Civic Square.

Mr. Kravitz provided an overview of the major components of the design concept which included a planting of trees, a food pavilion, a redefined main entrance, a larger skating rink, an extension of the Art Gallery, a grand lawn, a media wall, a wedding chapel within the Jubilee gardens the and resurfacing of City Centre Drive to create one space. He described how each component would improve the current square, and showed slides of the proposed design.

Mr. Kravitz identified the following areas proposed for infrastructure renewal, rink water proofing, fountain equipment, replacing garage roof slabs, waterproofing drains and repair concrete structures.

Mayor McCallion thanked Mr. Kravitz for his presentation and commented that it is an exciting plan. She pointed out that the space allocated to the Art Gallery had been a temporary location, and to keep it in that location had not been in the original plan.

Councillor Iannicca expressed support for the proposed plan. He suggested that the redevelopment of the Civic Square could be the catalyst to help redefine the future downtown core. He advised that Mississauga should be striving to create a vibrant downtown, with soul. He noted the project represents job creation; it can be seen as a symbol to demonstrate that Mississauga is at work.

Councillor Dale advised that based on the design concept, the Civic Square could truly become an outdoor community centre. He supported to invest in the revitalization of the Civic Square, to open it up and make it more accessible for the entire community. He pointed out that it would connect to a network of existing and proposed City Centre parks.

In response to a question from Councillor Prentice, Mr. Kravitz advised that City Centre Drive is used during the day, and that if you close the street it would change the pressure on alternative routes. He noted that closing the street had been evaluated and that it is feasible. Mr. Randy Jamieson, Senior Project Manager, Community Services noted that at a staff level they support maintaining the road as it would service the public, and that currently there is a lot of traffic use. He pointed that by reducing the markings of the road, and giving greater access to the pedestrians, the road would not appear as a traditional road.

Councillor Prentice suggested that the Art Gallery of Mississauga (AGM) could have been moved to the Living Arts Centre (LAC) instead of reconfiguring it into the plans for the new Civic Square. She advised that if the AGM were relocated to the LAC then an addition would have to be built to accommodate it. Mr. Mitcham advised that by making the building appear to be right off Square One, it would enable it to draw patrons from Square One. He noted that the study did not include the Living Arts Centre.

Councillor Mullin expressed support for Councillor Prentice's comments on closing City Centre Drive. Councillor Mullin expressed concern about the possible funding for the project, and noted that there is work needed in Ward 2 as well. In response to a question from Councillor Mullin, Mr. Mitcham advised that there are plans to open both the amphitheatre and the Jubilee

Gardens to the Square. He noted that the Jubilee Gardens are currently working well and should remain somewhat the same.

Mayor McCallion noted that there is currently 10 million dollars in the budget allocated for improvements, and enquired if the project could be completed in phases. She noted that the change must occur however, these changes would not represent a major operations cost in the future. She advised that the time is now, and that there are more people within the downtown core. She cautioned against making decisions completely based on the possibility of funding from other governments. She noted that by redefining the Civic Square would create a public space that is a destination for all residents of Mississauga.

Councillor Iannicca expressed support for the project. He noted that this project could be brought to the Federal Government for consideration for funding, and that it would benefit all residents of Mississauga.

MG.20.Edu

- (ii) Educational Session dealing with the design of Park 471 (park adjacent to the Daniel's One Park Tower)

Sandra Cooke, Janet Rosenberg and Associates appeared before Committee with respect to the Community Commons Park, to be located in the City Centre. Ms. Cooke noted that the design of the park is based on the PPS principle of "10 things to do in the park." Ms. Cooke pointed out that the park should appeal to a wide range of people, giving them flexible spaces for activities. Ms. Cooke described elements within the park's concept plan, which included, flexible green spaces for recreation, a circulation network to encourage pedestrian routes, tree-lined promenades located to the North and South of the park, a central plaza and a dog spot. Ms. Cooke advised that a water feature is proposed to be installed at the main entrance of the park, located at Princess Royal Drive.

Ms. Cooke concluded by affirming that the final park design will provide for the needs of the community, attract visitors and establish the site as a distinctive public space within the City Centre. Ms. Cooke advised that there will be a public information session during February to facilitate public consultation and that construction is scheduled to begin in May 2009, with the park to be ready in late spring 2010.

Councillor Dale noted that this park has been long awaited by the residents in the surrounding Condominiums and enquired if there could be a separate public meeting for the residents of AMICA, and if it could be held in their building. He expressed support for the park and commented that the park will connect key public spaces within the City Centre.

Councillor Parrish enquired why this matter had been originally, listed as an In-Camera item. She suggested that this item could have been tabled at a General Committee meeting in public session. Councillor Parrish commented on the role and function of Council meetings.

MG.20.Edu

16. INQUIRIES

(i) Federal Infrastructure Funding

Mayor McCallion advised that that she had issued a memorandum regarding a meeting held in Ottawa with Large City Mayors. She noted that at the meeting there was a positive discussion with the Minister of Infrastructure. She noted that the Mayors in attendance were concerned about possible infrastructure funding restrictions for capital projects. Mayor McCallion suggested that the infrastructure funding formula should be similar to the gas tax formula. She noted that as opposed to tax cuts that the Mayors in attendance requested a greater flexibility with Employment Insurance, to help people find work. She noted that at the meeting she had presented the needs of the Region of Peel and Mississauga. She expressed concern about the recent lay offs of employees and noted that something should be done to help.

Councillor Iannicca expressed support for the endeavours made by Mayor McCallion and Councillor Frank Dale for development of the downtown core. He noted that a possible area that could receive infrastructure funding could be a project within Mississauga's downtown core.

FA.05.Inf

(ii) Speed Eye Program, Town of Oakville

Councillor Mullin noted that at a recent Credit Valley Conservation (CVC) meeting she had spoken to a member of the CVC from Oakville regarding the Speed Eye Program administered by the Town of Oakville. She advised that she had referred the matter to Andy Harvey, Transportation and Works to report to a future Safe Driving Committee meeting. Councillor Pat Saito advised that this is timely as there will be an Automated Speed Compliance meeting and at that meeting Committee would be apprised by staff.

RT.10.Ant

(iii) Tree Chipping Services

Councillor Saito expressed support for Forestry staff for their Christmas Tree chipping program. She noted that citizens could bring their tree to the

chipping area and leave with a bag of wood chips. Councillor Saito affirmed that it was a good initiative and hoped that the program would be expanded next year. Councillor Saito requested Mr. Paul Mitcham, Commissioner of Community Services to prepare a report on the Tree Chipping program.

EC.19

(iv) Wind Turbine at Lisgar GO Transit Station

Councillor Pat Saito advised that GO Transit is planning to install a wind turbine at the Lisgar GO Station. She noted that when the Station was built, a wind turbine had been proposed. Councillor Saito advised that she has recently received communication, notifying that GO Transit would proceed with the wind turbine, and that when it is functional it would provide power for the entire Station. Further, she noted that the wind turbine may be situated next to a proposed living fence.

EC.07.Win

(v) Winter Maintenance

Councillor George Carlson advised that his staff had received many compliments on the snow removal at bus stops, and commented on the difficulties in clearing them. He noted that in general his office had received fewer complaints on snow removal. Mayor McCallion advised that she has had complaints from Seniors regarding snow. She advised that she has met with Mr. Martin Powell, Commissioner of Transportation and Works and that he had suggested that the required time for snow clearing could be reduced from 36 to 24 hours. Mr. Powell advised that staff are currently looking into locating snow removal equipment, and attempting to engage contractors. He noted that funds have been allocated for the procurement of equipment in the 2009 budget.

Councillor Maja Prentice noted that the snow removal has been far superior this year in comparison to the last. She noted that when bus shelters have been cleared the snow is piled towards the intersection, which then blocks a driver's view. Councillor Prentice suggested that snow be placed on the other side of the bus shelter, away from the intersection, and commented that this could decrease the overall height of the snow bank. Mr. Pitushka, Director of Engineering and Works, Transportation and Works advised that staff would have to determine if there is enough space to pile the snow away from the intersection. He cautioned that in many cases, there is a height built behind the shelter and staff do not want to bury the bus shelter by a bank of snow. He suggested that if the Councillors could provide specific examples staff would be able to go onsite to assess the matter.

Councillor Saito relayed that at the past Accessibility Advisory Committee meeting residents were present to express their concerns about snow removal in relation to accessibility. She commented on the difficulties experienced by wheel chair users after a snow fall. Councillor Saito noted that a letter would be issued from the Committee articulating their concerns and providing comments on areas that can be improved.

Mayor McCallion noted that she has observed that the bus shelters have been cleared however the sidewalks around them have not. She cautioned that snow removal may become a pressure on the 2010 budget. Mr. Powell advised that staff would require additional funds to clear all areas. Councillor Parrish suggested that if the City clears sidewalks, than they should also consider to salt them as well. She commented that winter maintenance had been successful this year and that her office had also received fewer complaints.

RT.20

17. NOTICE OF MOTION

(a) Moved by Councillor C. Parrish

WHEREAS the Mayor is “hosting a meeting to fulfill a request from MIRANET a city-wide network of Ratepayer and Residents’ Associations in Mississauga, and the Mississauga Board of Trade, for additional information regarding Enersource and particularly the direction of Council to purchase Borealis’ 10 percent interest in Enersource”;

AND WHEREAS any additional information to what was shared at the June 26, 2008 Public Meeting and the December 10, 2008 Council discussion would be contained in In Camera documents hitherto kept confidential;

AND WHEREAS a resolution of Council would be required to share In Camera documents with the public;

THEREFORE BE IT RESOLVED that the Clerk be instructed to prepare a package of In Camera staff reports, on the topic of Enersource, to be handed out to those who attend the public meeting Thursday, January 22, 2009 and to simultaneously post them on the City’s website.

Included, but not exclusive, are:

- Reports on various options of sale, exercising the P.U.T. etc. for Council to consider in 2007
- Reports addressing TWO versions of Shareholders’ Agreement
- Recommendations from Stikemans re: areas to be renegotiated in the Agreement to reduce 10% Shareholders’ powers to a legitimate 10% control
- Staff evaluation and comments on the Credit Suisse report

- Enersource report in response to Council's request for a Special Dividend to be used to buy back 10% held by Borealis
- And any other documents requested by members of council during the discussion of this motion

Councillor Carolyn Parrish moved a motion to deal with the Notice of Motion, Councillor Nando Iannicca seconded the motion. The motion carried unanimously.

Mary Ellen Bench, City Solicitor responded to questions from Council concerning her Corporate Report (R-10) dated January 20, 2009 and the release of In Camera staff reports to the public regarding Enersource Corporation.

In consideration of Ms. Bench's advice, Councillor Carmen Corbasson advised that she does not support the Notice of Motion.

Councillor Pat Mullin expressed support of the Mayor's public meeting and the release of the information which Ms. Bench advises may be released to the public. While there are confidential issues that Council cannot address, the public may get some answers from Enersource representatives. Councillor Mullin advised that, upon request by her constituents, she arranged a meeting for them with Craig Fleming, President and Chief Executive Officer of Enersource Corporation and they felt more informed.

Councillor Maja Prentice expressed support of Councillor Mullin's comments and feels that Council has the responsibility to inform the public regarding this matter. Councillor Prentice questioned to Ms. Bench whether approval could be granted from the writer of the reports to be released. Ms. Bench advised that there is insufficient time to obtain the necessary approvals to have them available for the public at the Mayor's public meeting. Councillor Maja Prentice requested that Ms. Bench seek the writers' approval of the subject In Camera reports.

Councillor Pat Saito expressed support of Councillors' Mullin and Prentice comments and stated that Enersource is a utility generally owned by the public and therefore the public should be apprised of the subject In Camera information. Councillor Saito sought clarification of Ms. Bench's advice that certain "documents remain confidential during negotiations because their release would compromise the City's negotiating position and could result in a financial or other disadvantage". Ms. Bench explained that Council authorized negotiations at its meeting on December 10, 2008 which are ongoing, therefore release of certain documents may compromise those negotiations as the documents contain financial and strategic information normally kept In Camera due to the fact that it may affect the consideration of the transaction.

Councillor Katie Mahoney questioned who was involved in the negotiations authorized by Council at its meeting on December 10, 2008 and Council concurred that no members of Council have been in negotiations since its decision on December 10, 2008. Janice Baker, City Manager and Chief Administrative Officer explained that prior to December 10, 2008 negotiations regarding Enersource were delegated to her and the City Solicitor. Ms. Baker advised that an In Camera report from Ms. Baker and Ms. Bench was considered by Council

at its meeting on December 10, 2008 and no further directions were provided to staff. Subsequently, Council passed a resolution at its meeting on December 10, 2008 stating that Council would take over negotiations regarding Enersource.

Councillor George Carlson expressed support of Councillor Parrish's Notice of Motion and feels that the public should be made aware.

Councillor Eve Adams suggested that the document which sets out the legal analysis of each clause of the Shareholders' Agreement may provide useful information to the public.

Councillor Parrish advised that in consideration of Ms. Bench's corporate report, she withdrew her Notice of Motion.

Council discussed the outline for the Mayor's public meeting regarding Enersource Corporation to be held on Thursday, January 22, 2009. The Chairman and the President of Enersource will be in attendance to answer questions and the City's Finance staff will also be present to deliver an overview of the City's 2009 Operating and Capital budgets. The Mayor extended an invitation the Mayor's public meeting to the Members of Council.

Councillor Pat Saito requested that any documentation to be provided at the Mayor's public meeting be distributed by 12:00 p.m., January 22, 2009. Mayor McCallion advised that there are no documents to be provided.

Withdrawn

Corporate Report R-19 / Resolution 0022-2009

CS.09.ENE

18. CLOSED SESSION

Pursuant to Resolution 0002-2009, Council moved into Committee of the Whole in closed session at 12:54 p.m. to discuss the following matters:

- (i) In Camera Report #1 – Litigation - Kraft Canada Inc. – Appeal of Official Plan Amendment 49 and Zoning By-law 0225-2007 to Ontario Municipal Board – Case Nos. PL061100 and PL 070625 (Ward 11)
Report dated January 14, 2009 from the City Solicitor with respect to the above matter.

Michal Minkowski, Legal Counsel and Robert J. Swayze, outside counsel gave a brief overview of the Ontario Municipal Board proceeding and responded to questions from Council.

Resolution 0025-2009 / Recorded Vote

OPA-0049 / LA.19.STR W11

- (ii) In Camera Report #2 - Labour Relations – Memorandum of Settlement – City of Mississauga Canadian Union of Public Employees (CUPE), Local 66

Report dated January 7, 2009 from the Commissioner of Corporate Services and Treasurer.

Janice Baker, City Manager and Chief Administrative Officer, responded to questions and comments from Council.

Resolution 0026-2009
HR.10

- (iii) In Camera Memorandum #3 - Personal Matters about identifiable individuals, including municipal or local board employees – Citizen Appointments to the 2009 Canada Day Celebration Committee, Heritage Advisory Committee, Environmental Advisory Committee and Museums of Mississauga Advisory Committee

Memorandum dated January 12, 2009 from the Legislative Coordinator.

Resolutions 0027-2009 / 0028-2009 /0029-2009 / 0030-2009
MG.30 / MG.31 / MG.11 / MG.07 /

- (iv) In Camera Report #6 - Potential Litigation – Committee of Adjustment matter - "A" 387/08 Samira and Adel Nashaat, 1274 Foxglove Place (Ward 6) - Variance Application

Report dated January 12, 2009 from the City Solicitor with respect to the above matter.

Resolution 0032-2009
"A" 387/08

- (v) In Camera Report #7 - Potential Litigation – Committee of Adjustment matter - "A" 426/08 Bisnauth Liladhar, 7476 Discus Crescent (Ward 5) - Variance Application

Report dated January 12, 2009 from the City Solicitor with respect to the above matter.

Resolution 0031-2009
"A" 426/08

Council moved out of Closed Session at 1:10 p.m. and the following resolutions were read and adopted as a result of the closed session.

RESOLUTIONS (AS A RESULT OF CLOSED SESSION)

Mayor McCallion commented that the following resolution indicated that Council does not support the Minutes of Settlement negotiated by legal counsel and the City would proceed with the Ontario Municipal Board hearing, to do otherwise would disappoint the residents of Mississauga. A recorded vote was called by the Mayor.

0025-2009 Moved by: Katie Mahoney Seconded by: Nando Iannicca

That the Report dated January 14, 2009 of the city Solicitor regarding the Minutes of settlement attached to the said Report between Kraft Canada Inc. and the Corporation of the city of Mississauga, be received for information.

A recorded vote was requested 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 Unanimously

OPA-0049 / LA.19.TR (W11)

Mayor McCallion requested that the following resolution be passed, subject to the Clerk's office inserting the appropriate City officials in the respective by-law.

0026-2009 Moved by: Katie Mahoney Seconded by: Nando Iannicca

That the Memorandum of Settlement dated December 19, 2008 between The Canadian Union of Public Employees Local 66 and The Corporation of the City of Mississauga which creates a Collective Agreement, be approved and that a By-law be enacted authorizing City officials to sign the collective agreement.

Carried

HR.10

0027-2009 Moved by: Eve Adams Seconded by: Frank Dale

That Jeremy Harvey be appointed to the Museums of Mississauga Advisory Committee for a term of office to November 30, 2010 or until a successor is appointed, subject to a satisfactory Criminal Record Search.

Carried
MG.30

0028-2009 Moved by: George Carlson Seconded by: Eve Adams

That the following persons be appointed to the Environmental Advisory Committee for a term of office to November 30, 2010 or until a successor is appointed, subject to a satisfactory Criminal Record Search:

1. Sophia Chalaidopoulos
2. Kartik Sahay

Carried
MG.31

0029-2009 Moved by: Carolyn Parrish Seconded by: Eve Adams

That the following persons be appointed to the 2009 Canada Day Celebration Committee to participate in the coordination, fundraising, programming and other practical considerations surrounding Canada Day at the Civic Centre, subject to a satisfactory Criminal Record Search:

1. Christopher Brown
2. Terence Butt
3. Bruce Kerr
4. Nance MacDonald
5. Sebastion Patrizio
6. Armando Tallarico

Carried
MG.11

0030-2009 Moved by: Carolyn Parrish Seconded by: George Carlson

That K. Elaine Eigl be appointed to the Heritage Advisory Committee for a term of office to November 30, 2010 or until a successor is appointed, subject to a satisfactory Criminal Record Search.

Carried
MG.07

