



MINUTES

SESSION 16

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

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WEDNESDAY, SEPTEMBER 26, 2007, 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 Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: NIL

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
Paul Mitcham, Commissioner of Community Services
Martin Powell, Commissioner of Transportation and Works
Edward R. Sajecki, Commissioner of Planning and Building
Mary Ellen Bench, City Solicitor
Crystal Greer, City Clerk
Denise Peternell, Council Coordinator
Kevin Arjoon, Committee Coordinator

1. CALL TO ORDER

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

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST

The following members of Council declared a conflict of interest with respect to Item D-2 on the agenda owing to their relationship as a Director on the Board of Directors of the Enersource Corporation:

Councillor Carmen Corbasson, Councillor Nando Iannicca, Councillor Sue McFadden.

3. MINUTES OF PREVIOUS COUNCIL MEETINGS

(a) September 12, 2007, Session 15 - Adopted as presented.

MG.01

4. PRESENTATIONS - NIL**5. DEPUTATIONS****(a) Tax Adjustments/Apportionment of Taxes**

There were no persons in attendance to address Council regarding tax adjustments and apportionment of taxes.

Resolution 0242-2007/Resolution 0243-2007
Corporate Report R-1 and R-2
FA.13/FA.36

(b) Electoral Referendum

Brad Hutchinson, Referendum Resource Officer, Mississauga-Brampton South, appeared before Council to provide information regarding the Electoral Referendum for the Provincial Election scheduled to be held on October 10, 2007. Mr. Hutchinson advised that there will be two ballots for the provincial election, one for voting purposes and the other for the referendum. The question will be asked “Which electoral system should Ontario use to elect members to the provincial legislature?”. Mr. Hutchinson explained the difference between the existing electoral system “First-Past-the-Post” and the alternative electoral system proposed by the Citizens’ Assembly “Mixed Member Proportional” and responded to questions of Council.

PR.05

(c) Region of Peel Food Bank

Chris Hatch, President and Beju Lakhani, Vice-President, Board of Directors for the Region of Peel Food Bank, appeared before Council with respect to Foodpath, Peel Region’s Food Bank. Through a video presentation, Mr. Lakhani provided an overview of the growth and demand in the Region of Peel advising that more than 10,000 clients are served every month, with 53% of those clients being children and that 90% of the clients are Mississauga-based. Mr. Hatch provided some background regarding Foodpath advising that Foodpath just celebrated its 20th anniversary. He advised on the impact on financing with the rapid growth in population in Peel. He advised that Foodpath depends heavily on volunteers and that there is a need for sustainable funding. Mr. Hatch advised that rent for the building and trucks, garbage and staffing are some of the major costs and that total government funding to date is \$15,000 per year for a three year commitment from the Region of Peel. Mr. Hatch advised that other food banks own their building and refrigerated trucks and that the donation of a refrigerated truck would greatly assist in the funding challenges.

Councillor Maja Prentice advised that she had arranged a meeting with Region of Peel Waste Management and Foodpath and enquired if Mr. Hatch had heard back from them regarding pick up costs for garbage and recycling. Mr. Hatch advised that there had been a meeting and that he was waiting for a response. Councillor Prentice advised that she would follow up on this issue.

Councillor Katie Mahoney advised that she had received direct mail canvassing for funds from a Toronto food bank and that her office had also received calls from Mississauga residents enquiring as to the existence of a Mississauga food bank. She suggested that the name Foodpath may be misleading and that consideration should be given to “branding” so that residents in Mississauga are more aware of the Mississauga food bank. Councillor Mahoney advised that she would reach out to the auto dealerships within her ward with respect to a truck donation.

Councillor Carolyn Parrish advised that she and Councillor George Carlson had toured the Foodpath facilities and were very impressed with the operation. She advised that she had also received the same food bank letters request funding for Toronto. She enquired, if asked, what would be the most important item on the wish list for Foodpath. Mr. Hart advised that a new refrigerated truck and the donation of a building would be the two most important items.

Councillor Eve Adams advised that she would also contact the auto mall in her ward and also various trucking companies to donate a new refrigerated truck.

Mayor McCallion concurred that the name should be changed. She advised that the Region of Peel Grants Committee would be the dealing with any requests for funding. Councillor Mahoney advised that she is a member of the Grants Committee at the Region and that there is a long list of funding requests. She suggested that all the food providers in the Region of Peel should make a joint presentation to the Regional Grants Committee.

PR.05

(d) Committee of Adjustment Appeal ‘A’ 389/06 (Ward 2)

Lawrence Kuysten, 1514 Indian Road, appeared before Council with respect to the Committee of Adjustment Appeal before the Ontario Municipal Board regarding File ‘A’ 389/06, 1504 Indian Road. Mr. Kuysten handed out a copy of his presentation including photographs of the area. He advised that although this matter would be discussed in Closed Session, he wanted members of Council to hear his side of the story. Mr. Kuysten advised that he purchased his home in 2005 and since that time, had experienced many problems with water and drainage issues created by the developer of the estate home at 1504 Indian Road.

He advised that the developer chose not to follow the site plan which resulted in extreme grading changes with flooding and pooling on his and neighbouring properties. In summary, Mr. Kuysten asked that the City present legal and planning representation at the Ontario Municipal Board hearing and oppose the variance request for the driveway and the cabana by the owner of 1504 Indian Road.

Councillor Pat Mullin advised that the history of this issue would be presented to Council in Closed Session and moved receipt of the deputation.

This matter was dealt with In Closed Session.
'A' 389/06 (Ward 2)

The following members of Council left the meeting during discussion of the following item: Councillor Carmen Corbasson, Councillor Nando Iannicca, Councillor Sue McFadden.

(e) Enersource Corporation Board of Directors Compensation

Bill Greenfield, Hay Group, appeared before Council with respect to the findings of the Hay Report regarding Enersource Corporation Board of Directors compensation. He advised that he was not provided direction from any party as to how to conduct the market survey. Mr. Greenfield advised that the recommendations contained in the report equated to a P50 (median) market position. He further advised that he was paid \$12,000 to conduct the study as he used market data currently in place. Mr. Greenfield reviewed the recommendations and methodology in the Hay Report and responded to questions of Council with respect to methodology.

Mr. Greenfield's presentation was received.

Information Item I-13 and D-2
MG.11.Enersource

(f) Fence Exemption Request – 33 Benson Avenue (Ward 1)

Eric Dietsch, 33 Benson Avenue and Lorraine Powers, 37 Benson Avenue, appeared before Council with respect to a fence exemption request at 33 Benson Avenue. This matter was discussed at General Committee on September 19, 2007.

Mr. Dietsch advised that he was appearing before Council to request that the matter not be deferred advising that to his knowledge, there are no court proceedings at this time regarding this matter. He advised that although there is an existing fence between the two properties, the existing fence is not on the property line and that he was requesting permission to erect his own higher fence, due to the above average volume of traffic and activity late at night at 37 Benson Avenue. Mr. Dietsch advised that there are also security lights that shine into his bedroom window with motion sensors. He asked that this matter be dealt with by Council at this meeting so that he can build his own fence.

Elaine Buckstein, Director of Enforcement advised that the dispute of the property line was before the courts as of June 2005 and that at General Committee on September 19, 2007, Ms. Powers had confirmed this information. She advised that she would recommend that the matter be deferred until a decision is rendered by the court.

Ms. Powers provided a copy of the court documents dated August 21, 2007 from the Superior Court advising that the court is dealing with the height and location of the fence, the location of the property line and other encroachments. She advised that the fence is an integral part of the law suit.

Councillor Corbasson asked Ms. Powers to provide staff with a copy of the legal documents. She suggested that the matter not be dealt with today until the court had made a decision.

Mrs. Buckstein suggested that the two parties seek mediation at no charge through Peel Community Mediation Services to resolve the conflict. She advised that this was recommended in the past and that although the parties did meet once, they did not return for additional meetings. Councillor George Carlson suggested that if mediation did not work, that arbitration should be considered.

The General Committee recommendation was brought forward as a motion moved by Councillor Pat Mullin. The motion, as read, was voted on and carried.

Resolution 0238-2007
GC-0577-2007/September 19, 2007
Information Item I-12
BL.08.Fence (Ward 1)

- (g) Official Plan Amendment and Rezoning Application, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street (Ward 5)

John Bousfield, Bousfields Inc. appeared before Council with respect to a proposed amendment by the Ward Councillor to the recommendation contained in the corporate report dated September 11, 2007 from the Commissioner of Planning and Building with respect to the Official Plan Amendment and Rezoning Application, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street (northwest corner of Glenn Hawthorne Boulevard and Hurontario Street) (Supplementary Report).

Councillor Eve Adams advised that she was recommending an amendment to the motion to read “2.(b) that notwithstanding the Zoning Section of this report, a Laundromat not be permitted on the subject lands.” Councillor Adams advised that she was responding to a concern expressed by a resident at the Planning & Development Committee meeting.

She advised that although the current owner of the property would honour this request, the amendment was in place so that it applied to future owners of the property.

Mr. Bousfield advised that he had discussed the amendment with his clients who are in agreement.

The motion, moved by Councillor Eve Adams, was read at this time, voted on and carried.

Resolution 0239-2007/Corporate Report R-7
OZ 06/013 W5

6. 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) Rezoning Application, Sam Mok Investments Ltd., 4365 Brandon Gate Drive (Ward 5)

Pat Walker, 4339 Brandon Gate Drive, appeared before Council with respect to the Rezoning Application, Sam Mok Investments Ltd., 4365 Brandon Gate Drive (northeast corner of Morning Star Drive and Brandon Gate Drive). Mr. Walker submitted a petition from residents on Brandon Gate Drive, Delmonte Crescent and Morning Star Drive expressing opposition to the proposal for six additional units at 4365 Brandon Gate Drive. He cited concerns with additional parking, traffic, garbage and criminal issues.

Councillor Eve Adams provided a brief history of this item and advised that she had held a public meeting in 2005 regarding this application and that staff had responded to all the items. She advised that since that time, to her knowledge, there had not been any further enquiries on items that had not been dealt with at the public meeting. Mr. Walker advised of the lack of traffic and environmental studies and Councillor Adams advised that these studies were attached to the Corporate Report. The Commissioner of Planning and Building advised that staff had met with CPTED and their view is that natural surveillance from the community will make the community safer.

Maria Cerundolo, 4339 Brandon Gate Drive, appeared before Council advising that she had lived at this location since 1991 and that she had witnessed a number of robberies and break-ins and that the speed limit on Brandon Gate Drive exceeded 120 km/hr.

Basil Dilworth, 7151 Delmonte Crescent appeared before Council advising that previous rezoning applications for businesses in the mall had not been objected to however, he objected to the residential zoning. Mr. Dilworth advised that he had also witnessed a number of break-ins advising that there is no security camera in the plaza. He advised that he could not agree with asking residents to watch out for criminals.

Winston Jones, 4353 Brandon Gate Drive, appeared before Council advising that he had lived in the area since 1974 and that he had also witnessed many crimes committed in the plaza. He also expressed concern with additional garbage being generated by these units and enquired if the plaza manager had garbage containers at the rear of the buildings.

The Commissioner of Planning and Building advised that the maintenance and garbage issues would be dealt with through the site plan process. He advised that By-law Enforcement staff had reviewed the site and advised that currently there are no property standards issues. Councillor Adams advised that all of these issues had been raised at the public meeting. She encouraged the residents to contact By-law Enforcement staff or her office regarding garbage issues. With respect to crime issues, the Councillor advised that she had raised this issue with CPTED and the Peel Regional Police advised that more residents in the area would create a deterrent for potential criminals. Councillor Adams advised that she had reviewed all avenues and felt that the application should be approved.

Resolution 0247-2007/Corporate Report R-6/Petition P-1
OZ 04/010 W5

(b) New Rezoning By-law – Seneca Towing (Ward 1)

Robert Fluney, President, Seneca Towing Inc. appeared before Council advising of his concern with the new zoning by-law as it applied to his towing operation at 1109 Seneca Avenue, and requested that the same exemption provided to 1150 Eglinton Avenue (Abrams Towing) and 1020 Burnhamthorpe Road West (Lyons Autobody) be provided to his establishment.

Councillor Corbasson reminded Mr. Fluney that she had met with him and staff on numerous occasions to discuss this issue advising that 1109 Seneca Avenue required an official plan amendment and a rezoning. She advised however, that changing the Official Plan for this type of use to become permanent would not be appropriate. She advised that Planning staff were reviewing this issue through the Lakeview District Plan and that this was the most appropriate way to deal with this issue.

Mr. Fluney's deputation was received.

Information Item I-2
BL.09.Tow (Ward 1)

7. CORPORATE REPORTS**R-1 Tax Adjustments**

Report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer with respect to tax adjustments.

RECOMMENDATION

That the tax adjustments outlined in Appendix 1 attached to the report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Section 334, 357 and 358 of the *Municipal Act*, be adopted.

Resolution 0242-2007

FA.13.Mun

R-2 Apportionment of Taxes

Report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer with respect to apportionment of taxes.

RECOMMENDATION

That the recommended apportionment of taxes and payments set out in Appendix 1 of the report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer be approved.

Resolution 0243-2007

FA.36

R-3 Proposed Closure of Part of Haines Road (Ward 3)

Report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer with respect to the proposed road closure of part of Haines Road.

RECOMMENDATION

That a by-law be enacted authorizing the closure of part of Haines Road, to be retained as a 0.3m (1.0 ft.) reserve, legally described as Part of Lot 10, Concession 1 (Geographic Township of Toronto), being Part of Haines Road, Registered Plan M-173, City of Mississauga, in the Regional Municipality of Peel, and designated as Parts 10, 11 and 12 on Reference Plan 43R-31420, in Ward 3.

Resolution 0244-2007/By-law 0355-2007

RT.06.Haines

R-4 Proposed Amendments to By-law 0225-2007 – Vehicle Pound Facilities

Report dated September 11, 2007 from the Commissioner of Planning and Building with respect to Proposed Amendments to By-law 0225-2007 – Vehicle Pound Facilities.

RECOMMENDATION

That the Report titled “Proposed Amendments to By-law 0225-2007 – Vehicle Pound Facilities” dated September 11, 2007, from the Commissioner of Planning and Building recommending approval of the amendments to Zoning By-law 0225-2007, be adopted.

Resolution 0245-2007/By-law 0358-2007

BL.09.Zon

R-5 Proposed Amendments to By-law 0225-2007 – Orlando Corporation, 2121 Britannia Road West (northeast quadrant of Britannia Road West and Erin Mills Parkway) (Ward 11)

Report dated September 11, 2007 from the Commissioner of Planning and Building with respect to the Proposed Amendments to By-law 0225-2007 – Orlando Corporation, 2121 Britannia Road West (northeast quadrant of Britannia Road West and Erin Mills Parkway) (Supplementary Addendum Report).

RECOMMENDATION

That the Report titled “Proposed Amendments to By-law 0225-2007 for 2121 Britannia Road West” dated September 11, 2007, from the Commissioner of Planning and Building recommending approval of the amendments to Zoning By-law 0225-2007 be adopted.

Resolution 0246-2007/By-law 0364-2007

OZ 05/005 W11

R-6 Rezoning Application, Sam Mok Investments Ltd., 4365 Brandon Gate Drive (Ward 5)

Report dated September 11, 2007 from the Commissioner of Planning and Building with respect to the Rezoning Application, Sam Mok Investments Ltd., 4365 Brandon Gate Drive (northeast corner of Morning Star Drive and Brandon Gate Drive) (Supplementary Report – Addendum).

RECOMMENDATION

That the Report dated September 11, 2007, from the Commissioner of Planning and Building recommending approval of the application under File OZ 04/010 W5, Sam Mok Investments Ltd., 4365 Brandon Gate Drive, northeast corner of Morning Star Drive and Brandon Gate Drive, be adopted in accordance with the following:

1. That the application to change the Zoning from “C1” (Convenience Commercial) to “C1-Exception” (Convenience Commercial) to permit apartments on the second storey of the plaza be approved, subject to the following conditions:
 - (a) that a maximum of six (6) second storey residential apartment units be permitted above the existing commercial building;
 - (b) that the required parking for the residential units be provided at the rate of an apartment dwelling;
 - (c) that the loading space requirements of the by-law shall not apply;
 - (d) that the required minimum depth of landscape buffers be consistent with the conceptual site plan depicted in Appendix S-1, Exhibit I-8;
 - (e) that the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0247-2007

OZ 04/010 W5

R-7 Official Plan Amendment and Rezoning Application, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street (Ward 5)

Report dated September 11, 2007 from the Commissioner of Planning and Building with respect to the Official Plan Amendment and Rezoning Application, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street (northwest corner of Glenn Hawthorne Boulevard and Hurontario Street) (Supplementary Report).

RECOMMENDATION

That the Report dated September 11, 2007, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/013 W5, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from “Motor Vehicle Commercial” to “Convenience Commercial” to permit retail commercial uses, be approved.
2. That the application to change the Zoning from “C5-3” (Motor Vehicle Commercial) to “C1-Exception” (Convenience Commercial) to permit a one storey retail commercial plaza, be approved in accordance with the Zoning Section of this report and subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Amended/Resolution 0239-2007
OZ 06/013 W5

8. COMMITTEE REPORTS

- (a) Planning and Development Committee Report 13-2007 dated September 17, 2007 was amended in PDC-0065-2007 with the addition of the notwithstanding clause.

Amended - Resolution 0241-2007
MG.03

PDC-0065-2007 That the Report dated August 28, 2007, from the Commissioner of Planning and Building regarding the application to change the Zoning from “R3” (Residential) to “RCL1” - Special Section (Restricted Commercial) or from “D” (Development) to “E1” - Exception (Employment) in By-law 0225-2007, to permit a range of employment uses under file OZ 07/001 W5, William Godina, 6405 Hurontario Street, be received for information and notwithstanding Planning Protocol, that the Supplementary Report be brought directly to a future Council meeting.

OZ 07/001 W5

- PDC-0066-2007
1. That the Report dated August 28, 2007, from the Commissioner of Planning and Building regarding the applications to amend the Official Plan from “Residential Medium Density II” to “Residential Medium Density II - Special Site” and to change the Zoning By-law 65-30 from “M1” (Industrial) to “M1- Special Section” (Industrial) or from “D” (Development) to “D-Exception” (Development) in By-law 0225-2007, to permit the

outdoor storage of refrigeration trailers on a temporary basis, in addition to uses currently permitted, under file OZ 07/011 W11, Quickchill Draught Refrigeration (Joe Ponzio), 46 William Street, be received for information and notwithstanding Planning Protocol, that the Supplementary Report be brought directly to a future Council meeting.

2. That the e-mail from William Rest expressing truck traffic concerns with respect to the above application be received.

OZ 07/011 W11

- (b) General Committee Report 14-2007 dated September 19, 2007 was amended with the deletion of GC-0577-2007 which was dealt with by Resolution 0238-2007.

Amended - Resolution 0241-2007
MG.23

GC-0577-2007 Deleted and dealt with by Resolution 0238-2007.

BL.08.Fence (Ward 1)

- GC-0578-2007
1. That a by-law be enacted to grant an exemption from Section 5 (1) of the Fence By-law 397-78, as amended, to 3078 Plum Tree Crescent (Ward 9) to allow for the continued existence of the backyard fence on the east side of the property over the permitted height of 2 metres (6 feet 7 inches) for a maximum height of 2.4 metres (8 feet), running approximately 16.7 metres (55 feet) in length from the rear of the house.

Furthermore to allow for the continued existence of the backyard fence on the west side of the property over the permitted height of 2 metres (6 feet 7 inches) for a maximum height of 2.13 metres (7 feet), running approximately 16.7 metres (55 feet) in length from the rear of the house.

2. That the deputation made by Kevin Larrett in opposition to the above Fence Exemption Request be received.
3. That the deputation made by Trevor Thompson in support of above Fence Exemption Request be received.

BL.08.Fence (Ward 9)

GC-0579-2007 That a by-law be enacted to amend By-law No. 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on the east side of Ryeford Court.

BL.02.Tra (Ward 4)

- GC-0580-2007
1. That a by-law be enacted authorizing the Commissioner, Transportation and Works and the City Clerk to execute a Transfer Easement Document together with all ancillary documents relating thereto, to be registered at the Peel Land Registry Office, for the transfer from the Corporation of the City of Mississauga to Bell Canada of a permanent easement over part of Reserve 141 (0.3 metre Reserve), Registered Plan 43M-1606, designated as Part 4 on Reference Plan 43R-28786, containing an area of approximately 0.8 square metres (8.61 square feet) located along the westerly limit of Tenth Line West, north of Eglinton Avenue, in the City of Mississauga, Regional Municipality of Peel, Ward 10.
 2. That a by-law be enacted authorizing the Commissioner, Community Services and the City Clerk to execute a Transfer Easement Document together with all ancillary documents relating thereto, to be registered at the Peel Land Registry Office, for the transfer from the Corporation of the City of Mississauga to Bell Canada of a permanent easement over part of Block 86, Registered Plan 43M-1636, designated as Parts 3 and 4 on Reference Plan 43R-28766, containing an area of approximately 48 square metres (516.68 square feet) located along the easterly limit of Tenth Line West, north of Erin Centre Boulevard, in the City of Mississauga, Regional Municipality of Peel, Ward 10.

PO.12. (Ward 10)

GC-0581-2007 That the report dated September 4, 2007 from the Commissioner of Corporate Services and Treasurer regarding 2006 Annual Report – Information and Privacy Commissioner/Ontario, be received for information.

MG.11

- GC-0582-2007
1. That the following recommendation be deferred to Council on September 26, 2007:
 - (i) That \$60,000 be provided to Orchestras Mississauga to resolve current cash flow constraints and to assist with the implementation of the Orchestras Mississauga Project Renewal and that these funds be transferred from non-departmental corporate grant (account 735105-28533) to

the Hazel McCallion Endowment for the Arts (account 35511) to reimburse the Endowment for advance provision of funds to Orchestras Mississauga.

2. That the current loan outstanding to Orchestras Mississauga of \$125,000 be forgiven in support of the Orchestras Mississauga Project Renewal and be charged to the Non Departmental, Miscellaneous Revenue & Expenses Program (account 28986).
3. That a staff person from the Mississauga Office of Arts and Culture attend Orchestras Mississauga Board meetings as a liaison and observer during the 2007/08 season.
4. That staff report back to Council with an assessment of the status of Orchestras Mississauga and a recommendation regarding next steps for the City in the first quarter of 2008.
5. That the presentation made by Gord Stockman, Vice President, Orchestras Mississauga and the deputation made by David Fisher, with respect to the above matter be received.

FA.16

GC-0583-2007

1. That additional funds of \$120,000 be transferred from the Mascan Amenities Account (35325) within the General Municipal Development Reserve Fund into PN 03-393 for the redevelopment of the bocce facility at Mississauga Valley Community Park.
2. That the project PN03-393 gross and net budget be revised to \$444,000.
3. That all necessary by-laws be enacted.

FA.19/CD.11.Bocce (Ward 4)

GC-0584-2007

1. That a City Centre Shuttle be implemented effective December 3, 2007 in accordance with the report dated September 6, 2007 from the Commissioner of Transportation and Works entitled "City Centre Shuttle".
2. That Routes 62 and 63 be revised effective spring 2008 in accordance with the report dated September 6, 2007 from the Commissioner of Transportation and Works entitled "City Centre Shuttle".

3. That one of the new ElDorado 30 foot buses be wrapped with the “My Mississauga” campaign or by the prime private sector sponsor, and be used as often as possible as the City Centre Shuttle bus.
4. That the Transportation and Works Department – Transit Division operating budget request for 2008 be increased by \$351,500 to fund the net cost for 2008 of the implementation of the recommended service revisions and that funding from the Provincial Gas Tax Reserve Fund (#35181) be utilized to cover the net additional costs in accordance with the report dated September 6, 2007 from the Commissioner of Transportation and Works entitled “City Centre Shuttle”.
5. That the number of complement positions for Transit Operators be increased by 7 positions, increasing the total Transportation and Works Department complement from 1,459 to 1,466 permanent positions.
6. That the Transportation and Works Department attempt to secure private contributions for the City Centre Shuttle to offset the cost of the City Centre Shuttle Service.
7. That the usage and net cost for the revised Routes 62 and 63 and the City Centre Shuttle be reported to General Committee after a full year of service and the funding of the service be reviewed in light of the contribution toward the growth in transit ridership at that time.
8. That all the necessary by-laws be enacted.
9. That the depositions made by David Fisher with respect to the above matter be received.

TS.19.Shuttle (Ward 4)

GC-0585-2007

1. That Personelle Limousine and any other limousine operator licensed under the Public Vehicle Licensing By-law 420-04, as amended, be permitted to register the Toyota Camry Hybrid on a pilot project basis notwithstanding that the vehicle’s trunk capacity does not meet the by-law requirements.
2. That the Licence Manager initiates a pilot project to permit the operation of a mid-size to full-size fuel efficient hybrid electric vehicle that otherwise could be licensed under By-law 420-04, as amended.

3. That the License Manager monitor this pilot project for any customer or industry feedback and consider an amendment to the Public Vehicle Licensing By-law 420-04, as amended, as may be appropriate and report back to Public Vehicle Advisory Committee.

TS.19.Hyb

GC-0586-2007

That the presentation by Raj Sheth – Manager of Facilities Planning and Development and MikeBozzelli - Project Manager, Facility and Property Management Section of the Corporate Services Department, regarding the respective white roof and green roof applications to be applied to the buildings involved in the Central Parkway Transit Facility Expansion project, addressed in the Corporate Report dated July 20, 2007 to Council from the Commissioner of Transportation and Works, be received for information.

FA.19
(EAC-0012-2007)

GC-0587-2007

1. That it be acknowledged that the Environmental Advisory Committee expresses its concurrence with the roof applications proposed to be applied to the respective buildings involved with the Central Parkway Transit Facility Expansion.
2. That staff be directed to bring the site plan for the Central Parkway Transit Facility Expansion to the Environmental Advisory Committee for its review and comment regarding opportunities for possible design that breaks up the paved area of the parking lot (e.g. bio-swales for storm water management, landscaping).

FA.19
(EAC-0013-2007)

GC-0588-2007

That the presentation by Andrew McNeill of the Building a City for the 21st Century project of the Strategic Planning & Business Services Division of the Planning and Building Department, regarding the Public Engagement Process, to the Environmental Advisory Committee at its meeting on September 4, 2007, be received for information.

CA.01
(EAC-0014-2007)

GC-0589-2007 That the presentation to the Environmental Advisory Committee at its meeting on September 4, 2007 by Brenda Sakauye – Acting Manager of the Environmental Management section of the Community Services Department, reporting the results of the Environmental Advisory Committee work shops held respectively on June 5, 2007 and July 2, 2007, be received for information.

MG.31
(EAC-0015-2007)

GC-0590-2007 That the following items of information presented to the Environmental Advisory Committee at its meeting on September 4, 2007, be received for information:

1. A communication dated July 24, 2007 from the Association of Municipalities of Ontario (AMO) titled “AMO Issues New Municipal Energy Conservation Template for Municipalities”.
2. A copy of a consultation draft dated June 8, 2007 titled “A Five Year Transition Strategy 2007 – 2012” distributed by weconserve (Ontario’s Conservation Movement).
3. A copy of an email from the Acting Manager of Environmental Management Brenda Sakauye, regarding the Province of Ontario’s pilot project to assist businesses to convert to more environmentally-friendly technology.
4. Copy of a memorandum dated June 27, 2007 addressed to the Members of the GTA Clean Air Council presenting a recommendation for support of a plan for the administration of the Ontario EcoTrust Fund.
5. Copy of two (2) different letters to the editor titled: ‘urban warehouse are best for solar panels’; and ‘City [Toronto] encourages problem [pollution from Grand Prix race]
6. Copy of a Mississauga News Release dated July 25, 2007 titled “Green Electricity to Power Mississauga Civic Centre”.
7. Copy of an article from the Municipal World issue of November 2006 titled “An Inconvenient Truth”.
8. Copy of an article from the Municipal World issue of November 2006 titled “Water-Based Energy”.
9. Copy of an article posted on The Municipal Information Network titled “Canadians taking some action to reduce greenhouse gases, but don’t consider their homes a major source of emissions”.

10. Copy of a News Release by the Premier of Ontario titled "Helping Ontarians Go Green and Get Green at Home".
11. Copy of a News Release dated August 10, 2007 from the Ministry of the Environment titled "McGuinty Government Investing in Local Climate Change Projects".
12. Copy of an Article from the Municipal World issue of August 2007 titled "Climate Roadmap Must Feature Local Governments".
13. Copy of an Article dated August 23, 2007 from The Municipal Information Network titled "Ontario Government Helps Cities Plant Trees to Fight Climate Change".
14. Copy of a Backgrounder dated August 13, 2007 issued by the Ministry of Natural Resources titled "Addressing Climate Change: Planting 50 Million Trees in Southern Ontario".
15. Copy of a Media Release dated August 13, 2007 from the Trees Ontario Foundation titled "Major increase in long-term tree planting in Ontario now possible. Ontario government sets target of 50 million new trees by 2010."
16. Copy of an article from The Municipal Information Network titled "B.C. First to Mandate Clean Technology for Trucks".
17. Copy of the letter dated July 3, 2007 from John Budz, District Manager of Halton-Peel District of the Ministry of the Environment Central Region, responding to Mayor McCallion's letter dated June 13, 2007 seeking information on the status of the Clarkson Airshed Study.
18. Announcement by The Clean Air Partnership announcing the Alliance for Resilient Cities Municipal and Regional Network to Prepare for Climate Change Backgrounder for two (2) events scheduled for September 20, 2007.
19. Announcement of the A.D. Latornell Conservation Symposium scheduled for November 14, 15 and 16, 2007 on the topic titled "Your Watersheds, Our Great Lakes".
20. Copy of the letter dated May 17, 2007 from the Minister of Transportation Ontario responding to Mayor McCallion's letter dated May 17, 2007 seeking remedy of the litter along Provincial highway interchanges in Mississauga.

21. Copy of the email dated June 25, 2007 advising Council's adoption of Recommendation EAC-0011-2007 from the Environmental Advisory Committee meeting on June 5, 2007.

MG.31
(EAC-0016-2007)

GC-0591-2007

That the presentation to the Museums of Mississauga Advisory Committee at its meeting on September 10, 2007, by Stephanie Meeuwse, the Museums Exhibit and Collections Coordinator of the Recreation and Parks Division of the Community Services Department, regarding the current artifact collection storage facilities, be received for information.

CS.07.ART
(MOMAC-0019-2007)

GC-0592-2007

1. That Recommendation GC-0412-2007 (MOMAC-0015-2007) requesting the transfer of \$25,000.00 to the Friends of the Museums, be rescinded.
2. That the balance of the Benares Historic House DVD project fund (\$17,817) be retained in the existing account PN04-426 [Benares Audio-Visual Project].

FA.04.BEN
(MOMAC-0020-2007)

GC-0593-2007

That the Terms of Reference for the Museums of Mississauga Advisory Committee (MOMAC) presented its meeting on September 10, 2007, be approved as amended to:

- add a definition of "museum collections"; and
- replace the words "artifacts and items of historical value" with the words "museum collections".

MG.30
(MOMAC-0021-2007)

GC-0594-2007

1. That the draft 2007 Priorities and Work Plan for the Museums of Mississauga Advisory Committee (MOMAC) considered at its meeting on September 10, 2007, be approved as amended to:
 - indicate that the Benares Endowment Fund transfer to the Community Foundation of Mississauga has been finalized;
 - add the Benares Historic House audio visual project to the category of Unfinished Business from Previous Term;
 - refer the items in the category of Collections-related issues to the Collections and Storage Subcommittee; and

- add the Sandford Farm to the Facility-related Issues section.

2. That the issues related to artifact storage be given priority consideration.
3. That the Manager of Museums report back to the next meeting of MOMAC with a proposal for time lines and priorities for the respective work plan items.

MG.30
(MOMAC-0022-2007)

GC-0595-2007 That the Report of the Collections and Storage Subcommittee from its meeting on July 4, 2007, be received for information.

MG.30.COL
(MOMAC-0023-2007)

GC-0596-2007 That the Report of the Collections and Storage Subcommittee from its meeting on August 15, 2007, be received for information.

MG.30.COL
(MOMAC-0024-2007)

GC-0597-2007 That the verbal report by Fred Durdan, Chair of the Friends of the Museums of Mississauga, to the Museums of Mississauga Advisory Committee at its meeting on September 10, 2007, be received for information.

MG.30
(MOMAC-0025-2007)

GC-0598-2007 That the following items presented to the Museums of Mississauga Advisory Committee at its meeting on September 10, 2007, be received for information:

1. Copy of Mayor McCallion's letter dated June 25, 2007 to the Honourable Beverley J. Oda, the then Minister of Canadian Heritage and Status of Women, sending Council Resolution 0155-2007 requesting the introduction of a new Canadian Museum Policy and federal investment in Canadian museums.
2. Letter dated July 20, 2007 from Fred Durdan, Chair of the Friends of the Museums of Mississauga, advised that John Van Camp has been appointed as their representative to participate with the Museums of Mississauga Advisory Committee.

3. City of Mississauga New Release dated July 10, 2007 titled “Mississauga Office of Arts and Culture Proposals Get Green Light From City Council”.
4. Copy of the Corporate Report dated June 21, 2007 and titled “Creation of an Arts and Culture Master Plan for the City of Mississauga” from the City Manager and Chief Administrative Officer to General Committee of Council at its meeting on June 27, 2007.
5. Copy of the Corporate Report dated June 21, 2007 and titled “Art and Culture Grants” from the City Manager and Chief Administrative Officer to General Committee of Council at its meeting on June 27, 2007.
6. Copy of the Corporate Report dated June 25, 2007 and titled “Sustainability of Arts and Culture Organizations” from the City Manager and Chief Administrative Officer to Council at its meeting on July 4, 2007.
7. Copy of the brochure titled “Mississauga in Bloom”.
8. Copy of an email dated August 16, 2007 from the Ontario Museums Association announcing the new Minister of Canadian Heritage, the Honourable Josee Verner.
9. Copy of a letter dated August 16, 2007 addressed to Annemarie Hagan, Museums Manager, Museums of Mississauga, from The Honourable Caroline Di Cocco, Minister of Culture, advising that an operating grant of \$53,953.00 has been awarded to Mississauga.
10. Copy of the brochure regarding Mississauga’s 13th Annual Teddy Bear’s Picnic on July 29, 2007 at the Benares Historic House.
11. Copy of an article from The Booster issue of July 25, 2007 titled “BYOB: Bring Your Own Bear”.
12. Copy of an article from The Booster issue of July 25, 2007 titled “The Story of Port Credit”.
13. Copy of an article from The Mississauga News issue of August 1, 2007 titled “Picnic Pals”.
14. Copy of an article from The Mississauga News issue of August 1, 2007 titled “When Teddy Bears Come Out to Play”.

15. Copy of an article from The Mississauga News issue of August 1, 2007 titled “Join the Celebration for Our Latest Centenarian”.
16. Copy of the Museum News Volume 2 Spring/Summer 2007 issued by the Museums of Mississauga.
17. Copy of Volume 1, Issue 1 dated September 2007 of the Peel Heritage Complex Peel Curatorial Centre Update newsletter.
18. Copy of the Bradley Museum P-406 Master Plan Enhancement and Additions.
19. Copy of an article from The Booster issue of May 9, 2007 titled “Lovin’ Those Doggy Dayz”.
20. Copy of an article from the Toronto Star issue date August 30, 2007 titled “A park lover among the ruins – Architect hopes to preserve Sandford Estate’s ‘ghost of a house’ for sake of Mississauga history”.
21. Copy of an email dated July 31, 2007 titled “Plans for a New Private Community Museum in Mississauga” responding to a submission from the Founding Members of a New Historical Society in Mississauga.

MG.30
(MOMAC-0026-2007)

GC-0599-2007

Whereas the Heritage Advisory Committee is considering a proposal to develop the Sandford Farm property;

And whereas historical programming is envisioned;

And whereas some historical building materials from the Sandford Farm have been integrated into the Museums;

That Francis Goddu – Chair of the Museums of Mississauga Advisory Committee (MOMAC) be directed to write to Councillor George Carlson – Chair of the Mississauga Heritage Advisory Committee, to indicate MOMAC’s and the Friends of the Museums of Mississauga’s sincere interest in working with the Heritage Advisory Committee on the development of the plans for the Sandford Farm property.

CS.08
(MOMAC-0027-2007)

- (c) Extracts of the public meetings held by the Planning and Development Committee on September 17, 2007:
- (i) William Godina
OZ 07/001 W5
 - (ii) Quickchill Draught Refrigeration (Joe Ponzo)
OZ 07/011 W11

Received

9. **UNFINISHED BUSINESS**

UB-1 Provision of Financial Support to Orchestras Mississauga

General Committee at its meeting held on September 19, 2007, deferred part 1 of the following to this Council meeting:

Report dated September 6, 2007 from the City Manager and Chief Administrative Officer regarding Provision of Financial Support to Orchestras Mississauga.

RECOMMENDATION

1. *That the following recommendation be deferred to Council on September 26, 2007:*
 - (i) *That \$60,000 be provided to Orchestras Mississauga to resolve current cash flow constraints and to assist with the implementation of the Orchestras Mississauga Project Renewal and that these funds be transferred from non-departmental corporate grant (account 735105-28533) to the Hazel McCallion Endowment for the Arts (account 35511) to reimburse the Endowment for advance provision of funds to Orchestras Mississauga.*

Mayor McCallion advised that she had provided members of Council with a list of donations to arts organizations, some that were in crisis, from the Hazel McCallion Endowment for the Arts Fund. She advised that she would like to keep funds in the Arts Fund for emergencies, the reason why she was asking that the \$60,000 to Orchestras Mississauga be reallocated. The City Manager advised that the \$60,000 would be transferred from an unallocated grants budget in the 2007 fiscal year. The City Manager advised that Jennifer Kay, Office of the Arts, had attended all Board meetings of Orchestras Mississauga to keep abreast of their Plan.

Councillor George Carlson asked for an accounting of the Mayor's Endowment for the Arts Fund on an annual basis and supported the Mayor's request.

Councillor Pat Saito advised that at General Committee, she has asked that this item be referred to Council as the Mayor was not in attendance. She advised of her concern with procedure that the decision was made to provide the funds to Orchestras Mississauga without Council approval and the possibility of setting a precedent with other arts organizations that are in financial difficulty. She advised that she concurred with the recommendation however, she was concerned with process.

Councillor Carolyn Parrish advised that she concurred with the funding to Orchestras Mississauga and specifically that it was coming out of unallocated grant funds. She agreed that the Mayor's donation list to arts organizations should be published yearly so that Council can determine if there should be an allocation in the budget to provide for some of the organizations. Councillor Parrish made reference to the donation made to the Mississauga International Children's Festival advising that this organization was no longer in existence and did not hold a Festival in 2007. She asked for an accounting of the funds for this organization.

Mayor McCallion advised that this is the first time that she was asking Council to reimburse funds. She advised that she does not publish the list of organizations as she did not want to publicize the names of the arts organizations that are in crisis. The Mayor advised that if Council wanted to assist the arts, they would have to consider contributing more funds to the arts in the 2008 budget.

Members of Council agreed to the motion and the transfer of funds back to the Hazel McCallion Endowment for the Arts account.

Resolution 0240-2007

FA.16

10. PETITIONS

P-1 Sam Mok Investments Ltd., 4365 Brandon Gate Drive (Ward 5)

Petition received by City Council at its meeting held on September 26, 2007, with respect to File OZ 04/010 W5, Sam Mok Investments Ltd., 4365 Brandon Gate Drive.

Received/Referred to the Commissioner of Planning and Building for appropriate action.

OZ 04/010 W5

11. CORRESPONDENCE

(a) Information Items I-1 – I-14.

I-1 *Accessibility for Ontarians with Disabilities Act, 2005 (AODA)*

Letter dated August 31, 2007 from the Honourable Madeleine Meilleur, Minister of Community and Social Services with respect to the *Accessibility for Ontarians with Disabilities Act, 2005 (AODA)*.

Received
TS.14.Acc

I-2 *New Zoning By-law – Seneca Towing Inc. (Ward 1)*

Letter dated September 13, 2007 from Robert Fluney, President, Seneca Towing Inc. with respect to the permitted land use for an existing operation for a pound facility at 1109 Seneca Avenue.

Received/Referred to the Commissioner of Planning and Building for appropriate action.
BL.09.Tow

I-3 *Property Tax System*

Letter dated September 18, 2007 outlining a resolution from the Town of Smith Falls requesting the province to take a more active role and to re-vamp the property tax system.

Received
LA.09

I-4 *Ontario Election 2007 – Promoting a Rural Agenda*

Letter dated September 12, 2007 from the Board of Directors of ROMA with a set of questions for all candidates in the 2007 provincial election regarding rural municipalities.

Received
MG.17.Pro

I-5 Downloading of Provincially Mandated Programs

Communication dated August 13, 2007 outlining a resolution from the City of Cornwall requesting the province to re-assume 100% of the cost of all provincially mandated programs.

Resolution 0251-2007

LA.09

I-6 AMO Advocacy Paper – Poverty and the Property Tax Burden in Ontario

Communication dated September 12, 2007, from the Association of Municipalities of Ontario (AMO) advocating for a more sustainable fiscal arrangement with the release of its advocacy paper, Poverty and the Property Tax Burden in Ontario.

Received/Referred to the Region of Peel for appropriate action.

LA.07

I-7 Federal Gas Tax Communications Process during Provincial Election

Communication dated August 29, 2007, from the Association of Municipalities of Ontario (AMO) requesting that municipal media events for projects funded with the Federal Gas Tax.

Received/Referred to the Commissioner of Corporate Services (Communications) for appropriate action.

LA.07

I-8 Municipal Class Environmental Assessment

Communication dated September 11, 2007, from the Ministry of the Environment advising that on September 6, 2007 the Minister of the Environment approved MEA's amendments for its Class EA to include a new Part D for municipal transit projects..

Received/Referred to the Commissioner of Transportation and Works for appropriate action.

EC.14.Tra

I-9 Ontario Realty Corporation – Class Environment Assessment Project Notification

Letter dated September 12, 2007, from UMA Engineering Ltd. advising of a Category B Class Environment Assessment Project for the sale of property in the northwest quadrant of Goreway Drive and CN's Halton Subdivision.

Received/Referred to the Commissioner of Transportation and Works for appropriate action.

EC.14

I-10 Town of Oakville Public Notice – Official Plan Amendment

Communication from the Town of Oakville advising of a public meeting to be held on September 27, 2007 with respect to town initiated Official Plan Amendment for 2322, 2332, 2362 Upper Middle Road West.

Received/Referred to the Commissioner of Planning and Building for appropriate action.

LA.09.Oak

I-11 Planning Application Notice

Notice of application to change the zoning for 500 and 520 Eglinton Avenue West (south east corner of Eglinton Avenue West and Confederation Parkway) on behalf of Joseph Madill.

Received

OZ 07/014 W4

I-12 33 Benson Avenue – Fence Exemption (Ward 2)

Letter dated September 21, 2007 from Eric Dietsch, 33 Benson Avenue, with respect to the request for a fence exemption at 33 Benson Avenue.

Resolution 0238-2007

BL.08.Fence (Ward 2)

I-13 Enersource Board of Directors Compensation

Letter dated September 24, 2007 from the Chair of the Enersource Board of Directors advising of an error in his previous letter dated September 17, 2007 with respect to hiring a consultant.

Information Item D-2

MG.11.Enersource

I-14 C of A 'A' 389/06 - 1504 Indian Grove (Ward 2)

Letter dated September 19, 2006 from David E. Culham, Resident, with respect to the grading and water issues at 1504 Indian Grove.

Resolution 0253-2007
'A' 389/06 (Ward 2)

(b) Direction Items

D-1 Clean Water Act, 2006, Nomination of Municipal Members to Source Protection Committees

Letter dated September 19, 2007, outlining a resolution from the Region of Peel nominating Mark Schiller, Director of Water Division, Environment, Transportation and Planning Services as the Region of Peel's candidate to the Toronto and Region Source Protection Authority CTC Region Source Protection Committee.

The Commissioner of Transportation and Works advised that he would be preparing a report to the next General Committee meeting regarding this matter.

Received/Referred to the Commissioner of Transportation and Works for appropriate action.
LA.09.Peel

The following members of Council declared a conflict of interest with respect to the following item owing to their relationship as a Director on the Board of Directors of the Enersource Corporation and left the meeting at this time:

Councillor Carmen Corbasson, Councillor Nando Iannicca, Councillor Sue McFadden.

D-2 Enersource Board of Directors Compensation

Letter dated September 17, 2007 from the Chair of the Enersource Board of Directors attaching the Hay Report regarding compensation for the Enersource Board of Directors.

Mayor McCallion advised that this matter required a motion to re-open the question and asked the City Clerk to explain the procedure. The City Clerk advised that a motion to re-open the question can only be moved by someone who voted on the prevailing side. She further advised that Council would first have to move a motion to waive notice because the motion to re-open the question was not on this agenda.

Councillor Maja Prentice suggested that this matter be dealt with at the next Council meeting to provide sufficient notice. Councillor Prentice moved a Notice of Motion to re-open the question at the next Council meeting to discuss the Enersource Board of Directors remuneration.

3. That the deputation made by Eric Dietsch in support of the above Fence Exemption request be received.

Carried

BL.08.Fence (Ward 1)

0239-2007

Moved by: E. Adams

Seconded by: F. Dale

That the Report dated September 11, 2007, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/013 W5, Dr. Andrew Rewa and Michelle Viney, 5236 and 5240 Hurontario Street, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from “Motor Vehicle Commercial” to “Convenience Commercial” to permit retail commercial uses, be approved.
2. That the application to change the Zoning from “C5-3” (Motor Vehicle Commercial) to “C1-Exception” (Convenience Commercial) to permit a one storey retail commercial plaza, be approved in accordance with the Zoning Section of this report and subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
 - (b) That notwithstanding the Zoning Section of this report, a Laundromat not be permitted on the subject lands.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

OZ 06/013 W5

0240-2007

Moved by: N. Iannicca

Seconded by: C. Parrish

That \$60,000 be provided to Orchestras Mississauga to resolve current cash flow constraints and to assist with the implementation of the Orchestras Mississauga Project Renewal and that these funds be transferred from non-departmental corporate grant (account 735105-28533) to the Hazel McCallion Endowment for the Arts (account 35511) to reimburse the Endowment for advance provision of funds to Orchestras Mississauga.

Carried

FA.16

0241-2007 Moved by: F. Dale Seconded by: N. Iannicca

That recommendations PDC-0065-2007 to PDC-0066-2007 inclusive contained in the Planning and Development Committee Report 13-2007 dated September 17, 2007 be approved as amended in PDC-0065-2007.

That recommendations GC-0577-2007 to GC-0599-2007 inclusive contained in the General Committee Report 14-2007 dated September 19, 2007 be approved as amended in GC-0577-2007.

Carried
MG.07 / MG.08

0242-2007 Moved by: M. Prentice Seconded by: P. Mullin

That the tax adjustments outlined in Appendix 1 attached to the report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Section 334, 357 and 358 of the *Municipal Act*, be adopted as amended with the deletion of Roll #020-048-13900-0000 Appeal # 6152.

Carried
FA.13.Mun

0243-2007 Moved by: P. Mullin Seconded by: M. Prentice

That the recommended apportionment of taxes and payments set out in Appendix 1 of the report dated September 12, 2007 from the Commissioner of Corporate Services and Treasurer be approved.

Carried
FA.36

0244-2007 Moved by: M. Prentice Seconded by: P. Mullin

That a by-law be enacted authorizing the closure of part of Haines Road, to be retained as a 0.3m (1.0 ft.) reserve, legally described as Part of Lot 10, Concession 1 (Geographic Township of Toronto), being Part of Haines Road, Registered Plan M-173, City of Mississauga, in the Regional Municipality of Peel, and designated as Parts 10, 11 and 12 on Reference Plan 43R-31420, in Ward 3.

Carried
RT.06.Haines

2. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

OZ 04/010 W5

0248-2007 Moved by: N. Iannicca Seconded by: K. Mahoney

Whereas the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the sudden passing on September 9, 2007 of 53 year old Judy Ekause, Taxi School Trainer.

And Whereas Judy Ekause began her career with the City of Mississauga on October 15, 2001 with the Corporate Services Department as Trainer for Drivers licensed under the Public Vehicle Licensing By-law, Mobile Licensing Section.

And Whereas in 2006, Judy received the CAFÉ Customer Service Excellence Award for providing a positive and informative atmosphere when training new applicants and licensed drivers resulting in outstanding customer service for the travelling public in the City of Mississauga.

And Whereas Judy is survived by her two daughters, her parents and brother.

Now therefore be it resolved that sincere condolences be extended on behalf of Council and staff to the family of Judy Ekause.

Carried

PR.04

0249-2007 Moved by: C. Parrish Seconded by: G. Carlson

Whereas the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the sudden passing of two sisters, 23 year old Isabel Diceglie on September 15, 2007 and 19 year old Vanessa Diceglie on September 13, 2007.

And Whereas Isabel Diceglie was a former Instructor Guard at River Grove Pool for a period of five (5) years from April 1, 2002.

And Whereas Vanessa Diceglie was currently an Instructor Guard at River Grove Pool since September 8, 2004.

And Whereas both girls were full of energy and were great assets to the City of Mississauga and often received requests from parents to have one of the girls teach their child.

And Whereas Isabel and Vanessa are survived by their mother, father and brother.

Now therefore be it resolved that sincere condolences be extended on behalf of Council and staff to the family of Isabel Diceglie and Vanessa Diceglie.

Carried
PR.04

0250-2007 Moved by: P. Mullin Seconded by: M. Prentice

WHEREAS Council on February 13, 1978 passed Resolution 42-78 exempting certain types of projects from site plan processing fees, namely buildings owned by the City, the Region, the Province and the Federal Government; and buildings used as schools (public and separate);

AND WHEREAS Council on September 13, 1982 passed Resolution 593-82, which among other things, exempted government agency projects from the requirement of submitting a letter of credit;

AND WHEREAS concern has been expressed that government agency projects should be subject to site plan processing fees under the City's *Planning Act Fees and Charges By-law* so as to recoup costs associated with the processing of such applications; and to require the submission of securities to ensure that non-building aspects of a site development such as landscaping, tree preservation, parking areas and pedestrian walkways etc. are in compliance with the approved site plan;

AND WHEREAS applicable planning application fees and letters of credit and associated site inspections prior to and at completion of construction currently form part of the site plan process for all other types of development subject to site plan approval within the City;

AND WHEREAS under the City's *Planning Act Fees and Charges By-law*, government agency projects are currently not exempt from planning application fees for other types of applications (i.e. Official Plan Amendments and Rezoning);

AND WHEREAS as part of Phase 2 of the Planning Application Fees and Charges Review being undertaken, Planning and Building Department staff are in the midst of reviewing costs associated with all type of development applications and making further refinements to the planning application fees in order to achieve full cost recovery;

AND WHEREAS in view of the above circumstances, it is, therefore, desirable to revisit the aforementioned Council resolutions from 1978 and 1982;

THEREFORE BE IT RESOLVED that Council direct the Commissioner of Planning and Building to bring forward a report to Planning and Development Committee reviewing the merits of continuing to exempt government agency projects from site plan processing fees and the requirement of submitting a letter of credit.

Carried
FA.11.Fee

0251-2007 Moved by: P. Mullin Seconded by: M. Prentice

Whereas, the Corporation of the City of Cornwall requests the Province of Ontario to assume 100% of the Court Security costs;

And Whereas, the City of Cornwall further requests the Province of Ontario to re-assume 100% of the cost of all provincially mandated programs such as Social Assistance, ODSP, Ontario Drug Benefits, child care services and facilities;

And Whereas, the Council of the City of Mississauga agrees that provincially mandated programs should be funded by the Province of Ontario and not funded by municipal taxes;

Now Therefore be it Resolved, that the Council of the City of Mississauga supports the resolution of the Council of the City of Cornwall;

And further that this Resolution be sent to the City of Cornwall, the Province of Ontario, and the Mississauga MPPs;

And further, this motion should be forwarded to AMO.

Carried
LA.07

0252-2007 Moved by: P. Mullin Seconded by: M. Prentice

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 state 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 September 26, 2007, shall be closed to the public to deal with the following matters:

(a) Litigation (2)

Carried
MG.20

The following motion, moved by Councillor Carolyn Parrish, seconded by Councillor Sue McFadden was discussed.

Whereas Council meetings contain subjects for discussion which are all of great importance to the public and to the City.

Whereas each item on a Council agenda should receive close scrutiny by every Councillor. Whereas last minute additions to Council agendas, may not receive the scrutiny they warrant.

Be it resolved:

That no item may be added to a Council agenda, with the exception of minor technical corrections, without 48 hours notice, unless approved by 66% (2/3) Council present and eligible to vote.

Councillor Parrish advised that as a new Councillor, she was in the process of learning and would appreciate sufficient time prior to the Council meeting to review all items on the agenda. She advised that when items are placed on an additional agenda and distributed to members of Council the day before a meeting, this does not provide sufficient time for members of Council to review the issues, particularly if an issue is sensitive or complex. Councillor Parrish advised that a survey conducted by the Clerk's Office concluded that a majority of municipalities surveyed either do not allow additional agendas or require a vote of Council for additional items. She suggested that unless an item related to an item on the agenda or clarified or changed an item on the agenda, there should not be additional items brought before Council. She advised that this would send the message to departments to prioritize.

Members of Council discussed the issue and it was suggested that if a matter is on an additional Council agenda and if it required a lot of discussion or more consideration then it could be deferred to the next Council meeting to allow Council and staff the opportunity to discuss the issue further. Members of Council concluded that having the opportunity to place items on an additional agenda provided the flexibility required in certain situations.

The motion, as presented, was voted on and *LOST*.

MG.01

Note: Resolutions emanating from the "Closed Session" portion of the meeting are listed under "17. Closed Session".

13. BY-LAWS

0355-2007 A by-law authorizing the closure of part of Haines Road (Part of Lot 10, Concession 1 (Geographic Township of Toronto) on Registered Plan M-173.

Resolution 0244-2007/Corporate Report R-3
RT.06.Haines (Ward 3)

0356-2007 A by-law to allocate \$120,000 from the Mascan Amenities Account (35325) within the General Municipal Development Reserve Fund to the Mississauga Valley CC Bocce Court Upgrade Project Account (PN 03-393).

GC-0583-2007/September 17, 2007
FA.19/CD.11.Bocce

0357-2007 A by-law to amend By-law 555-2000, as amended, , to implement a 40 km/h when flashing speed zone on Meadowvale Boulevard between Financial Drive and Derry Road West from Monday to Friday, September 1 to June 30.

GC-0566-2007/September 12, 2007
BL.02.TRA (Ward 11)

0358-2007 A by-law to amend By-law 0225-2007, as amended, for Vehicle Pound Facilities.

PDC-0024-2007/April 25, 2007
BL.09.Veh

0359-2007 A by-law to amend By-law 0293-2006, as amended, being the Site Plan Control By-law (City-wide) in section 5 (Vehicle Pound Facilities).

PDC-0024-2007/April 25, 2007
BL.09.Veh

0360-2007 A by-law to amend By-law 0001-2006 being the Business Licensing By-law to licence, regulate and govern Vehicle Pound Facilities.

GC-0257-2007/April 25, 2007
BL.09.Veh

0361-2007 A by-law to authorize the execution of a Servicing Agreement for Municipal Works Only and other related documents with Sundance Vintage Developments Inc., the City of Mississauga and the Region of Peel (west side of Tenth Line West, south of Thomas Street).

CD.06.Sun W10

- 0362-2007 A by-law to remove certain lands from part-lot control (located north of Derry Road West, west of McLaughlin Road) (Salamun Construction Company Ltd.).
43M-1623 (Ward 10)
- 0363-2007 A by-law to remove certain lands from part-lot control (located west of Winston Churchill Boulevard, north of Erin Centre Boulevard) (Daniels LR Corporation).
43M-1700 (Ward 10)
- 0364-2007 A by-law to amend By-law 0225-2007, as amended, rezoning application for Orlando Corporation, 2121 Britannia Road West (northeast quadrant of Britannia Road West and Erin Mills Parkway).
Resolution 0246-2007/Corporate Report R-5
OZ 05/005 W11
T-M05002 W11
- 0365-2007 A by-law to amend By-law 0225-2007, as amended, rezoning application for The Erin Mills Development Corporation (north and south of the proposed extension of Thomas Street between Tenth Line West and Winston Churchill Boulevard).
Resolution 0228-2007/September 12, 2007
OZ 055/95 W10 Phase 3
T-M94034 W10 Phase 3
- 0366-2007 A by-law to amend By-law 461-79, being a by-law to exempt certain lands from part-lot control, 1035 Stacey Court (south of Matheson Boulevard East, east of Tomken Road).
43M-267 (Ward 5)
- 0367-2007 A by-law to authorize the registration of a Transfer of Easement with Bell Canada, with respect to the permanent easement requested over City-owned lands over part of Reserve 141 (0.3 metre Reserve) (Registered Plan 43M-1606, Part 4 on Reference Plan 43R-28786) located along the westerly limit of Tenth Line West, north of Eglinton Avenue.
GC-0580-2007/September 19, 2007
PO.12.Tenth (Ward 10)

0368-2007 A by-law to authorize the execution of a Development Agreement with Orlando Corporation, 820, 824, 840 Britannia Road West and 885, 895 Plymouth Drive (northeast quadrant of Plymouth Drive and Latimer Drive).

Resolution 0230-2007/September 12, 2007
OZ 05/033 W6

0369-2007 A by-law to adopt Mississauga (Official Plan) Amendment No. 71, specifically the East Credit District Policies.

Resolution 0230-2007/September 12, 2007
OZ 05/033 W6

0370-2007 A by-law to amend By-law 0225-2007, as amended, under file application OZ 06/033 W6, Orlando Corporation, 820, 824, 840 Britannia Road West and 885, 895 Plymouth Drive (northeast quadrant of Plymouth Drive and Latimer Drive).

Resolution 0230-2007/September 12, 2007
OZ 05/033 W6

0371-2007 A by-law to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on the east side of Ryeford Court.

GC-0579-2007/September 19, 2007
BL.02.Tra (Ward 4)

Note: By-laws emanating from the “Closed Session” portion of the meeting are listed under “17. Closed Session”.

14. OTHER BUSINESS

(a) 50th Anniversary – AVRO Arrow

Councillor Eve Adams advised that on October 4, 2007 there will be a 50th Anniversary celebration of the dismantling of the AVRO Arrow program, in conjunction with Heritage Mississauga and extended an invitation to all residents and members of Council.

PR.04

(b) Mississauga Matters

Mayor McCallion made reference to the Special Fall Edition 2007 of the Mayor's Update that contained information on the upcoming provincial election and the questions from the City and answers from the three main party leaders. She congratulated staff for organizing a professional Town Hall meeting.

PR.04

(c) GTTA

Mayor McCallion advised that as a member of the GTTA, she had established a committee in Peel with representatives from Brampton, Caledon and Mississauga which also included representatives from the Mississauga and Brampton Boards of Trade and Caledon Chamber of Commerce, the Greater Toronto Airports Authority, CPR/CNR and the Ontario Trucking Association with Wendy Alexander, Director of Transportation and Infrastructure Planning, Transportation and Works in the lead to determine a total perspective of the needs of Peel in terms of transportation.

TR.14

15. INQUIRIES(a) Mississauga Transit

Councillor Pat Mullin enquired as to the status of her request to the Commissioner of Transportation and Works with Transit Bus Route 48 from South Common Mall to the Clarkson GO Station. She advised that due to the new Transit Bus Route 110 recently launched as part of the Universal Bus pass for students attending the University of Toronto (Mississauga) campus, daily commuters to the Clarkson GO Station are delayed on their way to and from work. The Commissioner of Transportation and Works advised that staff are working on a solution and would provide a report to the Councillor at the earliest opportunity.

PR.04

(b) Disabled Parking Signs

Councillor Frank Dale advised that he had an enquiry from a resident that some of the disabled parking signs are not at the appropriate height and asked staff to ensure that these signs conform to standards.

BL.02

0254-2007 Moved by: K. Mahoney

Seconded by: P. Mullin

That the City Solicitor be authorized to enter into a settlement of the appeal of the rezoning application and related site plan appeal for 1484 Hurontario Street based on the following terms and conditions:

1. The uses of the Subject Property shall be restricted to the following:
 - (a) physician;
 - (b) registered massage therapist;
 - (c) registered physiotherapist; and
 - (d) Doctor of Acupuncture, as regulated by the College of Traditional Chinese Medicine Practitioners and Acupuncturists of Ontario (the “Permitted Practitioners”)
2. The maximum number of Permitted Practitioners shall be two (2) at any one time, but at no time shall include more than one physician;
3. The total Gross Floor Area – non residential of the Subject Property is 182 m² (1,958.94 sq. ft.), to be used only as follows:
 - (a) the gross floor area on the first floor is 145.3m² (1,560.67 sq. ft.), and shall be the only gross floor area where uses listed in point 1 may occur; and
 - (b) the gross floor area of the second floor is 38.03m² (409.02 sq. ft.); and shall only be used for administrative offices accessory to the uses listed in point 1, above.
4. The maximum number of parking spaces permitted on the Subject Property is eleven (11), including one (1) handicapped space. Two (2) of the eleven (11) parking spaces will be proposed to be tandem stalls;
5. The applicant will submit a revised site plan to the satisfaction of the City of Mississauga (the “City”) and that the Board be requested to hold its order for both the re-zoning by-law and site plan pending completion of a revised site plan and the re-zoning by-law until the site plan matters are addressed within a time frame as determined by Legal Counsel to the satisfaction of the City.
6. And that Schedule I be attached to the re-zoning by-law to incorporate some of the site plan related matters.

Carried

OZ 05/025 W1

LA.19.Zim

18. CONFIRMATORY BY-LAW

0372-2007 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on September 26, 2007.

MG.01

19. ADJOURNMENT- 3:16 P.M.

MAYOR

CLERK