



## AGENDA

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SESSION 3

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

([www.mississauga.ca](http://www.mississauga.ca))

WEDNESDAY, February 20, 2013 – 9:00 A.M.

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

Contact: Carmela Radice, Legislative Coordinator, Office of the City Clerk  
Telephone: 905-615-3200, ext. 5426; [carmela.radice@mississauga.ca](mailto:carmela.radice@mississauga.ca)

**1. CALL TO ORDER****2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST****3. MINUTES OF PREVIOUS COUNCIL MEETINGS**

(a) February 6, 2013

**4. APPROVAL OF AGENDA****5. PRESENTATIONS**

(a) 2012 Corporate Awards of Excellence

Janice Baker, City Manager, Members of Council and the Leadership Team will present the 2012 Corporate Awards of Excellence to the following staff:

**1. Customer Service Award**

The Customer Service Award is given to individuals and teams who have consistently "gone the extra mile" to earn the respect, support and appreciation of their customers.

**Recipient: Maria Torresan**

**Recipient: Fred Grubic**

**Recipients: Erin Meadows Library**

*Erica Conly, Jennifer Chaplin, Sharron Burgess, Maria Silli, Patricia Bally, Laura Watts, Usha Vaidyanathan, Sheila Thomas, Fanny Tam, Cynthia Luong, Sharon Spingola, Celia Chen, Lovely John, Sunny Damji, Lia Cooke, Sarah Dhami, Valerie Nash, Aleksandar Vidovic, Stella Adamich, Nawal Mohammad, Sarah Moore, Jessica Morales, Yakoob Sayed, Kidron Xavier, Riley Kemp, Brenda Chan, Debasri Ghosh, Nicole Miledi, Michael Parcalidis, Madelaine Gardiner, Liz Zheng, Hana Curry, Olenka Kornas, Kirsty Boar, Kristina Huddy, Ashley Bettencourt*

**2. Continuous Improvement Award**

The Continuous Improvement Award is given to an individual and team who have brought about a significant change through their innovation and creativity. This innovation revolutionizes the workplace, improves efficiencies and challenges the City's current processes and practices.

**Recipient: Joseph Passley**

**Recipients: Mississauga Fire and Emergency Services Home Safe Home Program Committee**

*Paul Farrant, Erica Davoli, Anne Marshall, Charles Farrell, Karin Roskam, Craig Dockeray, Alan Hills, Dino Bernardi, Roger Clement, Douglas Hickey, Gary Dronyk, Rob Cox, Daniel Ennamorato, Lynda Lynch, Jolanta Wasilonek*

**3. Brenda Sakauye Environment Award**

The Brenda Sakauye Environment award will be given to a team who has made an innovative or significant environmental contribution which advanced the City of Mississauga's Living Green Master Plan, as well as the environmental aspects of the Strategic Plan.

**Recipients: Woodlands and Natural Areas Team**

*Jessika Corkum-Gorrill, John MacKinnon, James Ferguson, Jessica McEachren, Sarah Jane Miller*

**4. Leadership & Empowerment Award**

The Leadership and Empowerment Award is given to an individual at any level of the Corporation, who through leadership and vision has inspired staff by gaining their commitment, making them feel valued and by building effective teams. As a leader, this individual embraces the roles of coach, mentor, facilitator and team leader, to support and develop employees.

**Recipient: Sally Eng**

**5. Team Effectiveness Award**

The Team Effectiveness Award is given to a team that has consistently shown a high level of cohesion, participation, communication and commitment to the team objectives. All members played an active role in achieving the team's success and stayed focused on its mission.

**Recipients: Collaboration Project**

*Helen Chin-Donofrio, Craig Holland, Mary Fedor, Rebecca Lipka, Jim Morley, Larry Tyndall, Amir Bestawros, Larry Hough, Laurel Schut, Siu Yeung, Louis Williams, Cerise Lee, Frank Tomas, Anthony Lamanna, Spiro Paroutis, Emily Hu, Wendy Law, Steve Dickson, Barbara Webster, Gladys Chan, Vicky Zmichowska, Ian Baker, Joseph Read, Marisa Franchino, Ronald Kremer, Nick Albanese, Prabhjot Dhami, Norman Ng, Paul Ariganello, Paul Kus, Paul Craveiro, Kelvin Shao, Lisa Pliskat, Kevin Mellors, Richard Stone, Crystal Greer, Sonja Banic, Mary Ellen Bench, Sally Eng*

**6. Partnership Award**

The Partnership Award will be given to a team who engages in a joint project with an external organization, association, service group or level of government where the outcome has demonstrated mutual benefits.

**Recipients: Sheridan Computer Resource Centre: A Project of the Sheridan Library and Polycultural Immigrant & Community Services**

*Suzanne Coles, Maurice Swaby, Nicole Carey, Shelley Tsolakis, Derek Boyce, Jo-Anne Storen, Katharine Pryma, Amanda French, Mark Vanderhelm, Juan Botero, Marjorie Dorzek, Sheryl Badin, Edward Vasich, David Morgan, Erica Edwards, Domenic Tudino, Erin Beaudoin*

**7. Kirk French Spirit Award**

The Kirk French Spirit Award honours the memory of Kirk's cheerful attitude that had a positive effect on so many people throughout the City. The Spirit Award is meant to recognize other individuals who are able to lift the spirits of their co-workers with their positive outlook toward their job and life in general.

**Recipient: Cheryl Elford**

**8. City Manager's Award of Excellence**

The City Manager's Award will be presented to a team that has demonstrated excellence in their work during the past year. Their performance reflects a superior level of service in all areas: team effectiveness, customer service, continuous improvement, and leadership. By being proactive, their attitude and performance best exemplifies the vision of the Corporation and helps set the standard for excellence in public service.

**Recipients: The Mississauga Cultural Resource Mapping Project Team**

*John Ariyo, Susan Burt, Bonnie Brown, Michael Tunney, Annemarie Hagan, Ramona Braganza, Lobna Thakib, David Marion, Richard Pearce, Shawn Slack, Susan Amring, John Calvert, Stephen Czajka, Derek Allen, Don Mills, Lindsay Noronha, Baljit Seran, Brian Marchand, Rochard Beharry, Peter Meyler, Erica Edwards, James Docker, Rajni Gupta*

**6. DEPUTATIONS****(a) Tax Adjustments**

There may be persons in attendance who wish to address Council re: **Tax Adjustments pursuant to Sections 357 and 358.**

Corporate Report R-1

**(b) Pan /Parapan American Games 2015**

Ian Troop, Chief Executive Officer for the Toronto 2015 Pan /Parapan American Games Organizing Committee will speak to the event at the Pan/Parapan American Games 2015.

Mr. Troop requested his deputation to be extended to 15 minutes.

**(c) Heritage Month**

Barbara O'Neil, President, Heritage Mississauga will speak about Heritage Month.

**7. PUBLIC QUESTION PERIOD – 15 Minute Limit**

(In accordance with Section 36 of the City of Mississauga Procedure By-law 0412-2003, as amended, Council may grant permission to a person who is present at Council and wishes to address Council on a matter on the Agenda. Persons addressing Council with a question should limit preamble to a maximum of two statements sufficient to establish the context for the question. Leave must be granted by Council to deal with any matter not on the Agenda.)

**8. CORPORATE REPORTS**

- R-1 Report dated January 30, 2013 from the Commissioner of Corporate Services and Treasurer re: **Tax Adjustments Pursuant to Sections 357 and 358**

Recommendation

That the tax adjustments outlined in Appendix 1 attached to the report dated January 30, 2013 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 357 & 358 of the *Municipal Act*, be adopted.

Motion

**9. COMMITTEE REPORTS**

- (a) Governance Committee Report 2-2013 dated February 11, 2013.

Motion

- (b) Planning and Development Committee Report 2-2013 dated February 11, 2013.

Motion

- (c) General Committee Report 4-2013 dated February 13, 2013.

Motion

**10. UNFINISHED BUSINESS****11. PETITIONS****12. CORRESPONDENCE**

- (a) Information Items: I-1-I-3

## (b) Direction Item D-1

D-1 Letter dated February 6, 2013, from Chair of the Malton Business Improvement Area requesting the following members be officially appointed by Mississauga City Council to the Malton Business Improvement Area.

Direction Required

Motion

By-law

**13. MOTIONS**

- (a) To approve recommendations from the following Committee Reports:
- (i) Recommendation GOV-0012-2013 to GOV-0015-2013 inclusive contained in the Governance Committee Report 2-2013 dated February 11, 2013.
  - (ii) Recommendations PDC-0004-2013 to PDC-0006-2013 inclusive contained in the Planning and Development Committee Report 2-2013 dated February 11, 2013.
  - (iii) Recommendations GC-0075-2013 to GC-0093-2013 inclusive contained in the General Committee Report 4-2013 dated February 13, 2013.
- (b) To close to the public a portion of the Council meeting to be held on February 20, 2013, to deal with various matters. (See Item 18 Closed Session).
- (c) To appoint Councillor Bonnie Crombie to the Malton Business Improvement Area.

Direction Item D-1

- (d) To adopt the tax adjustments outlined in Appendix 1 attached to the report dated January 30, 2013 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 357 & 358 of the *Municipal Act*.

Corporate Report R-1

**14. BY-LAWS**

- B-1 A by-law to appoint members of the Board of Management for the Malton Business Improvement Area (Ward 5).

Direction Item D-1

- B-2 A by-law to amend By-law 240-2012 being the General Fees and Charges By-law relating to the tree removal permits set out in Schedule "A" (Housekeeping).

Resolution 0270-2012/November 28, 2012

- B-3 A by-law to amend By-law 253-2012 being the Planning Act Processing Fees By-law relating to the tree removal permission process set out in Schedule 'A'. (Housekeeping)

Resolution 0270-2012/November 28, 2012

- B-4 A by-law to amend By-law 0225-2007, as amended deleting the words "From Residential Zones" and by adding minimum separation distance from residential zone, by adding minimum separation distance from other zones by adding that it be measured in a straight line and by adding "except that a crematorium shall not be permitted.

PDC-0067-2012/March 28, 2012

- B-5 A by-law to adopt Mississauga Official Plan Amendment No. 7, specifically the Section 6.6 Air Quality, Section 17.5 Gateway Employment Character Area and Section 17.8 Northeast Employment Character Area Policies, Owner and Applicant: City of Mississauga.

PDC-0067-2012/March 28, 2012

- B-6 A by-law to adopt Mississauga Official Plan No. 2, specifically the Cooksville Neighbourhood Character Area Policies, Owner/Applicant: City of Mississauga.

PDC-0160-2012/July 4, 2012

- B-7 A bylaw to authorize the execution of a Development Agreement between Mary Manarin, Catherine Manarin and The Corporation of the City of Mississauga, 6880 Second Line West ("B" 090/12 W11) (Ward 11).

"B" 090/12 W11

- B-8 A by-law to authorize the execution of an agreement with Landmark Sport Group Inc. to host the 2013 Mississauga Marathon.

GC-0077-2013/February 13, 2013

- B-9 A by-law to amend By-law No. 555-2000, as amended, being the Traffic By-law adding Schedule 18 maximum rate of speed on Flagship Drive, Golden Orchard Drive and Willowbank Trail, and adding Schedule 19 prohibited U-turns on Forest Park Drive between Trelawny Circle and Juneberry Road/Wintermoor Gate and adding Schedule 31 Driveway Boulevard Parking – curb to sidewalk on Credit Woodlands Court (Wards 3, 7 and 10)

GC-0079-2013 to GC-0081-2013/ February 13, 2013

- B-10 A by-law to transfer funds from the Capital Reserve Fund (Account 33121) to the Dredging of Port Credit Harbour project (13-336).

GC-0084-2013/February 13, 2013

- B-11 A by-law to authorize the execution of a funding agreement, regarding the Meadowvale Village Heritage Conservation District Plan Review, between The Corporation of the City of Mississauga and Her Majesty the Queen in Right of Ontario, as represented by the Minister of Tourism, Culture and Sport (Ward 11).

GC – 0085-2013/February 13, 2013

- B-12 A by-law to authorize the execution of a funding agreement, regarding the Museums of Mississauga Database Upgrade Project, between The Corporation of the City of Mississauga and Her Majesty the Queen in Right of Ontario, as represented by the Minister of Tourism, Culture and Sport.

GC-0086-2013/February 13, 2013

15. **OTHER BUSINESS**

16. **INQUIRIES**

**17. NOTICE OF MOTION**

M-1 That the correspondence from Mississauga City Council be sent to Minister Murray and Minister Sousa, congratulating them on their respective Cabinet posts and requesting that the Ministry of Transportation consider comments submitted on the draft Ontario Cycling Strategy from the City of Mississauga and begin to actively move forward to implement the Ontario Cycling Strategy, including allocation of appropriate funding from the Ministry of Finance.

Motion

**18. CLOSED SESSION**

- (a) Pursuant to the *Municipal Act*, Section 239 (2)
- (i) Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local boards; re: **Claim by Credit Valley Golf and Country Club regarding Watercourse Erosion Damage (Ward 7)**.
  - (ii) Personal matters about an identifiable individual, including municipal or local board employees re: **Employee Performance Review**.
  - (iii) Advice that is subject to solicitor-client privilege; including communication necessary for that purpose re: **Legal Report Responding to Submissions at PDC February 11, 2013 Re: CD.21.DOW Downtown Core**.

**Note: This report was not available for issuance with the agenda and will be distributed prior to the meeting.**

**19. CONFIRMATORY BY-LAW**

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on February 20, 2013.

**20. ADJOURNMENT**



# Corporate Report

Clerk's Files

Originator's Files

COUNCIL AGENDA  
Feb 20, 2013

**DATE:** January 30, 2013

**TO:** Mayor and Members of Council  
Meeting Date: February 20, 2013

**FROM:** Brenda R. Breault, CMA, MBA  
Commissioner of Corporate Services and Treasurer

**SUBJECT:** Tax Adjustments Pursuant to Sections 357 and 358

**RECOMMENDATION:** That the tax adjustments outlined in Appendix 1 attached to the report dated January 30, 2013 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 357 & 358 of the *Municipal Act*, be adopted.

**BACKGROUND:** Sections 357 & 358 of the *Municipal Act*, 2001, S.O. 2001, c.25 allow a property owner or the Treasurer to make application for the cancellation, reduction or refund of taxes for a number of specific reasons. Taxes may be adjusted when a building has been demolished or razed by fire or if a property has become exempt, changed class or has been overcharged by reason of gross or manifest error.

**COMMENTS:** A total of 31 applications for tax adjustments have been prepared for Council's consideration on Wednesday, February 20, 2013.

The total cancellation or refund of taxes as recommended is \$72,472.36. Appendix 1 outlines the tax cancellations being

recommended by property and summarizes by appeal reason the number of applications and tax dollars recommended for reduction.

**FINANCIAL IMPACT:** The City's portion of the cancellations resulting from the Section 357 and 358 tax adjustments is \$19,162.37.

**CONCLUSION:** Tax appeals for 2009, 2010, 2011 & 2012 taxation years are listed in Appendix 1. The *Municipal Act* requires Council to approve the tax adjustments.

**ATTACHMENTS:** Appendix 1: Tax Appeals Pursuant to the *Municipal Act* For Hearing On February 20, 2013.



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Brenda R. Breault, CMA, MBA  
Commissioner of Corporate Services & Treasurer

*Prepared By: Connie Mesih, Manager, Revenue and Taxation*

**Tax Appeals Pursuant to the Municipal Act Appendix 1**  
**For Hearing On February 20, 2013**

Corporate Services

Jan 30, 2013 10:06

Appeal No	Roll No	Owner	Location	Reason for Appeal	Tax Adjustment Totals
<b>Section 357 : 2009</b>					
8335	05-05-0-113-16344-0000	ROOTS CANADA LTD	0 AIRPORT RD	Became exempt	-6,878.42
				<b>Total</b>	<b>-6,878.42</b>
<b>Section 357 : 2012</b>					
8384	05-01-0-003-08700-0000	CAWTHRA SOUTH HOLDINGS LTD	1188 CAWTHRA RD	Demolished/razed-fire	-269.18
8383	05-01-0-003-08800-0000	CAWTHRA SOUTH HOLDINGS LTD	1184 CAWTHRA RD	Demolished/razed-fire	-242.27
8387	05-01-0-008-07400-0000	SEKHON SUKHDEV	1630 TROTWOOD AVE	gross/manifest error	-245.36
8355	05-02-0-027-15000-0000	DEVOE STEPHEN	1353 INDIAN GROVE	gross/manifest error	-1,793.03
8346	05-02-0-028-04100-0000	RODRIGUES MANUEL	1295 WOODDEDEN DR	Demolished/razed-fire	-215.20
8226	05-02-0-032-01900-0000	PETRO-CANADA	1139 LORNE PARK RD	Demolished/razed-fire	-4,778.24
8381	05-02-0-032-19500-0000	HAN SHIWEN	1198 GARDEN RD	gross/manifest error	-2,340.37
8393	05-04-0-091-04700-0000	EQUITY SIX HOLDINGS INC	3041 JAGUAR VALLEY DR	gross/manifest error	0.00
8340	05-04-0-098-05705-0000	MISSISSAUGA CITY	0 EGLINTON AVE W	gross/manifest error	0.00
8341	05-04-0-098-05710-0000	MISSISSAUGA CITY	0 EGLINTON AVE W	gross/manifest error	0.00
8342	05-04-0-098-05715-0000	MISSISSAUGA CITY	0 EGLINTON AVE W	gross/manifest error	0.00
8309	05-04-0-098-10880-0000	UEMURA BRENT	2891 RIO CRT	Class change	0.00
8423	05-04-0-098-25862-0000	CITY OF MISSISSAUGA	0 DERRY RD W	gross/manifest error	-6,487.74
8357	05-04-0-154-00601-0000	DANIELS CCW CORPORATION	0 CONFEDERATION PKY	Class change	0.00
8380	05-06-0-130-12930-0000	RUPARELL DEEPAK	2425 DOULTON DR	Demolished/razed-fire	0.00
8391	05-07-0-057-04800-0000	MANSON JAMES	883 RIBSTON RD	Demolished/razed-fire	-882.33
8331	05-07-0-163-06000-0000	DANWARD HOLDINGS INC	1365 ALEXANDRA AVE	Demolished/razed-fire	-177.94
8390	05-12-0-005-15600-0000	MATERSKI GRZEGORZ	26 JOSEPH ST	gross/manifest error	-415.22
8358	05-15-0-082-40907-0000	ARSHAD NAEEM	7372 JAYSNES RD	gross/manifest error	-679.46
				<b>Total</b>	<b>-18,526.34</b>
				<b>Section Total</b>	<b>-25,404.76</b>

R-1(6)

**Tax Appeals Pursuant to the Municipal Act    Appendix 1**  
**For Hearing On February 20, 2013**

R-1(G)

Corporate Services

Jan 30, 2013 10:06

**Section 358 : 2010**

8370	05-02-0-020-05300-0000	DAS GUPTA SUZANNE	1289 GATEHOUSE DR	gross/manifest error	-5,750.29
8353	05-02-0-027-15000-0000	DEVOE STEPHEN	1353 INDIAN GROVE	gross/manifest error	-1,625.85
8424	05-03-0-069-00241-0000	FREE METHODIST TAMIL CHURC	3045 B SOUTHCREEK RD 41	gross/manifest error	-5,853.65
8361	05-04-0-097-00314-0000	THE CHILDREN'S AID SOCIETY	5121 CREDITVIEW RD	gross/manifest error	-5,116.82
8362	05-04-0-107-62500-0000	CHILDREN'S AID SOCIETY OF	2589 BURNFORD TRAIL	gross/manifest error	-4,596.30
8332	05-05-0-113-16344-0000	ROOTS CANADA LTD	0 AIRPORT RD	gross/manifest error	-7,844.61
8344	05-15-0-085-06188-0000	AHMAD ISHFAQ	3949 TACC DR	gross/manifest error	-166.96
<b>Total</b>					<b>-30,954.48</b>

**Section 358 : 2011**

8371	05-02-0-020-05300-0000	DAS GUPTA SUZANNE	1289 GATEHOUSE DR	gross/manifest error	-8,165.35
8354	05-02-0-027-15000-0000	DEVOE STEPHEN	1353 INDIAN GROVE	gross/manifest error	-1,711.27
8425	05-03-0-069-00241-0000	FREE METHODIST TAMIL CHURC	3045 B SOUTHCREEK RD 41	gross/manifest error	-5,991.03
8345	05-15-0-085-06188-0000	AHMAD ISHFAQ	3949 TACC DR	gross/manifest error	-245.47
<b>Total</b>					<b>-16,113.12</b>
<b>Section Total</b>					<b>-47,067.60</b>

**Tax Appeals Pursuant to the Municipal Act    Appendix 1**  
**For Hearing On February 20, 2013**

Corporate Services

Jan 30, 2013 10:06

**Tax Adjustment Totals**

Section 357	2009	-6,878.42
	2012	-18,526.34
Section 358	2010	-30,954.48
	2011	-16,113.12
	Grand Total	<hr/> -72,472.36

R-1(d)

**Tax Appeals Pursuant to the Municipal Act    Appendix 1**  
**For Hearing On February 20, 2013**

R-1(e)

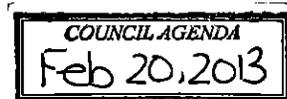
Corporate Services

Jan 30, 2013 10:06

**Summary of Tax Adjustment by Type**

<u>Count</u>	<u>Description</u>	<u>Amount</u>
21	gross/manifest error	- 59,028.78
1	Became exempt	- 6,878.42
7	Demolished/razed-fire	- 6,565.16
2	Class change	0.00
	<b>Total</b>	<b>- 72,472.36</b>

REPORT 2-2013



TO: MAYOR AND MEMBERS OF COUNCIL

The Governance Committee presents its second report for 2013 and recommends:

GOV-0012-2013

That the deputation and written submission from Jeremy Harvey, Chair, Museums of Mississauga Advisory Committee (MOMAC) with respect to the staff recommendations in the City Committees of Council Structure Review regarding MOMAC.

GOV-0013-2013

1. That the report entitled, City Committees of Council Structure Review – Transportation and Transit Committee Research, Adjudication Committee Overview, dated February 5, 2013, from the City Manager and Chief Administrative Officer, be received for information.
2. That the Governance Committee direct the City Clerk to forward final recommendations of the Governance Committee with respect to the City Committees of Council Structure Review to General Committee for discussion, instead of being forwarded directly to City Council as per the usual process.

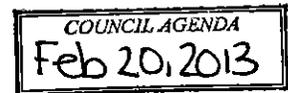
GOV-0014-2013

That the listing of outstanding items presented at the February 11, 2013 meeting that were directed to staff by the Governance Committee, be received.

GOV-0015-2013

That the list of correspondence received by the Governance Committee and an update on the status for each matter as presented at the February 11, 2013 meeting, be received.

REPORT 2 – 2013



TO: MAYOR AND MEMBERS OF COUNCIL

The Planning and Development Committee presents its second report of 2013 and recommends:

PDC-0004-2013

That the report dated January 22, 2013 from the Commissioner of Planning and Building regarding Sign By-law 0054-2002, as amended, and the requested seven (7) Sign Variance Applications described in Appendices of the Report, be adopted in accordance with the following:

1. That the following Sign Variances **be granted**:

- (a) Sign Variance Application 12-02860  
Ward 4  
Mississauga Civic Centre  
300 City Centre Drive

To permit the following:

- (i) Two (2) banner signs displayed on the south elevation of the building.

- (b) Sign Variance Application 12-02583  
Ward 5  
Touchless Car Wash  
7280 Dixie Road

To permit the following:

- (i) One (1) sign that extends above the roof line of a building.
- (ii) One (1) fascia sign having an area of 20.01% of the building elevation facing the gas pumps.

- (c) Sign Variance Application 12-02248  
Ward 5  
Nanda & Associates Lawyers  
2980 Drew Road

To permit the following:

- (i) Two (2) fascia signs located on the second storey of the building.
  
- (d) Sign Variance Application 12-03094  
Ward 5  
AIMIA  
2845 Matheson Blvd. East

To permit the following:

- (i) Two (2) fascia signs located on the second storey of the building.
  
- (e) Sign Variance Application 12-01638  
Ward 6  
Crown Property Management  
115 Matheson Blvd. W.

To permit the following:

- (i) One (1) additional ground sign on the property.
  
- (f) Sign Variance Application 12-01862  
Ward 8  
Amica Mature Lifestyles Inc.  
4620 Kimbermount Ave.

To permit the following:

- (i) One (1) banner sign installed on the 4, 5, and 6<sup>th</sup> floors of the west elevation until October 31, 2013.

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2. That the following Sign Variances **not be granted**:

- (a) Sign Variance Report 12-01824  
Ward 11  
Henkel  
6200 Millcreek Drive

- (i) A third ground sign fronting Millcreek Drive.

BL.03-SIG (2011)

PDC-0005-2013

That the report titled "2011 Census Results", "Office Directory 2013", "Residential Directory 2013", dated January 22, 2013, from the Commissioner of Planning and Building, be received.

CD.15.MIS

PDC-0006-2013

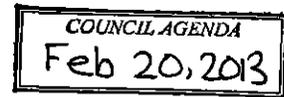
That the Report dated January 22, 2013, from the Commissioner of Planning and Building, titled "Report on Comments - Proposed Official Plan Amendment, Zoning By-law Amendments and Built Form Standards for the Downtown Core " be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes have been proposed, Council considers that the changes do not require further notice and therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendments is hereby waived.
2. That the Downtown Core Local Area Plan in Mississauga Official Plan be deleted and replaced with the Downtown Core Local Area Plan, attached to this report.
3. That Mississauga Official Plan Table 8-3: Road Classification – Minor Collector be amended to add the Downtown Core to the Character Area categories with a Right of Way width range of 23-26 m (75.5 – 85.3 ft.) and Table 8-4: Road Classification – Local Roads be amended to delete the reference to the Downtown Core right of way being 20 m (65.6 ft.) and replacing it with 23 m (75.5 ft.).
4. That the proposed amendments to Zoning By-law 0225-2007 as attached in Appendix 5 of this report, be approved.
5. That the Built Form Standards for the Downtown Core attached as Appendix 6 of this report, be approved.

6. That the Site Plan Control By-law 0293-2006, as amended, be further amended to require all applications for site plan approval in the Downtown Core to provide plans and drawings that are consistent with the Built Form Standards for the Downtown Core as attached as Appendix 7.
7. That the letter dated February 8, 2013 from Dennis H. Wood on behalf of Morguard Investments Limited be received.

CD.21.DOW

## REPORT 4 - 2013



TO: THE MAYOR & MEMBERS OF COUNCIL

General Committee of Council presents its fourth Report of 2013 and recommends:

GC-0075-2013

That the deputation by representatives from Huron Park Youth (HYPE) be received.

GC-0076-2013

That the document titled: "City of Mississauga 2012 Annual Report of the Multi-Year Accessibility Plan" dated January 22, 2012 (the "Report") attached as Appendix 1 to the Corporate Report dated January 24, 2013 from the Commissioner of Corporate Services and Treasurer, be adopted.

GC-0077-2013

1. That the route for the 2013 Mississauga Marathon (the "Marathon") with the finish line at Lakefront Promenade Park be approved.
2. That a By-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute the 2013 Relationship Agreement (the "Agreement"), attached hereto as Appendix 1, between the Corporation of the City of Mississauga (the "City") and Landmark Sport Group Inc. ("Landmark") in a form satisfactory to the City Solicitor and further authorizing the Commissioner of Community Services and the City Clerk to execute all future annual Relationship Agreements, up to and including the year 2015, between the City and Landmark related to the Mississauga Marathon in a form satisfactory to the City Solicitor.

GC-0078-2013

That the report dated January 28, 2013 from the Commissioner of Transportation and Works Department entitled "*Ontario Ministry of Transportation – Draft Cycling Strategy for Consultation*" be endorsed for submission as comments in response to the Ontario Ministry of Transportation regarding EBR Registry Number 011-7552.

GC-0079-2013

That a by-law be enacted to amend By-law 555-2000, as amended, to extend the existing 40 km/h speed zones in Ward 3 on the following roadways:

1. Willowbank Trail between Forest Fire Lane and Emerald Gate
2. Golden Orchard Drive between Greybrook Crescent (north intersection) and Willowbank Trail
3. Flagship Drive between Klaiman Drive and Rymal Road  
(Ward 3)

GC-0080-2013

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 Credit Woodlands Court (north side).

(Ward 7)

GC-0081-2013

That a by-law be enacted to amend By-law 555-2000, as amended, to implement a U-turn prohibition, at anytime, for northbound and southbound motorists on Forest Park Drive between Trelawny Circle and Juneberry Road/Wintermoor Gate.

(Ward 10)

GC-0082-2013

That the proposed 2013 Intersection Capital Works Program, as outlined in the report titled "2013 Intersection Capital Works Program" dated January 29, 2013 from the Commissioner of Transportation and Works, be approved.

(Wards 6 and 7)

GC-0083-2013

That the Purchasing Agent be authorized to execute the agreements necessary to award consulting services to Morrison Environmental Limited at a cost of \$337,935 (including tax) for the rehabilitation and monitoring of the Sandalwood-2 and Huron Heights Groundwater Control Relief Well Systems.

(Wards 4 and 5)

GC-0084-2013

1. That the Port Credit harbour be dredged to a depth of 1.2 meters (4 feet);
2. That PN 13-336, Dredging of Port Credit Harbour, be established with a gross and net budget of \$554,000 allocated from the Capital Reserve Fund (Account 33121) into the Dredging of Port Credit Harbour project (PN13-336).
3. That all necessary by-laws be enacted.

(Ward 1)

GC-0085-2013

1. That the Commissioner of Community Services and the City Clerk be authorized to enter into the Creative Communities Prosperity Fund funding agreement with the Ministry of Tourism, Culture and Sport on behalf of the City of Mississauga, in a form satisfactory to Legal Services.
2. That all necessary bylaws be enacted.

## GC-0086-2013

1. That the Commissioner of Community Services and the City Clerk be authorized to enter into the Museums and Technology Fund funding Agreement with Ministry of Tourism, Culture and Sport on behalf of the City of Mississauga, in a form satisfactory to Legal Services.
2. That PN 13-499 Museum Computer Equipment purchase with a gross budget of \$24,500 and net budget of zero be created and that \$12,209 be funded from the Museums and Technology Fund and the remaining amount of \$12,291 be funded by the Friends of Museum.
3. That all necessary by-laws be enacted.

## GC-0087-2013

1. That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute a Licence Agreement with Toronto Organizing Committee ("TO2015") for the 2015 Pan American ("Pan Am Games") and Para Pan American Games ("Para Pan Am Games") for the use of the Hershey Centre bowl and community rinks from June 2, 2015 through August 24, 2015, in a form satisfactory to the City Solicitor.
2. That Councillors Chris Fonseca, Frank Dale, Bonnie Crombie and Pat Saito be appointed to the Mississauga Pan Am/ Para Pan "TO2015" Games Steering Committee.

## GC-0088-2013

1. That the PowerPoint presentation by Lydia Pawlenko Lobos, Ward 1 resident, entitled "Wood Smoke in Mississauga: Towards banning the greatest source of home air pollution," to the Environmental Advisory Committee on February 5, 2013 be received; and
2. That the document entitled "Residential Wood Smoke: The Truth Some Facts," by the Canadian Clean Air Alliance be received.

(EAC-0001-2013)

## GC-0089-2013

That the Environmental Advisory Committee supports increasing education and awareness regarding the air quality and health impacts of indoor residential wood burning by incorporating messaging into the existing Fire and Emergency Services Division, Community Services Department, "Home Safe Home" fire safety program, promoting the information available on the Region of Peel's Public Health website, increasing messaging to curtail wood burning during poor air quality events, and creating a new web page under the City of Mississauga's Living Green website.

(EAC-0002-2013)

## GC-0090-2013

1. That the PowerPoint presentation by Lincoln Kan, Manager, Environmental Services, entitled "Stormwater Financing Study (Phase 1)," to the Environmental Advisory Committee on February 5, 2013 be received; and
2. That staff be directed to prepare an update regarding the Stormwater Financing Study (Phase 1) for consideration at a future Environmental Advisory Committee meeting.

(EAC-0003-2013)

## GC-0091-2013

That the PowerPoint presentation by Muneef Ahmad, Water Resources Engineer, entitled "Low Impact Development," to the Environmental Advisory Committee on February 5, 2013 be received.

(EAC-0004-2013)

## GC-0092-2013

That the chart from Environment staff with respect to upcoming agenda items and Environmental Advisory Committee (EAC) role be received.

(EAC-0005-2013)

## GC-0093-2013

That the chart dated February 5, 2013 from Julie Lavertu, Legislative Coordinator, Environmental Advisory Committee, with respect to the status of outstanding issues from the Environmental Advisory Committee be received.

(EAC-0006-2013)



I-1

Fraser Milner Casgrain LLP  
77 King Street West, Suite 400  
Toronto-Dominion Centre  
Toronto, ON, Canada M5K 0A1

MAIN 416 863 4511  
FAX 416 863 4592

January 30, 2013

**DELIVERED**

**Patrick J. Devine**  
**Direct Line: 416-863-4515**  
patrick.devine@fmc-law.com  
Matter No. 552037-1

Mayor and Members of City Council  
c/o Clerk's Department  
City of Mississauga  
300 City Centre Drive  
Mississauga ON L5B 3C1

**COUNCIL AGENDA**  
**Feb 20, 2013**

**Attention: Ms. Crystal Greer, City Clerk**

Dear Mayor McCallion and Members of City Council:

**Subject: Proposed Amendments to the Cooksville Neighbourhood Character Area  
Policies of Mississauga Official Plan (2011)  
- Nos. 2095, 2107, 2113 & 2121 Grange Drive and Nos. 2114, 2124 & 2130 Hurontario Street**

Please be advised we are the solicitors for RML 2130 Hurontario Ltd., RML 2124 Hurontario Ltd. 859513 Ontario Ltd., Richard Rabba, RML 2113 Grange Dr. Ltd., 859514 Ontario Ltd. and RML 2095 Grange Dr. Ltd., the owners of the properties noted above. By way of background, our clients, through their planning consultant IBI Group, submitted an Official Plan Amendment application and Rezoning application by letter dated March 7, 2102 for the above noted lands. Those two applications are presently being reviewed by City staff.

This letter is further to the letter dated September 12, 2102, submitted on behalf of our clients by Mr. Phil Levine of the IBI Group addressed to Ms. Karen Crouse. A copy of that letter is enclosed. In that letter, Mr. Levine details some of the concerns of our clients and the course of action that our clients requested be taken by Planning staff and Council with respect to the above-noted City initiated Official Plan Amendment. It is our understanding that Council did not accept the deferral request or requested changes as contained in Mr. Levine's letter.

We have been informed that the implementing by-law for the proposed Cooksville Neighbourhood Character Area Amendment is to come forward for Council's consideration as early as February of this year.

Please accept this letter as our clients' formal request to be notified of the Council Meeting and of the adoption by Council of the proposed Policies.

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In addition, in light of the fact that our clients have an active Official Plan Amendment and Rezoning application being considered by the City at this time, we would ask that Council not approve the policies as they relate to Nos. 2095, 2107, 2113 & 2121 Grange Drive and Nos. 2114, 2124 & 2130 Hurontario Street. If Council does not defer its approval for these properties, then our clients object to all of the policies, text and maps contained in the proposed Amendment, that relate in any way to the above-noted lands, for the reasons set out in the IBI Group letter of September 12, 2012 and as expanded upon during the current Official Plan Amendment and Zoning By-law process relating to these lands.

In the event you require further information relating to this written submission to Council detailing our clients' concerns, please contact me directly at the above-noted phone number.

Yours very truly,

Fraser Milner Casgrain LLP

*Patrick J. Devine*  
Patrick J. Devine

PJD/RWB:mp  
Enclosure

- cc: Ms. Karen Crouse, Planner  
City of Mississauga
- cc: Mr. Phil Levine  
IBI Group
- cc: Gordon Woods Development Limited

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services <input type="checkbox"/> Corporate Services <input checked="" type="checkbox"/> Planning & Building <input type="checkbox"/> Transportation & Works	For <input checked="" type="checkbox"/> Appropriate Action <input type="checkbox"/> Information <input type="checkbox"/> Reply <input type="checkbox"/> Report

I-1(b)



**IBI Group**  
5th Floor—230 Richmond Street West  
Toronto ON M5V 1V6 Canada  
tel 416 596 1930  
fax 416 596 0644

**COPY**

September 12, 2012

Ms. Karen Crouse  
Planner  
City of Mississauga  
300 City Centre Drive  
Mississauga, ON L5B 3C1

Dear Ms. Crouse:

**PROPOSED AMENDMENTS TO THE COOKSVILLE NEIGHBOURHOOD CHARACTER  
AREA POLICIES OF MISSISSAUGA OFFICIAL PLAN (2011)  
114, 2124, 2130 HURONTARIO STREET  
& 212, 2095, 2107, 2113 GRANGE DRIVE**

This letter is in follow up to my letter of June 22, 2012 regarding the proposed amendments to the Cooksville Neighbourhood Character Area Policies, IBI Group on behalf of our client Edenshaw Developments Ltd. would like to provide further elaboration regarding our request to defer the above subject lands from the proposed amendments.

As you may be aware, IBI Group on behalf of Edenshaw Developments Ltd. submitted an application for an Official Plan Amendment and Zoning By-Law Amendment (File No. OZ/OPA 12/003 W7) on March 7, 2012. The subject site comprises a total of 0.95 ha (2.4 ac) of land and fronts both Hurontario Street on the east and Grange Drive on the west. In the new Mississauga Official Plan, the four parcels fronting Grange Drive are located within the Cooksville District while the 3 parcels fronting Hurontario Street are within the Downtown Hospital Character Area. In the current Official Plan- Mississauga Plan, the lands fronting Hurontario Street are designated Special Site 8, while the lands fronting Grange Drive are designated Residential Low Density I – Special Site 11.

As the lands along Hurontario Street are within the Urban Growth Centre identified in the Province's Growth Plan, Places to Grow (2006) intensification of these lands is encouraged. These land designated Office consist of small and relatively shallow parcels that are small scale commercial/office uses converted from low rise residential dwellings constructed in the 1960's. These small scale buildings are out of scale with the intensification contemplated in the Province's Growth Plan and the density anticipated to support Light Rail Transit along the Hurontario Street. It is our opinion that the 3 parcels along Grange Drive are needed to complement the intensification which will occur along Hurontario Street by providing a transition to lower densities on the west side of Grange Drive. We would further suggest that the appropriate form for the parcels on the east side of Grange Drive should be three storey townhouses similar to that which was recently constructed immediately to the south.

The Directions Report dated August 31, 2010 acknowledges that the Growth Plan identifies Hurontario Street corridor as the major focus for growth in Mississauga's Urban Growth Centre. It also further clarifies that intensification within Cooksville and along Hurontario and Dundas

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IBI Group

2

Ms. Karen Crouse – September 12, 2012

Street corridors is to be located generally within 500 metres (1,640 feet) of each. The parcels along Grange Avenue site fall within 150 metres of Hurontario Street.

In this portion of the Hurontario Corridor, the Downtown Hospital Character lands have such shallow depth that there is insufficient land to provide for a meaningful transition to low density single detached dwellings. It is our opinion that allowing the parcels on the east side of Grange Drive to be developed with townhouses, the transition from urban to low density would be more appropriately achieved. This has already been established through the new townhouse developments located immediately southeast of the site and further south at the southwest corner of Harborn Road and Premium Way.

We respectfully request therefore, that the proposed amendments to the policies as they relate to the four parcels on Grange Drive be deferred until Council renders the decision on our application. We would also recommend that similar consideration be given to the lands north of the subject site on the east side of Grange Drive, as in the future, intensification along Hurontario Street may require an appropriate transition from the low density uses to the west.

Should you have any questions, please feel free to contact me at any time.

Sincerely,

Philip Levine

Director

cc: David McComb  
Joe Metcalfe  
Mat Scolozzi  
Jonathan Famme

Ministry of  
Consumer Services  
Office of the Deputy Minister

6th Floor, Mowat Block  
900 Bay Street  
Toronto ON M7A 1L2  
Tel. (416) 212-2665  
Fax (416) 314-7167

Ministère des  
Services aux consommateurs  
Bureau du sous-ministre

Edifice Mowat, 6e étage  
900, rue Bay  
Toronto ON M7A 1L2  
Tél. (416) 212-2665  
Télé. (416) 314-7167



COUNCIL AGENDA  
Feb 20, 2013

February 7, 2013

Dear Stakeholder:

I am writing to you regarding the *Ontario Underground Infrastructure Notification System Act, 2012* (the "Act").

The Act (formerly Bill 8, Ontario One Call Act, 2011) mandates that Ontario One Call (ON1Call) serve as the single point-of-contact for all underground utility locate requests in Ontario. The Act also states that all owners and operators of underground infrastructure in the province are deemed to be members of ON1Call within specific timelines. Since the Act passed in June 2012, the ministry and ON1Call have been working together to determine how best to implement the Act. The ministry, in cooperation with ON1Call, has developed the attached consultation paper, which proposes various compliance, fee-setting and reporting requirements for consideration. The goal of this consultation with stakeholders is to solicit your feedback on proposed approaches to key implementation issues.

Municipalities and local services boards should contact ON1Call to determine if they will be deemed members under the Act at (519) 780-4383, or by email at [twough@on1call.com](mailto:twough@on1call.com).

If your organization will be impacted by the Act, I encourage you to review these proposals and provide the ministry with your organization's comments. Please also share with us any advice you may have about related or potential issues. To support this consultation, the ministry and ON1Call will hold meetings from February 18 to March 15, 2013, with stakeholders from the underground infrastructure and damage-prevention sectors. Please contact Vanessa Rae, Senior Policy Advisor at (416) 325-6017 or by email at [vanessa.rae@ontario.ca](mailto:vanessa.rae@ontario.ca) by February 15, 2013, if you would like your organization to participate and identify who will attend on your behalf.

The ministry looks forward to your comments on the enclosed consultation paper by March 25, 2013. Your input will greatly contribute to effective implementation of the Act to benefit industry and the Ontario public.

Sincerely,

Giles Gherson  
Deputy Minister

- c. Mr. Mike Shannon, Chair, ON1Call
- Mr. Geoff Fitzgibbon, Executive Director, ON1Call

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services <input type="checkbox"/> Corporate Services	For <input checked="" type="checkbox"/> Appropriate Action <input type="checkbox"/> Information
<input type="checkbox"/> Planning & Building <input checked="" type="checkbox"/> Transportation & Works	<input type="checkbox"/> Reply <input type="checkbox"/> Report

**PROPOSALS FOR THE IMPLEMENTATION OF THE  
ONTARIO UNDERGROUND INFRASTRUCTURE NOTIFICATION  
SYSTEM ACT, 2012**

**FOR COMMENT**

**Ontario Ministry of Consumer Services  
February 7, 2013**

**Purpose of this consultation**

The Ministry of Consumer Services (MCS), in cooperation with Ontario One Call (ON1Call), is seeking input on proposals related to the implementation of the *Ontario Underground Infrastructure Notification System Act, 2012* (the Act). The purpose of this consultation paper is to invite comments from all stakeholders, including excavators and underground infrastructure owners and operators, on key implementation issues related to administration and oversight.

You are invited to comment on this paper and/or propose alternative suggestions for consideration. We encourage you to explain, in detail, any proposals you suggest, as this will help MCS to assess feedback and develop recommendations.

More information about how to provide input is provided at the end of this paper. Responses must be received no later than March 25, 2013 in order to receive full consideration.

**Context**

The Act:

The Act was introduced on November 24, 2011 and passed by the Ontario Legislature on June 14, 2012. It came into force on June 19, 2012.

The Act's objective is to reduce strikes and damage to underground infrastructure by establishing a single organization to route all underground utility locate requests in Ontario. Excavators must call ON1Call to request the location of all underground infrastructure that may be affected by a planned excavation. The Act, which converted ON1Call into a statutory not-for-profit corporation, requires underground infrastructure owners and operators to become members of ON1Call within specific time frames.

The Act applies to ON1Call, underground infrastructure owners and excavators. MCS has been assigned responsibility for the Act, which includes policy and regulatory development, and oversight of ON1Call's performance. To support appropriate

oversight, MCS and ON1Call will enter into an accountability agreement which will elaborate on their respective roles and responsibilities and include setting performance expectations and monitoring/reporting requirements.

### ON1Call

ON1Call is responsible for day-to-day administration of the Act, including:

- operating a call system to receive excavator requests for the location of underground infrastructure in Ontario;
- identifying (for excavators) whether infrastructure is located in the vicinity of a proposed excavation or dig site;
- notifying a member of proposed excavations or digs that may affect the member's infrastructure;
- raising public awareness of ON1Call and the need for safe digging; and
- establishing a call centre in Northern Ontario.

### Related legislation

The Act is complementary to three other Ontario pieces of legislation that require excavators to obtain locates prior to excavation:

- 1) *Electricity Act, 1998*, Electrical Distribution Safety Regulation 22/04, Section 10 (3) and (4), requires that before excavating an excavator shall ascertain from the distributor the location of any distribution line that may be interfered with;
- 2) *Technical Standards and Safety Act*, Oil and Gas Pipeline Systems Regulation 210/01 Section 9 and 10, requires that no person shall excavate without first ascertaining from the license holder the location of any pipelines; and
- 3) *Occupational Health and Safety Act*, Construction Projects Regulation 213/91 Section 228, requires that an employer shall ensure services in the area of the excavation are located and marked.

### **Requirements of the Act**

The Act sets out a number of requirements for underground infrastructure owners and excavators. As noted, it establishes that specified underground infrastructure owners become members of ON1Call within specific timelines:

- Non-municipal infrastructure owners are deemed to become members on June 19, 2013. These include operators of electrical distribution systems, Hydro One Inc., Ontario Power Generation Inc., gas distributors and transmitters, persons or entities regulated under the Oil, Gas, and Salt Resources Act, and every person or entity that owns or operates underground infrastructure that crosses a public right of way or is in the vicinity of a public right of way.

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- Municipalities that own or operate underground infrastructure are deemed to become members on June 19, 2014. All members are required to provide ON1Call with information about the location of their underground infrastructure when they become a member.

A member who receives a notification from ON1Call that there will be excavation in the vicinity of its infrastructure is required by the Act to provide locates by marking the ground and providing the excavator with written documentation that identifies the location of the underground infrastructure. If the member does not have infrastructure in the vicinity of the excavation, the member must confirm, in writing, that its underground infrastructure will not be affected by the excavation.

The Act requires members to make all reasonable attempts to respond to a notification within five (5) business days, provided that the excavation is reasonably expected to start within 30 days. There are some exceptions to this time limit, for example if the member and excavator have agreed to a different time limit or if regulations set out a different time limit in specified circumstances.

The Act defines an excavator as “any individual, partnership, corporation, public agency or other person or entity that digs, bores, trenches, grades, excavates, moves or breaks earth, rock or the materials in the ground”. Excavators are required to contact ON1Call to request locates before an excavation and are not to excavate until locates have been properly provided.

The Act also places a general duty on an excavator to not excavate or dig in a manner that the excavator knows or ought to know would damage or interfere with any underground infrastructure.

### **Why is MCS considering regulations?**

Although the Act is in effect now without any regulations, it is necessary to consider what regulations may be advisable to effectively implement and administer the requirements of the Act. MCS is therefore considering areas that may require regulations to support ON1Call’s effective administration of the Act and MCS’s oversight of the Act and ON1Call. Depending on feedback received through this consultation, regulations may be necessary to achieve one or more of the objectives outlined below. As well, MCS is open to receiving feedback on any other issues of interest to stakeholders which could impact implementation, administration and oversight.

### **ON1Call’s governance model**

ON1Call was established in 1996 as a for-profit corporation by its then three shareholders, Bell, Union Gas and Enbridge Gas. In August 2011, ON1Call became a not-for-profit corporation. A list of its current members can be found on its website at [www.on1call.com](http://www.on1call.com). In June 2012, ON1Call elected a board of 12 directors who represent

municipal, electrical, telecommunication and oil and gas/pipeline sectors.

With the passage of the Act, ON1Call was converted into a not-for-profit statutory corporation. Consequently, ON1Call reviewed its governance model in light of the requirements of the Act. The description below outlines the new governance model ON1Call intends to implement in coordination with potential regulations. Additional information about ON1Call's intended governance model can be found on its website at <http://on1call.com/index.php/resource-centre/latest-news>.

### **Open governance model**

In order to strengthen transparency and accountability to its new members, ON1Call's board of directors has approved changing ON1Call's current corporate governance model from restricted membership (i.e., where the board of directors are the only voting members) to an "open" membership model. This will make each member of ON1Call a voting member.

Under ON1Call's open governance model, members will identify a sector category to which they belong and will be entitled to vote for board candidates within that category (e.g., municipal members would vote for municipal representatives to the board of directors).

### **Member rights**

The member rights regarding ON1Call as a corporation will include:

- (a) statutory rights under the present *Corporations Act* (Ontario) and the *Not-for-profit Corporations Act* should it come into effect;
- (b) the right to elect the board of directors;
- (c) the right to appoint auditors;
- (d) the right to approve by-law changes;
- (e) the right to approve fundamental changes as permitted at law;
- (f) the right to attend annual meetings and to call special general meetings if required; and
- (g) the right to review financial statements.

ON1Call has a Member's Bill of Rights which includes many of the above rights and outlines its commitment to addressing specific questions, comments, suggestions and complaints from members which is available online at <http://on1call.com/index.php/resource-centre/latest-news>. ON1Call will maintain an updated Member's Bill of Rights as it updates its by-laws.

ON1Call also intends to create advisory councils made up of representatives from stakeholder groups who will provide information and advice to ON1Call staff and the board.

## Board of directors

Under the new governance model ON1Call will increase its current board from the current 12 directors to 15 by June 2014. Members will elect directors to represent them in the following five sectors:

- 1) Electrical
- 2) Oil and Gas/Pipelines
- 3) Telecommunications
- 4) Municipalities
- 5) Other non-utility infrastructure owners

ON1Call currently has one-year terms for directors. They can be re-elected. If re-elected, directors can serve multiple terms, up to a limit of six (6) years in total, provided they continue to meet the criteria established in the by-laws which are set by ON1Call's board. This will continue to be the case under the new model.

ON1Call's officers (i.e., Chair, Vice-Chair and Treasurer) are and will continue to be elected by the board, not by the general membership. The board's Chair and Vice-Chair positions will be held in rotation by Bell, Union Gas and Enbridge Gas until 2015-2016. After 2015-2016, these positions could be held by a director representing any sector, and will be elected by the board annually.

## Overview of Key Topics

Three key topic areas must be addressed for the effective implementation, administration and oversight of the Act. Proposals are provided for each topic.

1. Compliance
2. Fee Setting
3. Reporting Requirements

### 1. Compliance

**Objective:** To promote compliance with the requirements of the Act, using appropriate compliance tools.

**Proposal:** Provide ON1Call with a range of enforcement tools to promote compliance with the Act by:

- a) enabling a by-law enforcement model which is binding on ON1Call's members and subject to penalties for non-compliance; and
- b) establishing fines under the Act.

**a) By-law enforcement model**

ON1Call is proposing to establish a by-law enforcement model and a Compliance Committee to promote compliance with the Act's requirements.

Prior to the Act's passage, if a member did not comply with the requirements set out in the service agreement with ON1Call, ON1Call could withhold delivery of its services in routing locate requests. Now that membership is mandatory under the Act and ON1Call must provide routing locate request services to members, ON1Call cannot withhold services to enforce compliance.

Under the by-law enforcement model, the Compliance Committee would be authorized to enforce ON1Call's by-laws against its members, and financial sanctions would exist for members who do not meet the requirements of the by-laws.

Key features of the proposed by-law include the need for members to provide ON1Call with current and accurate information about the member's infrastructure and service area, to pay ON1Call for services rendered, and to provide locates within specified timeframes. A copy of proposed member terms and conditions under the proposed by-law is attached in Appendix A.

ON1Call proposes that the Compliance Committee would include a number of board directors who represent different sectors, representatives from the general membership who meet established competency criteria, and subject matter experts. The Compliance Committee will also include excavator representation to enable all entities affected by the operation of the Act to be represented.

ON1Call's proposed by-laws would also establish a financial sanction that would be imposed on members for breaches of the terms and conditions under the by-laws. The proposed by-law would authorize the Compliance Committee to exercise discretion regarding the amount of the financial sanction. There would be an upper limit or maximum amount that the Compliance Committee could impose of \$10,000 per infraction.

The by-laws would also establish that the Compliance Committee could consider alternatives to a financial sanction such as requiring the member to complete safety training, or staff training.

**b) Establishing fines under the Act**

The Act provides for enforcement of some of the Act's requirements through prosecution. It is proposed that fines be established under the Act to enable ON1Call to promote compliance. It should be noted that the Compliance Committee model described above is limited to action against members who do not comply with by-laws.

Section 8 of the Act provides that a person commits an offence if they fail to comply with

I-2(g)

sections 5, 6 or 7. Sections 5, 6, and 7 set out membership requirements, member responses to notification requests by ON1Call and provision of locates, and excavator duties, respectively. Section 8 applies to members of ON1Call as well as any other person or entity that fails to comply with those sections.

If no fine amount is prescribed, an offence under the Act cannot be established. In order to ensure that ON1Call has the appropriate enforcement tools to implement the Act, MCS is seeking input on the amount of the maximum fine.

In considering the maximum amount of fines that could be imposed by a court of law, it is useful to consider fines found in similar legislation of other jurisdictions. In Alberta, a jurisdiction which requires every pipeline operator licensee to register with Alberta One-Call service, the Pipeline Act sets out potential fines of up to \$10,000 for a corporation and \$5,000 for an individual. Depending on whether it is an individual or a corporation, a person who is found guilty of a continuing offence, may be subject to additional fines of between \$2,500 and \$5,000 for each subsequent day during which the offence continues. In the United States, Virginia may impose a civil penalty not exceeding \$2,500 for each violation.

Setting the total fine amounts under the legislation is an expression of legislative intent that reflects the seriousness of the offence. However, imposing a fine for an offence under the Act would ultimately be decided by a sentencing court, and each sentence would be addressed by the court on its own facts. Generally speaking, courts would look at a number of mitigating and aggravating factors to arrive at a just sentence (i.e., a fine) and would generally reserve the highest fine amounts for the most egregious cases.

The following are proposed as the fine amounts for particular offences:

- 1) An offence under Section 5 of the Act involves failure of a member to provide ON1Call with certain information necessary to fulfill its objects. The maximum fine amount proposed for an offence under Section 5 is \$10,000.
- 2) An offence under Section 6 involves failure of a member to provide a locate within the timeframes established in the Act (i.e. within five (5) days unless an exception to that time period applies), or failure to state in writing that infrastructure will not be affected by an excavation. The maximum proposed fine for an offence under Section 6 is \$10,000.

- 3) Section 7 creates obligations on persons who are not members of ON1Call and involves duties placed on excavators to commence an excavation or dig only after a locate has been requested. Once a locate has been provided by the infrastructure owner, the excavator must also first ensure that the locate markings do not conflict with the written information provided by the infrastructure owner. In addition, Section 7 creates a general obligation to not excavate or dig in a manner that the excavator knows, or ought to know, would damage or interfere with underground infrastructure.

Unlike the offence provisions noted in relation to sections 5 and 6, the duties on excavators under Section 7 are similar to existing provincial legal requirements. The Technical Standards and Safety Act provides a maximum fine amount of \$50,000 for individuals and up to \$1,000,000 for a corporation. Part VIII of the Electricity Act, provides a maximum fine amount in the same amounts. The Occupational Health and Safety Act provides that an individual is subject to a maximum fine amount of \$25,000 and that a corporation can be subject to a maximum fine of \$500,000. In light of these comparators, the maximum fine amount proposed for an offence under Section 7 of the Act is \$1,000,000.

ON1Call will be responsible for the investigation of alleged offences under the Act, and for bringing any regulatory offence proceeding under the Act where appropriate.

Your input will assist MCS in considering the maximum amount of a fine that should be established by regulation.

## 2. Fee Setting

**Objective:** To ensure that members have input into the fees set by ON1Call through an open consultation process.

**Proposal:** To require ON1Call to establish a fee-setting process.

ON1Call does not and will not receive any provincial government funding. Under the Act, ON1Call is completely funded by its members and cannot charge excavators for locate requests. It must be financially viable based on the revenue derived from its members. Similar to the approach of other not-for-profit statutory corporations, it is appropriate that ON1Call, rather than MCS, set its fee amounts in consultation with its members. ON1Call's current pricing schedule is attached as Appendix B.

As part of its role in overseeing the Act and ON1Call, it is proposed that ON1Call establish a clear fee-setting process that is understood by all stakeholders. This process would require ON1Call to consult all members about any fee changes and give members advance notice of all fee changes approved by the board.

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### 3. Reporting Requirements

**Objective:** To promote compliance and monitor the effectiveness of the Act.

**Proposal:** To require members to:

- a) notify ON1Call of the date and time that locates have been completed; and,
- b) report to ON1Call any damages to underground infrastructure due to excavation.

#### a) Completion of locates

It is proposed that members must advise ON1Call, either electronically or by telephone, of a completed locate, with the date and time of its completion.

This information is necessary so that ON1Call can monitor and enforce compliance. Under the Act, locates must be performed within a set time (i.e., generally within five (5) days unless an exception to that time period applies). This information is also necessary for ON1Call to measure and report to the public that the requirements of the Act have been met.

#### b) Damage-reporting by members

There is no comprehensive baseline data currently available regarding the number and cause of strikes, and the resulting damage to Ontario's underground infrastructure.

The Ontario Regional Common Ground Alliance (ORCGA) publishes an annual Damage Information Reporting Tool (DIRT) report which gathers, on a voluntary basis, strike data from some, but not all, infrastructure owners. It is a useful tool which reports on the root cause of how damage occurs, but it does not provide a complete picture of damage occurrence in Ontario.

The Act's primary objective is to reduce strikes to underground infrastructure. It is necessary to have an established baseline and annual tabulation of strikes and infrastructure damage, to assess whether the Act met this objective.

It is proposed that members be required to report strike data to ON1Call on damage to their underground infrastructure. This requirement would not replace any other obligations (under other legislation) that infrastructure owners may have to report damage. For example, provincially regulated gas companies would continue to be required to report pipeline strikes to the Technical Standards and Safety Authority.

### **Will MCS be considering regulations in any other areas than those described in this paper?**

There are other areas in which MCS has regulation-making authority as set out in the Act including establishing what underground infrastructure crosses, or is "in the vicinity of a public right of way" and establishing shorter or longer time limits for locates. The

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Government of Ontario may consider regulations under the Act in these areas. This would occur after any necessary further consultation with impacted stakeholders.

MCS welcomes comment on any stakeholder issues which may be addressed by the regulation-making authority outlined in Section 9 of the Act.

### **Your advice is important to us**

***Please provide the Ministry of Consumer Services with your comments no later than March 25, 2013.***

Please e-mail your response with "One Call to Dig Consultation" in the subject line to:

[onecalltodig@ontario.ca](mailto:onecalltodig@ontario.ca)

You may also mail a response to:

One Call to Dig Consultation  
Public Safety Branch  
Ministry of Consumer Services  
5<sup>th</sup> Floor, 777 Bay Street  
Toronto, ON M7A 2J3

Thank you for taking the time to review these proposals. We look forward to your feedback.

**Appendix A - ON1Call Member Terms and Conditions**  
**Appendix B - ON1Call's Pricing Schedule**

### **Privacy Statement**

Please note that unless requested and agreed otherwise by the Ministry of Consumer Services, all materials or comments received from organizations in response to this consultation will be considered public information and may be used and disclosed by the ministry to assist the ministry in evaluating and revising the proposed regulatory amendments. This may involve disclosing materials or comments, or summaries of them, to other interested parties during and after the request for public comment process.

An individual who provides materials or comments and who indicates an affiliation with an organization will be considered to have submitted those comments or materials on behalf of the organization so identified. Materials or comments received from individuals who do not indicate an affiliation with an organization will not be considered public information unless expressly stated otherwise by the individual. However, materials or comments by individuals may be used and disclosed by the ministry to assist in evaluating and revising the proposed regulatory amendments.

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Personal information of those who do not specify an organizational affiliation, such as an individual's name and contact details, will not be disclosed by the ministry without the individual's consent unless required by law. If you have any questions about the collection of this information, please contact [vanessa.rae@ontario.ca](mailto:vanessa.rae@ontario.ca).

**French translation:**

Veillez noter que, à moins qu'une demande ne soit formulée au ministère des Services aux consommateurs et acceptée, tout le matériel et tous les commentaires reçus des organisations en réponse à cette consultation seront considérés comme de l'information publique et pourront être utilisés et divulgués par le Ministère pour aider celui-ci à évaluer et réviser les propositions de modifications de la réglementation. Ceci pourrait comprendre la divulgation de matériel ou de commentaires ou de sommaires de ceux-ci à d'autres parties intéressées pendant ou après la demande pour un processus de commentaires publics.

Un individu qui fournit du matériel et des commentaires et qui indique son affiliation avec une organisation sera considéré comme ayant soumis ces commentaires ou ce matériel au nom de l'organisation mentionnée. Le matériel ou les commentaires reçus d'individus qui n'indiquent pas d'affiliation avec une organisation ne seront pas considérés comme de l'information publique à moins que l'individu n'indique expressément le contraire. Cependant, le matériel ou les commentaires des individus pourront être utilisés et être divulgués par le Ministère pour aider à évaluer et réviser les propositions de modifications de la réglementation.

Les renseignements personnels de ceux qui ne mentionnent pas une affiliation organisationnelle, comme le nom d'un individu ou des coordonnées, ne seront pas divulgués par le Ministère sans le consentement de l'individu, à moins que la loi ne l'exige. Si vous avez des questions quant à la collecte de ces renseignements, veuillez communiquer avec [vanessa.rae@ontario.ca](mailto:vanessa.rae@ontario.ca).

Appendix A

**EXPLANATORY NOTE:** This is a draft schedule to the proposed by-law which sets out the terms and conditions of membership and the proposed financial sanctions for members who do not comply with these terms.

**Terms and Conditions**

**Being Schedule A, to By-Law No. [●] of  
Ontario One Call (the "Corporation")**

Definitions

2. In these by-laws,

**"Act"** means the *Ontario Underground Infrastructure Notification System Act, 2012*, S.O. 2012, Chapter 4;

**"By-laws"** means By-law No. [●] of the Corporation enacted ●, 2013;

**"Call Centre"** means the call centre operated by the Corporation, for the purpose of transmitting Locate Requests from excavators to Members, capable of providing service to all areas within the Province of Ontario and designated adjacent municipalities in Quebec;

**"Corporation"** means Ontario One Call, continued pursuant to subsection 2(1) of the Act;

**"Excavator"** is to be broadly interpreted and its meaning shall include, but not be limited to, a person, an individual company or corporation, a municipal corporation, trust, government agency or department, Crown corporation, utility, unincorporated association, partnership, limited partnership, or other entity known at law who intends to do or has begun the Proposed Work;

**"Excavator Locate Request"** means notification by an Excavator of Proposed Work to the Call Centre, to be by way of facsimile, telephone, hand delivery, electronic transmission by computer, or such other means as the Corporation and the Member may agree upon from time to time;

**"Member"** means any person or entity described in section 5 of the Act and admitted as a Member pursuant to the By-laws;

**"Member's Plant"** means the Member's underground facilities in existence at any time;

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**"Notification of Locate Request"** means the communication to the Member of an Excavator Locate Request received by the Call Centre;

**"Primary Telephone Number"** means the telephone number designated by the Corporation from time to time to enable an Excavator to make an Excavator Locate Request by telephone, facsimile or such other means of communication which requires the use of a telephone number;

**"Proposed Work"** means any actual or intended excavation, demolition, drilling, blasting and includes, without limitation, any disturbance of the surface and/or subsurface of the earth by an Excavator;

**"Service"** means the Call Centre's receipt, processing and recording of an Excavator Locate Request and communication of a related Notification of Locate Request to the Member for the Member's Service Area;

**"Service Area"** means the geographical area in which a Member operates;

**"The Specifications"** means the Corporation's performance standards and specifications, which shall be delivered by the Corporation to the Member along with these terms and conditions.

### **Application**

3. These terms and conditions shall apply to all Members.

### **Limitation of Liability**

4. Each Member shall be solely responsible for the accuracy and adequacy of their locates, and any information provided by it to the Corporation.
5. The Corporation shall not be responsible for ensuring the accuracy of locates, nor shall be held liable for any injury or damage as a result of excavation performed using a locate provided by any Member or any Member's contractor or subcontractor.
6. The Corporation shall not be liable to the Member for any special, indirect or consequential damages, including but not limited to, loss of profit, loss of revenue, failure to realize expected savings or other commercial or economic losses or damages of any kind caused by the Member's failure to meet the obligations as set forth in this Schedule, the By-laws, and the Act.

**Categories of Locate Requests**

7. Locate Requests shall be defined as being one of the following levels of priority:
  - (a) Emergency Locate Request, is defined as a loss of essential service by a utility and an excavator work crew is on site or has been dispatched, or there is an imminent safety hazard requiring a locate response by Members within two (2) hours. Emergency Locate Requests are transmitted to the Member within fifteen (15) minutes of completion by the Call Centre's staff;
  - (b) Priority Locate Request, is defined as an emergent situation and a locate is required to be completed in less than five (5) business days. Priority Locate Requests are transmitted to the Member within twelve (12) hours of completion by the Call Centre's staff;
  - (c) Standard Locate Request, is defined as planned work and a locate is required to be completed with a minimum notification period of five (5) business days. Standard Locate Requests are transmitted to the Member within twenty-four (24) hours of completion by the Call Centre's staff.

**Mapping and Notification Requirements**

8. Each Member shall at all times provide the Corporation with accurate up-to-date information as required in order to determine and map each Member's Service Area information.
9. Each Member shall provide the Corporation with the Member's Plant location information necessary to maintain and complete the Corporation's mapping system. Each Member shall be solely responsible for maintaining the accuracy of its Plant location information.
10. Each Member shall provide the Corporation with instructions in writing as to how each Member will receive notification of Locate Requests, and update such instructions when necessary or periodically.
11. Each Member shall provide the Corporation with the telephone number(s) of the Member's receiving location or locations to direct and verify notification of Locate Requests to the Member and for verbal transmission in the event of a failure of the Corporation's equipment. Each member shall update this information upon the Corporation's request, or when otherwise necessary or appropriate.

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### **Equipment Specification and Requirements**

12. Each member shall supply and maintain, at the Member's sole cost and expense, receiving equipment as required by the Corporation for the transmission of Locate Requests from the Call Centres, including:
  - (a) Paying the cost of installing communication lines of the Member's premises to ensure supply and maintenance of compatible receiving equipment;
  - (b) Paying all costs associated with dedicated communication lines to receive notifications of Locate Requests, if the member so chooses to install such facilities; and
  - (c) Maintain adequate equipment to receive an alarm by the Corporation if an Emergency Locate Request must be transmitted, either through receiving equipment compatible with the Call Centre's software system, or by telephone
13. Each member shall promptly notify the Corporation of any proposed or actual actions to relocate, move or disconnect any of the Member's receiving equipment.
14. In order to improve the quality of service, the Corporation shall be permitted to make updates and changes to its equipment, software, rules of operation and any other procedure. Each Member shall be required to make any necessary changes or modifications in order to comply with such changes or updates.

### **Care of Property**

15. Each Member and the Corporation shall take proper care of any and all property owned by the other which may be in the custody, care, or control of the other party, and shall be responsible for any loss or, or damage to any such property until it is returned to the custody, care, or control of its rightful owner.

### **Confidentiality**

16. Each Member and the Corporation shall keep any information relating to the business affairs of any Member and the Corporation, obtained as a result of Membership, which is of a confidential nature and not publicly available in the strictest confidence. Each Member shall be responsible for ensuring any representative, affiliate, director, officer, employee or agent of the Member or Corporation hold all such information in the strictest confidence.
17. Each Member and the Corporation shall not use any confidential information except as is required for each to perform its legislated requirements.

18. Each Member shall keep all information relating to the Corporation and its services, programs, manuals, procedures, and any documentation relating thereto, strictly confidential unless compelled to disclose by law, in which case the Member shall notify the Corporation and permit it the opportunity to prevent or limit such disclosure.
19. Each Member shall recognize that any breach of the above confidentiality provisions would cause irreparable harm which could not be adequately compensated for with damages, and in the event of a breach, each Member consents to an injunction being issued to prevent disclosure of confidential information.

#### Insurance

20. Each Member shall maintain a policy of comprehensive general liability insurance with a minimum coverage against bodily injury and property damage caused by the negligence of the Member in an amount of not less than two million dollars (\$2,000,000.00) per occurrence. The Member shall, at the Corporation's request, furnish forthwith to the Corporation a Memorandum of Insurance or an Insurance Certificate setting out the terms and conditions of each policy maintained by the Member in order to satisfy the requirements of this section.

#### Excusable Delays

21. Neither the Corporation nor the Member shall be responsible for delays or failures to perform resulting from acts beyond its reasonable control. The dates and times for performance (other than for the payment of money) shall, in conformity herewith, be postponed to the extent and for the period of time that the Corporation or the Member, as the case may be, is prevented from meeting them by reason of the above-mentioned causes.

If a party relies on this Section 21 to excuse its delay or failure to perform any of its obligations under these terms and conditions, it shall use commercially reasonable efforts to remedy the situation or remove so far as possible with reasonable dispatch the cause of its delay or inability to perform any of its obligations under these terms and conditions. No party may rely upon this Section 21 to excuse its delay or failure to perform with any of its obligations under these terms and conditions and such reliance continues for a period of more than one (1) day, or for more than three (3) days in aggregate in any period of one hundred eighty (180) successive days.

Notwithstanding the foregoing or any other provision in these terms and conditions, the performance of the parties' respective obligations hereunder shall be subject to force majeure, including, but not limited to, insurrections, riots, wars and warlike operations, explosions, governmental acts, epidemics, failure of contractors and subcontractors to perform, strikes, fires, accidents, acts of any public enemy, inability to obtain required materials, qualified labour or

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transportation, or any similar occurrence beyond the reasonable control of the party affected ("**Force Majeure**"). Should either party be temporarily excused from performance hereunder by any such circumstances it shall use its best efforts to avoid, remove or cure such circumstances and shall resume performance with utmost dispatch when such circumstances are removed or cured. Where either the Member or the Corporation claims Force Majeure as an excuse for delay in performance, that party so claiming Force Majeure shall give prompt written notice thereof to the other party.

22. Pursuant to S. ● of the By-laws, a Member who fails to comply with these terms and conditions set out in Schedule A to the By-laws may face financial sanctions to be imposed by the Corporation up to a maximum for each such failure of \$10,000.

#### **Pricing**

23. Prices to be paid for services to be provided to Members by the Corporation are set out in schedule B to the By-laws.

#### **Billing and Invoicing**

24. The Corporation shall invoice the Member for the Service provided during the previous month, on a monthly basis. The Member shall pay the amount set forth in the invoice in full within thirty (30) days from date of receipt of the particular invoice (hereinafter the "**invoice period**"). If there are corrections or inaccuracies in the invoice, it is the obligation of the Member to contact the Corporation.
25. Interest shall be charged and payable by the Member on all amounts remaining unpaid after the invoice period and interest shall be calculated monthly at the rate of 1.5% per month, which is equivalent to an effective annual rate of 19.56% per annum or maximum permitted by law.

I-2(r)

**Appendix B**

**Pricing Schedule**

**Being Schedule B to By-Law No. [●]  
of Ontario One Call (the "Corporation")**

**The following shall be the pricing schedule for all non-municipal Members:**

Cost per Notification	\$1.60
Cost per Suppression	\$1.60
Additional cost per notification for a follow-up	
Additional Telephone call notification (where requested by Member)	\$2.75
Cost per "All Clear" (screened/cleared through Selective Sending or Depth Selective Sending or other filtering options) provided by Ontario One Call to the Excavator on behalf of the Member	\$2.10
One Time Set-up Fee	\$1,000.00 + Applicable Taxes
4 hours/year Mapping	FREE
Additional hours	\$65.00 /hour
Customized Reporting	\$55/hour (minimum 1 hour)

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**The following shall be the pricing schedule for all municipal Members until December 31, 2014:**

- (a) All standard service costs are free of charge to municipal Members. The only costs incurred will be for set-up, as indicated below, and any mapping related labour exceeding the 4 hour annual allowance.

Cost per notification	\$0.00
Cost per suppression	\$0.00
Additional cost per notification for a follow-up telephone call notification (where requested by Member)	\$0.00
Cost per "All Clear" (screened/cleared through Selective Sending or Depth Selective Sending or other filtering options) provided by Ontario One Call to the excavator on behalf of the Member	\$0.00
One Time Set-up Fee:	\$0.00
4 hours/year Mapping	FREE
Additional hours	\$65.00/hour
Customized Reporting	\$55/hour (minimum 1 hour)

NB: The above prices do not include applicable sales taxes, which the Member is responsible for paying in addition.

NB: the Corporation may change the Pricing Schedule at any time, so as to continue to recover the full costs of fulfilling the Corporation's objectives and obligations as defined in: the *Ontario Underground Information Notification System Act, 2012* (The "Act"); the Accountability Agreement between the Corporation and the Province of Ontario; all regulations applicable to the Act; all governing federal and provincial Statutes; and the Corporation's bylaws.

WRITTEN SUBMISSION

I-3

TO: Mississauga City Council  
c/o Laura Wilson  
Office of the City Clerk  
2<sup>nd</sup> Floor  
300 City Centre Drive  
Mississauga ON L5B 3C1

COUNCIL AGENDA  
Feb 20, 2013

FILE NUMBER: CD.21.DOW

OWNER/ APPLICANT: City of Mississauga

FROM: Bryan Bowen, Daniels CCW Corporation  
(First and Last Name)

20 Queen Street West  
(Street #, Street Name, Unit Number)

Toronto, ON  
(City, Province, Postal Code)

SIGNATURE: 

(Please ensure you have completed all sections. Information can be found on the Agenda Outline)

COMMENTS:

Daniels CCW Corporation continues to have concern with the level of specificity contained within Local Area Plan policies. Specifically, Section 9.3.3.4, which directs the placement of "most prominent building entrances" exclusively on 'A' street frontages, thus precluding alternate design solutions. We continue to work with Planning staff in the hopes of addressing these concerns.

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services	For <input checked="" type="checkbox"/> Appropriate Action
<input type="checkbox"/> Corporate Services	<input type="checkbox"/> Information
<input checked="" type="checkbox"/> Planning & Building	<input type="checkbox"/> Reply
<input type="checkbox"/> Transportation & Works	<input type="checkbox"/> Report

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## WRITTEN SUBMISSION

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Under the *Planning Act*, R.S.O. 1990, c.P.13, as amended and with respect to Bill 51 applications:

- i) If a person or public body does not make oral submissions at a public meeting, or make written submissions to the City of Mississauga before the by-law is passed, the person or public body is not entitled to appeal the decision of the City of Mississauga to the Ontario Municipal Board (OMB).
- ii) If a person or public body does not make oral submissions at a public meeting, or make written submissions to the City of Mississauga before the by-law is passed, the person or public body may not be added as a party to the hearing of an appeal before the OMB unless, in the opinion of the Board, there are reasonable grounds to do so.

A copy of your written submission will be forwarded to Mississauga City Council to become part of the public record with respect to the above noted matter.

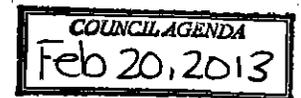
The personal information requested on this form is collected under authority of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, and the applicable implementing Ontario Regulation. This information will be used to inform you of future meetings including OMB Hearings regarding the above application. Questions about the collection of personal information should be directed to the Access and Privacy Officer, City of Mississauga, 300 City Centre Drive, Mississauga, ON L5B 3C1 or by telephone at 905-615-3200, Ext. 5181.

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**NOTE: PLEASE COMPLETE THE BACK OF THIS FORM AND PLACE IN THE DROP BOX PROVIDED OR MAIL IT TO MISSISSAUGA CITY COUNCIL AT THE ADDRESS NOTED ON PAGE 2.**

ALTERNATIVELY YOU MAY CHOOSE TO WRITE A LETTER ADDRESSED TO MISSISSAUGA CITY COUNCIL.

February 6, 2013



Ms. Crystal Greer  
City Clerk  
City of Mississauga  
300 Centre Centre Drive  
Mississauga, ON L5B 3C1

Dear Ms. Greer,

I write to you today on behalf of the Board of Directors of the Malton Business Improvement Area (BIA) to request that the following members of the inaugural Board of Directors be appointed; that our 2013 budget be ratified by the City's Finance Department; and that the Malton BIA be advanced 50 per cent of its 2013 levee now, so that we may commence our work.

1. We request the following members of the Malton BIA Board of Directors be officially appointed by Mississauga City Council:
  - **Mr. Sam Kohli (Chair), Greater Toronto Executive Centre**
  - **Mr. Khushwant Singh (Vice-Chair), Lebas of India**
  - **Mr. Raj Braich**
  - **Mr. Ashdeep Singh Klair (Treasurer)**
  - **Mr. Babur Alvi, TD Canada Trust**
  - **Mr. Manjit Saggu, Century 21 Realty**
  - **Mr. Jagmohan Singh Nanda, Nanda & Associates Lawyers**
  - **Mr. Harkiran Boparai, The Great Punjab Business Centre**
  - **Ms. Rosie Agyemang**
  - **Councillor Bonnie Crombie**
  - **Mr. Kamaljit Bal, CIMT College**

According to our Constitution, there are 12 positions available on the Malton BIA Board of Directors. Please see the attached Constitution for more information.

2. We request that you review and ratify the enclosed draft 2013 Malton BIA operating budget.

D-1(a)

3. We request that City Council approve our request to receive **50 per cent** of our 2013 levee now, in advance of the April 2013 tax levy so that we may begin work immediately on the initiatives of the Malton BIA.

Thank you for your consideration of our request and thank you to you and the City staff who have assisted us in the creation of the Malton BIA. We look forward to continuing our work with you in the future.

Sincerely,

Sam Kohli, Chair  
Malton Business Improvement Area

- cc. Brenda Breault, Commissioner of Corporate Services & Treasurer  
Bonnie Crombie, City Councillor, Ward 5

<input checked="" type="checkbox"/> Receive	<input type="checkbox"/> Resolution
<input checked="" type="checkbox"/> Direction Required	<input type="checkbox"/> Resolution / By-Law
<input type="checkbox"/> Community Services	For
<input type="checkbox"/> Corporate Services	<input type="checkbox"/> Appropriate Action
<input type="checkbox"/> Planning & Building	<input type="checkbox"/> Information
<input type="checkbox"/> Transportation & Works	<input type="checkbox"/> Reply
	<input type="checkbox"/> Report

# Malton BIA Budget 2013

D-1(b)

## 2013 BUDGET

### EXPENSES

<b>Office and General Expenses</b>	
Software (Quickbooks)	\$700.00
Meetings (monthly and AGM)	\$1,500.00
Memberships (OBIAA)	\$500.00
Insurance	\$2,000.00
Bank charges	\$500.00
Audit Fees	\$3,000.00
Book Keeping	\$3,500.00
Rent	\$0.00
Telephone and Office supplies (paper, etc.)	\$2,500.00
<b>SUBTOTAL</b>	<b>\$14,200.00</b>

<b>Advertising and Promotion Expenses</b>	
Printing (Flyers, posters, etc.)	\$2,000.00
Website	\$1,000.00
SNAP (advertisement)	\$1,000.00
Mississauga News (advertisement)	\$1,200.00
Other publications (advertisement)	\$7,000.00
Mobile Signs	\$3,000.00
Branding	\$20,000.00
Promotional Materials	\$2,000.00
<b>SUBTOTAL</b>	<b>\$37,200.00</b>

<b>Beautification and Maintenance</b>	
Banners (Printing)	\$20,000.00
Brackets for Banners	\$12,000.00
Banner Installation	\$10,000.00
Other beautification initiatives- Planters and other	
<b>SUBTOTAL</b>	<b>\$42,000.00</b>

<b>Sponsorships</b>	
Sponsorship of Events	
Mississauga Marathon	
Malton Festival	\$5,000.00
Nagar Kirtin	\$5,000.00
Neighbourhood BBQ	
Street Festival	
<b>SUBTOTAL</b>	<b>\$10,000.00</b>

<b>Reserves</b>	
Reserves	\$5,000.00
<b>SUBTOTAL</b>	<b>\$5,000.00</b>

<b>Total Expenses</b>	<b>\$108,400.00</b>
-----------------------	---------------------

### REVENUES

<b>Revenues</b>	
<b>2013 BIA LEVY</b>	<b>\$108,400.00</b>
BIA Fundraising	\$0.00
Donations	\$0.00
Transfer from Accum. Surplus	NA
Bank/Interest Income	\$0.00
Govt Grants	\$0.00

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Other Revenue	\$0.00
<b>Total Revenues</b>	<b>\$108,400.00</b>

<b>Net Budget</b>	<b>\$0.00</b> Must equal zero
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# Malton Business Improvement Area

## DRAFT CONSTITUTION



D-1(e)



WHEREAS, Section 220 of the Municipal Act, R.S.O. 1990, governs the formation and operation of a Business Improvement Area.

AND WHEREAS, Pursuant to City of Mississauga By-law No. 02592012, the Malton Business Improvement Area adopts this constitution dated, January 31, 2013 respecting the transaction of the business affairs of the Malton Business Improvement Area.

## 1.0 PURPOSE

- 1.1 The Board of Management is entrusted, subject to the limitations set out herein, to the improvement, beautification and maintenance of the municipally owned lands, buildings and structures in the business improvement area, beyond such improvement, beautification and maintenance as is provided by the City of Mississauga, and the promotion of the business improvement area as a business, commercial and shopping area.
- 1.2 The geographic area comprising the Malton Business Improvement Area (known as the "Malton BIA") is defined in the Corporation of the City of Mississauga By-law Number 02592012.
- 1.3 The Malton BIA is a non-profit organization, which shall be dedicated to improving the economic health and quality of life in the Village of Malton. The Malton BIA works to create the best possible environment in which to work, shop, live and visit.

## 2.0 MEMBERSHIP

- 2.1 An individual, partnership or corporation is a member of the Malton BIA if that individual, partnership or corporation (i) operates either a business or commercial enterprise within the geographical boundaries defined in clause 1.2 herein; (ii) is a professional conducting a professional practice within the specific boundaries; (iii) is an Associate Member of the BIA as defined in the Associate Membership Policy.
  - 2.1.1 Any landowner who leases real property to an individual, partnership or corporation that (i) operates either a business or commercial enterprise or (ii) conducts a professional practice within the geographical boundaries defined in clause 1.2 herein is a member of the Malton BIA.



- 2.2 Each member (excluding Associate Members) in good standing shall be entitled to one vote on each item arising at any general meeting.

**3.0 HEAD OFFICE**

- 3.1 The office of the Malton BIA shall be within the geographical boundaries defined in clause 1.2 herein, at such place as the Board of Management determines from time to time.
- 3.2 In the event that the Board of Management selects a new location for its head office, written notice shall be forwarded to all members at least seven (7) days prior to the date of such relocation.

**4.0 BOARD OF MANAGEMENT**

- 4.1 The Board of Management is a body corporate and shall consist of a maximum of twelve members and a minimum of seven members, one of whom shall be a member of City Council, and the remaining Board Members shall be elected from the general membership (Associate Members excluded). All members of the Board of Management will be formally appointed by City Council.
- 4.2 Eligible members of the Board of Management shall be a member of the Malton BIA, or the parent, child, spouse, sibling, officer, director, employee or partner of such a member.
- 4.3 Each member shall hold office from the time of appointment until the expiration of the term of the council that made the appointment and until their successor is in place, if the member continues to be qualified as set out herein.
- 4.4 The Board of Management shall manage the operation of the Malton BIA including all liaisons with the City of Mississauga elected officials and staff.
- 4.5 The Board of Management is accountable to the general membership.
- 4.6 All persons elected to the Board of Management shall be deemed to have accepted the provisions of this constitution.

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- 4.7 Fifty percent of the elected members of the Board of Management plus one member shall constitute a quorum and a majority vote shall be necessary to give effect to any action of the Board.
- 4.8 Except in cases of sickness or extenuating circumstances approved by resolution of the Board of Management, the seat of a member becomes vacant if that member is absent from Board meetings for three consecutive meetings.
- 4.9 In the event that a seat becomes vacant during the term, the Board of Management shall appoint a person who has consented to accept the office if he or she is appointed.
- 4.10 If more than one person is nominated for appointment, a vote of members of the Board of Management shall be taken, and the nominee who receives the most votes shall fill the vacancy.
- 4.11 The Board of Management shall then request that City Council appoint the recommended member to the Board of Management.
- 4.12 The Board of Management shall meet monthly on a regular day and time to be fixed at the beginning of each year. These meetings will be announced on the Malton website for the general public.
- 4.13 Additional Board of Management meetings may be called by the Chair, the Vice Chair or the Treasurer with notice being given to all members of the Board at least 48 hours prior to such meetings.
- 4.14 Board Members shall receive (i) an agenda of a scheduled Board meeting at least five days prior to that meeting and (ii) minutes of a Board meeting within five days of the holding of that Board meeting.
- 4.15 The Board of Management may postpone or cancel any regular meeting provided that it convenes at least ten (10) regular meetings during each year of its term.
- 4.16 No Board Member shall be remunerated for any duties respecting the Board of Management.
- 4.17 Upon resolution of the Board, a member of the Board of Management may be reimbursed for out-of-pocket expenses incurred when conducting Board of Management Business.



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- 4.18 The Executive Committee shall be appointed by the Board of Management and shall consist of the Chair, the Vice Chair, and the Treasurer.
- 4.19 The Manager shall be an ex-officio member of the Executive Committee.

#### 5.0 VOTING: BOARD OF MANAGEMENT

- 5.1 Matters arising at any meeting of the Board shall be decided by a majority of votes. The Chair votes only in the event of a tie vote.
- 5.2 Any Board Member may request a recorded vote respecting any matter to be decided by the Board. In such event the Chair votes and if the vote is a tie vote, the resolution is lost.
- 5.3 A declaration by the Chair that a resolution has been carried and an entry to that effect in the minutes shall be admissible in evidence as proof of the fact.

#### 6.0 CONFLICT OF INTEREST

- 6.1 A Board member has a conflict of interest if that member has either a direct or indirect pecuniary interest in any business, financial, contractual or personal matter with which the Board is concerned.
- 6.2 A Board member with a conflict of interest, as defined in 6.1, shall declare that conflict of interest and shall not take part in any discussion nor participate in any vote that involves that conflict of interest.
- 6.3 For the purposes of 6.1 and 6.2, the pecuniary interest of a corporation of which the Board member or the Board member's spouse, parent, child or sibling is a director, officer, share holder or employee shall be deemed to be the pecuniary interest of the Board Member.
- 6.4 For the purposes of 6.1 and 6.2, the pecuniary interest of a parent, spouse, child, sibling, business partner, business associate or employer of a Board member shall be deemed to be the pecuniary interest of that Board member.

#### 7.0 EXECUTIVE COMMITTEE

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## 7.1 THE CHAIR

- 7.1.1 The Chair of the Board of Management shall preside at all Board meetings, be an ex-officio member of all committees, preside at all Membership meetings, exercise general supervision over the affairs of the Malton BIA and perform any and all duties normally incumbent of a Chair.
- 7.1.2 During the absence or inability of the Chair, the Vice-Chair shall exercise the duties and powers of the Chair.
- 7.1.3 The Chair shall be the official spokesperson of the Board of Management in all matters relating to the activity of the Malton BIA with the power to delegate.

## 7.2 VICE-CHAIR

- 7.2.1 The Vice-Chair shall perform the duties of the Chair when the Chair is absent or unable to perform his or her duties.

## 7.3 TREASURER

- 7.3.1 The Treasurer shall supervise the keeping of the accounts of the Malton BIA and its banking arrangements.
- 7.3.2 The Treasurer shall advise the Board of Management with respect to the financial report which is presented by the Treasurer at the Annual Meeting.

## 8.0 ELECTIONS

- 8.1 The Chair of the Board of Management shall appoint a Nominating Committee of no less than 3 members, by September 15<sup>th</sup> of the appointing year.
- 8.2 A notice shall be published in the September newsletter notifying the general membership that a Nominating Committee has been appointed to prepare a list of prospective Board of Management members for the Board's succeeding term. The name, business address and telephone number of persons on the Nominating Committee, to be contacted, shall be included in the notice.



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- 8.3 Notice for nominations from the membership and the date nominations close, October 15<sup>th</sup> at 5:00 p.m. shall be published in the September newsletter.
- 8.4 Notice for nominations from the membership and the date nominations close, October 15<sup>th</sup> at 5:00 p.m. may also be published in a flyer distributed to the general membership during the month of September.
- 8.5 To be eligible, all nominees must execute a "Nomination Consent" form. The Notice for nominations, mentioned in clauses 8.3 and 8.4 above, shall state that all nominees must execute a "Nomination Consent" form prior to the close of nominations on October 15<sup>th</sup> at 5:00 p.m.
- 8.6 If the date October 15, mentioned in clauses 8.3, 8.4, and 8.5 above, falls on a Saturday or Sunday, the notice shall state that nominations close the following Monday at 5:00 p.m.
- 8.7 The Nominating Committee shall select at least one nominee for each position. These nominations shall be in writing and shall be delivered to the Manager (if applicable) or Chair, at the BIA office, on or before October 15 at 5:00 p.m. If October 15 falls on a Saturday or Sunday, nominations will be accepted until the following Monday at 5:00 p.m.
- 8.8 In the event that there are fewer than 10 candidates, no vote shall be required.
- 8.9 Upon receiving all nominations from both the Nominating Committee and the membership, the Manager shall prepare a ballot, listing all candidates in alphabetical order. A ballot and instructions respecting the vote, including the date and time that the vote closes, shall be delivered to each member within 10 days of the close of nominations.
- 8.10 All ballots shall be received, by deposit in the ballot box located at the BIA office, on or prior to November 15<sup>th</sup> at 5:00 p.m.
- 8.11 If the date November 15, mentioned in clause 8.10 above, falls on a Saturday or Sunday, the vote shall close the following Monday at 5:00 p.m.

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- 8.12 Within 3 business days of the close of the vote, the Manager and at least one member of the Nominating Committee shall open the ballot box and count all ballots cast.
- 8.13 The Manager shall publish the names, places of business and telephone numbers of the successful candidates in the December newsletter.
- 8.14 The results of the voting shall be directed to the Clerk of the City of Mississauga by December 31<sup>st</sup> for official appointment by City Council.
- 8.15 The newly elected Board of Management shall meet at the scheduled December Board meeting and, a) elect a Chair, Vice Chair and Treasurer; b) elect the Chair of each Committee as deemed necessary to properly conduct BIA business during the year; c) establish an Executive Committee; d) establish its regular meeting schedule including dates and times.

## 9.0 COMMITTEES

- 9.1 The Board of Management shall determine the number and purpose of all special and standing committees. The Chair of the Board of Management shall immediately, at the December Board meeting, appoint all the Chairs of the standing committees and shall announce such appointments at the meeting.
- 9.2 Members of these committees are to be selected from the membership or their appropriate designate by the respective Chair. A staff member shall sit on each committee and be responsible for the minutes of meetings.
- 9.3 Members of the Board of Management may also sit on standing committees.
- 9.4 The Committee Chair, shall, at each Board of Management meeting submit a report and/or expenditures and/or minutes outlining the progress of the Committee. Any expenditure over \$100.00 for projects, promotions or related committee expenses that has not received prior approval as set out as a previously budgeted item requires Board of Management approval.
- 9.5 All meetings are open to the membership of the Malton BIA.



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9.6 Any member may attend a Board of Management meeting. It is recommended that 24 hours notice be given to the Manager. Any member may request at the beginning of the meeting to address the Board.

#### 10.0 BANK

10.1 The bank of the Malton BIA shall be determined by the Board of Management.

10.2 The Board shall adopt and maintain banking arrangements and accounting practices that are acceptable to the City of Mississauga, Treasurer and shall keep such books of account and shall submit such statements from time to time as the City Treasurer may require.

#### 11.0 FINANCIAL YEAR

11.1 The fiscal year of the Malton BIA shall terminate on the 31<sup>st</sup> day of December of each year.

#### 12.0 FINANCES AND RECORDS

12.1 The Auditor of the City of Mississauga shall be the Auditor of the Malton BIA and all books, documents, transactions, minutes and accounts of the Board shall be open to his or her inspection at all times.

12.2 All cheques received by the Malton BIA shall be deposited to the credit of the BIA.

12.3 All budgeted items of \$1000.00 or more require Board of Management approval prior to the awarding of contracts or engagements. Contracts and engagements of the regular business of the Board shall be signed by the Chairperson and another Board Member.

12.4 Documents, contracts and cheques not provided for in 12.3 above, shall be signed by two signing authorities, one whom shall be the Chair, Vice-Chair, or Treasurer.

12.5 The Board of Management shall submit its Annual Report for the preceding year to Council, including a complete audited and



certified financial statement of its affairs with a balance sheet and revenue and expenditure statement. Copies shall be provided to any member upon request.

- 12.6 The Board shall keep proper minutes and records of all meetings, which it holds.
- 12.7 The Malton BIA shall not borrow money and without the prior approval of Council, it may not incur any indebtedness extending beyond the current year.
- 12.8 The Malton BIA shall not exceed any monies unless such monies are included in the Annual Budget approved by Council or in a reserve fund established under the Municipal Act.

### 13.0 BUDGETS

- 13.1 The Chairman of each committee shall prepare a proposed committee budget for the following year and submit it to the Manager by the first week in December.
- 13.2 The Manager of the Malton BIA shall prepare the complete proposed budget and submit it to the Executive Committee prior to the December Board meeting.
- 13.3 The Executive Committee shall submit the proposed budget for the following year to the Board of Management at its regular December Board meeting.
- 13.4 Following revisions, the Board of Management shall approve a final budget at its regular January Board meeting. Following the receipt of tax write-offs and supplementary from the City of Mississauga (which affect the total budget), the Board of Management shall approve a final budget containing these figures at its Annual Meeting to be held prior to the last day of February.
- 13.5 After approval is given to the budget by the membership attending the Annual General Meeting, the budget shall be submitted to City Council for their approval, no later than 5 days after the Annual General Meeting.

### 14.0 ANNUAL MEETINGS



- 14.1 The Board of Management shall each year designate a day before the last day of February as the date for the General Meeting and shall notify all members of the Malton Business Improvement Association of the date, time and place of the meeting. Such notice shall be in writing and delivered at least fourteen days prior to the date scheduled for the General Meeting.
- 14.2 The Board of Management shall submit at this meeting:
  - i. It's Annual Report for the preceding year including an audited financial statement of its affairs, if available from the City Auditor.
  - ii. Its proposed budget activities for the current year.
- 14.3 A majority of the members present shall carry a vote.
- 14.4 Each member shall be entitled to one vote.
- 14.5 Any member, unable to attend the Annual Meeting may, subject to the provisions of the clauses 14.6 and 14.7 herein, appoint a proxy to represent that member at the Annual Meeting.
- 14.6 A proxy appointed to represent a member at an Annual Meeting, in accordance with clause 14.5 herein, shall be the manager, employee, spouse, parent, child, sibling, partner, director, officer, lawyer or accountant of that member.
- 14.7 A member who appoints a proxy to represent that member at an Annual Meeting, in accordance with clauses 14.5 and 14.6 herein, shall do so in writing, and in accordance with a prior Board approved proxy form.

**15.0 STAFF**

- 15.1 The Board of Management shall engage a Manager under such terms and conditions it deems advisable and may delegate to this person authority to manage and direct the day-to-day business affairs of the Board of Management. The manager shall report, on the affairs of the Board, at all regular meetings.
- 15.2 A member of the Malton BIA may not be appointed as the Manager.
- 15.3 Additional staff may be hired to perform duties as required, following approval of the Board of Management, and all staff shall be under the direction and supervision of the Manager.

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## **16.0 AMENDMENTS**

- 16.1 Any amendment to this constitution may be adopted by no less than two thirds of the members of the Board of Management. Written notice of the proposed amendment and date of such meeting shall be given to members of the Board of Management at least two weeks prior to the meeting.

## **17.0 ERRORS OR OMISSIONS**

- 17.1 No error or omission in giving notice for a meeting shall invalidate the scheduled Board meeting.

## **18.0 DISCUSSION**

- 18.1 Upon the repeal of the by-law establishing the Board of Management, the Board ceases to exist and its undertaking, assets and liabilities shall be assumed by the City of Mississauga.

**DRAFT**

COUNCIL AGENDA  
Feb 20, 2013

WHEREAS the City of Mississauga adopted the Cycling Master Plan on September 15, 2010 and is actively working to implement the vision that "Cycling will become a way of life in the City of Mississauga that supports vibrant, safe and connected communities. Mississauga will be a place where people choose to cycle for recreation, fitness and daily transportation needs, enhancing our overall health and quality of life";

AND WHEREAS on November 30, 2012 the Ontario Ministry of Transportation issued a policy proposal for an Ontario Cycling Strategy, seeking comments from municipalities and the public on the draft Strategy;

AND WHEREAS a report to City of Mississauga General Committee, dated January 28, 2013, contains comments on the draft Strategy from staff and the Mississauga Cycling Advisory Committee for submission to the Ministry of Transportation following Council endorsement;

AND WHEREAS Glen Murray, MPP Toronto Centre, has recently been appointed as the new Minister of Transportation and Infrastructure and Charles Sousa, MPP Mississauga South, has recently been appointed as the new Minister of Finance in the Ontario Cabinet for Premier Kathleen Wynne;

NOW THEREFORE BE IT RESOLVED that correspondence from Mississauga City Council be sent to Minister Murray and Minister Sousa, congratulating them on their respective Cabinet posts and requesting that the Ministry of Transportation consider comments submitted on the draft Ontario Cycling Strategy from the City of Mississauga and begin to actively move forward to implement the Ontario Cycling Strategy, including allocation of appropriate funding from the Ministry of Finance.

Chris Fonseca

Feb 13, 2013