



MINUTES

SESSION 9

SPECIAL MEETING OF

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

(www.mississauga.ca)

WEDNESDAY, APRIL 29, 2009 – 9:00 A.M.

COUNCIL CHAMBER

300 CITY CENTRE DRIVE

MISSISSAUGA, ONTARIO L5B 3C1

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PRESENT: Mayor Hazel McCallion
Councillor Carmen Corbasson Ward 1
Councillor Pat Mullin Ward 2
Councillor Maja Prentice Ward 3
Councillor Eve Adams Ward 5
Councillor Carolyn Parrish Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Councillor Frank Dale Ward 4

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Martin Powell, Commissioner of Transportation and Works
Brenda Breault, Commissioner of Corporate Services and Treasurer
Paul Mitcham, Commissioner of Community Services
Ed Sajecki, Commissioner of Planning and Building
Mary Ellen Bench, City Solicitor
Crystal Greer, City Clerk
Shalini Alleluia, Legislative Coordinator
Jessica Reid, Legislative Coordinator

1. **CALL TO ORDER – 9:05 A.M.**

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

3. **APPROVAL OF THE AGENDA**

Approved as presented.
MG.01

4. CORPORATE REPORTS**R-1 Applications for the Federal Infrastructure Stimulus Funding (ISF)**

Report dated April 28, 2009, from the Commissioner of Corporate Services and Treasurer, with respect to Applications for the Federal Infrastructure Stimulus Funding (ISF)

RECOMMENDATION:

1. That the report dated April 28, 2009 titled Applications for Federal Infrastructure Stimulus Funding (ISF) from the Commissioner of Corporate Services and Treasurer be received.
2. That Council approve submission of applications for the ISF grant for the projects included in Appendix 1 having a total gross capital cost of approximately \$170 million.
3. That staff report back to Council on projects approved for an ISF grant including necessary City capital contributions and additional project delivery costs.

Members of Council agreed that no staff presentation was required.

Janice Baker, City Manager, advised that staff have worked with the Region of Peel and the City of Brampton on the types of projects to be included for submission so that all three were using interpretation of the criteria. She also advised that they have attempted to maximize the number of projects that may be approved.

Councillor Maja Prentice requested clarification of noise walls along Burnhamthorpe Road in Ward 3 as she pointed out that some residents had chosen not to become involved with the program and the walls were fallen down. Martin Powell, Commissioner, explained that they were using this opportunity to get as many walls done if the project were to be approved.

Councillor Carmen Corbasson enquired as to why the development of Lions Park was not on the list of projects even though Fram Developments had provided monies towards it. Laura Piette, Manager, advised that Fram had started construction with work being done right up to the property line and this would have an impact on any work on the Lions Park. Also, in response to a query by

Councillor Carmen Corbasson with respect to the Arsenal lands, she was advised that the city was required to own the lands or it would not meet the criteria.

Councillor Pat Saito suggested that some of the preservation work on heritage buildings could be included in the list of projects as several of these are owned by the City. The Councillor stated that she was particularly interested in the Bussel House on Ninth Line as it is her hope to make it into an Art Gallery for City artists.

Councillor Saito also expressed concern about including the noise walls at 100% to the residents as it would be precedent setting and costs to the City for future replacements could be astronomical.

Councillor Pat Mullin advised that she is disappointed that the Clarkson Pool is not included in the list of projects. She advised that a study has been completed and this pool is required, however, she advised that the report to Council has not come forward yet. Councillor Mullin asked how the pool could be built as soon as feasible. Also, she enquired about the RINC Program which was a similar fund for recreational projects. She expressed concern that since this fund would have the same deadlines and criteria as the ISF program, the Clarkson Pool may not get done and asked how it could be built sooner rather than later. John Lohuis, Acting Commissioner, responded that the Aquatics Study was expected to be presented in May or June. He advised that based on the most recent criteria for the ISF Program, they have been advised that if a pool was part of a multi use building, the project could qualify under the ISF program, however, the project must be completed by March 31, 2011 and the department had concerns about meeting this strict deadline. Further, he stated that the RINC Program would have a cap of \$1 million with \$500 million across the country and hence there may be concerns with listing the Clarkson Pool under this program.

Janice Baker, City Manager, further explained that they looked at the Clarkson Pool as an accelerated project with minimal public consultation with a view to meeting the March 2011 deadline and found that this would be difficult regardless of whether it was done under the ISF or the RINC Program. She estimated the completion date to be about July 2011 with a risk of having to return back 100% if not completed on time.

Councillor Carolyn Parrish advised that she had an opportunity to speak with MP Bob Dechert who suggested that the pools be included and hence she suggested that the Clarkson Pool be included in the submission and it would be up to the Province to approve or not because of the completion date. She also noted that there were a number of libraries included on the list and enquired why the Woodland Library was not included.

With respect to the Civic Centre project, Councillor Parrish suggested that it be listed in smaller projects in the event that the entire project did not get approved. She felt that the renovation of the parking garage which would include the update to the Civic Square for \$22 million may be easier for approval. Janice Baker explained that this was considered during the preparation of the Corporate Report and there was a clear division between the north and the south Civic Square and the project could be done in two phases, however, based on the criteria provided, staff believed that the entire Civic Square project was an appropriate one. Further, she cautioned that if projects were being added to the list, meeting the stringent deadline of March 31, 2011 was of concern as monies would require to be paid back if the deadline was not met.

Further Ms. Baker indicated that several projects were considered but not listed because the 2009 construction season was at hand and by the time approvals were received, plans were drawn up and the project tendered, it was evident that the March 31, 2011 deadline could not be met. She cautioned that all municipalities, regional governments and other institutions were providing lists of capital projects to be completed by March 2011 and construction capacity will be stressed. Further, the City Manager stressed that staff could not take the risk of not completing a project within the time deadline and hence did not apply for it.

Mayor Hazel McCallion suggested having two lists, one that could meet the deadline and one that could not with projects spread across the City in each riding. Further, she felt that the Province was likely to approve a single large project as this funding program was spread across the country.

Councillor Katie Mahoney expressed concern that the residents in Ward 8 have paid 50% of the cost of the noise walls where needed. Further, she pointed out that one of the noise walls in Ward 8 was currently under construction and it would be difficult to explain to her residents why others were getting their walls constructed through this fund at no cost. The Councillor suggested that noise walls be deleted from the list. Also, she advised that she wished to see the Sheridan Library replaced, however, in speaking with the Commissioner, it was evident that this project would have difficulty meeting the deadline.

Councillor Maja Prentice stated that it is her understanding that a Corporate Report on Noise Walls was coming to the May 20th. General Committee and felt that if the project did not meet the criteria, it could be withdrawn, however, if it was approved, this was an opportunity to have get many of these walls replaced as they are in very poor shape and some have even fallen down.

With respect to the noise walls, Mayor Hazel McCallion stated that many noise walls along major roads had fallen down, deteriorated and propped up wooden fences, which were an eyesore and dangerous. Mayor McCallion expressed an urgency to have these walls fixed.

Councillor George Carlson enquired if Property Standards could deal with the fence issue as some residents have used skids and corrugated metal as fences. He also noted that in some areas, individual home owners have repaired their fences using different materials and wondered if the City could specify the type of fencing, esp. on major roads.

Councillor Nando Iannicca felt that there was a strong possibility that one large project would be approved and if the Civic Centre was approved, it would allow for other projects to be completed through the budget process.

Councillor Eve Adams advised that she has had meetings with staff for a pool at the rear of the Malton Community Centre and wished to recommend its inclusion into the list of projects. The Councillor advised that she has spoken to the Commissioner of Community services who advised that it could be done, however, if the Clarkson Pool as well as the Malton Pool were included, there may be some difficulty in completing two pools, however, it could be done. Councillor Adams explained that the Frank McKechnie Pool was too distant for the residents of Malton.

Laura Piette advised that they also received a request from Councillor Frank Dale with respect to a therapeutic pool at Mississauga Valley and staff reviewed the requests relating to the three pools. She advised that although the pools met the criteria of being part of a multi-use building, staff have identified a number of barriers particularly with the Malton Pool project including the need for rezoning, 200 parking spaces, amongst other site restraints and requirements, adding that the Malton Pool was most challenging.

Councillor Eve Adams felt that parking could be accommodated through a number of other avenues i.e. the Westwood Mall, school directly across the Malton Community Centre, as well as public transit. She felt that the solutions were workable if it meant a pool for the community as it was very much needed. Councillor Adams requested that the recommendation be amended to include the Malton Pool on the list.

Rob Rossini and Janice Baker clarified that the Commissioner of Corporate Services & Treasurer was required to sign off the applications to reflect meeting the criteria as well as the deadline date and staff have concerns with meeting the deadline and signing the application with a deadline that they could not meet.

Councillor Pat Saito pointed out that the Meadowvale Community Centre needed a lot of work and because of redesigning and budgeting constraints and this project was identified as requiring more time and the Aquatics Study has looked at life spans, user patterns, sustainability, budget, etc. She expressed concern that two pools were being added to the list without the recommendations of the Aquatics Study. In this regard, Mr. Lohuis felt that pools needed to be carefully designed, with engineering and architectural details, etc. and were complex projects. Further, he wished to recognize the request from Councillor Frank Dale (who was absent from the meeting) with respect to the therapeutic pool in the Mississauga Valleys.

Discussion took place with respect to this request and it was agreed that the projects requested by Council i.e. Clarkson Pool and the Malton Pool be added to the list. In the discussions, Council agreed that all the projects listed in the Corporate Report be submitted under the ISF program with appropriate completion dates as identified by staff.

Also, Councillor Pat Saito requested since Ninth Line was going to be expanded to 4 lanes with watermain and sewer works north of Derry Road, that this project be deleted from the list. Also, she noted that new development was occurring between Ninth Line and Tenth Line which would result in trucks using Ninth Line; hence she did not feel this road should be rehabilitated at this time. Staff expressed concern that the road may require work to ensure that it was capable of taking on truck traffic. At the request of Councillor Pat Saito to not expend funds on Ninth Line, north of Derry Road, this project will be removed from the list.

The staff recommendation with the addition of the Clarkson and Malton Pools and the deletion of the rehabilitation of Ninth Line north of Derry Road, from the list, was voted on and carried.

Councillors Katie Mahoney and Pat Saito requested to be recorded in the negative with respect to the noise walls.

Resolution 0094-2009

Correspondence I-1

FA.05.Inf.

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

- (a) Ursula Keuper Bennett addressed Council with respect to the ISF program. She referenced the McMurtry Report on Youth Violence and asked what projects were being planned under the program to address this problem at the community level. She expressed disappointment if there was a choice between a large project like the Civic Centre versus community pools which youth could use locally. She was advised that these projects were identified because they had to meet stringent criteria and deadlines and that she express her views with the Federal and Provincial Government MPs as well.

Councillor Pat Saito explained that she has been trying to meet with the Province with respect to program funding for Youth Violence and has been advised that their funds have been cut back and diverted to the Infrastructure Stimulus Fund. She urged Ms. Bennett to contact her Province and Federal representatives to address the lack of program funding to address youth violence and its need in the communities.

FA.05.Inf.

- (b) Al Hammamieh, Compu Me, 4070 Living Arts Drive, addressed Council with respect to paid parking which is being introduced in the City Core. Since this matter was not on the Agenda, Mr. Hammamieh was requested to contact staff for a future deputation when the matter could be placed on the Council Agenda.

RT.17.Pay

6. RESOLUTIONS

0094-2009 Moved by: K. Mahoney Seconded by: N. Iannicca

1. That the report dated April 28, 2009 titled Applications for Federal Infrastructure Stimulus Funding (ISF) from the Commissioner of Corporate Services and Treasurer be received.
2. That Council approve submission of applications for the ISF grant for the projects included in Appendix 1 of the above Corporate Report, having a total gross capital cost of approximately \$170 million.

3. That staff report back to Council on projects approved for an ISF grant including necessary City capital contributions and additional project delivery costs and operating budget impact.
4. That Appendix 1 be amended to add the following projects:
 - (a) Clarkson Pool
 - (b) Malton Pool

And further, that the rehabilitation of Ninth Line north of Derry Road, be deleted from the list.

Carried
Corporate Report R-1
FA.05.Inf

0095-2009 Moved by: P. Saito Seconded by: K. Mahoney

Whereas the Canadian Pacific Railway (CPR) is attempting to remove its mechanical forces from Welland, London, Lampton and the Oshawa Locations and to close its shop at the Windsor Yard,

And Whereas, the elimination of the Mechanical Force at these locations threatens safety, not only of the railway but of public health and community institutions in those areas in which they pass through,

And Whereas, and the elimination of the Mechanical Force will also create a dangerous situation as the Windsor Shop Mechanical Force is the first and last line of safety inspection and enforcement at the border for both incoming and outgoing trains,

And Whereas the CPR travels through densely populated communities that are hence exposed to hazardous materials that could leak from the rail cars, including the City of Mississauga;

And Whereas the City of Mississauga is particularly concerned because of its past experience with a train derailment that caused a major catastrophe,

Be It Resolved that the City of Mississauga disapproves the closure of Mechanical Forces shops that result in a compromise to public safety

And that the Government of Canada ensure that existing safety measures are kept in place and reinforced to protect communities along the train line,

And that this resolution be forwarded to the Minister of Transport and Transport Canada requesting that they use their authority to deny the Canadian Pacific Railway an exemption from safety inspections similar to those granted in Edmonton, Alberta on January 15, 2009

And further, that this resolution also be forwarded to the Canadian Pacific Railway, all Mississauga MPs, Mayor of Windsor, and Brian Masse, MP, Windsor West for their information.

Carried

Item I-1 on the Council Agenda of April 22, 2009 and April 29, 2009

Referred to Special Council on April 29, 2009 for Resolution

LA.08

7. CORRESPONDENCE

I-1 Infrastructure Stimulus Fund

Letter dated April 27, 2009 from Bob Dechert, MP, Mississauga Erindale, with respect to the Infrastructure Stimulus Fund.

This correspondence was distributed at the meeting.

Received

FA.05.Inf.

8. OTHER BUSINESS

- (a) Councillor Nando Iannicca advised members of council of the Memorial Mass being held at St. Peter and Paul Catholic Church at 10 a.m. on Saturday, May 2, 2009 for the victims of the Earthquake in Italy. He spoke of an artist's creation of an eagle which was located in the Cooksville Brickyard office and advised of the unique symbolism of a fund raising being planned by selling the bricks that came from the Cooksville brickyard to raise money for victims of the earthquake in L'Aquila in Italy because in Italian L'Aquila meant "eagle".

9. CONFIRMATORY BY-LAW

0131-2009A A by-laws to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on April 29, 2009.

MG.01

10. ADJOURNMENT – 11:15 A.M.

MAYOR

CLERK