



MINUTES

SESSION 5

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

(www.mississauga.ca)

WEDNESDAY, FEBRUARY 25, 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 Frank Dale Ward 4
Councillor Eve Adams Ward 5 (Arr. 11.05 a.m.)
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 Pat Mullin Ward 2
Councillor Maja Prentice Ward 3
- STAFF: Martin Powell, Acting City Manager and 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
Grant Bivol, Deputy City Clerk
Shalini Alleluia, Legislative Coordinator
Karin Ann Brent, Legislative Coordinator

1. **CALL TO ORDER**

The meeting was called to order at 9:07 a.m. by Mayor Hazel McCallion, with the saying of the Lord's Prayer.

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

3. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

February 11, 2009 - Session 4

Approved as Presented
MG.01

4. **APPROVAL OF THE AGENDA**

Approved as Presented
MG.01

5. PRESENTATIONS**(a) Certificate of Commendation**

On behalf of the Governor General of Canada, Mayor McCallion presented a Certificate of Commendation to Mr. Randy Janes, resident, for having rescued a man in Gillams, Newfoundland and Labrador. Mr. Janes explained to Council the circumstances surrounding the rescue and thanked Council for the Commendation.

PR.04

(b) 2008 Corporate Awards of Excellence

Martin Powell, Acting City Manager, presented the 2008 Corporate Awards of Excellence to the following staff and explained why each recipient was selected:

Customer Service Award:

Judith Eves, *Administrative Assistant, Recreation & Parks, Community Services*

Corporate Services Records Team

Continuous Improvement Award:

Dave Penteliuk, *Manager, Burnhamthorpe Branch Mississauga Library, Community Services*

Linda Rampen, *Assistant Pool Supervisor, Recreation & Parks, Community Services*

Malton Community Centre

Leadership & Empowerment Award:

Alan Hills, *Platoon Chief, Fire & Emergency Services, Community Services*

Team Effectiveness Award:

National Public Works Week Committee

Partnership Award:

Integrated Municipal Enforcement Team

Kirk French Spirit Award:

Cathy Mills, *Transit Operations Specialist, Transit Division, Transportation & Works*

City Manager's Award of Excellence:

Building a City for the 21st Century

Also, Mayor H. McCallion advised that she accepted a Bio-Technical Award on behalf of the Economic Department, and complimented and thanked staff for their contributions.

PR.05

HR.15.Cafe

6. DEPUTATIONS**(a) Apportionment of Taxes**

There were no persons in attendance to address Council regarding the apportionment of taxes.

Corporate Report R-1/Resolution 0042-2009

FA.13.Mun

(b) Official Plan Amendment and Rezoning Applications to permit a convenience commercial plaza located at 500 and 520 Eglinton Avenue West

A resident (Mr. S. Faria) who had expressed a wish to address Council with respect to the above matter, did not appear before Council. Councillor Frank Dale advised that Mr. Stanley Faria's home was abutting the proposed plaza and he may now be satisfied with the revisions made by the applicant to the site plan, particularly relating to fencing, buffers, landscape and enclosure of the garbage area.

Corporate Report R-4

OZ 07/014 W4

(c) Mississauga Transit Express Network

Geoff Marinoff, Director, Mississauga Transit and Geoff Wright, Director, Transportation Project Office, Transportation and Works addressed Council with respect to the Mississauga Transit Express Network. With the use of a power point presentation, Mr. Marinoff explained transit's role as it related to

connecting communities, supporting business and moving people from the neighbouring municipalities through Mississauga. Also, he explained future goals which include increased ridership, core service on major routes, neighbourhood service, and route network.

Mr. Marinoff explained their attempts to increase the number of routes with limited stops and express service in preparation for the BRT anticipated for 2012. He explained that unless people know that they are saving considerable time with more direct connections, they will not use public transit. Staff are also working with large organizations and the major business parks on shuttle service concepts.

Geoff Wright explained the express corridors and showed concepts of the busway stations which will also provide for inter regional connections with GO Transit. Funding and implementation is a mix between GO Transit and the City of Mississauga.

Councillor Sue McFadden noted that the BRT stopped at Winston Churchill to the West, and enquired how the residents in the northwest quadrant of the City would be serviced and suggested a service from the northwest to the Lisgar GO Station so that they could then access the BRT station at Winston Churchill.

Councillor Pat Saito concurred with Councillor McFadden's concerns, adding that there was a need to look at more direct linkages to the BRT if people are going to use it. She noted that neither parking nor designated Kiss and Ride arrangements were available at the Meadowvale Town Centre where additional shuttle service is being recommended. The Councillor suggested a linkage to the Lisgar Station as there was some additional parking there, easier drop off and also residents could walk or cycle to the station where they could use the BRT and this arrangement would capture users from Wards 9 and 10, particularly the residents who live in the area of Tenth Line. Councillor Pat Saito suggested that staff meet with both Councillors (Wards 9 and 10) to discuss the options further.

Councillor Saito also pointed out to the heavy traffic along Erin Mills Parkway and Eglinton Avenue to Hwy. 403 and felt that a bus lane through Erin Mills Parkway would have alleviated some of the pressures and allowed for better connection to the BRT.

Martin Powell responded that staff were working with the Region of Peel on ways to move people faster through major roads such as Erin Mills Parkway and Derry Road, and to make the BRT work such that more people will use public transit.

Councillor Carolyn Parrish stated that it has been brought to her attention that other than at peak times, there are only 3 or 4 people on Route 109. She was advised that this was a new express service between the Meadowvale Town Centre and Islington Subway Station and ridership takes time to build. Also, she was advised that typically the service to the Islington Subway Station is well used but the return trip is less frequented.

Councillor Parrish expressed concern about the cost of the BRT should it not attract the anticipated ridership. Staff assured the Councillor that they are working to build up the ridership now before the BRT is in place.

Councillor Parrish also requested staff to bring back a report to Council with respect to the reasons why the extension of the subway line from Kipling to Mississauga did not materialize.

Councillor Nando Iannicca expressed support for the BRT stating that although it was an enormous capital expenditure, it was a system that could be moved to another route if one route did not get the projected ridership. Also, the councillor felt that this was an opportunity to target a generation that will use public transit.

Councillor George Carlson stated that most of the complaints he receives regarding Mississauga Transit, relate to Sunday service on Route 44. He suggested that staff take into consideration the changing workplace demographics and that Sunday now is a working day for many people. Mr. Marinoff explained that there was a big drop in Sunday bus usage and frequency and routes are based on ridership.

Councillor Frank Dale expressed the need for rapid transit to address the traffic congestion being experienced. He stated that he was pleased that the east/west corridor was protected and expressed the need for the Hurontario rapid transit line. Further, he noted that there will be a lot more people moving into the City Centre and many of these people will rely on public transit.

Mayor McCallion briefly updated on recent discussions with Metrolinx i.e. the integration of fares and service which will be the next major step. Also, the Mayor referred to discussions with the City of Toronto with respect to Mississauga Transit buses returning empty while within the Toronto boundaries. She pointed out that the City's economic success depended on public transit and that transportation is a major issue when large companies wish to locate in Mississauga because all their employees do not live in Mississauga. Mayor McCallion also expressed the need for cooperation with the City of Brampton to have Mississauga Transit go into the heart of Brampton and not stop at the border at Shopper's World. Also, she advised of discussions with companies with respect to cost sharing public transit for their employees till ridership is built up and complimented on the relationship between Mississauga Transit and Go Transit and Metrolinx.

TS.14.Brt

(c) Rezoning Application to Permit Multi-Unit Retail and Service Commercial uses, 820, 824 and 840 Britannia Road West

The following unit owners of the plaza located at 808 Britannia Road West addressed Council with respect to Rezoning Application to permit multi-unit retail and service commercial uses, 820, 824 and 840 Britannia Road West, southeast quadrant of Britannia Road West and Latimer Drive, OZ 05/033, W6:

Hareesh Bhargav
Anil Sharma
Meena Chopra
Inder Alluwallia
Avtar Dhillon

Hareesh Bhargav spoke on behalf of his condo corporation and requested consideration of a deferral. He provided Council with a brief history of the matter when the above development site was considered for automotive uses which also involved an OMB appeal. He requested consideration of an access to their site via Latimer Drive through the subject lands, stating that they have requested the City a number of times to deal with the access issue and now that the use on the above development application is changing, they wished to again make a request for such an access. Mr. Bhargav stated that their access is onto Britannia Road West, very close to a major intersection creating a dangerous situation and in the interest of safety, he was requesting a connection through the subject lands to Latimer Drive. Further, he noted that plazas owned by Orlando Corporation in the Heartland area were interconnected for easier access.

Anil Sharma addressed Council stating that he has his business in the plaza and the proximity of the access to Mavis Road and Britannia Road was creating a dangerous situation as well as hurting the economic viability of the plaza. He too requested deferral of the approval of this application to allow an opportunity to revisit the matter of an integrated access through the above development. Further, Mr. Sharma advised that since access to the plaza was limited to right in/right out only, people were making U-Turns and now that the U-Turns have been prohibited there, access is further limited, creating a further drop in the business.

Meena Chopra advised that she ran an after-school tutoring program and parents complain to her about their difficulty in entering/exiting from Britannia Road, resulting in reduced enrolment.

Inder Alluwallia stated that he had the same concerns as those expressed earlier.

Avtar Dhillon expressed concerns relating to safety because of the location of the access, speed on Britannia Road and the right in/right out only access.

In response to a question by the Mayor as to whether they raised their objections at the public meeting, Mr Sharma advised that they have met with the Region of Peel, Orlando and City Staff and were informed about the automotive uses/car dealership and were not aware that the uses were changed until they received this Supplementary Report notice, adding that the old development signs are still posted.

Councillor Carolyn Parrish moved that Corporate Report R-5 be brought forward and stated that she wished to have this application deferred to the next Council meeting to allow for an opportunity to meet with all parties.

Michael Goldberg addressed Council on behalf of Orlando. He stated that he had been involved with this application for the past 4 years and the issue of the access was decided through the City of Mississauga. He provided a copy of a letter dated January 2, 2006 from the Supervisor of Traffic Planning to Armstrong Goldberg Hunter, which stated that the City will not seek an interconnection in the future. He stated that there was no OMB hearing but a settlement was reached with the City in that no further request for an access would be made.

Using an overhead, Mr. Goldberg explained the site plan stating that a car dealership was contemplated and Phase I was completed. He stated that one of the constraints for the requested access was that the building on the west side is committed and there were grading issues well in excess of City standards for a slope or a ramp. Also, Britannia Road will be widened with an additional lane and as per Region of Peel staff, the safety and access to the

plaza at 808 Britannia Road West will be enhanced. Mr. Goldberg advised that he did not feel that Orlando would be agreeable to an access through their site because of existing commitments and site plan constraints.

Mayor Hazel McCallion explained that the access decision was made at the time based on the car dealership uses proposed at that time, however, now that there is a change in the uses, there is an opportunity to revisit the access, especially since it is causing an economic situation to small business which is detrimental.

Councillor Parrish moved an amendment to have the matter deferred until the next Council meeting to allow for a meeting with all parties.

Corporate Report R-5/Resolution 0046- 2009
OZ 05/033 W6

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

- (a) David Fisher, resident, addressed Council requesting that the matter of the BRT be deferred to a General Committee meeting. He felt that the BRT was a GO Transit issue as it moved people on a regional basis rather than a Mississauga issue.

Mr. Fisher also referred to Route 109 which carried only 4 – 6 people from the Islington subway to the Meadowvale Town Centre. Also, he noted that buses are caught in traffic along Eastgate Parkway, and the HOV lanes are covered with snow in the winter.

Further, Mr. Fisher suggested that there was a need for more frequent service to Malton and the Airport. Also, he suggested that the stops should be placed in locations where people are going to use it as unnecessary stops will result in a slow and uneconomical service. He felt that major locations should be serviced with a 10 – 15 minute service, noting that Mississauga was not built as a public transit city and densities are increasing.

Also, Mr. Fisher spoke about Sunday bus service stating that working/shopping on Sunday has now existed for many years but public transit on Sundays has not changed, resulting in people being forced to use their cars.

Mr. Fisher suggested that the City have a Transit Advisory Committee where residents can give their input similar to other municipalities where a committee reviews user requests.

Deputation 6(b)
TS.14.BRT

8. CORPORATE REPORTS

R-1 Apportionment of Taxes

Report dated February 11, 2009 from the Commissioner of Corporate Services and Treasurer with respect to the apportionment of taxes.

RECOMMENDATION

That the recommended apportionment of taxes and payments set out in Appendix 1 of the report dated February 11, 2009 from the Commissioner of Corporate Services & Treasurer be approved.

Resolution 0042-2009
FA.13.Mun

R-2 City of Mississauga Statement of Provincial Compliance 2008 – Essential Level Program, Emergency Management and Civil Protection Act and Ontario Regulation 380/04

Report dated February 12, 2009 from the Commissioner of Community Services with respect to the City of Mississauga Statement of Provincial Compliance 2008 – Essential Level Program, Emergency Management and Civil Protection Act and Ontario Regulation 380/04.

RECOMMENDATION

That the report dated February 12, 2009 from the Commissioner of Community Services regarding the City of Mississauga's 2008 Compliance Document under the Emergency Management and Civil Protection Act and Ontario Regulation 380/04 be received for information.

Resolution 0043-2009
CS.01

R-3 Rezoning Application to Continue to Permit Commercial uses with a Reduced Parking Standard 94-98 and 100 Lakeshore Road East

Corporate Report dated February 2, 2009 from the Commissioner of Planning and Building with respect to a Rezoning Application to continue to permit commercial uses with a reduced parking standard 94-98 and 100 Lakeshore Road East, north side of Lakeshore Road East, west of Hurontario Street.

RECOMMENDATION

That the Report dated February 2, 2009, from the Commissioner of Planning and Building recommending approval of the application under File OZ 05/014 W1, Maurice and Carol Wong, 94-98 and 100 Lakeshore Road East, north side of Lakeshore Road East, west of Hurontario Street, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the application have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the Planning Act, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to change the Zoning from "C4" (Mainstreet Commercial) to "C4-Exception" (Mainstreet Commercial) to permit the continuation of the existing uses with a reduced parking rate in accordance with the zoning standards outlined in the Zoning Section of this report and subject to the following condition:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0044-2009
OZ 05/014 W1

R-4 Official Plan Amendment and Rezoning Applications to Permit a Convenience Commercial Plaza 500 and 520 Eglinton Avenue West

Report dated February 2, 2009 from the Commissioner of Planning and Building with respect to an Official Plan Amendment and Rezoning Applications to permit a convenience commercial plaza 500 and 520 Eglinton Avenue West, Southeast corner of Eglinton Avenue West and Confederation Parkway.

RECOMMENDATION

That the Report dated February 2, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/014 W4, Joseph Madill, 500 and 520 Eglinton Avenue West, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Convenience Commercial" to "Convenience Commercial - Special Site" to permit a convenience commercial plaza with a maximum gross floor area of 2 770 m² (29,817 sq. ft.), be approved.
2. That the application to change the Zoning from "C1-18" (Convenience Commercial) to "C1 - Exception" (Convenience Commercial) and "B - Exception" (Buffer), to permit commercial school and convenience commercial uses except for a convenience restaurant and an entryway feature, in accordance with the proposed zoning standards described in the staff report, be approved subject to the following condition:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Councillor Frank Dale advised that there were no objections expressed at the public meeting on this matter and hence he moved the application forward directly to Council with the notwithstanding clause. However, since then an abutting neighbour has expressed concerns with the buffers between his home and the garbage storage area. The councilor advised that these concerns have since been addressed by the applicant in a satisfactory manner.

Resolution 0045-2009

Deputation 6(b)

OZ 07/014 W4

R-5 Rezoning Application to Permit Multi-Unit Retail and Service Commercial uses 820, 824 and 840 Britannia Road West

Corporate Report dated January 27, 2009 from the Commissioner of Planning and Building with respect to a Rezoning Application to permit multi-unit retail and service commercial uses 820, 824 and 840 Britannia Road West, Southeast quadrant of Britannia Road West and Latimer Drive.

RECOMMENDATION

That the Report dated January 27, 2009, from the Commissioner of Planning and Building recommending approval of the application under File OZ 05/033 W6 Phase 2, Orlando Corporation, 820, 824 and 840 Britannia Road West, southeast quadrant of Britannia Road West and Latimer Drive, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the application have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to change the Zoning from "D" (Development) to "C3-Exception" (General Commercial) zone to permit retail and service commercial uses under the "C3" zone category in addition to an outdoor patio accessory to a restaurant or convenience restaurant, in accordance with the zoning standards outlined in Appendix S-7, be approved subject to the following condition:
 - (a) That the applicant agrees to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the Rezoning application be considered null and void and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Resolution 0046-2009/Deferred

Deputation 6(d)

OZ 05/033 W6

9. COMMITTEE REPORTS

- (a) **Planning & Development Committee- Report 3-2009 dated February 17, 2009**
Recommendations PDC-0020-2009 to PDC-0023-2009
Approved – Resolution 0040-2009
MG.03

PDC-0020-2009

That the Report dated January 27, 2009 from the Commissioner of Planning and Building regarding Sign By-law 0054-2002, as amended, and the requested three (3) Sign Variance Applications described in Appendices 1 to 3 to the Report, be adopted in accordance with the following:

1. That the following Sign Variances be granted:

- (a) Sign Variance Application 08-03059
Ward 1
The Pump House Grille Co.
42 Lakeshore Road East

To permit the following:

- (i) A total sign area equal to 23% of the south building face.
- (ii) Four (4) signs located on the second storey of the building provided the third party advertising be removed.
- (iii) One (1) sign located on the first storey of the building that projects 106.68 centimetres (3.5 ft) from the building wall.

Five (5) signs located on the second storey of the building that project 68.58 centimetres (2.25 ft) from the building wall.

One (1) sign located on the second storey of the building that projects 294.64 centimetres (9.6 ft) from the building wall.

- (b) Sign Variance Application 08-03283
Ward 8
Rogers Plus
2116 Burnhamthorpe Road West

To permit the following:

- (i) One (1) fascia sign located on the side of a building approximately 85 m (278.87 ft) from a residential use.

2. That the following Sign Variance not be granted:

- (a) Sign Variance Application 08-03059
Ward 1
Pump House Grille Co.
42 Lakeshore Road East

To permit the following:

- (i) Two (2) signs located on the second storey of the east building elevation.

3. That the following Sign Variance be referred to staff:

- (a) Sign Variance Application 08-01136
Ward 5
Starbucks Coffee
5067 Dixie Road

To permit the following:

One (1) pre-menu board for a commercial undertaking at a service station.

BL.03.SIG (2009)

PDC-0021-2009

1. That the report titled "*Lakeview and Port Credit Local Advisory Panels – Terms of Reference*", dated January 27, 2009 from the Commissioner of Planning and Building, be received for information.
2. That the Planning and Building Department proceed with the selection of panel members for the Lakeview and Port Credit Local Advisory Panels, in accordance with the Terms of Reference contained in the report titled, "*Lakeview and Port Credit Local Advisory Panels – Terms of Reference*" dated January 27, 2009 from the Commissioner of Planning and Building.
3. That the letter dated February 12, 2009 from Charles Sousa, M.P.P. Mississauga South, accepting the invitation to participate in the Lakeview and Port Credit Local Advisory Panels, be received for information.

CD.03.LAK / CD.03.POR

PDC-0022-2009

That the Report dated January 27, 2009, from the Commissioner of Planning and Building regarding the applications to change the Zoning of By-law 225-2007 from "R2-10" (Detached Dwellings-Typical Lots) to "R2-Exception" (Detached Dwellings-Typical Lots) and "R16-Exception" (Detached Dwellings on a CEC-Private Road), in addition to a draft plan of subdivision application, to permit 6 detached lots fronting onto a public road and 7 detached lots fronting onto a private common element condominium road, under files OZ 08/012 W11 and T-M08005 W11, 2096553 Ontario Inc., Part of Lot 10, Concession 2, W.H.S., be received for information.

OZ 08/012 W11 / T-M08005 W11

PDC-0023-2009

1. That the Report dated January 27, 2009, from the Commissioner of Planning and Building regarding the application under file OZ 07/008 W11 to change the Zoning of By-law 0225-2007 from "R1-32" (Detached Dwelling) and "R2-10" (Detached Dwelling) to "R16-Exception A" (Detached Dwelling on a CEC - Private Road), "R16-Exception B" (Detached Dwelling on a CEC - Private Road), "OS1" (Open Space), and "G2-Exception" (Greenbelt) and a Draft Plan of Subdivision under file T-

M07003 W11 to permit 12 Detached Dwellings on a CEC Private Road, Future Residential Block, Parkland, Natural Heritage Protection, Greenbelt and a Walkway, 2096553 Ontario Inc., Part of Lot 10, Concession 3, W.H.S., be received for information.

2. That the correspondence received from Jas. P. Holmes on behalf of Meadowvale Village Heritage Conservation District Review Committee, Kevin Arjoon for the Heritage Advisory Committee, Dave Moir on behalf of Meadowvale Village Community Association, Gregory Young, Rosemary Wilson, Terry Wilson, and Stephen Runstedler with respect to the Rezoning and Draft Plan of Subdivision Applications under File OZ 07/008 and T-M07003 W11, be received for information.
OZ 07/008 W11 / T-M07003 W11

**(b) General Committee – Report 3-2009 dated February 18, 2009
Recommendations GC-0043-2009 to GC-0063-2009
Approved as amended in GC-0044-2009 – Resolution 0040-2009
MG.23**

Councillor George Carlson modified the wording of GC-0044-2009 (Parts 4 and 5) for the purposes of clarity.

GC-0043-2009

That the deputation made by Mr. John Stillich to General Committee at its meeting on February 18, 2009 with respect to developing a skating park be received and that the PowerPoint document entitled “Putting Tourism on Ice” be referred to Community Services staff for appropriate action.

PO.13

GC-0044-2009

1. That the deputation made by Ms. Gay Peppin, Chair, Heritage Tree Subcommittee to General Committee at its meeting on February 18, 2009 on the Tree Recognition Program be received for information.
2. That the Corporate Report dated February 9, 2009 from the Commissioner of Community Services regarding the Heritage Tree Proposals Report be received.
3. That Urban Forestry staff initiate a Tree Recognition Program consisting of a list for individual trees on public lands and an awareness program within the City of Mississauga for the purpose of identifying, protecting, and promoting trees of significance.
4. That staff be directed to meet with the Heritage Tree Subcommittee to discuss;
 - a) how volunteers would work with Urban Forestry staff to initiate a Tree Recognition Program across the municipality such as being a part of Arbor Week celebrations in the City;

- b) the plan to implement a Heritage Tree by-law for Mississauga as either a stand-alone document or as part of the Mississauga City Tree Permit By-law.
5. That staff be directed to report back to General Committee with respect to the community recognition initiative and a plan to implement a Heritage Tree Recognition and Protection by-law.

CS.08.Her

GC-0045-2009

1. That the deputation made by Mr. Robert Kawamoto, Director of Sales , Mississauga/ Toronto West Tourism to General Committee at its meeting on February 18, 2009 with respect to the Annual Report from Mississauga/ Toronto West Tourism be received.
2. That the Corporate Report dated February 5, 2009 from the Commissioner of Community Services with respect to the Mississauga/ Toronto West Tourism Annual Report be received for information.

PR.13.Mis

GC-0046-2009

That a by-law be enacted to amend the City's Heritage Grant By-law 0184-2007 to increase the amount available in a heritage property grant to a maximum amount of \$10,000 and to provide that heritage property grants between \$5,001 and \$10,000 be made available for applicants seeking to repair or replace a property's structural building elements.

FA.16.Her

GC-0047-2009

That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute the Heritage Agreement, to conserve and relocate the Cleeve Horne Sculpture, 100 Dundas Street, between the City and 675553 Ontario Ltd., attached as Appendix 3, which is satisfactory to both the Community Services Department and Legal Services.

PO.12.Dun

GC-0048-2009

That a by-law be enacted to amend By-law 555-2000, as amended, to modify Schedule 34 – Bicycle Lanes as identified in Appendix 1 of the report titled “Bicycle Lanes – Various Locations”, dated January 30, 2009, from the Commissioner of Transportation and Works.

RT.19

GC-0049-2009

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1684, 1190591 Ontario Limited (lands located west of Mavis Road, north of Britannia Road West, known as Coxswain Crescent Subdivision), and that the Letter of Credit in the amount of \$226,728.60 be returned to the developer and that the by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1684 (W 11)

CD.21.Ass (W11)

GC-0050-2009

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for C.A. 'B' 113/05, The Erin Mills Development Corporation (lands located west of Tenth Line West, north of Erin Centre Boulevard, known as Municipal Works on Escada Drive), and that the Letter of Credit in the amount of \$185,875.70 be returned to the developer.

C.A. 'B' 113/05 (Ward 10)

CD.21.Ass (W11)

GC-0051-2009

1. That the City enter into new Municipal Access Agreements with Bell Canada and Telus Communications Company (Telus), as described in the report dated February 4, 2009 from the Commissioner of Transportation and Works regarding Municipal Access Agreements between the City of Mississauga and various telecommunication carriers, which sets out the terms and conditions upon which Bell Canada and Telus may continue to have access to the City of Mississauga's road allowances;
2. That the City enter into a new Municipal Access Agreement with each of the other telecommunication companies operating in the City of Mississauga with terms and conditions no more onerous to the City than those contained in the new Municipal Access Agreements with Bell Canada and Telus.
3. That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk to execute on behalf of the City:
 - a) the new Municipal Access Agreements with each of Bell Canada and Telus;
 - b) a new Municipal Access Agreement with each of the telecommunications companies operating in the City of Mississauga with terms and conditions no more onerous to the City than those contained in the Municipal Access Agreements with Bell Canada and Telus, subject to the approval of the Commissioner of Transportation and Works as to content and of the City Solicitor as to form; and
 - c) such other instruments and documents necessary or advisable to give full effect to any such Agreement.

CS.09.Mun

GC-0052-2009

That the report dated February 4, 2009, from the Commissioner of Transportation and Works entitled "Proposed Legislation - Bill 118 'Countering Distracted Driving and Promoting Green Transportation Act' and Bill 126 'Road Safety Act'" be received and that the Commissioner of Transportation and Works be authorized to forward the City's position as outlined in the draft letter attached as Appendix 3 of the report.

LA.07.Roa

GC-0053-2009

1. That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to Mississauga, Brampton and Caledon, in accordance with section 310 of *The Municipal Act, 2001, S.O. 2001, c. 25* for the 2009 property tax year.
2. That Council consent to the apportionment methodology in place in the 2008 property tax year updated for 2009 assessments.

FA.09.Del

GC-0054-2009

1. That the deputation by Glenn Gumulka, Executive Director, Smart Commute Mississauga regarding Car Free Day 2009 to the Environmental Advisory Committee at its meeting on February 3, 2009, be received for information.
2. That Smart Commute Mississauga be advised that the Mississauga Environmental Advisory Committee endorses the Car Free Day event.
3. That staff be directed to liaise with Smart Commute Mississauga to assist with the plans for organization and marketing the 2009 Car Free Day event (s), and report back to the Environmental Advisory Committee.

PR.01

(EAC-0001-2009)

GC-0055-2009

That the letter (undated) received December 19, 2008 from Stephanie Crocker, Peel Environmental Youth Alliance (PEYA) Coordinator with EcoSource, advising their recommendations about potential youth participation on the Mississauga Environmental Advisory Committee, be received and referred to staff for consideration during the process for appointing the youth Member directed in EAC-0078-2008.

MG.29

(EAC-0002-2009)

GC-0056-2009

That the Memorandum dated January 23, 2009 from Edward Nicolucci, Acting Manager of Environmental Management, responding to the request issued by the Environmental Advisory Committee on October 7, 2008 in Recommendation EAC-0061-2008 requesting that staff draft a by-law for the regulation of vehicle idling toward air emission reduction in the City of Mississauga, be received for information.

EC.06

(EAC-0003-2009)

GC-0057-2009

1. That the copy of the email dated December 12, 2008 from Environmental Advisory Committee (EAC) Vice-Chair (Citizen Member) Michael DeWit provided to EAC at its meeting on February 3, 2009 to relay a source of information about sustainable landscaping, further to discussion about increasing natural area in the City of Mississauga at the EAC meeting on December 9, 2008, be received for information.
2. That Environmental Management staff report back to the Environmental Advisory Committee with information about native versus non-native species found in City-owned naturalized areas and gardens.

EC.01

(EAC-0004-2009)

GC-0058-2009

That the Memorandum dated January 27, 2009 from Edward Nicolucci, Acting Manager of Environmental Management responding to an enquiry by Mayor Hazel McCallion about the Communities in Bloom program, and the related copy of Mayor McCallion's memorandum dated December 22, 2008, be received for information.

PR.01

(EAC-0005-2009)

GC-0059-2009

That the following items presented to the Environmental Advisory Committee at its meeting on February 3, 2009, be received for information:

1. A copy of the receipt dated December 21, 2008 from the Environmental Bill of Rights (EBR) email system acknowledging receipt of the City of Mississauga's submission on December 21, 2008 regarding the proposed *Cosmetic Pesticides Ban Act*, along with:
 - a copy of the letter dated December 21, 2008 addressed to Robert Bilyea, Senior Policy Advisory with the Ministry of the Environment from Councillor George Carlson as Chair of Mississauga's Environmental Advisory Committee; and
 - an extract of Recommendation EAC-0076-2008 (as amended and adopted by Council on January 21, 2009); and
 - the extract of the draft Minutes of the meeting of the Environmental Advisory Committee from its meeting on December 9, 2008 issued with the EBR submission.

2. A copy of the letter dated December 12, 2008 from the City of Vaughan regarding the Cosmetic Pesticides Ban Act draft Regulations, which was received by Council at its meeting on January 21, 2009 and referred to the Environmental Advisory Committee.
3. A copy of an email dated December 19, 2008 from Environmental Advisory Committee Citizen Member Peter Orphanos referring a copy of an article issued by the Ontario Environmental Commissioner's office about bottled water bans and the quality of water provided by municipal systems, is provided for information.
4. A copy of a News Release from Director of Waste Management Policy Branch of the Ministry of the Environment seeking input from through their e-consultation system by January 30, 2009.
5. Copy of the letter dated January 29, 2009 from Mayor Hazel McCallion to the Honourable John Gerretsen, Minister of the Environment (Ontario), submitting the comments on the *Cosmetic Pesticides Ban Act*. [EAC-0076-2008].

MG.31.Information Items
(EAC-0006-2009)

GC-0060-2009

That the Mississauga Cycling Advisory Committee approve the 2009 Work Plan subject to the revisions outlined at the February 10, 2009 meeting and that the Work Plan be utilized as a tool to guide the Committee during the noted time period.

MG.25
(MCAC-0004-2009)

GC-0061-2009

That the draft 2009 operating budget for the Mississauga Cycling Advisory Committee be approved.

MG.25
(MCAC-0005-2009)

GC-0062-2009

That the Chair of the Mississauga Cycling Advisory Committee forward a letter to the Project Leader, Hurontario Corridor to articulate the Committee's comments with respect to the inclusion of cycling as one of the modes of transportation and specific details of how cycling could be incorporated on the Hurontario St. right-of-way.

MG.25
(MCAC-0006-2009)

GC-0063-2009

That the letters received on January 23, 2009 from residents in Ward 3 and Ward 8 expressing concern about the current cycling network in Mississauga be received and referred to the Cycling Master Plan team for information.

MG.25
(MCAC-0007-2009)

(c) **Extracts of the public meetings held by the Planning and Development Committee on February 17, 2009:**

- (i) 2096553 Ontario Inc. (Hush Homes)
Rezoning and Draft Plan of Subdivision Applications
OZ 08/012 W11 and T-M08005 W11
- (ii) 2096553 Ontario Inc. (Hush Homes)
Rezoning and Draft Plan of Subdivision Applications
OZ 07/008 W11 and T-M07003 W11

Received
MG.01

10. **UNFINISHED BUSINESS**

11. **PETITIONS**

12. **CORRESPONDENCE**

- (a) Information Items I-1 – I-17

I-1 **Municipal Property Assessment Corporation**

Communication dated February 10, 2009 from Minister Dwight Duncan in response to a letter by Mayor Hazel McCallion with respect to Council's resolution concerning the Municipal Property Assessment Corporation (MPAC) and its services.

Received/Referred to Revenue Department
FA.05.Mun

I-2 **Request for Retail Sales Tax Exemption**

Communication dated February 11, 2009 from Minister Dwight Duncan in response to a letter by Mayor Hazel McCallion with respect to Council's resolution supporting a request by the City of Owen Sound that the Government of Ontario provide a retail sales tax (RST) exemption for all Ontario municipalities.

Received/Referred to Finance Department
LA.07.Tax

I-3 Emergency Management and Civil Protection Act

Communication dated January 29, 2009 from the Assistant Deputy Minister and Chief, Dan Hefkey, congratulating the Municipality of Mississauga for completing all the mandatory emergency management activities required under the Emergency Management and Civil Protection Act for 2008.

Received/Referred to Emergency Management Committee
CS.01

I-4 Wind Farm Development – Guidelines for locating Wind Turbines, etc.

Communication dated January 30, 2009 from the County of Prince Edward seeking support for their resolution with respect to Wind Farm Development – Guidelines for locating Wind Turbines, etc.

Received/Referred to Environmental Advisory Committee
LA.09

I-5 Installation of Sub-meters in residential Rental Units and its Impact on Tenant Affordability Units

Communication dated February 2, 2009 from the City of Toronto with respect to the Installation of Sub-meters in residential Rental Units and its Impact on Tenant Affordability Units

Received/Referred to Planning & Building and Enersource Corporation
LA.09.Tor

I-6 Bill 138, Protection of Public Participation Act, 2008

Communication dated February 3, 2009 from the City of Hamilton, with respect to Bill 138, Protection of Public Participation Act, 2008.

Received/Referred to Legal Services
LA.09

I-7 Small Arms Inspection Building and Structures at 1352 Lakeshore Road East

Communication dated February 6, 2009 from MP Paul Szabo, providing support for the preservation of the Small Arms inspection Building and Structures at 1352 Lakeshore Road East, Mississauga. Mayor McCallion requested an update on the status of the building and was advised by Mr. P. Mitcham, Commissioner, that a Heritage Impact Statement has been requested and the matter with respect to its demolition will come before Council. Mr. Mitcham advised Council that there has been some discussion with respect to

some possible alternative uses for this building by the Arts Community. Mayor McCallion requested that Mr. Mitcham provide Mr. Szabo an appropriate response.

Received/Referred to Heritage Advisory Committee/Director - Office of the Arts & Culture/Commissioner of Community Services for response to Mr. Szabo
CS.08.Lak

I-8 Authority to Prohibit corporate and Trade Unions Contributions to Municipal Election Campaigns

Communication dated February 10, 2009 from the Town of Ajax with respect to a Council Resolution regarding the Authority to prohibit Corporate and Trade Union Contributions to Municipal Election Campaigns. At their meeting February 9, 2009, Ajax Town Council received a presentation from Professor Robert MacDermid, who provided an overview of the research and conclusions outlined in his recent paper "Funding City Politics".

Mayor H. McCallion advised that AMO was reviewing the Elections Act and at the recommendation of Councillor Nando Iannicca, the above correspondence was received.

Received
LA.09

I-9 OMB Decision – Kraft Canada Inc.

OMB Decision dated February 12, 2009 with respect to an appeal by Kraft Canada Inc. (Kraft), OPA 49 and Zoning By-law 0225-2007, 27 Reid Drive, Mississauga, lands located within the Streetsville Planning District.

Received
LA.19.Str

I-10 GTA West Corridor Planning and Environmental Assessment (EA) Study

Communication dated February 13, 2009 from McCormick Rankin Corporation regarding the GTA West Corridor Planning and Environmental Assessment (EA) Study - Public Information Centre Round #2

Received/Referred to T&W and Information
EC.14

- I-11 Zoning By-law Amendment 2680 Sheridan Garden Drive, Oakville
- Notice of Public Information Meeting & Complete Application from the Town of Oakville, with respect to a development application at 2680 Sheridan Garden Drive, Oakville, 657380 Ontario Limited (Kaneff Group of Companies).
- Referred to Planning & Building Department for Appropriate Action
CD.17.Oak
- I-12 Centre City Capital Limited and William G. James, 91-93 & 99 Lakeshore Road East and 42 Port Street East – Written Submission
- Written Submission dated February 2, 2009 from a resident with respect to a development application at 91-93 & 99 Lakeshore Road East and 42 Port Street East.
- Received/Referred to the Planning & Building Department for Appropriate Action
OZ 08/009 W1
- I-13 Notice of Development – ProLogis Meadowvale
- Notice of Proposed Development, ProLogis Meadowvale, to change the zoning from “D” and “D-I” to “E2” (Employment) and “G1” (Greenbelt) to permit industrial lots, storm water management ponds, a drainage channel and the westerly extension of Argentia Road.
- Received
OZ 08/018 W9
T-M08006 W9
- I-14 Notice of Development – Nigel and Phyllis Briggs
- Notice of Proposed Development, Nigel and Phyllis Briggs to change the zoning from detached or retirement dwelling to a duplex dwelling, 12 Elmwood Avenue North, north of Lakeshore Road East, east of Hurontario Street.
- Received
OZ 08/019 W1

I-15 AMO's 2009 Federal Gas Tax Award Application

Communication dated February 11, 2009 from AMO regarding their AMO's 2009 Federal Gas Tax Award Application which is now available.

Received/Referred to Finance Department

FA.05.Gas

I-16 AMO's Report to Members on January 2009 Board Meeting

Communication dated February 11, 2009 from AMO regarding their report the January 2009 Board Meeting

Received.

CA.10.Amo

I-17 Official Plan Amendment and Rezoning Application - 500 and 520 Eglinton Avenue West- Convenience Commercial Plaza

Letter dated February 20, 2009 from the residents of Jethro Court with respect to the above development application at 500 and 520 Eglinton Avenue West for a Convenience Commercial Plaza.

Received.

Deputation 6(b)

Corporate Report R-5

OZ 07/014 W4

13. RESOLUTIONS

0040-2009A Moved By: George Carlson

Seconded By: Sue McFadden

That recommendations PDC-0020-2009 to PDC-0023-2009 inclusive as contained in the Planning and Development Committee Report 3-2009 dated February 25, 2009 be approved as presented

That recommendations GC-0043-2009 to GC-0063-2009 inclusive as contained in the General Committee Report 3-2009 dated February 18, 2009 be approved as presented

Carried

MG.01

Management and Civil Protection Act and Ontario Regulation 380/04 be received for information.

Carried
CS.01

0044-2009 Moved By: Carmen Corbasson Seconded By: Frank Dale

That the Report dated February 2, 2009, from the Commissioner of Planning and Building recommending approval of the application under File OZ 05/014 W1, Maurice and Carol Wong, 94-98 and 100 Lakeshore Road East, north side of Lakeshore Road East, west of Hurontario Street, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the application have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the Planning Act, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to change the Zoning from "C4" (Mainstreet Commercial) to "C4-Exception" (Mainstreet Commercial) to permit the continuation of the existing uses with a reduced parking rate in accordance with the zoning standards outlined in the Zoning Section of this report and subject to the following condition:
 - (a) That the applicant agrees to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried
OZ 05/014 W1

0045-2009 Moved By: Frank Dale Seconded By: George Carlson

That the Report dated February 2, 2009, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/014 W4, Joseph Madill, 500 and 520 Eglinton Avenue West, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Convenience Commercial" to "Convenience Commercial - Special Site" to permit a convenience commercial plaza with a maximum gross floor area of 2 770 m² (29,817 sq. ft.), be approved.
2. That the application to change the Zoning from "C1-18" (Convenience Commercial) to "C1 - Exception" (Convenience Commercial) and "B - Exception" (Buffer), to permit commercial school and convenience commercial uses except for a convenience restaurant and an entryway feature, in accordance with the proposed zoning standards described in the staff report, be approved subject to the following condition:
 - (a) That the applicant agrees to satisfy all the requirements of the City and any other official agency concerned with the development.
3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

OZ 07/014 W4

0046-2009 Moved By: Carolyn Parrish

Seconded By: George Carlson

That the recommendations in the Report dated January 27, 2009, from the Commissioner of Planning and Building with respect to application under File OZ 05/033 W6 Phase 2, Orlando Corporation, 820, 824 and 840 Britannia Road West, southeast quadrant Of Britannia Road West and Latimer Drive, be deferred to the next council meeting to allow for further discussions.

Carried

OZ 05/033 W6

0047-2009 Moved By: George Carlson

Seconded By: Sue McFadden

WHEREAS the *Municipal Act, 2001*, as amended, requires Council to pass a resolution prior to closing part of a meeting to the public;

AND WHEREAS the Act requires that the resolution states the act of the holding of the closed meeting and the general nature of the matter to be considered at the closed meeting;

NOW THEREFORE be it resolved that a portion of the Council meeting to be held on February 25, 2009 to deal with:

- (i) Litigation - Kraft Canada Inc. – Appeal of Official Plan Amendment 49 and Zoning By-law 0225-2007 to Ontario Municipal Board (Ward 11)

Carried
MG.20

14. BY-LAWS

0060-2009 A by-law to establish certain lands as part of the municipal highway system to be known as Huntington Ridge Drive, (in the vicinity of Eglinton Avenue West and Confederation Parkway).

43M-1693 (W4)

0061-2009 A by-to appoint a Deputy Clerk for The Corporation of the City of Mississauga and repeal By-law 0155-2004.

HR.05

0062-2009 A by-law to authorize execution of Municipal Access Agreements with Telecommunication Carriers including Bell Canada and Telus Communications Company.

GC-0051-2009/February 18, 2009
CS.09.Mun

0063-2009 A by-law to amend By-law 184-07, being the Heritage Grant By-law

GC-0046-2009/February 18, 2009
FA.16.Her

0064-2009 A by-law to authorize the execution of the Heritage Agreement for 100 Dundas Street West, Cleve Horne Sculpture.

GC-0047-2009/February 18, 2009
PO.12.Dun

15. OTHER BUSINESS**(a) Appeal on behalf of Food Banks**

Councillor Pat Saito appealed to the residents of Mississauga to assist with donations to the local food banks. She pointed out that in these difficult economic times, they are getting double the number of clients and there is not enough food for them. She also urged the residents to make cash donations so that fresh meats and vegetables can be purchased. She advised that the Region of Peel was undertaking a study of foodbanks and their clients to create a consolidated approach.

Further, Councillor Saito pointed out that the Eden Food Bank was losing its storage location and hoped that space could be provided somewhere west of Mavis Road, particularly an industrial store front type of unit for the long term. She urged that if anyone could step in and assist with space which was desperately needed.

CS.17

16. INQUIRIES**(a) Used Clothing Boxes in Plazas**

Councillor Sue McFadden raised the issue of the overflowing used clothing boxes in plazas, noting that they were messy and with the Spring approaching, residents clean out their basements and further dump around these boxes which are not being regularly emptied.

Referred to Transportation & Works (Enforcement Division)
BL.08.Pro

(b) Emergency Preparedness Plan

Councillor Katie Mahoney requested that a presentation on the Emergency Preparedness Plan be made at a future Council meeting.

CS.11.Cit

(c) Garbage Bins along Streets and Parks

Mayor Hazel McCallion expressed concern that the garbage bins along streets and parks were overfull with garbage. Mr. Powell explained that there were certain problem locations which had additional pickups by the Region of Peel. Mr. Powell requested that his office be notified of any specific locations.

EC.04

(d) Potholes on Roads

Mayor Hazel McCallion asked if residents should phone in with pothole locations. She was advised that staff were currently doing temporary repairs and major roads are regularly patrolled, however, with the fluctuations in temperatures, these conditions worsen. Mr. Powell asked that his office be provided with specific locations.

Mayor McCallion also enquired about the impact of this on the budget. She was advised that monies are set aside in the budget for this work, however, its full impact will only be known in the next month when the weather changes.

RT.02

17. NOTICES OF MOTION

18. CLOSED SESSION

Pursuant to Resolution 0047-2009, Council moved into Committee of the Whole in closed session at 12.10 p.m. to discuss the following matter:

- (i) In Camera Report #10 - Kraft Canada Inc. – Appeal of Official Plan Amendment 49 and Zoning By-law 0225-2007 to Ontario Municipal Board (Ward 11)

Mary Ellen Bench and Ed Sajecki briefed Council on the Board decision and Council moved receipt of the In Camera Corporate Report dated February 23, 2009.

Resolution 0048-2009
MG.20

Council moved out of Closed Session at 12.35 p.m. and the following resolution was read and adopted as a result of the closed session:

