

Approved: September 28, 2011



MINUTES

SESSION 13

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA
(www.mississauga.ca)

WEDNESDAY, SEPTEMBER 14, 2011, 9:00 A. M.

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

PRESENT: Councillor Jim Tovey Ward 1
Councillor Pat Mullin Ward 2
Councillor Chris Fonseca Ward 3
Councillor Frank Dale Ward 4
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9 (arrived 9:30 a.m. due to other
municipal business)
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Mayor Hazel McCallion
Vacant Ward 5

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
Paul Mitcham, Commissioner of Community Services
Joe Patushka, Acting Commissioner of Transportation and Works
Ed Sajecki, Commissioner of Planning and Building
Mary Ellen Bench, City Solicitor, Legal Services
Crystal Greer, Director of Legislative Services and City Clerk
Carmela Radice, Legislative Coordinator, Legislative Services Division
Linda Mailer, Legislative Coordinator, Legislative Services Division

1. CALL TO ORDER

The meeting was called to order at 9:05 a.m. by Acting Mayor Nando Iannicca.

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST

Councillor Starr declared a conflict with respect to By-law 0253-2011, Rezoning Application OZ 06/021 W11, Meadowvale Bible Baptist Church (southwest corner of Turner Valley Road and Argentia Road – W9) as a family member may be involved in the matter. Councillor Starr requested that all items for which he declared a conflict be dealt with later in the meeting.

3. MINUTES OF PREVIOUS COUNCIL MEETINGS

(a) July 6, 2011 - Session 12

Verbal Motion

Moved by: J. Tovey

Seconded by: C. Fonseca

That the Minutes of the July 6, 2011 – Session 12 Council meeting be approved as presented.

Carried

4. APPROVAL OF THE AGENDA**Verbal Motion**

Moved by: C. Fonseca

Seconded by: F. Dale

That the agenda be approved as amended as follows:

(a) ACTIVATE Your Commute Challenge

Presenter will be Glenn Gumulka, Executive Director of Smart Commute Mississauga

(b) Pigeon Coop

Staff has requested that this Item D-1 along with Items D-2 and D-3 be referred to Staff for a report

(c) Skate Canada

Presenters will be:

- (i) Jo-Anne Phelps, Chair of the Local Organizing Committee
- (ii) Andrika Melnyk, Skate Canada's Marketing Specialist
- (iii) Dr. Martion Dyke, Director of Central Ontario Section, Skate Canada
- (iv) John Solarski, Coordinator of Local Promotion and Outreach

(d) Benisasia Funeral Home

Draft Motion pursuant to Part 4 of Recommendation PDC-0045-2011, dated September 6, 2011

PDC-0045-2011/September 6, 2011

Carried

5. PRESENTATIONS

(a) Dr. Arthur Wood Award

David Brown, Chair of the Traffic Safety Council, presented the Dr. Arthur Wood Award to Sheelagh Duffin, Crossing Guard Supervisor.

Councillor Dale and Councillor McFadden participated in the presentation of the award and all Members of Council who were present congratulated Sheelagh Duffin on her award.

(b) ACTIVATE Your Commute Challenge

Mr. Gumulka, Executive Director of Smart Commute Mississauga outlined the 2011 ACTIVATE Your Commute Challenge and recognized the firm, Hatch Ltd., a project management firm headquartered in Mississauga, who won the 2011 Smart Commute Mississauga's ACTIVATE Your Commute Challenge. Andrew Tohn and Ahmed Hussein were presented the award on behalf of Hatch Ltd.

6. DEPUTATIONS

Note: Deputation (g) was brought forward and dealt with at this time.

(a) Tax Adjustments

There were no persons in attendance to address Council re: **Tax Adjustments pursuant to Sections 357 and 358 of the Municipal Act.**

Corporate Report R-1/Resolution 0204-2011

(b) Pigeon Coop

Leszek Chrusciak, 3292 Oakglade Cres, Mississauga, appeared before Council re: **Exemption from Animal Care and Control By-law 0098-2004, to allow his pigeon enclosure to remain within 6.1 metres (20 feet) of the property line contrary to Part VI, Section 22.(2) of the By-law.**

Leszek Chrusciak spoke about how pigeons are his hobby and requested that he be allowed to keep his pigeon coop in its present location.

Acting Mayor Nando Iannicca indicated that his matter was being referred to Staff for a report.

Direction Item D-1/ Referred to Staff for a report

(c) Tour de Mississauga

Jeff Watchman, Chair of Mississauga Cycling Advisory Committee indicated that the Tour de Mississauga was going to be a widely successful free event this year. He explained how he forged a relationship with the Ride Earth group which helps youth gain experience on how to fix bicycles while helping others.

Dorothy Tomiuk, Citizen Member of Mississauga Cycling Advisory Committee, advised that Mississauga Celebration Square will be Tour de Mississauga new home of this event. She outlined the routes and the 3 options available, i.e. a 30, 60 kilometre or 100 kilometre ride. She emphasized the fact that the routes were adopted to showcase the trails and corridors through the new and old areas of the City.

Don Stephens, Citizen Member of Mississauga Cycling Advisory Committee, displayed the new cycling jersey that would be for sale. He described the design of the jersey and the strong branded image. He indicated that there are very committed volunteers with over 50 student volunteer Marshals for the event.

Acting Mayor Iannicca and all Members of Council congratulated the members of Tour de Mississauga and the Mississauga Cycling Advisory Committee.

Received

(d) Traffic Safety Council Annual Update

David Raakman, Vice Chair of the Traffic Safety Council advised that there are 213 crossing guards; 123 schools with a functioning KissandRide program; a number of new schools with walking programs. All these programs create more eyes on the streets, reduce traffic in the KissandRide and less carbon emissions on the road. On Crossing Guard Appreciation day, 34 guards were awarded for long years of service. There was one more member added to Traffic Safety Council, but there currently are four (4) vacancies.

Councillor Dale thanked David Raakman for his leadership as Vice Chair on Traffic Safety Council and the time and commitment of its members.

Received

(e) Gabrielle's Ride

Meghan Hurley, Project Manager/Cardiac Kids Manager, Gabrielle's Ride, advised that the main goal is to raise funds and awareness for children affected by congenital heart disease and paediatric stroke. Ms. Hurley requested the City's support with route planning, permits, road closures, and support in raising awareness for this event which will take place in 2012.

Acting Mayor Iannicca wished the Team all the success in this endeavour.

Staff of Community Services and Transportation and Works were requested to work with Gabrielle's Ride in planning this event.

Received

(f) 2011 Skate Canada International

Dr. Martion Dyke provided details of the 2011 Skate Canada International Competition which is taking place at the Hershey Centre from Thursday, October 27 to Sunday, October 30. The event will have a significant economic impact and increased international exposure for the City.

Acting Mayor Iannicca and Councillors Fonseca and Tovey congratulated Skate Canada.

Received(g) Benisasia Funeral Home

Acting Mayor Iannicca read out the following draft motion pursuant to the recommendation of the Planning and Development Committee at its meeting on September 6, 2011:

“WHEREAS on August 24, 2009, the City of Mississauga received Official Plan Amendment and Rezoning Applications submitted by 1429036 Ontario Inc., to permit a proposed crematorium in the existing funeral home on 3263 Derry Road East under File OZ 09/012 W5;

AND WHEREAS these applications were deemed complete by the City on September 16, 2009;

AND WHEREAS on September 6, 2011, the City of Mississauga Planning and Development Committee held a Public Meeting pursuant to the provisions of the *Planning Act*, as amended regarding the proposal;

AND WHEREAS the legislation currently in effect, namely the *Cemeteries Act (Revised)* and the *Funeral Directors and Establishment Act* permit crematoriums only in cemeteries;

AND WHEREAS the Province has enacted the *Funeral, Burial and Cremation Services Act, 2002*, and passed related regulations which will permit crematoriums outside cemeteries;

AND WHEREAS the *Funeral, Burial and Cremation Services Act, 2002*, and related regulations are scheduled to come into force on July 1, 2012;

AND WHEREAS the regulations of the *Funeral, Burial and Cremation Services Act, 2002*, do not include a minimum separation distance requirement from a residential zone to a proposed crematorium;

AND WHEREAS the City of Mississauga is concerned about the proximity of the proposed crematorium to existing residential development;

AND WHEREAS it would be premature for the City of Mississauga to approve the proposal prior to the coming into force of the legislation and regulations that would permit a crematorium to be located outside of a cemetery;

NOW THEREFORE BE IT RESOLVED:

1. That the Honourable John Gerretsen, Minister of Consumer Services, be requested to amend the *Funeral, Burial and Cremation Services Act, 2002* or the regulations there under to establish minimum separation distances from proposed crematoria to other sensitive land uses.
2. That a copy of this resolution be sent to the Minister of Consumer Services, Minister of Municipal Affairs and Housing, Minister of the Environment, all local Members of Provincial Parliament, Region of Peel and the local area municipalities and Association of Municipalities of Ontario(AMO)."

Glen Broll, of Glen Schnarr and Associates Inc. on behalf of the Applicant 1429036 Ontario Inc. (Benisasia Funeral Home), pointed out that the recommendation of the Planning and Development Committee effectively stops the processing of this application until July 2012 when the new legislation is to come into effect. Mr. Broll pointed out that the Regulations were approved in February 2011 and published in the Ontario Gazette on February 26. Mr. Broll requested that the application be allowed to continue through the process in light of the fact that the regulations are approved and the Applicant will have comply in order to obtain license.

Due to the fact that Mayor McCallion was absent and has been representing the area since the Ward 5 seat was vacated and there is a by-election to replace the Ward 5 Councillor, Councillor Carlson recommended that the matter be deferred to a future meeting when Mayor and the new Councillor would be present.

A verbal motion, moved by Councillor Carlson, seconded by Councillor Mullin. to defer the matter was voted on and carried.

Deferred

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.)

The following individuals appeared before Council:

(a) Business Licensing By-law 0001-06 – Storage Fees

- (i) Daniel Wallace, member of the Towing Industry Advisory Committee, requested confirmation that the new rate of \$60.00 was approved.

Acting Mayor Iannicca confirmed that the recommendations were approved.

- (ii) Walter Looney, Seneca Towing, thanked Council for their support on this matter.

GC-0527-2011/September 7, 2011

8. CORPORATE REPORTS

- R-1 Report dated August 24, 2011, from the Commissioner of Corporate Services and Treasurer re: **Tax Adjustments pursuant to Sections 357 and 358 of The Municipal Act.**

Recommendation:

That the tax adjustments outlined in Appendix 1 attached to the report dated August 24, 2011, from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 357 and 358 of The Municipal Act, be approved.

After consultation with a resident, Staff requested that Roll No. 05-09-0-002-30497-000 – Barclay Katherine Alison, 80 Compass Way, be deferred.

Amended – Resolution 0204-2011

- R-2 Report dated August 30, 2011, from the Commissioner of Corporate Services and Treasurer re: **Review of Deputations and Staff Presentations at Council and/or Committees of Council.**

Recommendation:

That the report dated August 30, 2011, from the Commissioner of Corporate Services and Treasurer with respect to the review of Deputations and Staff Presentations at Council and/or Committees of Council, be received for information.

Received – Resolution 0205-2011

- R-3 Report dated August 22, 2011, from the Commissioner of Planning and Building, re: **Rezoning Application to permit a place of religious assembly, private school, day care, commercial school or limited business employment uses, on behalf of Meadowvale First Baptist Church, 6630 Turner Valley Road southwest corner or Argentia Road and Turner Valley Road Applicant Glen Schnarr and Associates Inc. Bill 20.**

Recommendation:

That the Report dated August 22, 2011, from the Commissioner of Planning and Building recommending approval of the application under File OZ 06/005 W9, Meadowvale First Baptist Church, 6630 Turner Valley Road, southwest corner of Argentia Road and Turner Valley Road, 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 "E2-1" (Employment) to "E2-Exception" (Employment-Exception) to permit a place of religious assembly, private school, day care, commercial school or limited business employment uses in accordance with the

proposed zoning standards described in the report, be approved subject to the following conditions:

- (a) That the applicant agrees to satisfy all the requirements of the City and any other official agency concerned with the development;
 - (b) That the minimum total number of parking spaces required for the place of religious assembly, private school, commercial school and day care shall be 147 spaces;
 - (c) That the maximum gross floor area – non-residential used for the worship area shall be 360 m² (3,875 sq. ft.).
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.

Approved – Resolution 0206-2011

9. COMMITTEE REPORTS

- (a) Report 11-2011 of the Planning and Development Committee meeting held on September 6, 2011.

Recommendation PDC-0045-2011 was deferred. See Deputation 6.(g)

Amended - Resolution 0202-2011

The recommendations were approved as follows:

PDC-0041-2011

1. That the Report dated August 16, 2011, from the Commissioner of Planning and Building regarding the applications to amend the Official Plan from "General Retail Commercial" to "Residential - High Density I" and to change the Zoning from "C2" (Neighbourhood Commercial) to "RA1-Exception" (Apartment Dwellings), to permit a five storey, 154 unit condominium apartment building under file OZ 10/015 W8, Vandyk - Windows on the Green Limited, 3170 Erin Mills Parkway, south of South Millway, between Erin Mills Parkway and Fifth Line West, be received for information.

2. That the following correspondence, be received:
 - (1) Email dated August 22, 2011 from Jill Robinson.
 - (2) Email dated September 4, 2011 from Gina Iamarino.
 - (3) Email dated September 2, 2011 from Cynthia Tibble.
 - (4) Email dated September 6, 2011 from Cheryl and Angelo Ho.
 - (5) Email dated September 6, 2011 from Bryan Bedford and Kimberley Clancy.

File: OZ 10/015 W8

PDC-0042-2011

1. That the report titled "*Regional Official Plan Amendment 21B (ROPA 21B) - Natural Heritage and Agriculture Policies*" dated August 16, 2011 from the Commissioner of Planning and Building, be received.
2. That the report titled "*Regional Official Plan Amendment 21B - (ROPA 21B) Natural Heritage and Agriculture Policies*", dated August 16, 2011 from the Commissioner of Planning and Building, be forwarded by the City Clerk to the Region of Peel, the City of Brampton and the Town of Caledon.

File: LA.09-REG

PDC-0043-2011

1. That the report titled "Housing Choices: Secondary Units" – Public Consultation dated August 16, 2011, from the Commissioner of Planning and Building, be received.
2. That, considering the impending Provincial Government elections scheduled for October 2011, the public consultation process be deferred to early 2012.
3. That meetings be set up with rotating sessions of a minimum of two hours each, to provide sufficient time for effective community participation.

File: CD.06-AFF

PDC-0044-2011

That the Report dated August 16, 2011, from the Commissioner of Planning and Building recommending approval of the Payment-in-Lieu of Off-Street Parking (PIL) application under File FA.31 10/002 W11, 1340787 Ontario Ltd. and 1340788 Ontario Inc., 89 Queen Street South, south of Ontario Street East between Queen Street South and Church Street, be adopted in accordance with the following for "Lump Sum" agreements:

1. That the sum of \$30,940.00 be approved as the amount for the payment in-lieu of seven (7) off-street parking spaces and that the owner enter into an agreement with the City of Mississauga for the payment of the full amount owing in a single, lump sum payment.
2. That City Council enact a by-law under Section 40 of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, to authorize the execution of the PIL agreement with 1340787 Ontario Ltd. and 1340788 Ontario Inc. for a recreational establishment.
3. That the execution of the PIL agreement and payment must be finalized within 90 days of the Council approval of the PIL application. If the proposed PIL agreement is not executed by both parties within 90 days of Council approval, and/or the PIL payment is not made within 90 days of Council approval, then the approval will lapse and a new PIL application along with the application fee will be required.

File: FA.31 10/002 W11

PDC-0045-2011

That the following recommendation be deferred:

1. That the Report dated August 16, 2011, from the Commissioner of Planning and Building regarding the applications to amend the Official Plan from "General Retail Commercial" to "General Retail Commercial - Special Site" and to change the Zoning from "C3" (General Commercial) to "C3-Exception" (General Commercial), to permit a crematorium in the existing funeral home under File OZ 09/012 W5, 1429036 Ontario Inc., 3263 Derry Road East, be received for information.
2. That the following correspondence, be received:
 - (1) Letter dated June 21, 2011 from Mayor McCallion to The Honourable John Gerretsen, Minister of Consumer Services with respect to the Funeral, Burial and Cremation Services Act, 2002.
 - (2) Letter dated July 12, 2011 from The Honourable John Gerretsen, Minister of Consumer Services in response to Mayor McCallion's letter dated June 21, 2011.
 - (3) Email dated September 28, 2009 from Emilia Kostakova.
 - (4) Email dated November 19, 2009 from Jagir Dale.
 - (5) Email dated August 11, 2011 from Jane Linnegar.
 - (6) Email dated August 23, 2011 from Valentin Theodory.
 - (7) Email dated August 31, 2011 from Roberto Buosi.
 - (8) Email dated September 1, 2011 from Mahipal Reddy.
 - (9) Email dated September 1, 2011 from Merike Cook.
 - (10) Email dated September 2, 2011 from Ann Higgins.
 - (11) Email dated September 2, 2011 from Jackie Lane.
 - (12) Email dated September 2, 2011 from Ellen Hinks.
 - (13) Email dated September 2, 2011 from Marian Bhim.
 - (14) Email dated September 2, 2011 from Marian Svec.

- (15) Email dated September 2, 2011 from Frank Roschel.
- (16) Email dated September 4, 2011 from David Chaves.
- (17) Email dated September 5, 2011 from Anthony and Vona Lancaster.
- (18) Email dated September 6, 2011 from Bibi and Mohamed Ally.
- (19) Email dated September 6, 2011 from Valerie Thompson.
- (20) Email dated September 6, 2011 from Weston and Michelle Richards.
- (21) Email dated September 6, 2011 from Jacob Jilani.
- (22) Email dated September 6, 2011 from the Bartlett Family.
- (23) Letter dated August 20, 2011 from Mrs. Stella C. Sherwood.
- (24) Letter dated August 23, 2011 from W.E. and L.B. van Romondt.
- (25) Copy of submission from Mr. Arjun Tahiliani from the May 5, 2011 Community Meeting.
- (26) Letter dated September 1, 2011 from Mr. Arjun Tahiliani.
- (27) Letter dated September 1, 2011 from Elsbeth Hatje.
- (28) Copy of submission from Dolores Parker.
- (29) Letter dated July 6, 2011 from Brad Vessey, Property Manager, Fieldgate Commercial.
- (30) Letter dated June 12, 2011 from Mr. Gurmeet Singh of Desh Bhagat Sports and Cultural Society.
- (31) Form letters dated June 4, 2011 from the following residents supporting the subject application:
 - (i) Raghmohinder Singh Brar;
 - (ii) Major Singh Deol;
 - (iii) Gurdev Sidhu;
 - (iv) Gurdev Singh;
 - (v) Baldev Singh Dhaliwal;
 - (vi) Ajaib Singh Dhaliwal;
 - (vii) Dilbagh Singh Panha;
 - (viii) Gurdev Singh;
 - (ix) Sukhdev Singh Hansra;
 - (x) Pritam Singh Grewal;
 - (xi) Mukhtiar Singh Brar;
 - (xii) Gurnam Singh Brar;
 - (xiii) Natha Singh Dhaliwal;
 - (xiv) Bhajan Singh Gill.
- (32) Petition dated July 2011 from Gurdial Singh, on behalf of members of the Humber Wood Senior Club in Rexdale, in support of the subject application.
- (33) Petition dated July 2011 from Piara Singh Toor, on behalf of members of the Senior Asian Association, Mississauga, in support of the subject application.
- (34) Petition containing 1500 signatures from Malton (Ward 5) Committee opposing the subject application.
- (35) Email dated September 6, 2011 from Mathew Cook.

3. That the Commissioner of Planning and Building be directed to bring the Supplementary Report back to the Planning and Development Committee after the new legislation entitled the *Funeral, Burial and Cremation Services Act, 2002*, and associated regulations come into effect.
4. That the Commissioner of Planning and Building be directed to prepare appropriate recommendations for consideration by Council at its next meeting on September 14, 2011 requesting that the Minister of Consumer Services consider the establishment of a minimum separation distance from a residential zone to a future crematorium as part of the implementing regulations for the *Funeral, Burial and Cremation Services Act, 2002*.

File: OZ 09/012 W5

- (b) Report 14-2011 of the General Committee meeting held on September 7, 2011.

GC 0525-2011 shark fin and shark fin products – Councillor Saito requested that the City proceed with the ban as other municipalities have done. A motion was moved to have a draft by-law brought to the next General Committee meeting.

Councillors Saito, Mullin and Tovey all spoke in support of the motion.

City Manager, Janice Baker indicated that staff will target the October 5, 2011 General Committee meeting to give enough time to prepare the by-law.

Amended – Resolution 0202-2011

The recommendations were approved as follows:

GC-0525-2011

That the matter regarding the sale of shark fins or shark fin food products be referred to staff to provide more information following the City of Toronto's consideration of the matter, review of by-laws from other municipalities in particular the City of Brantford and Town of Oakville, consultation with the Chinese Business Association and that a report be prepared for consideration at the October 5, 2011, General Committee meeting.

GC-0526-2011

That the request from TLK Towing for an emergency increase in storage rates allowed in the City of Mississauga be received.

(TIAC-0009-2011)

GC-0527-2011

1. That Business Licensing By-Law 0001-06, Schedule 27, section 2(1) be further amended to increase the Storage Fee to sixty dollars (\$60.00) per twenty-four (24) hour period, plus applicable taxes.
2. That Tow Truck Licensing By-Law 521-04, be further amended to prohibit the suggesting or recommending that vehicle(s) be towed and/or stored outside our municipal boundaries.

(TIAC-0010-2011)

GC-0528-2011

That the letter dated July 18, 2011 addressed to the Mayor and Members of Council from Evangelista Tolfa, President of Atlantic Towing, and the letter dated July 18, 2011 addressed to the Mayor and Members of Council from Mark Bell, Daniel Ghanime, Todd Keely, Tulio (Tony) Pento and Daniel R. Wallace, be received and included in the agenda for the next Towing Industry Advisory Committee.

(TIAC-0011-2011)

GC-0529-2011

That the report to General Committee dated August 17, 2011 from the Commissioner of Transportation and Works titled *Old Meadowvale Village Electrical Rebuild – Second Line north of Old Derry Road, Old Mill Street and Pond Street* be received for information.

(Ward 11)

GC-0530-2011

That the following recommendation be deferred:

1. That the PowerPoint presentation, dated August 30, 2011, by Doug Morrison, Senior Manager for Overhead Construction and Standards, Enersource Mississauga, to the Heritage Advisory Committee on August 30, 2011 be received;
2. That the Meadowvale Village Heritage Conservation District Review Committee grant final approval of the plans and designs for the replacement of an overhead electrical system in a portion of the Meadowvale Village Heritage Conservation District identified as "A" on page 3 of the PowerPoint presentation, dated August 30, 2011, by Doug Morrison, Senior Manager for Overhead Construction and Standards, Enersource Mississauga, to the Heritage Advisory Committee on August 30, 2011;
3. That the Heritage Advisory Committee receive regular updates from City staff

regarding the replacement of an overhead electrical system in a portion of the Meadowvale Village Heritage Conservation District identified as "A" on page 3 of the PowerPoint presentation, dated August 30, 2011, by Doug Morrison, Senior Manager for Overhead Construction and Standards, Enersource Mississauga, to the Heritage Advisory Committee on August 30, 2011; and

4. That the Heritage Advisory Committee supports the installation of decorative, heritage-style lighting fixtures in the Meadowvale Village Heritage Conservation District.

Ward 11

(HAC-0059-2011)

GC-0531-2011

1. That the faxes, dated June 29, 2011 and August 29, 2011, from James P. Holmes, Chairman, Meadowvale Village Heritage Conservation District Review Committee, regarding Meadowvale Village street signs be received; and
2. That the Heritage Advisory Committee supports the Meadowvale Village street sign design, as indicated in the fax, dated August 29, 2011, from James P. Holmes, Chairman, Meadowvale Village Heritage Conservation District Review Committee, and the installation of the new street signs prior to Meadowvale Village's 175th Anniversary Celebration on September 17, 2011.

Ward 11

(HAC-0060-2011)

GC-0532-2011

That the property at 1359 Milton Avenue, which is listed on the City's Heritage Register, is not worthy of heritage designation and, consequently, that the owner's request to demolish the structure proceed through the applicable process.

Ward 1

(HAC-0061-2011)

GC-0533-2011

That the request to construct three new structures, as described in the report from the Commissioner of Community Services, dated August 8, 2011, on vacant property with the addresses 6970 Rayah Court (Lot 5), 6990 Rayah Court (Lot 4), and 6995 Rayah Court (Lot 3), located adjacent to a Part V designated property within the Meadowvale Village Heritage Conservation District, be approved and proceed through the applicable process.

Ward 11

(HAC-0062-2011)

GC-0534-2011

That the request to make alterations to the Benares Main House as described in the report from the Commissioner of Community Services, dated August 2, 2011, be approved and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Ward 2)

(HAC-0063-2011)

GC-0535-2011

That the request to make alterations to the Chappell Estate as described in the report from the Commissioner of Community Services, dated August 2, 2011, be approved and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Ward 6)

(HAC-0064-2011)

GC-0536-2011

That the request to make alterations to the entrance steps of the Derry House and Main House on the Adamson Estate as described in the report from the Commissioner of Community Services, dated August 2, 2011, be approved and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Ward 1)

(HAC-0065-2011)

GC-0537-2011

That the request to make alterations to the Folly House and Derry House on the Adamson Estate as described in the report from the Commissioner of Community Services, dated August 3, 2011, be approved and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

(Ward 1)

(HAC-0066-2011)

GC-0538-2011

That the property at 1264 Woodland Avenue, which is listed on the City's Heritage Register, is not worthy of heritage designation under the *Ontario Heritage Act*, but that approval for demolition be deferred until the Heritage Advisory Committee has reviewed the infill designs.

(Ward 1)

(HAC-0067-2011)

GC-0539-2011

That Heritage staff update the guidelines for Heritage Impact Statements to require property owners to submit a tree preservation plan, as outlined in the Cultural Landscape Inventory, comprised of the following: (1) an arborist report; (2) information regarding the type, species, diameter, size, health, and age of all trees on their properties; (3) the plans for all current, future, and removed trees; (4) the cultural implications of removing any trees in the context of the Cultural Landscape Inventory; and (5) mitigation and enhancement plans for all trees.
(HAC-0068-2011)

GC-0540-2011

1. That the correspondence with respect to the Heritage Resources Centre's Workshop, entitled "Telling Stories About Heritage: Using Narrative to Build Public Support," on October 1-2, 2011 at Paris Old Town Hall in Paris, Ontario be received; and
2. That the correspondence with respect to the Heritage Resources Centre's Heritage Planning Workshop on October 22-23, 2011 and November 5-6, 2011 in Kingston, Ontario be received.
(HAC-0069-2011)

GC-0541-2011

That the chart identifying the status of the outstanding issues from the Heritage Advisory Committee as at August 30, 2011, be received.
(HAC-0070-2011)

GC-0542-2011

1. That the fax, dated June 23, 2011, from James P. Holmes, Vice Chairman, Meadowvale Village Heritage Conservation District Review Committee, regarding new home construction for a property located at 1090 Old Derry Road be referred to Heritage staff for follow-up and, once complete, returned to the Meadowvale Village Heritage Conservation District Review Committee for final approval.
2. That the fax, dated August 19, 2011, from James P. Holmes, Chairman, Meadowvale Village Heritage Conservation District Review Committee, regarding a proposed replacement shed for a property located at 1090 Old Derry Road be referred to Heritage staff for follow-up and, once finalized, returned to the Meadowvale Village Heritage Conservation District Review Committee for final approval.

(Ward 11)
(HAC-0071-2011)

GC-0543-2011

1. That City Centre Drive be re-opened to vehicular traffic between Duke of York Boulevard and Living Arts Drive on October 17, 2011.
2. That City Centre Drive between Duke of York Boulevard and Living Arts Drive be closed annually during summer months, generally between the Victoria Day weekend and Labour day, with the precise dates to be determined each year, subject to Celebration Square programming.
3. That a By-law be enacted to amend By-law No. 555-2000, as amended, to implement the following on City Centre Drive:
 - a speed limit of 30 km/h between Duke of York Boulevard and Living Arts Drive to support its design as a “flush” street
 - a parking prohibition on both sides of the road between Duke of York Boulevard and Living Arts Drive
 - a right turn only designation (with a bus exemption) in the westbound curb lane approaching Duke of York Boulevard
 - a right turn only designation (with a bus exemption) in the eastbound curb lane approaching Living Arts Drive
4. That staff report back to General Committee regarding the possible permanent closure of City Centre Drive between Duke of York Boulevard and Living Arts Drive when the closure hours for the 2012 summer season are reported to General Committee.

GC-0544-2011

That a by-law be enacted to implement a temporary road closure of Harborn Road at Mary Fix Creek commencing at 7:00 a.m., Monday September 19, 2011 and ending at 7:00 p.m., Friday November 25, 2011.

GC-0545-2011

1. That Council enact a by-law to amend the Animal Care and Control By-law 0098-2004, similar in form and content to the draft By-law included in the report to General Committee dated August 18, 2011, titled “Amendments to the Animal Care and Control By-law”, and in a form satisfactory to Legal Services.
2. That Legal Services seek the relevant set fines under the *Provincial Offences Act* (POA) through the Ministry of the Attorney General.

GC-0546-2011

1. That the City of Mississauga undertake a study to determine the appropriate funding approach to support its stormwater management program as outlined in

the report dated August 16, 2011 from the Commissioner of Transportation and Works titled *Stormwater Financing Study (Phase 1)*.

2. That a capital project titled *Stormwater Financing Study (Phase 1)*, be established with a gross and net budget of \$350,000 and that \$350,000 be funded from the Capital Reserve Fund (Account 33121) to PN 11-129, and that all necessary by-laws be enacted.
3. That a copy of the report dated August 16, 2011 from the Commissioner of Transportation and Works titled *Stormwater Financing Study (Phase 1)* be forwarded to the Region of Peel, Credit Valley Conservation, Toronto and Region Conservation and Halton Conservation for information.

GC-0547-2011

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1683, 1507338 Ontario Inc. Regalcraft Homes, also known as Regalcraft Ninth Line Subdivision (lands located North of Thomas Street, East of Ninth Line, West of Raftsman Cove and South of Brinwood Gate), and that the Letter of Credit in the amount of \$552,419.24 be returned to the developer and that a by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal system of the City of Mississauga.

(Ward 10)

GC-0548-2011

That the Development Agreement for Plan T-11001, located north of Derry Road West, west of Hurontario Street, indicate a Road Component of the Other Services Charge Credit in the amount of \$219,607.04 for the costs associated with the construction of Derrycrest Drive and Vicksburgh Drive.

(Ward 5)

GC-0549-2011

That Council enact a by-law to repeal and replace the current By-law 0056-2005, similar in form and content to the draft By-law included in the report to General Committee dated August 10, 2011 titled "A By-law to authorize the Commissioner of Transportation and Works to sign Requester Agreements with the Province of Ontario Governing Access to the Ministry of Transportation Driver and Vehicle Record Databases".

GC-0550-2011

That the Corporate Report dated August 5, 2011 from the Commissioner of Transportation and Works entitled Convenience Store By-law 152-84 be received.

GC-0551-2011

That the Purchasing Agent be authorized to increase the upset limit of the existing Purchase Order No. 4600013521 from \$356,275 (excluding tax) to \$720,000 (excluding tax) to enable Mountain Top Construction Inc., under the Permanent Repairs to Utility Road Cuts (Procurement No. FA.49.001-11) to complete the remaining permanent repairs to utility road cuts throughout the City of Mississauga during the 2011 construction season as obligated

GC-0552-2011

That the corporate report entitled Security Incidents in City Facilities, 2011 Semi-Annual Summary, from the Commissioner of Corporate Services and Treasurer dated August 23, 2011, be received for information.

GC-0553-2011

That the Purchasing Agent be authorized to execute a purchase order contract to Siemens Canada Limited in the amount of \$470,000 plus HST for provision of upgrades to the building automation system installed at the Civic Centre, Living Arts Centre and Central Library including Mississauga Celebration Square.

GC-0554-2011

That a by-law be enacted authorizing the Commissioner of Corporate Services and Treasurer and the City Clerk to execute and affix the Corporate Seal to a Shared Infrastructure Agreement, including all ancillary and amending documents and/or agreements, between The Corporation of the City of Mississauga ("the City") and Sheridan Institute of Technology of Advanced Learning ("the College") for the provision and support of shared wireless (WiFi) and internet access for a term of ten (10) years commencing as early as September 1, 2011, upon approval of Council, with subsequent two (2) year renewal terms upon the written consent of both parties.

GC-0555-2011

1. That a by-law be enacted authorizing the closure of part of Bodmin Road, located at 2375 Truscott Drive, in the vicinity of Truscott Drive and Southdown Road, comprised of 3.2 square metres (34.44 square feet) of land and are legally described as in the City of Mississauga, Regional Municipality of Peel, Province of Ontario and being composed of Part of 1 Foot Reserve on the northeasterly side of Bodmin Road, Registered Plan 627, established as part of Bodmin Road by The Corporation of the Township of Toronto By-law 3275, registered as Instrument By-law 598.
2. That a by-law be enacted authorizing the closure of part of Truscott Drive, located at 2375 Truscott Drive, in the vicinity of Truscott Drive and Southdown Road, comprised of 4.9 square metres (52.74 square feet) of land and are legally described as in the City of Mississauga, Regional Municipality of Peel, Province of Ontario and being composed of Part of 1 Foot Reserve on the northwesterly

side of Truscott Drive, Registered Plan 627, established as part of Truscott Drive by The Corporation of the Township of Toronto By-law 3274, registered as Instrument By-law 597.

(Ward 2)

GC-0556-2011

That the revised Corporate Policy and Procedure - Corporate Records Management Program attached as Appendix 1 to the corporate report dated August 19, 2011 from Commissioner of Corporate Services and Treasurer be approved.

GC-0557-2011

That the report dated August 22, 2011 from the Commissioner of Corporate Services and Treasurer regarding the revised Corporate Policy and Procedure now entitled Vendor Performance Management and Disqualification be adopted.

GC-0558-2011

1. That the report dated August 23, 2011, from the Commissioner of Corporate Services and Treasurer, entitled, 2010 Municipal Performance Measurement Program (MPMP) Results be received for information.
2. That the 2010 MPMP report be posted for public notification on the City's website.

GC-0559-2011

That the Corporate Report dated July 14, 2011 from the Commissioner of Community Services titled "Emergency Preparedness Information to the Public, A Legislative Requirement" be received for information.

GC-0560-2011

1. That a trail section located in O'Connor Park in Ward 10 be named Cathy's Walk and that the Churchill Meadows central pedestrian/cycling spine that runs from McDowell Drive south to Marco Muzzo Memorial Woods and Park (South of Erin Centre Boulevard), and through O'Connor Park in Ward 10 be named O'Connor Trail, as outlined in the report dated August 25, 2011, from the Commissioner of Community Services;
2. That Council waive the requirement for a 30 day consideration period as outlined in the City's "Property and Facility Naming and Dedications" corporate policy; and
3. That Council waive the requirements that the recognition of an individual be posthumous as outlined in the City's "Property and Facility Naming and Dedications" corporate policy.
(Ward 10)

GC-0561-2011

That the report of the City Solicitor dated August 19, 2011 titled "Judicial Inquiry – June and July 2011 Expense and Status Report" be received for information.

GC-0562-2011

That the design for the Tour de Mississauga logo and cycling jersey be approved as presented at the July 12, 2011 Mississauga Cycling Advisory Committee meeting.
(MCAC-0016-2011)

GC-0563-2011

That the memorandum dated July 12, 2011 from Jacquelyn Hayward Gulati, Manager, Cycling Office regarding the 2011 Cycling Workplan be received for information.
(MCAC-0017-2011)

GC-0564-2011

That the 2011-2012 Mississauga Cycling Advisory Committee Workplan be approved as presented at the July 12, 2011 meeting.
(MCAC-0018-2011)

GC-0565-2011

That the PowerPoint presentation by Paul Damaso, Manager, Mississauga Celebration Square regarding the Mississauga Celebration Square Operations for 2011-2012 be received.
(MCSEC-0010-2011)

GC-0566-2011

That the Terms of Reference for the Mississauga Celebration Square Events Committee be approved as presented at the July 18, 2011 meeting date.
(MCSEC-0011-2011)

GC-0567-2011

1. That the proposal for the City of Mississauga to host the end of day celebration for the 25th anniversary of the Rick Hansen Relay at the Mississauga Celebration Square be approved, and that the Sponsorship Unit work with the organizing group to review sponsorship opportunities to offset the cost of the event.
2. That the organizers of the end of day celebration for the Rick Hansen Relay be requested to invite other organizations and community groups that may have interest in participating in the event.
(MCSEC-0012-2011)

GC-0568-2011

That staff prepare a plan with respect to a Neighbourhood Ambassador Program for the Mississauga Celebration Square and report back to the Mississauga Celebration Square Events Committee.
(MCSEC-0013-2011)

GC-0569-2011

That the request by the property owner to relocate the Dowling House located at 2285 Britannia Road West, which is designated under By-law 0249-2010, under Section 29 of the *Ontario Heritage Act*, be approved by the Director of Culture (or designate) in accordance with By-Law 0184-2011, the By-Law delegating authority to staff during Council's Summer Recess, pending all required approvals from the City of Mississauga for any development applications filed on the lands on which this building is currently located; and compliance, to the satisfaction of the Director of Culture, with all conditions outlined in the report from the Commissioner of Community Service, dated June 29, 2011, including the de-designation of the Dowling House during relocation and re-designation following relocation.

Ward 11

(HAC-0054-2011)

GC-0570-2011

That the request to alter the Canadian Tire Gas Bar, 1212 Southdown Road, as described in the report from the Commissioner of Community Services, dated June 28, 2011, be approved by the Director of Culture (or designate) in accordance with By-Law 0184-2011, the By-Law delegating authority to staff during Council's Summer Recess.

Ward 2

(HAC-0055-2011)

GC-0571-2011

That the property at 5381 Tenth Line West, formerly 5378 Winston Churchill Boulevard, known as the McCracken House, which is listed on the City's Heritage Register, is not worthy of heritage designation and, consequently, that the owner's request to demolish the structure be approved by the Director of Culture (or designate) in accordance with By-Law 0184-2011, the By-Law delegating authority to staff during Council's Summer Recess.

Ward 11

(HAC-0056-2011)

GC-0572-2011

That the chart identifying the status of the outstanding issues from the Heritage Advisory Committee as at July 19, 2011, be received.

(HAC-0057-2011)

GC-0573-2011

1. That the letter, dated July 19, 2011, and photograph from Edward J. F. Bavington to the Heritage Advisory Committee with respect to a Property located at 756 Lakeshore Road West be received.
2. That Heritage staff investigate the heritage status of the Property located at 756

Lakeshore Road West, as detailed in the letter, dated July 19, 2011, and photograph from Edward J. F. Bavington and, if warranted, that the Director of Culture (or designate) take the necessary steps to list the Property in accordance with By-Law 0184-2011, the By-Law delegating authority to staff during Council's Summer Recess.

Ward 1
(HAC-0058-2011)

GC-0574-2011

1. That the Mississauga Cycling Advisory Committee supports the Active Communities Pledge to encourage voters and candidates to be champions for cycling and active transportation in the upcoming Provincial Election on October 6, 2011.
2. That Council be requested to adopt a resolution in support of the Active Communities Pledge.
(MCAC-0019-2011)

GC-0575-2011

That the Mississauga Cycling Advisory Committee supports the discontinued use of the word "trail" for on-road cycling facilities and that the new way-finding signs be implemented on primary on-road cycling routes.
(MCAC-0020-2011)

GC-0576-2011

That the matter regarding the sale of bells on bicycles as outlined in the email dated July 13, 2011 from Councillor Pat Saito be referred to the Manager, Cycling Office for further review on educational opportunities and to better delineate trails for pedestrians and cyclists.
(MCAC-0021-2011)

GC-0577-2011

That the Mississauga Cycling Advisory Committee forward a letter under the Chair's signature to the Minister of Transportation Ontario in conjunction with supporting municipalities apart of the Joint Cycling Committee of Southwest Ontario regarding the Province of Ontario's lack of commitment to active transportation, cycling infrastructure on bridges and the accommodation for cyclists at interchanges and crossings.
(MCAC-0022-2011)

GC-0578-2011

1. That the Accommodation Review Committee of the Peel District School Board for the Clarkson and Erindale area be permitted to consider the potential expansion of the existing school sites into the adjacent park properties as outlined in the report dated August 23, 2011, from the Commissioner of Community Services

and that City staff complete a feasibility assessment of the recommendations of the Accommodation Review Committee and report back to Council for their further consideration; and

2. That the Realty Services Section of the Corporate Services Department be authorized to enter into negotiations in principle for the potential disposal of municipal parkland associated with possible school expansion(s) or new construction and for the potential acquisition of Peel District School Board surplus properties as identified through the Accommodation Review Committee for the Clarkson and Erindale area.
(Wards 2 & 8)
- (c) Extracts from the Planning & Development Committee meeting dated September 6, 2011:
- (i) Official Plan Amendment and Rezoning Application 0Z 10/015 W8
3170 Erin Mills Parkway (south of South Millway, between Erin Mills Parkway and Fifth Line West)
Owner: Vandyk – Windows on the Green Limited
Applicant: Korsiak & Company Ltd.

Received
 - (ii) Official Plan Amendment and Rezoning Application 0Z 09/012 W5
3263 Derry Road East (north of Derry Road East, east of Airport Road)
Owner: 1429036 Ontario Inc. (Benisasia Funeral Home)
Applicant: Glen Schnarr and Associates Inc.

Received

10. **UNFINISHED BUSINESS** - Nil

11. **PETITIONS**

- P-1 Petition dated June 10, 2011, containing approximately 60 signatures requesting that customers pay the approximate fare/flat rate upfront between the hours of 5:00 P.M. and 6:00 A.M. due to the increasing number of incidents where customers leave the vehicle without payment.
K. Mahoney

Received and Referred to Enforcement for a report to the Public Vehicle Advisory Committee

- P-2 Petition received on August 29, 2011, containing approximately 1500 signatures re: Official Plan Amendment and Rezoning Application OZ 09/012 W5, 3263 Derry Road East (north of Derry Road East, east of Airport Road) - 429036 Ontario Inc. (Benisia Funeral Home).

PDC-0045-2011/September 6, 2011

Received/Copy to the Commissioner of Planning and Development

- P-3 Petition dated July 2011, containing approximately 44 signatures re: Official Plan Amendment and Rezoning Application OZ 09/012 W5, 3263 Derry Road East (north of Derry Road East, east of Airport Road) - 429036 Ontario Inc. (Benisia Funeral Home).

PDC-0045-2011/September 6, 2011

Received/Copy to the Commissioner of Planning and Development

- P-4 Petition dated July 2011, containing approximately 34 signatures re: Official Plan Amendment and Rezoning Application OZ 09/012 W5, 3263 Derry Road East (north of Derry Road East, east of Airport Road) - 429036 Ontario Inc. (Benisia Funeral Home).

PDC-0045-2011/September 6, 2011

Received/Copy to the Commissioner of Planning and Development

- P-5 Petition dated July 2011, containing approximately 254 signatures re: Official Plan Amendment and Rezoning Application OZ 09/012 W5, 3263 Derry Road East (north of Derry Road East, east of Airport Road) - 429036 Ontario Inc. (Benisia Funeral Home).

PDC-0045-2011/September 6, 2011

Received/Copy to the Commissioner of Planning and Development

12. CORRESPONDENCE

- (a) Information Items I-1 – I-23

- I-1 Letter dated August 19, 2011, from Premier Dalton McGuinty, Leader of the Ontario Liberal Party, in response to the City of Mississauga's 2011 provincial election questionnaire.

Received

- I-2 Letter dated July 11, 2011, from the Minister of Municipal Affairs and Housing, in response to the City's questions about the implementation of the second-unit provisions contained in the Strong Communities through Affordable Housing Act, 2011 (Bill 140).

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

- I-3 Letter dated July 26, 2011, from the Minister of the Environment in response to the City's concerns about the construction of the Greenfield South gas-fired generating station in Mississauga.

Received

- I-4 Letter dated July 18, 2011, from Ontario Power Authority confirming that Greenfield South Power Corporation confirmed on May 31, 2011, that they had achieved Financial Closing for the complete construction of the proposed power plant.

Received

- I-5 Letter dated August 10, 2011, from the Minister of Finance in response to the City's resolution concerning the Harmonized Sales Tax (HST) and municipal transportation infrastructure.

Received

- I-6 Letter dated August 5, 2011, from the Minister of Municipal Affairs and Housing with respect to the Province's relationship with municipalities and the impacts of the Provincial-Municipal Fiscal and Service Delivery Review.

Received

- I-7 Letter dated August 25, 2011, from the Minister of Transportation in response to the City's Corporate Report regarding the Highway 401 Preliminary Design and Environmental Assessment (PD/EA) Study from Credit River to Trafalgar Road

Received

- I-8 Letter dated September 2, 2011, from Minister of Municipal Affairs and Housing with respect to Mississauga City Council's resolution requesting that the *Planning Act* be amended to abolish the Ontario Municipal Board (OMB), the province as realigned its administrative tribunals and the Ministry of the Attorney General is responsible for the OMB.

Received

- I-9 Letter dated August 10, 2011, from Olivia Chow, NDP Official Opposition Critic for Transport, Infrastructure and Communities, requesting the City to support her private member's bill calling on the Federal Government to establish a National Public Transit Strategy.

Received/Referred to City Manager for a reply

- I-10 Letter dated August 22, 2011, from the Federation of Canadian Municipalities confirming payment of \$48,323.37 which constitutes payment for the second contribution in regard to the Green Municipal Study Grant Agreement.

Received/Copy to the Commissioner of Corporate Services and Treasurer

- I-11 Letter dated June 29, 2011, from A. Williams, Maid Marian Place, Mississauga, requesting that a by-law be enacted to protect property owners from the actions of adjacent property owners with respect to planting trees too close to the property line which will negatively impact their property.

Received/Referred to Legal Services for a report

- I-12 Letter dated July 26, 2011, from The Cawthra Ratepayers' and Residents' Association and the Friends of the Cawthra Bush and Greater Mississauga Area with respect to raising and releasing Monarch butterflies.

Received

- I-13 Refer to OZ 09-012W5 Benisasia Funeral Home, from Veuelin Nikolov with respect to a written submission opposing the construction of a crematorium.

Received/Copy to the Commissioner of Planning and Building

- I-14 Refer to OZ 09-012W5 Benisasia Funeral Home, from Mark McCarren with respect to a written submission strongly opposing to a crematorium in residential Malton

Received/Copy to the Commissioner of Planning and Building

- I-15 Refer to OZ 09-012W5 Benisasia Funeral Home, from Charles Barclay with respect to a written submission strongly opposing the application.

Received/Copy to the Commissioner of Planning and Building

- I-16 Refer to OZ 09-012W5 Benisasia Funeral Home, from G. Gaudet with respect to a written submission voting against allowing a crematorium in the community.

Received/Copy to the Commissioner of Planning and Building

- I-17 Refer to OZ 09-012W5 Benisasia Funeral Home, from Marcia Simon with respect to a written submission not in support of the rezoning of the residential area of Malton to support a crematorium.

Received/Copy to the Commissioner of Planning and Building

- I-18 Refer to OZ 09-012W5 Benisasia Funeral Home, from Nadeen Hall and Andre Povlette with respect to a written submission who are not for the crematorium at Legion Road in Malton, Mississauga.

Received/Copy to the Commissioner of Planning and Building

- I-19 Notice Proposed Development dated July 15, 2011, with respect to Rezoning Application OZ 09/013 W1, to permit thirteen (13) detached dwellings on a common element condominium private road, on behalf of Brutto Consulting/Sedona Lifestyles (Rometown) Inc., 1569 Cormack Crescent and 1556 Marionville Drive (east of Dixie Road, south of the Queen Elizabeth Highway – Ward 1)

Received

- I-20 Notice of Proposed Development dated July 15, 2011, with respect to Rezoning Application OZ 09/014 W1, to permit for eleven (11) detached dwellings on a common element condominium private road, on behalf of Brutto Consulting/Sedona Lifestyles (Rometown) Inc., 2116 Dixie Road and 1357 Wealthy Place (west of Dixie Road north of the Queen Elizabeth Way-Ward 1)

Received

- I-21 Notice of Proposed Development dated July 5, 2011, with respect to Rezoning Application OZ 11/006, to permit a drive-thru convenience restaurant, on behalf of MHBC Planning/Home Depot Holdings Inc., 2920 Argentia Road (east of Winston Churchill Boulevard, south side of Argentia Road-Ward 9)

Received

- I-22 Notice of Proposed Development dated July 6, 2011, with respect to Rezoning Application OZ 11/007 W6, with respect to Rezoning Application OZ 11/006, to permit 106 townhouse dwellings on a common element condominium private road, on behalf of National Homes (Creditview) Inc., 5881 Creditview Road (east side of Creditview Road south of Britannia Road West-Ward 6)

Received

- I-23 Letter dated September 6, 2011, with respect to 607074 Ontario Limited, 1969 and 1971 Lakeshore Road West and Walden Circle, from C.J. Tzekas on behalf of 607074 Ontario Limited, to reconsider pursuing the application of the Appeal.

Received

Closed Session Item 18.(a)(ii)
Resolutions 0212-2011 and 0213-2011

- (b) Direction Items D-1 – D-4

- D-1 Letter dated May 30, 2011, from Carlos Medeiros, Fergo Avenue, Mississauga, requesting an exemption from Animal Care and Control By-law 0098-2004, to allow his pigeon enclosure to remain within 6.1 metres (20 feet) of the property line contrary to Part VI, Section 22.(2) of the By-law.

Deputation 6.(b)

Referred to the Transportation and Works Department
(Enforcement) for a report

- D-2 Letter dated July 26, 2011, from Ujjal Grewal, Elliot Parliament St., Mississauga, requesting an exemption from Animal Care and Control By-law 0098-2004, to allow his pigeon enclosure to remain

within 6.1 metres (20 feet) of the property line contrary to Part VI, Section 22.(2) of the By-law.

Referred to the Transportation and Works Department
(Enforcement) for a report

- D-3 Letter dated August 11, 2011, from Leszek Chrusciak, 3292 Oakglade Cres, Mississauga, requesting an exemption from Animal Care and Control By-law 0098-2004, to allow his pigeon enclosure to remain within 6.1 metres (20 feet) of the property line contrary to Part VI, Section 22.(2) of the By-law.

Referred to the Transportation and Works Department
(Enforcement) for a report

- D-4 Email dated September 7, 2011, from Jim and Debbie Bruce requesting that Council endorse the Federal Anaphylaxis Motion 230 to the Federation of Canadian Municipalities.

Endorsed – Resolution 0209-2011

13. RESOLUTIONS

NOTE: Resolutions emanating from the "Closed Session" portion of the meeting are listed under Item 18. Closed Session.

0202-2011 Moved by: K. Mahoney

Seconded by: G. Carlson

- (a) That Recommendations PDC-0041-2011 through PDC-000045-2011 inclusive, as contained in the Planning and Development Committee Report 11-2011 dated September 6, 2011, be adopted, as amended as follows:

"That Recommendation PDC-0045-2011 be deferred."

- (b) That Recommendations GC-0525-2011 through GC-00578-2011 inclusive, as contained in the General Committee Report 14-2011 dated September 7, 2011, be adopted, as amended as follows:

- (i) That Recommendation GC-0530- be deferred;
(ii) That Recommendation GC-0525-2011 be amended to indicate that a report be prepared for consideration at the October 5, 2011, General Committee meeting.

Carried

0203-2011 Moved by: K. Mahoney

Seconded by S. McFadden

WHEREAS the *Municipal Act, 2001*, as amended (the "Act"), 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 held on September 14, 2011, shall be closed to the public to deal with the following matters:

Pursuant to the Municipal Act, Section 239. (2)

- (i) Litigation or potential *litigation* - Committee of Adjustment Appeals:
 - "A" 184/11 – ISN Consulting – 4025 Brandon Gate Drive – Ward 5
 - "A" 225/11 – Novak Bajin and Lais Vescia De Azambuja – 1201 Mississauga Road – Ward 2
 - "A" 238/11 – Chand and Kamaljeet Gabel – 4127 Via Russo Court – Ward 4
- (ii) Litigation or potential litigation – 1969 and 1971 Lakeshore Road – Official Plan Amendment and *Rezoning*, 607074 Ontario Limited and Kakow Associates Architect Inc.
- (iii) Litigation or potential litigation – Ontario Municipal Board Appeals to Peel Region Official Plan Amendments ROPA 20 – Sustainability and Energy Policies; ROPA22 – Transportation Policies; and ROPA 24 – Places to Prosper, An Amendment to Update Growth Management, Employment Areas and Greenbelt Policies
- (iv) Personal matter – Towing Industry Advisory Committee
- (v) Security of the Property of the Municipality re: Mississauga Celebration Square – City Operated Food Service Proposal at Central Library and Civic Centre

Carried

0204-2011 Moved by: J. Tovey

Seconded by: R. Starr

That the tax adjustments outlined in Appendix 1 attached to the report dated August 24, 2011, from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant

- (c) That the maximum gross floor area – non-residential used for the worship area shall be 360 m² (3,875 sq. ft.).
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

0207-2011 Moved by: R. Starr Seconded by: P. Mullin

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing of Bill Taylor on July 20, 2011;

WHEREAS Bill was the Commissioner of Engineering and Works for the City of Mississauga from 1975 to 1989;

WHEREAS Bill lead the Engineering and Works Department during a period of rapid growth within the City and was instrumental in negotiating many development agreements for the construction of road and storm water infrastructure required to support this development;

WHEREAS Bill was president of many organizations while he worked with the City, including the Ontario Good Roads Association, Municipal Engineers Association, and the Ontario Chapter of the American Public Works Association;

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of the Mayor and Members of Council and staff of the City of Mississauga to the family of Bill Taylor.

Carried

0208-2011 Moved by: C. Fonseca Seconded by: P. Mullin

WHEREAS active transportation such as biking and walking is proven to boost health, reduce carbon emissions and reduce traffic congestion;

AND WHEREAS the Active Communities Pledge is an initiative of Share the Road Cycling Coalition to encourage voters and candidates to be champions for cycling and active transportation in the upcoming October 6, 2011 Provincial Election;

AND WHEREAS the City of Mississauga adopted the Cycling Master Plan and Implementation Strategy on September 15, 2010 and supports the expansion and connectivity of the cycling network in Mississauga;

AND WHEREAS the provincial government should provide financial support for bike/active transportation infrastructure in local municipalities;

NOW THEREFORE BE IT RESOLVED, that Mississauga City Council supports the Share the Road Coalition's initiative to promote cycling and active transportation and encourages candidates in the upcoming provincial election on October 6, 2011 to do more to fund bike/active transportation infrastructure improvements for municipalities – including paved shoulders, trails and dedicated bike lanes.

Carried

0209-2011 Moved by: R. Starr

Seconded by: C. Fonseca

WHEREAS Anaphylaxis is a medical condition describing people with severe, life threatening allergies; and
WHEREAS there is no known cure for anaphylaxis and the only true way to prevent a possible life threatening reaction is avoidance; and
WHEREAS Motion 230 of the 41st Parliament reads "That in the opinion of the House, anaphylaxis is a serious concern for an increasing number of Canadians and the government should take the appropriate measures necessary to ensure these Canadians are able to maintain a high quality of life.";

NOW THEREFORE BE IT RESOLVED that the Council of The Corporation of the City of Mississauga endorses Motion 230 of the 41st Parliament with addresses the serious medical condition of Anaphylaxis.

Carried

14. BY-LAWS

0225-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Square One Drive (in the vicinity of Rathburn Road West and Living Arts Drive - Ward 4).

- 0226-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Hillcrest Avenue (in the vicinity of Parkerhill Road – Ward 7).
- 0227-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Hillcrest Avenue (in the vicinity of Hurontario Street – Ward 7).
- 0228-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Bristol Road West (in the vicinity of Mavis Road – Ward 6).
- 0229-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Heatherleigh Avenue (in the vicinity of Mavis Road and Bristol Road West – Ward 6).
- 0230-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Balsam Avenue (in the vicinity of Lakeshore Road West and Southdown Road – Ward 2).
- 0231-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Bodmin Road (in the vicinity of Truscott Drive and Southdown Road – Ward 2).
- 0232-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Britannia Road East (in the vicinity of Britannia Road East and Luke Road – Ward 5)
- 0233-2011 A by-law to authorize execution of a Design and Development Agreement a License Agreement between the Region of Peel and the City of Mississauga for the co-location of Fire Station 105 and an Ambulance Satellite Station at 7101 Goreway Drive (Ward 5)

GC Recommendation 0456-2001/June 29, 2011

- 0234-2011 A by-law to authorize execution of a License Agreement between the City of Mississauga and Turris Corp. for the placement of wireless communications tower at Hershey SportZone South – Park 357. (Ward 5)

GC Recommendation 0303-2011/May 18, 2011

- 0235-2011 A by-law to transfer sums from the Capital Reserve Fund (Account 33121) to the Construction Phase of the Credit River Erosion Control – Adjacent to Ostler Crescent (PN 10-137) (Ward 7)

GC-0440-2011/June 15, 2011

- 0236-2011 A by-law to transfer sums from the Capital Reserve Fund (Account 33121) to the Design Phase of the Credit River Erosion Control – Adjacent to Ostler Crescent Project (PN 08-138) and that the said amount may be withdrawn as required for the completion of the project. (Ward 7)

GC-0440-2011/June 15, 2011

- 0237-2011 A by-law to authorize execution of a Design and Development Agreement with the Dufferin-Peel Catholic District School Board for the sports facilities on 4010 Sladeview Crescent (Ward 8).

GC-0193-2010/August 4, 2011

- 0238-2011 A by-law to repeal By-law 0056-2005 and to authorize execution of an Agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Transportation which permits the City to access the Ministry's computer databases containing information pertaining to Driver and Vehicle Records.

GC-0549-2011/September 7, 2011

- 0239-2011 A by-law to transfer sums from the Capital Reserve Fund (Account 33121) to the Stormwater Financing Study (Phase 1) Project PN 11-129).

GC-0546-2011/September 7, 2011

- 0240-2011 A by-law to amend Business Licensing By-law 1-06, as amended, to increase the permitted Storage Fees for Vehicle Pound Facilities.

GC-0527-2011/September 7, 2011

- 0241-2011 A by-law to amend By-law 521-04, being the Tow Truck Licensing By-law to prohibit Owners and Drivers and other Tow Truck Industry Representatives from recommending a facility or location outside the municipal boundary.

GC-0527-2011/September 7, 2011

- 0242-2011 A by-law to amend By-law 0098-2004, being the Animal Care and Control By-law.

GC-0545-2011/September 7, 2011

- 0243-2011 A by-law to authorize execution of a Shared Infrastructure Agreement with Sheridan College ("Sheridan") in connection with shared wireless ("WiFi") and internet access initiatives.

GC-0554-2011/September 7, 2011

- 0244-2011 A by-law to authorize the permanent closure of a portion of Bodmin Road and a portion of Truscott Drive (Ward 2).

GC-0555-2011/September 7, 2011

- 0245-2011 A by-law to temporarily close that portion of Harborn Road at Mary Fix Creek from 7:00 a.m., Monday, September 19, 2011, to 7:00 p.m. Friday, November 25, 2011, to facilitate the complete removal of the existing and subsequent installation of a new culvert (Ward 7).

GC-0544-2011/September 7, 2011

- 0246-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga as constructed under the terms of the Servicing Agreement for 43M-1683, 1507338 Ontario Inc. Regalcraft Homes, also known as Regalcraft Ninth Line Subdivision (lands located North of Thomas Street, East of Ninth Line, West of Raftsman Cove and South of Brinwood Gate) (Ward 10).

GC-0547-2011/September 7, 2011

- 0247-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Inverhouse Drive (in the vicinity of Orr Road) (Ward 2).

- 0248-2011 A by-law to establish certain lands as part of the municipal highway system of the City of Mississauga to be known as Park Street East (in the vicinity of Hurontario Street) (Ward 1).

- 0249-2011 A by-law to amend By-law 0347-2008, being a by-law to exempt certain lands from part lot control (Blocks 1 to 7, and 9, Plan 43M-1776 – Northwest quadrant of Hurontario Street and Highway 401 – Ward 5).

- 0250-2011 A by-law to amend By-law 0225-2007, as amended, pursuant to Rezoning Application OZ 06/005 W9, Meadowvale Bible Baptist Church – Southwest corner of Turner Valley Road and Argentia Road - Ward 9).

Corporate Report R-3

- 0251-2011 A by-law to authorize execution of a Development Agreement between N.C. Warehouse Inc. and The Corporation of the City of Mississauga pursuant to Rezoning Application OZ 09/016 W5, lands located west of Maritz Drive, south of Derry Road West.

Resolution 0133-2011/June 28, 2011

- 0252-2011 A by-law to amend By-law 0225-2007, as amended, pursuant to Rezoning Application OZ 09/016 W5, lands located west of Maritz Drive, south of Derry Road West, N.C. Warehouse Inc.

Resolution 0133-2011/June 28, 2011

- 0253-2011 A by-law to amend By-law 0225-2007, as amended, pursuant to Rezoning Application OZ 06/021 W11, lands located on the west side of McLaughlin Road, south of Amarone Court, north of Courtney Park Drive West, CCSM Incorporated.

PDC-008-2009/Resolution 0263-2009/November 11, 2009

- 0254-2011 A by-law to transfer sums from the Capital Reserve Fund (Account 33121 to Civic Centre Precinct Food Services Outlet Development Project (PN11451).

Resolution 0215-2011**15. OTHER BUSINESS**

Acting Mayor Iannicca requested that staff review the City's souvenir pin to add the word "volunteer" which can be given out at events to recognize volunteerism.

Referred to Corporate Services (Communications)

16. INQUIRIES - Nil**17. NOTICE OF MOTION - Nil**

18. CLOSED SESSION

Pursuant to Resolution 0203-2011, Council moved into Closed Session at 11:15 a.m. Council moved out of Closed Session at 12:35 p.m. The following Resolutions were passed pursuant to the Closed Session:

Pursuant to the Municipal Act, Section 239. (2)

(i) Litigation or potential *litigation* - Committee of Adjustment Appeals:

- "A" 184/11 – ISN Consulting – 4025 Brandon Gate Drive – Ward 5

Deferred due to the absence of Mayor McCallion and the Ward 5 Vacancy.

- "A" 225/11 – Novak Bajin and Lais Vescia De Azambuja – 1201 Mississauga Road – Ward 2

0211-2011 Moved by: P. Mullin Seconded by: P. Saito

That the appeal of the decision of the Committee Adjustment under file number "A"225/11, Ward 2, Novak Bajin and Lais Vesica De Azamguja, 1202 Mississauga Rd., filed pursuant to section 81 of the City's Procedural By-law Number 0421-2003, which authorizes the City Solicitor to commence or defend any proceeding, appeal, or other form of action in a court or before an administrative tribunal to meet statutory or regulatory time limits, be continued.

Carried

- "A" 238/11 – Chand and Kamaljeet Gabel – 4127 Via Russo Court – Ward 4

0210-2011 Moved by: F. Dale Seconded by: S. McFadden

That Legal Services be instructed to SUPPORT the decision of the Committee of Adjustment (File No. "A"238/11 with respect to Chand and Kamaljeet Gable – 4217 Via Russo Court – Ward 4) and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga.

Carried

- (ii) Litigation or potential litigation – 1969 and 1971 Lakeshore Road – Official Plan Amendment and *Rezoning*, 607074 Ontario Limited and Kakow Associates Architect Inc.

The following motion, moved by Councillor P. Mullin, seconded by K. Mahoney, was introduced:

“That the appeal of the Ontario Municipal Board decision dated August 2, 2011, re: Official Plan Amendment and Rezoning OZ OZ 05/0043 W2, 607074 Ontario Limited and Kakow Associates Architect Inc. 1969 and 1971 Lakeshore Road Ward 2, filed pursuant to section 81 of the City’s Procedural By-law number 0421-2003, which authorizes the City Solicitor to commence or defend any proceeding, appeal, or other form of action in a court or before an administrative tribunal to meet statutory or regulatory time limits, be continued.”

A recorded vote was requested with respect to the foregoing motion. The results of which are as follows:

	YES	NO	ABSENT
Mayor H. McCallion			X
Councillor J. Tovey		X	
Councillor P. Mullin	X		
Councillor C. Fonseca			X
Councillor F. Dale		X	
Vacant			
Councillor R. Starr		X	
Councillor N. Iannicca		X	
Councillor K. Mahoney	X		
Councillor P. Saito		X	
Councillor S. McFadden		X	
Councillor G. Carlson		X	

Lost (7-2 – 2 Absent/1Vacant)

Subsequently, the following motions were considered:

0212-2011 Moved by: S. McFadden Seconded by: P. Saito

That the appeal of the Ontario Municipal Board decision dated August 2, 2011, re: Official Plan Amendment and Rezoning OZ OZ 05/0043 W2, 607074 Ontario Limited and Kakow Associates Architect Inc. 1969 and 1971 Lakeshore Road Ward 2, filed pursuant to section 81 of the City's Procedural By-law number 0421-2003, which authorizes the City Solicitor to commence or defend any proceeding, appeal, or other form of action in a court or before an administrative tribunal to meet statutory or regulatory time limits, be discontinued

Carried

0213-2011 Moved by: P. Mullin Seconded by: J. Tovey

That the Mayor write a letter to the Chair of the Ontario Municipal Board outlining Council's concerns with respect to the decision of the Ontario Municipal Board re: Official Plan Amendment and Rezoning Application OZ 05/0043 W2, 607074 Ontario Limited and Kakow Associates Architect Inc., 1969 and 1971 Lakeshore Road West, based on the materials provided by Councillor Mullin, which will be attached, and supplement by the reasons set out in the legal report.

Carried

- (iii) Litigation or potential litigation – Ontario Municipal Board Appeals to Peel Region Official Plan Amendments ROPA 20 – Sustainability and Energy Policies; ROPA22 – Transportation Policies; and ROPA 24 – Places to Prosper, An Amendment to Update Growth Management, Employment Areas and Greenbelt Policies

0214-2011 Moved by: J. Tovey Seconded by: R. Starr

1. That the report titled "*Ontario Municipal Board Appeals to Peel Region Official Plan Amendments ROPA 20 - Sustainability and Energy Policies; ROPA 22 - Transportation Policies; and, ROPA 24 – Places to Prosper, An Amendment to Update Growth Management, Employment Areas and Greenbelt Policies*" dated August 22, 2011 from the Commissioner of Planning and Building, be endorsed.

2. That the City Solicitor or her representative be authorized to enter into settlement negotiations with respect to *ROPA 20 - Sustainability and Energy Policies; ROPA 22 - Transportation Policies; and, ROPA 24 – Places to Prosper, An Amendment to Update Growth Management, Employment Areas and Greenbelt Policies* on the terms outlined in the report titled “*Ontario Municipal Board Appeals to Peel Region Official Plan Amendments ROPA 20 - Sustainability and Energy Policies; ROPA 22 - Transportation Policies; and, ROPA 24 – Places to Prosper, An Amendment to Update Growth Management, Employment Areas and Greenbelt Policies*” dated August 22, 2011 from the Commissioner of Planning and Building.
3. That Council endorse the staff recommended modifications to ROPA 24 attached hereto as Appendix 3.
4. That Council authorize the City Solicitor or her representative to execute Minutes of Settlement in a form substantially similar to the draft Minutes of Settlement attached hereto as Appendix 4 and to submit these to the Ontario Municipal Board for approval.

Carried

- (iv) Personal matter – Towing Industry Advisory Committee

Deferred to a future meeting

- (v) Security of the Property of the Municipality re: Mississauga Celebration Square – City Operated Food Service Proposal at Central Library and Civic Centre

0215-2011

Moved by: F. Dale

Seconded by: S. McFadden

1. That the Recreation and Parks Division be responsible for all food service operations at the Civic Centre and Central Library commencing January 1, 2012, for a five year term.
2. That the City advise the current service operator in writing that the Management and Operations Agreement will not be extended and that a transition plan be developed by the parties for the orderly transfer of occupation to the City on or before December 31, 2011.
3. That a new project Civic Centre Precinct Food Services Outlet Development (PN 11-451) be established with a gross and net budget of \$375,000.

4. That funds of \$375,000 be transferred from the Capital Reserve Fund (Account #33121) into the Civic Centre Precinct Food Services Outlet Development PN 11-451.
5. That the proposed 2012 Operating Budget be adjusted in accordance with the financial impact of the food services proposal outlined in the Corporate Report entitled Mississauga Celebration Square – City Operated Food Service Proposal at Central Library and Civic Centre dated August 22, 2011.
6. That all necessary by-laws be enacted.

Carried

19. CONFIRMATORY BY-LAW

0255-2011 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on September 14, 2011.

20. ADJOURNMENT – 12:55 p.m.

MAYOR

CLERK