

Approved: September 26, 2012



MINUTES

SESSION 15

THE COUNCIL OF

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

WEDNESDAY, September 12, 2012 – 9:10 A.M.

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

PRESENT: Mayor Hazel McCallion
Councillor Jim Tovey Ward 1
Councillor Pat Mullin Ward 2
Councillor Chris Fonseca Ward 3
Councillor Bonnie Crombie Ward 5
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9 (Arrived at 9:48 am and
Departed at 11:36 am Other
Municipal Business)
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Councillor Frank Dale Ward 4 (Other Municipal Business)

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
Susan Burt, Acting Commissioner of Community Services
Martin Powell, 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
Diana Rusnov, Manager of Legislative Services and Deputy Clerk
Carmela Radice, Legislative Coordinator, Legislative Services Division

1. CALL TO ORDER

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

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST- Nil**3. MINUTES OF PREVIOUS COUNCIL MEETINGS****(a) Verbal Motion**

Moved by: R. Starr

Seconded by: B. Crombie

That the Council minutes of July 4, 2012 be approved as presented.

Carried

(b) Verbal Motion

Moved by: C. Fonseca

Seconded by: B. Crombie

That the Council minutes of August 8, 2012 be approved as presented.

Carried

4. APPROVAL OF AGENDA**Verbal Motion**

Moved by: S. Mc Fadden

Seconded by: N. Iannicca

That the agenda be approved as presented.

5. PRESENTATIONS – Nil**6. DEPUTATIONS****(a) Tax Adjustments**

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

Corporate Report R-1

(b) The Riverwood Conservancy

Douglas Markoff, Executive Director of the Riverwood Conservancy spoke to the historical aspects, as well as to the programs, services, developments and volunteerism that are provided at the Riverwood Conservancy.

Mayor McCallion and Councillors Mullin, Fonseca, Starr and Carlson congratulated Mr. Markoff on his presentation. Councillors Mullin and Carlson inquired on the tracking of attendance of the public who visit the Conservancy. Mr. Markoff indicated that they know the attendance of people using the program but they do not have an accurate attendance of visitors.

Received

(c) Long Branch Indoor Rifle Range

Edward J.F. Bavington provided the history of the Long Branch Indoor Rifle Range.

Councillor Tovey thanked Mr. Bavington for his presentation.

Received
By-law B-1

Councillor Saito arrived 9:48 a.m.

(d) MY Games

Rita lafrate, Chair of the Mississauga Youth Games spoke to the plans and support from the City of Mississauga's Youth office and MiWay. Ms. lafrate further spoke to the new brand for the 7th Annual MY Games and the MY Culture Festival being held at T.L. Kennedy Secondary School the weekend of September 29-30, 2012. Joson Isaruah provided her perspective on the 2011 Mississauga Youth Games.

The Mayor and Members of Council congratulated the Mississauga Youth Games Committee on a well organized and enthusiastic event.

Received

(e) Credit Valley Conservation Foundation

Kevin Malony, resident and the Credit Valley Conservation Foundation volunteer spoke to the plans for this year's Canadian Shoreline Cleanup, as well as their long term vision to create an annual end to end cleanup of the Credit River. Mr. Malony asked the City for support of the Cleanup.

Mayor McCallion and Councillors Tovey, Mullin, Fonseca and Carlson thanked Mr. Malony for his presentation. Mayor McCallion commented on the City's challenge of cleaning up the creeks and that Mr. Malony should be asking the Region of Peel Waste Management for cleanup assistance. Councillors Tovey and Mullin spoke in support of the partnership between the Credit Valley Conservation and the Credit Valley Conservation Foundation. Councillor Carlson suggested that Mr. Malony present to the Environment Advisory Committee.

Received

(f) Official Plan Amendment and Rezoning Applications OZ 11/016 W1

Davor Cepo, resident of Ward 1 spoke to the petition opposing the rezoning application OZ 11/016 W1 indicating that if the application were to proceed there would be:

- Loss of green space
- High density
- Flooding (lack of sewers)
- Increased traffic (already occurring because of the new school Janet I. McDougald)

Councillor Tovey indicated that all the concerns of the residents have been put forward to the Planning and Building Department. Staff will take those concerns and bring forward a supplementary report.

Received
Petition P-3

(g) Tour de Mississauga

Don Stephens, Vice Chair, Donnie Morris, Dorothy Tomiuk and Syed Ali members of the Mississauga Cycling Advisory Committee spoke to the Tour de Mississauga event that will take place on September 16, 2012.

Councillor Fonseca thanked the committee for all their hard work and dedication to not only this event but to committee as a whole. Mayor McCallion and Councillors Mullin, Iannicca and Saito spoke to the evolution of the committee.

Received

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.)

(a) Rezoning Applications OZ 11/016 W1

Julie Chapple (ph) resident from Ward 1 inquired if the Planning and Development Committee would consider a revised traffic study that would better represent the flow of traffic now that the Janet I. McDougald School has opened. Martin Powell, Commissioner of Transportation and Works indicated that he would take the recommendation back to staff.

(b) Rezoning Applications OZ 11/016 W1

Cathy Morrison resident of Ward 1 inquired as to why all the emails sent in about the rezoning application for OZ 11/016 W1 were not included on the Council Agenda. Crystal Greer, Director of Legislative Services and City Clerk indicated that correspondence provided to the Office of the City Clerk was presented to Council. Correspondence sent to individual Members of Council was not included.

(c) By-law Long Branch Indoor Rifle Range

Ed Bavington resident of Ward 1 enquired about the cultural status of the Long Branch Indoor Rifle Range. Susan Burt, Director of Culture indicated that the Long Branch Indoor Rifle Range is of cultural heritage value or interest under the *Ontario Heritage Act*.

8. CORPORATE REPORTS

R-1 Report dated August 24, 2012, from the Commissioner of Corporate Services and Treasurer re: **Tax Adjustments Pursuant to Sections 334, 357 and 358.**

Recommendation

That the tax adjustments outlined in Appendix 1 attached to the report dated August 24, 2012, from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 334, 357 & 358 of the *Municipal Act*, be adopted.

Resolution 0192-2012

- R-2 Report dated August 20, 2012, from the Commissioner of re: **Rezoning Application to permit the development of 149 two-storey and three-storey townhouse and stacked townhouse dwellings 5118 Winston Churchill Boulevard Southwest corner of Destination Drive and Winston Churchill Boulevard Owner/Applicant Daniels LR Corporation Bill 51 Supplementary Report (Ward 10).**

Recommendation

That the Report dated August 20, 2012, from the Commissioner of Planning and Building recommending approval of the application under File OZ 11/010 W10, Daniels LR Corporation, 5118 Winston Churchill Boulevard, southwest corner of Destination Drive and Winston Churchill Boulevard, 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 "RM9-Exception" (Horizontal Multiple Dwellings) to permit 149 two-storey and three-storey townhouse and stacked townhouse dwellings in accordance with the proposed zoning standards described in Appendix S-4, attached to the report dated August 20, 2012, from the Commissioner of Planning and Building, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.

- (b) In accordance with Council Resolution 152-98: "Prior to the passing of an implementing zoning by-law for residential development, the City of Mississauga shall be advised by the School Boards that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the School Boards for the subject 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 0193-2012

9. COMMITTEE REPORTS

- (a) Planning and Development Committee Report 12 -2012 dated September 4, 2012.

Resolution 184-2012

The recommendations were approved as follows:

PDC-0046-2012

That the report dated August 14, 2012 from the Commissioner of Planning and Building regarding Sign By-law 0054-2002, as amended, and the requested eleven (11) Sign Variance Applications described in Appendix 1-11 of the Report, be adopted in accordance with the following:

1. That the following Sign Variances be granted:
- (a) Sign Variance Application 12-00665
Ward 1
Port Credit Residences
33 Hurontario Street
To permit the following:
- (i) Two (2) fascia signs on a residential building located in a residential zone.

- (b) Sign Variance Application 12-00523
Ward 1
Walmart
1500 Dundas St. E.
To permit the following:
(i) One (1) fascia sign on the side elevation that does not face a parking lot or driveway located on the property.
- (c) Sign Variance Application 12-00702
Ward 4
Whole Foods Market
155 Square One Drive
To permit the following:
(i) One (1) roof sign erected on the roof of a canopy.
- (d) Sign Variance Application 12-00676
Ward 5
MNP
75 Courtnepark Drive West
To permit the following:
(i) One (1) roof sign erected on the roof of an entrance canopy to the building.
- (e) Sign Variance Application 12-00578
Ward 5
Royal Bank of Canada
6205 Airport Rd.
To permit the following:
(i) One (1) fascia sign located on the structure enclosing the mechanical equipment on the roof and has a sign area equal to 3% of the building face on which it is located.
- (f) Sign Variance Application 12-00850
Ward 5
Nu Hotel
6465 Airport Rd.
To permit the following:
(i) Two (2) fascia signs on the second storey of the building.
(ii) One (1) fascia sign that is not affixed to a building façade, as defined in the Sign By-law.

- (g) Sign Variance Application 12-00550
Ward 5
International Centre
6900 Airport Road
To permit the following:
- (i) Eight (8) ground signs internal to the property with changing copy message boards and an overall height of 6.65m (21.82 ft).
 - (ii) Two (2) ground signs fronting Airport Rd., each with a sign area of 27.18 sq. m (292.56 sq. ft) and a height of 8.92m (29.27 ft). The north sign is also encroaching onto the road allowance and subject to Region of Peel approval.
 - (iii) Two (2) ground sign each with a changing copy area of 73% of the sign area.
 - (iv) One (1) ground sign fronting Airport Rd., located 1.22m (4.0 ft) from a driveway entrance or exit.
- (h) Sign Variance Application 12-01217
Ward 6
Toronto International Academy
1140 Burnhamthorpe Road West
To permit the following:
- (i) One (1) fascia sign not to be located on an exterior wall occupied by the business.
 - (ii) One (1) fascia sign to be located on the second storey of a building.
- (i) Sign Variance Application 12-01014
Ward 9
GoodLife Fitness
6875 Meadowvale Town Centre Circle
To permit the following:
- (i) Three (3) fascia signs to be erected on the second storey of the building.
- (j) Sign Variance Application 12-06951
Ward 10
Daniels First Home Long Valley
3075 Thomas Street
To permit the following:
- (i) One (1) construction site sign with a setback of 0.81m (2.66 ft) from a property line.

2. That the following Sign Variances be deferred to a future Planning and Development Committee meeting to allow the Ward 4 Councillor the opportunity for further review:

- (a) Sign Variance Application 12-00327
Ward 4
583167 Ontario Inc.
4310 Sherwoodtowne Blvd.
To permit the following:
- (i) One (1) ground sign for an office building with a sign area of 22.6m² (237.51 ft²).
 - (ii) One (1) ground sign with a commercial undertaking with a maximum height of 9.5m (31.1 ft).
 - (iii) One (1) ground sign with a changing copy area of 56% of the sign area.

This property is in a prominent location of the Downtown and the Hurontario LRT main street project. The sign is not in keeping with the design goals for this area.
BL.03-SIG (2011)

PDC-0047-2012

That the report titled "Region of Peel – Update on Regional Official Plan Amendments" dated August 14, 2012 from the Commissioner of Planning and Building, be received for information.

LA.09 REG

PDC-0048-2012

That the report titled "2012 Employment Profile", "2012 Vacant Lands Profile" and "2012 Existing Land Use Profile" dated August 14, 2012, from the Commissioner of Planning and Building, be received for information and circulated, by the Planning and Building Department, to the Mississauga Board of Trade, the Building Industry and Land Development Association (BILD), Economic Development Advisory Council, Peel Halton Dufferin Training Board and the University of Toronto Mississauga.

CD.15.MIS

PDC-0049-2012

That the Report dated August 14, 2012, from the Commissioner of Planning and Building recommending approval of the Payment-in-Lieu of Off-Street Parking (PIL) application under file FA.31 12/001 W1, 1438864 Ontario Inc., 241 Lakeshore Road East, south side of Lakeshore Road East, east of Cumberland Drive, be adopted in accordance with the following for "Lump Sum" agreements:

1. That the sum of \$10, 700.00 be approved as the amount for the payment in lieu of two (2) off-street parking spaces and that the owner/occupant 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 1438864 Ontario Inc. for the conversion of an existing unit for a medical office.

3. That the execution of the PIL agreement and payment 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.

FA.31 12/001 W1

PDC-0050-2012

1. That the Report dated August 14, 2012, from the Commissioner of Planning and Building regarding the application to amend the Official Plan from "Residential Medium Density I – Special Site 1" to "Residential High Density I – Special Site" and to change the Zoning from "R3-1" (Detached Dwellings – Typical Lots) to "RA1 – Exception" (Apartment Dwellings), to permit a 138 unit, 4 storey condominium apartment building under file OZ 11/016 W1, Windcatcher Development Corporation, 1224, 1230, 1236, 1240 Cawthra Road and 636 and 642 Atwater Avenue, be received for information.
2. That the following correspondences expressing concerns with respect to file OZ 11/ 016 W1 be received:
 - a. Email dated August 31, 2012 from Paula Elliot
 - b. Email dated August 31, 2012 from Sandra Cordovado
 - c. Email dated September 4, 2012 from Dorota, Janusz and Tom Irluk
 - d. Email dated September 4, 2012 from Cheryl McIntyre

OZ 11/016 W1

PDC-0051-2012

1. That the Report dated August 14, 2012, from the Commissioner of Planning and Building regarding the application to change the Zoning from "RA2-40" (Apartment Dwellings) to "RM5-Exception" (Street Townhouse Dwellings) and "RA2-Exception" (Apartment Dwellings) to permit ten (10) street townhouse dwellings fronting onto Tyneburn Crescent and maintain the existing apartment building under file OZ 11/012 W3, Tapes Investment, 1440 Bloor Street, southeast corner of Bloor Street and Dixie Road, be received for information.
2. That the following correspondences expressing concerns with respect to file OZ 11/12 W3 be received:
 - a. Email and attachment dated August 20, 2012 from Jugal Ghosh
 - b. Email dated August 31, 2012 from Robert and Margaret Eagleson
 - c. Email dated September 1, 2012 from Liem Tran
 - d. Email and attachment dated September 4, 2012 from Jugal Ghosh
 - e. Email dated September 4, 2012 from Teresa Barranca

OZ 11/012 W3

PDC-0052-2012

1. That the Report dated August 14, 2012, from the Commissioner of Planning and Building regarding the applications to amend Mississauga Plan from "Business Employment - Special Site 2" to "Business Employment - Special Site" and to change the Zoning from "D" (Development) to "E2 - Exception" (Employment), to permit a two storey motor vehicle repair facility under file OZ 11/018 W5, Antorisa Investments Inc., Part of Lot 11, Concession 1, W.H.S., designated as Parts 1 & 2, Plan 43R - 13493, be received for information.
2. That the correspondences expressing concern with respect to file OZ 11/018 W5 be received:
 - a. Email and attachments dated February 2, 2012 from Claudio Brutto
 - b. Letter dated September 4, 2012 from Carl Brawley, Glen Schnarr and Associates Inc.

OZ 11/018 W5

PDC-0053-2012

That the Report dated August 14, 2012, from the Commissioner of Planning and Building recommending approval of the applications 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 adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications 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 amend Mississauga Plan from "General Retail Commercial" to "Residential - High Density 1 - Special Site" in conformity with the provisions outlined in Appendix S-3, be approved.
3. That the application to change the Zoning from "C2" (Neighbourhood Commercial) to "RA1-Exception" (Apartment Dwellings) to permit a five storey, 154 unit condominium apartment building be approved subject to the following conditions:
 - (a) That the permitted uses and development standards shall conform to those outlined in Appendix S-4;
 - (b) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development;
 - (c) Prior to the passing of an implementing zoning by-law for residential development, the City of Mississauga shall be advised by the Peel District School Board that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the Peel District School Board for the subject development;

- (d) That the school accommodation condition as outlined in City of Mississauga Council Resolution 152-98 requiring that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the Dufferin-Peel Separate School Board not apply to the subject lands.
- 4. In the event that Mississauga Official Plan (2011) comes into force and effect as it pertains to the subject lands, that Mississauga Official Plan (2011) be amended for these lands from "Mixed Use" to "Residential High Density - Special Site" consistent with the provisions outlined in Appendix S-3.
- 5. 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.
- 6. That the following correspondences with respect to file OZ 10/015 W8 be received:
 - a. Email dated March 21, 2012 from Tania Tajik
 - b. Email dated August 13, 2012 from Elaine Woods
 - c. Letter dated September 3, 2012 from David J. Culham
 - d. Email dated September 4, 2012 from Cheryl and Angelo Ho
 - e. Email dated September 4, 2012 from Bryan Bedford and Kimberley ClancyOZ 10/015 W8

- (b) General Committee Report 14-2012 dated September 5, 2012.

Resolution 0185-2012

The recommendations were approved as follows:

GC-0577-2012

That the deputation by Wesam (Sam) Eltaji regarding the moratorium on issuing new tow truck licences be received and referred to staff for further review.

GC-0578-2012

That the deputation by Yasser Abouzied regarding the moratorium on issuing new tow truck licences be received and referred to staff for further review.

GC-0579-2012

That the name "Horseshoe Park" for Park 493 at 7150 Saint Barbara Boulevard, be approved.

GC-0580-2012

That the name "Cabano Hill Park" for Park 490 in Ward 10 be approved and that the criteria in the Property and Facility Naming and Dedications Policy for the name to be considered for the period of 30 days, be waived.

(Ward 10)

GC-0581-2012

That the naming request of "John Clipperton Park" for Park 512 in Ward 11 be considered for the period of 30 days.

(Ward 11)

GC-0582-2012

That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute and affix the corporate seal to a Memorandum of Understanding between The Corporation of the City of Mississauga (the "City") and the Institute for Canadian Citizenship (the "ICC") for the purpose of enrolling the City in the Cultural Access Pass Program of the ICC, together with all ancillary documents as may be required, in form satisfactory to the City Solicitor.

GC-0583-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to remove 10-hour parking between 8:00 a.m. and 6:00 p.m., Monday to Friday, on the west side of Syntex Drive between Derry Road West and Meadowvale Boulevard.

(Ward 9)

GC-0584-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to remove the "15-hour parking anytime" regulation on the south side of Falconer Drive between the access points to 6555 Falconer Drive (Units 1-162) and implement a "no parking anytime" prohibition.

(Ward 11)

GC-0585-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on the east and west side of Red Pine Crescent.

(Ward 2)

GC-0586-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on Keynes Crescent.

(Ward 9)

GC-0587-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on Cactus Gate between Black Walnut Trail and Tenth Line West.

(Ward 10)

GC-0588-2012

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on the north and south side of Novo Star Drive between Mavis Road and McLaughlin Road.

(Ward 11)

GC-0589-2012

That the Purchasing Agent be authorized to execute contracts with the Region of Peel in the amounts of \$159,317 (exclusive of HST) and \$179,960 (exclusive of HST) for engineering services for the design and contract administration of multi-use trails in coordination with the Hanlan Water Project as outlined in the report to General Committee dated August 20, 2012 from the Commissioner of Transportation and Works.

(Wards 1, 3, 4 and 5)

GC-0590-2012

That the Commissioner of Transportation and Works and the City Clerk be authorized to enter into an agreement with the Canadian Pacific Railway Company (CP) for the construction of a crossing surface over CP tracks to accommodate a future sidewalk on Wolfedale Road, in a form satisfactory to Legal Services, and that the necessary by-law be enacted.

(Ward 6)

GC-0591-2012

1. That the name **Granrock** be approved and assigned as a private street name for the private road within the proposed common element condominium development under Application T-11004, located at 5881 Creditview Road, east side of Creditview Road, south of Britannia Road West.
2. That the name **Antonelli** be added to the City of Mississauga Approved Street Name Reserve List.
3. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
4. That the cost of the signs be borne by National Homes (Creditview) Inc., the registered owner of 5881 Creditview Road, but be erected by City forces.

(Ward 6)

Councillor Starr requested that the street names be amended where Granrock be approved and assigned as a private street name and Antonelli be added to the City of Mississauga Approved Street Name Reserve List.

GC-0592-2012

That the report dated August 15, 2012 from the Commissioner of Corporate Services and Treasurer entitled Delegation of Authority – Acquisition, Disposal, Administration and Lease of Land and Property – January 1, 2012 to June 30, 2012 be received for information.

GC-0593-2012

1. That the report dated August 20, 2012, from the Commissioner of Corporate Services and Treasurer, entitled, 2011 Municipal Performance Measurement Program (MPMP) Results be received for information.
2. That the 2011 MPMP report be posted for public notification on the City's website.

GC-0594-2012

That the report dated August 9, 2012 from the Commissioner of Corporate Services and Treasurer regarding the 2011 Annual Report of the Information and Privacy Commissioner/Ontario (IPC) be received for information.

GC-0595-2012

That the presentation made by Kyrlyo Rewa, Transportation Engineering Master's Candidate, University of Waterloo regarding the Region of Peel and area municipalities Joint Research Project in Bicycle Data Collection be received for information.
(MCAC-0043-2012)

GC-0596-2012

That the presentation made by Mark Howard, Planner, Long Term Planning regarding the Credit River Parks Strategy be received for information.
(MCAC-0044-2012)

GC-0597-2012

That the presentation made by Mary Bracken, Environmental Specialist regarding the Living Green Master Plan be received for information.
(MCAC-0045-2012)

GC-0598-2012

That the memorandum dated July 10, 2012 from Jacquelyn Hayward Gulati, Manager Cycling Office regarding the 2012 Proposed Cycling Network Program be received for information.
(MCAC-0046-2012)

GC-0599-2012

That the email dated May 28, 2012 from Dave Krentz, Editor, Green Passport regarding Green Passports Port Credit be received for information and referred to staff.
(MCAC-0047-2012)

GC-0600-2012

That the email dated June 19, 2012 regarding Cycling Safety – Coroner's Report be received and referred to the Communication and Promotions Subcommittee to prepare a draft response.
(MCAC-0048-2012)

GC-0601-2012

That the 2012 calendar of events regarding Mississauga cycling related events in 2012 be received for information.
(MCAC-0049-2012)

GC-0602-2012

That the action list from the meeting held on June 12, 2012 be received for information.
(MCAC-0050-2012)

GC-0603-2012

That the request to alter the Meadowvale Village Heritage Conservation District, as described in the report from the Commissioner of Community Services, dated June 26, 2012, be approved by the Director of Culture (or designate) in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012.

Ward 11

(HAC-0068-2012)

GC-0604-2012

1. That the following two documents from Michael Spaziani, Principal, Michael Spaziani Architect Inc., and John D. Rogers, President, John D. Rogers & Associates Inc., with respect to a request to alter a heritage designated property, the McClure-Lafferty House, located at 2075 Syntex Court (formerly 2075 Derry Road, 7070 Mississauga Road, 7025 Langer Drive, and RR 3 Syntex Court) be received by the Director of Culture (or designate) in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012:
 - (a) Heritage Property Permit Application dated February 27, 2012; and
 - (b) Addendum to the McClure-Lafferty House Heritage Impact Statement: Proposed Relocation and Adaptive Reuse, 2075 Derry Road West, Mississauga, Ontario dated March 16, 2012.
2. That the Heritage Advisory Committee supports in principle the concept of relocating the heritage designated property, the McClure-Lafferty House, located at 2075 Syntex Court (formerly 2075 Derry Road, 7070 Mississauga Road, 7025 Langer Drive, and RR 3 Syntex Court) pending the completion of the following conditions, in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012:
 - (a) All approvals of development applications and approval of the Site Plan on the proposed development site must be obtained from the City of Mississauga in advance of relocation;
 - (b) Resolution of all Site Plan matters regarding the relocation of the building to the satisfaction of the City of Mississauga, prior to the relocation occurring;
 - (c) A letter of credit, in an amount to be determined by the Director, Culture Division, must be provided to the City of Mississauga to cover the cost of replacing and/or restoring any damage that may occur during the move;
 - (d) A detailed plan outlining the full process to be used in moving the structure and that reflects, as a minimum, the recommendations in the Heritage Impact Statement, and the move be conducted by an experienced and credible heritage moving company, subject to approval by the City of Mississauga;

- (e) Written agreement from the owner to the de-designation of the structure for the duration of the move and re-designation, to current Ministry standards, following the relocation; and
- (f) Any other requirements made by the Planning and Building Department to allow the proposed lease tenant to use the property as proposed.

Ward 9

(HAC-0069-2012)

GC-0605-2012

That the request to alter the property at 41 Bay Street, as described in the report from the Commissioner of Community Services, dated June 26, 2012, be approved by the Director of Culture (or designate) in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012.

Ward 1

(HAC-0070-2012)

GC-0606-2012

That the property at 1245 Mona Road, which is listed on the City's Heritage Register, is not worthy of heritage designation, and consequently, that the owner's request to demolish proceed through the applicable process, and that the Director of Culture (or designate) take any action deemed necessary in furtherance thereof, in accordance with By-Law 0118-2012, the By-Law delegating authority to staff during Council's Summer Recess.

Ward 1

(HAC-0071-2012)

GC-0607-2012

That the chart dated July 24, 2012 from Julie Lavertu, Legislative Coordinator, Heritage Advisory Committee, with respect to the status of outstanding issues from the Heritage Advisory Committee, be received by the Director of Culture (or designate) in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012.

(HAC-0072-2012)

GC-0608-2012

That the letter dated June 11, 2012 from James P. Holmes, Chairman, Meadowvale Village Heritage Conservation District Review Committee, with respect to the Gill residence located at 1036 Old Derry Road in Ward 11, be received by the Director of Culture (or designate) in accordance with By-Law 0118-2012, the By-Law delegating authority to staff to advance certain matters relating to the City's operations during Council's summer recess in 2012.

Ward 11

(HAC-0073-2012)

GC-0609-2012

That the educational session regarding Stormwater Financing Study be received for information.

GC-0610-2012

That the verbal briefing on a personnel matter be received for information.

- (c) Public Meeting extracts from the Planning & Development Committee meeting dated September 4, 2012:
- (i) Information Report, Official Plan Amendment and Rezoning Applications - To permit a 138 unit, 4 storey condominium apartment building, 1224, 1230, 1236, 1240, Cawthra Road and 636 and 642 Atwater Avenue, southwest corner of Atwater Avenue and Cawthra Road.
Owner: Windcatcher Development Corporation
Applicant: Lethbridge & Lawson Inc., Bill 51, (Ward 1)
File: OZ 11/016 W1
 - (ii) Information Report, Rezoning Application - To permit ten (10) street townhouse dwellings and maintain the existing apartment building, 1440 Bloor Street, southeast corner of Bloor Street and Dixie Road.
Owner: Tapes Investments
Applicant: Peter Favot Architect Ltd., Bill 51, (Ward 3)
File: OZ 11/012 W3
 - (iii) Information Report, Official Plan Amendment and Rezoning Applications - To permit a two storey motor vehicle repair facility Part of Lot 11, Concession 1, W.H.S., designated as Parts 1 & 2, Plan 43R-13493, northwest corner of Derry Road West and Hurontario Street.
Owner: Antorisa Investments Inc.
Applicant: Bousfields Inc., Bill 51, (Ward 5)
File: OZ 11/018 W5

Received

10. **UNFINISHED BUSINESS**

11. PETITIONS

- P-1 Petition received on August 22, 2012 at the Office of the City Clerk containing 22 signatures requesting that a crossing guard be placed at the corner of Winfield Terrace and Westbourne Terrace (Ward 4).

Received and referred to Traffic Safety Council for a site inspection

- P-2 Petition received on August 23, 2012 at the Office of the City Clerk containing 13 signatures requesting that a ditch be eliminated on Fowler Court.

Received and referred to Transportation and Works Department

- P-3 Petition received on September 4, 2012 at the Office of the City Clerk containing approximately 608 signatures opposing the rezoning of land at the south west corner of Cawthra Road and Atwater and the proposed construction of a 4 storey condominium building with commercial space at the south west corner of Cawthra Road and Atwater, File: OZ 11/016 W1.

Received and referred to Planning and Building Department

12. CORRESPONDENCE

- (a) Information Items: I-1 – I-24

- I-1 A letter dated July 12, 2012, from Mayor Brenda Halloran of the City of Waterloo requesting that all Ontario municipalities that have a post-secondary institution and hospital unite on the matter of "Heads and Beds."

Mayor McCallion indicated that Council passed a Resolution and the Minister of Finance responded to the letter indicating that the Province is not contemplating a further review of the policies in this area at this time.

Received for information

- I-2 An email dated July 17, 2012, from the Federation of Canadian Municipalities is requesting support of the restructured Shark Fin Resolution.

Received for information

Councillor Saito spoke in support of the Federation of Canadian Municipalities Shark Fin Resolution and requested that Mississauga City Council support the Resolution.

- I-3 A letter dated July 20, 2012, from the City Clerk of the City of Windsor indicating that the City of Windsor does not entertain requests from persons, organizations, associations and other municipal governments to endorse resolutions, although the City has forwarded the Resolution to the appropriate Provincial Association.

Received for information

- I-4 A letter dated July 23, 2012, from the Ministry of Environment, Lorna Zappone, Project Officer regarding the review of proposed terms of reference for the Lakeview Waterfront Connection Environmental Assessment EZ File No. 03-02

Received for information

- I-5 A letter dated August 2, 2012, from the Attorney General indicated that the Ministry of Attorney General is currently reviewing options for moving forward on the Law Commission's recommendations.

Received for information

- I-6 A letter dated August 14, 2012, from the Ministry of Community Safety and Correctional Services regarding the operations of "puppy mills" or "kitten mills" in the revised *Ontario Society for the Prevention of Cruelty to Animals Act* (OSPCA) and the Ministry will continue to support a strong and effective animal welfare system in Ontario.

Received for information

Councillor Saito requested that the by-law to ban the sale of cats and dogs in pet stores be forwarded to all major municipalities.

- I-7 An email dated August 23, 2012, from Peter D. Pellier Cab Owner requesting a moratorium on the issuance of any new accessible plates for the taxicab programme.

Received and referred to Public Vehicle Advisory Committee

- I-8 An email dated August 23, 2012, from resident of Ward 2 Kathy McKague requesting the City of Mississauga improve the service of requesting building permits both on the City website and in the Permit Office.

Ed Sajecki, Commissioner of Planning and Building indicated that staff have responded to Ms. McKague. Councillor Mullin thanked staff for responding to Ms. McKague and for looking into the suggestions made.

Received and referred to Planning and Building Department for appropriate action

- I-9 A letter written on dated April 19, 2012, from resident of Ward 7 Gloria Hall opposing the rezoning application OZ 12/003 W7.

Received and referred to Planning and Building Department for appropriate action

- I-10 A written submission from resident of Ward 5 Morjorie Austin opposing the rezoning application OZ 09/012 W5.

Received and referred to Planning and Building Department for appropriate action

- I-11 A letter dated May 24, 2012, from Mike Everard RPP, Principal of Augusta National Inc. requesting confirmation that the five expanded conditions together with any additional new permission in the proposed amendments to both the Official Plan and the Zoning By-law are not applicable to the ongoing operation of the existing crematorium and/or any building expansion to the existing crematorium.

Received and referred to Planning and Building Department for appropriate action

- I-12 A written submission dated June 18, 2012, from residents of Ward 1 Alicia and Murray Russell opposing the rezoning application OZ 10/003 W1.

Received and referred to Planning and Building Department for appropriate action

- I-13 An email dated August 15, 2012, from resident of Ward 8 Mel Lee inquiring about the City's involvement with the Ontario Municipal Board Appeal for the rezoning application OZ 11/013 W8..

Received and referred to Planning and Building Department for appropriate action

- I-14 An email dated September 5, 2012, from resident of Ward 8 Mel Lee is opposing the rezoning application OZ 11/013 W8 and provided a picture of Mississauga Road.

Received and referred to Planning and Building Department for appropriate action

- I-15 An email dated September 5, 2012, from resident of Ward 8 Mel Lee is opposing the rezoning application OZ 11/013 W8 and provided pictures of Mississauga Road and Possible garden centre project use.

Received and referred to Planning and Building Department for appropriate action

- I-16 A written submission dated September 4, 2012, from resident of Ward 1 Zhenyu Li opposing the rezoning application OZ11/016 W1.

Received and referred to Planning and Building Department for appropriate action

- I-17 A written submission dated September 4, 2012, from resident of Ward 3 Ken Tran opposing the rezoning application OZ 11/012 W3.

Received and referred to Planning and Building Department for appropriate action

- I-18 A letter dated September 4, 2012, from residents of Ward 1 Carols and Mary Trias, Robert and Brenda Graham, Donna, Joseph and Father Phil Jones opposing the rezoning application OZ 11/016 W1.

Received and referred to Planning and Building Department for appropriate action

- I-19 A email dated September 6, 2012, from resident of Ward 3 Virginia Baksh opposing the development at Rathburn Road and Ponytrail.

Received and referred to Planning and Building Department for appropriate action

- I-20 Notice of Proposed Development dated June 29, 2012 with respect to Rezoning Application OZ 12/006 W1 to change the zoning for the subject lands from "RA1-25"(Apartment Dwellings) and "R15" (Detached Dwellings – Port Credit) to "RM6-Exception" (Townhouse Dwellings on a CEC-Private Road). Applicant: Zelinka Priamo Ltd. Owner: 375 Lakeshore Development Inc. and Christopher Boyd.

Received

- I-21 Notice of Proposed Development dated July 4, 2012 with respect to Rezoning Application OZ 12/009 W3 to change the zoning for the subject lands from "RA4-1"(Apartment Dwellings) to "RA4-Exception" (Apartment Dwellings). Applicant: Urban Strategies Inc. Owner: Forest Park Circle Ltd.

Received

- I-22 Notice of Proposed Development dated August 24, 2012 with respect to Rezoning Application OZ 12/006 W1 to change the zoning for the subject lands from "R2-4"(Detached Dwellings – Typical Lots) to "R2-Exception" (Medical Office and Residential). Applicant: Greg Dell & Associates. Owner: Dr. M. Sous and J. Sous.

Received

- I-23 A letter dated September 6, 2012 from the General Manager of Financial Services, County of Lambton that the letter dated July 6, 2012 regarding the *Provincial Offences Act* – Parking enforcement through Administrative Monetary Penalties System was received and filed.

Received for information

- I-24 An email dated September 10, 2012, from resident of Ward 10 Anglais Prof opposing the rezoning application OZ 11/010 W10.

Received and referred to Planning and Building Department for appropriate action

Councillor McFadden expressed concern about the procedure on receiving correspondence.

(b) Direction Item D-1 – D-3

D-1 A letter dated July 18, 2012, from Monte McNaughton MPP, Lambton-Kent-Middlesex requesting support to amend the *Ontario Lottery and Gaming Act, 1999*.

Resolution 0198-2012

Members of Council indicated that the matter be received for information.

D-2 A letter dated July 20, 2012, from Joanne Foote, Youth Plan Coordinator requesting that Council endorse Kevin Michael Chairperson of the Mississauga Youth Advisory Committee to attend the Forum for Young Canadians in Ottawa from March 17 to 22, 2013.

Resolution 0196-2012

Members of Council supported Kevin Michael attend the Forum for Young Canadians in Ottawa.

D-3 A letter dated August 15, 2012, from George Thelwell, licensed paralegal requesting minor housekeeping amendments to the Adult Entertainment Establishment Licensing By-law 507-2005.

Resolution 0197-2012

Members of Council indicated that the matter be referred to the Transportation and Works Department for a report back to a future General Committee meeting.

13. RESOLUTIONS

Councillor Saito departed at 11:36 a.m.

0184-2012 Moved by: J. Tovey Seconded by: P. Mullin

That recommendations PDC-0046-2012 to PDC-0053-2012 inclusive contained in the revised Planning and Development Committee Report 12-2012 dated September 4, 2012, be approved.

Carried

0185-2012 Moved by: R. Starr

Seconded by: K. Mahoney

That recommendations GC-0577-2012 to GC-0610-2012 inclusive contained in the General Committee Report 14-2012 dated September 5, 2012, be approved save and except GC-0591-2012 be amended to read:

1. That the name **Granrock** be approved and assigned as a private street name for the private road within the proposed common element condominium development under Application T-11004, located at 5881 Creditview Road east side of Creditview Road, south of Britannia Road West.
2. That the name **Antonelli** be added to the City of Mississauga Approved Street Name Reserve List.
3. That the standard City of Mississauga private street name signs with blue lettering on a white background indicating the name of the street be erected at the appropriate locations.
4. That the cost of the signs be borne by National Homes (Creditview) Inc., the registered owner of 5881 Creditview Road, but be erected by City forces.

Carried

0186-2012 Moved by: P. Mullin

Seconded by: J. Tovey

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 12, 2012, shall be closed to the public to deal with the following matters:

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

- (i) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re:

Committee of Adjustment Appeals:

- (1) "B"039/12, "A:268/12 – Gregory Blair Jones and John Goodfellow-Jones – 1092 Gardner Avenue – Ward 1
- (2) "A"320/12 – Ferndale Venture Ltd. – 775 Dundas Street East – Ward 3
- (3) "A"307/12 – Jocie, Sisiley and Amitha Mundenchira – 3480 Joan Drive – Ward 7

- (ii) Security of the property of the municipality or local board re:
Non Disclosure Agreement.
- (a) Pursuant to the *Municipal Act*, Section 239 (3.1)
 - (i) Educational Session - **Update on the Hurontario-Main Street Light Rail Transit Project.**

Carried

0187-2012 Moved by: C. Fonseca Seconded by: P. Mullin

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 Budget Committee meeting held on September 25, 2012 shall be closed to the public to deal with the following matters:

Pursuant to the *Municipal Act*, Section 239 (3.1)

- (i) Educational or Training Session – Operating Budget.

Carried

0188-2012 Moved by: G. Carlson Seconded by: S. McFadden

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened by the passing on July 29, 2012 of Expedito Caniedo former City of Mississauga employee;

AND WHEREAS Expedito had been with the City of Mississauga, Transportation and Works Department, MiWay for 6 years;

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of Members of Council and staff of the City of Mississauga, to his wife Julita and daughters Mae, Jayvee and Jean.

Carried

0189-2012 Moved by: K. Mahoney Seconded by: R. Starr

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened by the passing on July 23, 2012 of Bruce S. McLaughlin;

AND WHEREAS Bruce had an outstanding business career from coast to coast, he was the builder of Square One Shopping Centre, the constructor of the Mississauga City Core;

AND WHEREAS Bruce helped form the Mississauga Board of Trade, instigated the Mississauga Symphony Orchestra and led a Mississauga United Way Campaign;

AND WHEREAS Bruce was a mentor, leader, philanthropist, community activist and author;

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of Members of Council and staff of the City of Mississauga, to his wife Patricia, his children Laurel, Joanne, Stuart, Pamela and Julie and his grandchildren Quinn, Kendra, Colin, Mara, Calla, Aeron, Aiden, Elena, Silver, Storm and Melisande.

Carried

0190-2012 Moved by: J. Tovey Seconded by: P. Mullin

WHEREAS Resolution 0066-2012, adopted by Council on March 28, 2012 states that the Cawthra Community Centre be renamed the Carmen Corbasson Community Centre and that the dedication take place on December 3, 2012;

AND WHEREAS the Corbasson family has requested that the dedication of the Cawthra Community Centre take place on October 13, 2012;

NOW THEREFORE BE IT RESOLVED that the Cawthra Community Centre dedication take place on October 13, 2012 in honour of Councillor Corbasson.

Carried

0191-2012 Moved by: J. Tovey Seconded by: P. Mullin

WHEREAS at Council on July 4, 2012, the report dated June 21, 2012 from the Commissioner of Community Services regarding authority to negotiate the Disposal of a Portion of J.J. Plaus Park (P-109) adjacent to 31 Lakeshore Road East (Ward 1) was not received for information;

NOW THEREFORE BE IT RESOLVED THAT the report dated June 21, 2012 from the Commissioner of Community Services regarding authority to negotiate the Disposal of a Portion of J.J. Plaus Park (P-109) adjacent to 31 Lakeshore Road East (Ward 1) be received for information.

Carried

0192-2012 Moved by: B. Crombie Seconded by: R. Starr

That the tax adjustments outlined in Appendix 1 attached to the report dated August 24, 2012, from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 334, 357 & 358 of the *Municipal Act*, be adopted.

Carried

0193-2012 Moved by: S. McFadden Seconded by: G. Carlson

That the Report dated August 20, 2012, from the Commissioner of Planning and Building recommending approval of the application under File OZ 11/010 W10, Daniels LR Corporation, 5118 Winston Churchill Boulevard, southwest corner of Destination Drive and Winston Churchill Boulevard, 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 "RM9-Exception" (Horizontal Multiple Dwellings) to permit 149 two-storey and three-storey townhouse and stacked townhouse dwellings in accordance with the proposed zoning standards described in Appendix S-4, attached to the report dated August 20, 2012, from the Commissioner of Planning and Building, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
 - (b) In accordance with Council Resolution 152-98: "Prior to the passing of an implementing zoning by-law for residential development, the City of Mississauga shall be advised by the School Boards that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the School Boards for the subject 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

0194-2012 Moved by: J. Tovey

Seconded by: P. Mullin

WHEREAS on June 20, 2012, the Planning and Development Committee presented its tenth report to Council which included recommendation numbers PDC-0037-2012 to PDC-0040-2012;

AND WHEREAS recommendations PDC-0037-2012 to PDC-0040-2012 on the Planning and Development Committee's tenth report were approved at Council on June 20, 2012;

AND WHEREAS recommendation PDC-0039-2012 with respect to file OZ 08/009 W1 was incomplete on the Planning and Development Committee's tenth report as presented at Council on June 20, 2012;

AND WHEREAS the first paragraph of PDC-0039-2012 was inadvertently omitted from the Planning and Development Committee's tenth report and therefore PDC-0039-2012 did not reflect the entire recommendation approved at the Planning and Development Committee on June 11, 2012;

NOW THEREFORE BE IT RESOLVED:

That the Report dated May 22, 2012, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 08/009 W1, Centre City Capital Limited and William G. James, 91-93 & 99 Lakeshore Road East and 42 Port Street East, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Mainstreet Retail Commercial" to "Mainstreet Retail Commercial – Special Site" in conformity with the provisions outlined in Appendix S-3, be approved.
2. That the application to change the Zoning from "C4" (Mainstreet Commercial) to "C4-Exception" (Mainstreet Commercial) to permit 4 storeys of retail commercial/office, a 10 storey, 56 unit residential condominium apartment with street level retail commercial uses and the retention of Montgomery House be approved subject to the following conditions:
 - (a) That the permitted uses and development standards shall conform to those outlined in Appendices S-4 and S-5;

- (b) That the school accommodation condition as outlined in City of Mississauga Council Resolution 152-98, requiring that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the Peel District and Dufferin-Peel Separate School Boards, not apply to the subject lands;
 - (c) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
- 3. That in accordance with the provisions of Section 37 of the *Planning Act*, an agreement between Centre City Capital Limited, William G. James and the City shall be executed, in the event that the Official Plan Amendment and Zoning By-law Amendment as recommended are approved. The agreement shall be consistent with the recommendations contained in this report.
 - 4. In the event that Mississauga Official Plan (2011) comes into force and effect as it pertains to the subject lands, that Mississauga Official Plan (2011) be amended for these lands from "Mixed Use" to "Mixed Use – Special Site" consistent with the provisions outlined in Appendix S-3.
 - 5. 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.
 - 6. That the following correspondences be received:
 - (a) Email dated June 10, 2012 from Helen Shuttleworth, Resident
 - (b) Email and letter dated June 8, 2012 from Denise Baker, Townsend and Associates
- File: OZ 08/009 W1

Carried

~~0195-2012~~ Moved by: ~~N. Iannicca~~ Seconded by: ~~K. Mahoney~~

WHEREAS at the Planning and Development Committee meeting held on June 11, 2012 the committee approved five (5) recommendations to be presented at Council;

AND WHEREAS on June 20, 2012, the Planning and Development Committee presented its tenth report to Council which included recommendation numbers PDC-0037-2012 to PDC-0040-2012;

AND WHEREAS these recommendations were approved at Council on June 20, 2012;

AND WHEREAS the recommendation made at the Planning and Development Committee meeting pertaining to item four (4) on the Agenda associated with file OZ 07/022 W7 was inadvertently omitted from the Planning and Development Committee Report to Council;

NOW THEREFORE BE IT RESOLVED:

That the Report dated May 22, 2012, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/022 W7, 675553 Ontario Inc. (Viewmark Homes), 90, 100 and 110 Dundas Street West, south side of Dundas Street West, east side of Confederation Parkway, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Mainstreet Retail Commercial – Special Site 12" to "Mainstreet Retail Commercial – Special Site", "Residential Medium Density II – Special Site" and "Residential High Density I – Special Site", to permit 117 townhouse dwellings and 23 mainstreet retail commercial live/work units and to identify a block for future Residential High Density development, be approved.
2. That the application to change the Zoning from "C4-8" (Mainstreet Retail Commercial) to "H-C4-Exception" (Mainstreet Retail Commercial), "H-RM6-Exception" (Townhouses on a CEC-Private Road) and "D" (Development) to permit 117 townhouse dwellings, 23 mainstreet retail commercial live/work units and to identify a block for future development in accordance with the proposed standards described in this report, be approved subject to the following conditions:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development;
 - (b) That satisfactory arrangements be made with the applicant regarding the acquisition of 110 Dundas Street for incorporation into the development plan.

3. That the "H" Holding provision is to be removed from the whole or any part of the lands zoned "H-C4-Exception" (Mainstreet Retail Commercial) and/or "H-RM6-Exception" (Townhouses on a CEC-Private Road), by further amendment, upon satisfaction of the following requirements:
 - (a) delivery of an executed Development Agreement in a form and on terms satisfactory to the City addressing and agreeing to the installation or placement of all required municipal boulevard works, including the provision of required securities, the implementation of requirements/conditions prior to Site Plan approval, warning clauses, phasing and development provisions and such other provisions the City may require in relation to the proposed development;
 - (b) Submission of a Functional Servicing Report and waste collection facility design to the satisfaction of the City of Mississauga and the Region of Peel;
 - (c) Submission of satisfactory Grading and Servicing drawings, including appropriate cross-sections to clearly demonstrate the feasibility of grading to city standards and specifications;
 - (d) Submission of original Environmental Site Assessments, Record of Site Condition and Letter of Reliance for final review and approval, and the completion of any recommended remediation undertakings;
 - (e) Submission of a satisfactory Streetscape Plan for the Dundas Street West and Confederation Parkway frontages of the site, including municipal services, street tree plantings and other landscape features, supported by an underground composite Utility Plan based on the physical locates of all existing utilities/services within the municipal boulevard;
 - (f) Enter into the appropriate agreements with the City of Mississauga and the Region of Peel and establish the necessary reciprocal easements for any shared services and facilities associated with the future condominium development;
 - (g) Gratuitous dedication to the City of Mississauga of right-of-way widenings along the south side of Dundas Street West, the east side of Confederation Parkway, and the north side of King Street West;

- (h) The provision of securities to the satisfaction of the City of Mississauga to guarantee the installation of air conditioning units and special acoustical building measures in accordance with the approved Noise Report;
 - (i) The provision of all required public easements to the City of Mississauga for vehicular, pedestrian, cycling and servicing, including the provision of related securities, fees and provisions;
 - (j) The City of Mississauga shall be advised by the School Boards that satisfactory arrangements regarding the adequate provision and distribution of educational facilities have been made between the developer/applicant and the School Boards for the subject development.
4. 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 36 months of the Council decision.
 5. That City Council direct Legal Services and representatives from the appropriate City Departments to attend any Ontario Municipal Board proceedings which may take place in connection with these applications, in support of the recommendations outlined in the report dated May 22, 2012.
 6. That City Council provide the Planning and Building Department with the authority to instruct Legal Services staff on any modifications deemed necessary, where required, through the Ontario Municipal Board Hearing process.

Carried

0196-2012 Moved by: R. Starr

Seconded by: B. Crombie

WHEREAS the Forum for Young Canadians is seeking a student representative to represent their community in one of four upcoming forums;

AND WHEREAS Kevin Michael, Chairperson of the Mississauga Youth Advisory Committee (MYAC) is appropriate to attend the Forum for Young Canadians as a representative of MYAC from March 17 to 22, 2013 in Ottawa;

AND WHEREAS the Board of Directors of MYAC approve covering all costs, approximately \$900, through the MYAC budget;

NOW THEREFORE BE IT RESOLVED THAT Kevin Michael, Chairperson of the Mississauga Youth Advisory Committee will attend the Forum for Young Canadians in Ottawa from March 17 to 22, 2013; AND THAT the Board of Directors of the Mississauga Youth Advisory Committee approved covering all costs through MYAC budget for the Forum for Young Canadians.

Carried

0197-2012 Moved by: N. Iannicca Seconded by: K. Mahoney

The letter dated August 15, 2012, from George Thelwell, licensed paralegal be received and referred to the Transportation and Works Department for a report back to a future General Committee meeting.

Carried

0198-2012 Moved by: K. Mahoney Seconded by: N. Iannicca

That the letter dated July 18, 2012 from Monte McNaughton, MPP, be received for information.

Carried

0199-2012 Moved by: B. Crombie Seconded by: C. Fonseca

WHEREAS on October 25, 2011, the Minister of Public Safety introduced Bill C-19, An Act to amend the Criminal Code and *Fire Arms Act* (ending the *Long-Gun Registry Act*) and requiring the destruction of the existing information;

AND WHEREAS the Peel Regional Police among many other agencies and organizations as well as individual citizens believe that the long-gun registry is an important tool in preserving the safety of citizens and officers in their day to day duties;

AND WHEREAS the Council of the City of Mississauga adopted a resolution on December 14, 2011 requesting that the Federal government to reconsider the proposed legislation or at a minimum permit the provinces to retain the information currently in the registration data base. That a letter be sent to the Prime Minister transmitting this resolution with copies to the MPs and requesting them to support and response from them as to the action they are prepared to take on this issue”;

AND WHEREAS the City of Toronto has offered legal support to the Barbara Schlifer Legal Clinic to seek an injunction to prevent the federal government from destroying data collected by the long-gun registry;
NOW THEREFORE BE IT RESOLVED THAT the City of Mississauga support the Barbara Schlifer Legal Clinic to preserve the data already collected by the long-gun registry and to prevent its destruction.

Carried

0200-2012 Moved by: R. Starr

Seconded by: N. Iannicca

WHEREAS the Towing Industry Committee Report, dated June 18, 2012 stated the following:

TIAC-0014-2012: The Towing Industry Advisory Committee ("TIAC") recommends an immediate moratorium be placed on the issuance of any new tow truck and driver's licenses issued by the City of Mississauga pending a review of Tow Truck Licensing By-law 521-04 as amended, and the by-law be amended to include more stringent licensing requirements.

AND WHEREAS Council passed the TIAC recommendation at its meeting on July 4, 2012 and put into effect an immediate moratorium against the issuance of Tow Truck Plates and Tow Truck Driver Licenses to allow staff the opportunity to bring forward recommended changes to the Tow Truck By-law 521-04;

AND WHEREAS due to the moratorium on issuing Tow Truck Plates and Tow Truck Driver Licenses, problems have occurred in the Tow Industry and as a result, Tow Truck companies in possession of a Tow Truck License issued by the City of Mississauga are not able to fully operate;

AND WHEREAS the Tow Truck companies have had a loss of licensed drivers and are unable to operate all licensed trucks. This has resulted in a risk to business for a number of tow truck companies while other companies, such as CAA are struggling with the lack of drivers and the constant demand to keep their trucks on the road 24/7 to provide adequate service to meet the demands of their customers;

NOW THEREFORE LET IT BE RESOLVED THAT

The following amendments be made to the Tow Truck Plates and Tow Truck Driver Licensing moratorium to alleviate some of the concerns being raised by the Towing Industry:

- A) Tow Truck companies specifically identify the tow truck driver shortages, specify the truck information for which they require a driver and provide the justification for the request for a new driver, subject to the approval of the Commissioner, Transportation and Works Department or their designate.
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- B) A new tow truck driver application must be accompanied by a current clear criminal record search in order to be exempt from the Tow Truck Plates and Tow Truck Driver Licensing moratorium.
- C) A new tow truck driver applicant must possess a valid driver's licence and present a current driver's abstract showing three demerit points or less in order to be exempt from the Tow Truck Plates and Tow Truck Driver Licensing moratorium.

Carried

14. BY-LAWS

- 0170-2012 A by-law to designate the Long Branch Indoor Rifle Range located at 1300A Lakeshore Road East and Hydro Road Registered Plan 43R-34702 as being of cultural heritage value or interest (Ward 1).
- 0171-2012 A by-law to establish certain lands as part of the municipal highway system for Register Plan 43M-1544 to be known as Prologis Boulevard (in the vicinity of Hurontario Street and Courtneypark Drive West) (Ward 5).
- 0172-2012 A by-law to authorize the execution of a Memorandum of Agreement between The Corporation of the City of Mississauga and Avion Motel Limited for the purpose of creating a driveway on a portion of the City owned land at 6375 Airport Road and granting an easement in favour of the adjoining property known as 6355 Airport Road owned by Avion Motel Limited for vehicular access on said driveway (Ward 5).
- 0173-2012 A by-law to appoint members of the Board of Management for the Port Credit Business Improvement Area and to repeal By-law 0005-2011, as amended for a term of office to expire on the 30th day of November 2014 (Ward1).
- 0174-2012 A by-law to establish certain lands as part of the municipal highway system for Register Plan 43R-33929 to be known as part of Eglinton Avenue West, part of Little Creek Road, part of Four Springs Avenue (in the vicinity of Hurontario Street and Eglinton Avenue West) (Ward 5).
- 0175-2012 A by-law to authorize the execution of a Development Agreement between Daniels LR Corporation and The Corporation of the City of Mississauga, southwest corner of Destination Drive and Winston Churchill Boulevard Applicant and Owner: Daniels LR Corporation (OZ11/010 W10) (Ward 10).

Corporate Report R-2

0176-2012 A by-law to amend By-law 0225-2007, as amended , for the proposed rezoning application under file OZ 11/010 W10, Daniels LR Corporation southwest corner of Destination Drive and Winston Churchill Boulevard (Ward 10).

Corporate Report R-2

0177-2012 A by-law to authorize the execution of a Development Agreement between Heartland (Seven) Limited and The Corporation of the City of Mississauga, west side of Hurontario Street, north of Highway 401 Applicant: Goldberg Group and Owner: Heartland (Seven) Limited (OZ 11/010 W10) (Ward 5).

PDC-0026-2012/April 2, 2012

0178-2012 A by-law to amend By-law 0225-2007, as amended , for the proposed rezoning application under file OZ 10/009 W5, Applicant: Barry Ditto, Goldberg Group and Owner: Heartland (Seven) Limited, west side of Hurontario Street, north of Highway 401(Ward 5).

PDC-0026-2012/April 2, 2012

0179-2012 A by-law to authorize the execution of a Development Agreement and Acknowledgment Agreement and other related documents between Vandyk-Windows on the Green Limited and The Corporation of the City of Mississauga and The Regional Municipality of Peel (OZ 10/015 W8) (Ward 8).

PDC-0041-2011/September 6, 2011

0180-2012 A by-law to Adopt Mississauga Plan (Official Plan) Amendment No. 129 specifically west side of Erin Mills Parkway, south of South Millway Owner: Vandyk-Windows on the Green Limited and Applicant: Weston Consulting (Ward 8).

PDC-0041-2011/September 6, 2011

0181-2012 A by-law to amend By-law 0225-2007, as amended , for the proposed rezoning application under file OZ 10/015 W8, Owner: Vandyk-Windows on the Green Limited and Applicant: Weston Consulting west side of Erin Mills Parkway, south of South Millway (Ward 8).

PDC-0041-2011/September 6, 2011

0182-2012 A by-law to designate the Trinity Wesleyan Methodist Cemetery located at 1520 Britannia Road East as being of cultural heritage value or interest (Ward 5).

Resolution 0224-2006/October 11, 2006

0183-2012 A by-law to confirm the Delegation of Authority to execute agreements under the Placing Advertisement with the City Corporate Policy 03-09-01.

Resolution 0184-2010/August 4, 2010

0184-2012 A by-law to restrict passage along a portion of City Centre Drive registered plan 43R-13993 City Centre Drive located between Living Arts Drive and Duke of York Boulevard (in the vicinity of Burnhamthorpe Road West and Duke of York Boulevard) (Ward 4).

GC-0475-2012/ June 27, 2012

0185-2012 A by-law to authorize the execution of a Memorandum of Understanding regarding enrolment in the Institute for Canadian Citizenship's Cultural Access Program

GC-0582-2012/ September 5, 2012

0186-2012 A by-law to amend By-law No. 555-2000 as amended being the Traffic By-law to amend Schedule 1, Schedule 3 and Schedule 31 Three hour limit exemption, No parking and Driveway Boulevard Parking-curb to sidewalk (Wards 2, 9, 10, 11).

GC-0583-2012 to 0588-2012/September 5, 2012

0187-2012 A by-law to authorize the execution of an Agreement between the City of Mississauga and the Canadian Pacific Railway Company.

GC-0590-2012/September 5, 2012

0188-2012 A by-law to amend By-law No. 555-2000 as amended being the Traffic By-law to amend Schedule 8A Off-Street Permit Parking (Wards 5).

GC-0485-2012/June 27, 2012

15. OTHER BUSINESS**(a) Re-enactment of War 1812**

Councillor Carlson spoke to the upcoming event of the re-enactment of the War of 1812 in Streetsville.

(b) Mississauga Symphony Orchestra

Councillor Fonseca spoke to the upcoming event Mississauga Symphony Orchestra's annual used book sale.

(c) Walk of Fame

Councillor Tovey thanked staff for a well organized event of the Walk of Fame and spoke to upcoming events in Ward 1.

(d) Redevelopment in Cooksville

Councillor Iannicca spoke to the many developments that are coming to Cooksville.

(e) Events

Councillor Mahoney spoke to the upcoming events in Ward 8 and reminded residents of the 30th Anniversary of the Meadowvale Community Centre in Ward 9.

(f) Mississauga Meadowvale Rotary Family Day

Councillor McFadden spoke to the upcoming event of the Mississauga Meadowvale Rotary Family Day.

(g) Events

Councillor Crombie spoke to the upcoming events in Ward 5.

(h) Highway Interchanges

Mayor McCallion indicated that the Ministry of Transportation are leaving their highway interchanges naturally and the City of Mississauga will maintain their portion of the property. If residents have complaints they will need to contact the Province of Ontario.

16. INQUIRIES**(a) Traffic Studies**

Councillor Tovey enquired if another traffic study would be done if schools were to add portables. Martin Powell, Commissioner of Transportation and Works indicated that it would depend on the type of planning application that they bring forward. Ed Sajecki, Commissioner of Planning and Building indicated that he would report back to Councillor Tovey on the issue.

17. NOTICE OF MOTION

- M-1 To direct the City Solicitor to seek leave to intervene in support of the Barbara Schlifer Clinic's motion for an injunction to provide the City of Toronto perspective on the importance of why the Federal and Provincial government's long-gun registry data should not be destroyed.

Councillor Crombie provided information on the Barbara Schlier Clinic's motion indicating that the City of Toronto had passed a motion allowing the City of Toronto intervening status to attend the Court date and is asking City Council to do the same. Mayor McCallion raised concerns on the motion for intervening and supporting the Barbara Schlifer Clinic's motion and further indicated that this is an issue for the Province of Ontario to deal with and that this would take a significant amount of staff time that the City of Mississauga cannot afford.

Mary Ellen Bench, City Solicitor indicated that this project would take a significant amount of staff time and indicated that the Court has placed many restrictions on the motion that is being brought forward. Councillor Crombie then proposed a amended motion to indicate that the City of Mississauga support the Barbara Schlier Clinic's motion to preserve the data already collected by the Long-Gun registry and to prevent its destruction.

Resolution 0199-2012

- M-2 To amend the City of Mississauga Tow Truck By-law 521-04 identifying tow truck driver shortages, a new tow truck driver application must be accompanied by a clear criminal record search, a clear driver's abstract and that a tow truck driver's licence would be issued with strict conditions and limited to specific tow truck and tow truck companies.
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Councillor Starr provided background information of the Towing Industry Advisory Committee's recommendation to put a moratorium on the issuance of any new tow truck driver's licences and indicated that staff did not foresee a risk in business for the tow truck industry and that is why the amendment is being sought to alleviate some of the concerns raised by the tow truck industry.

Resolution 0200-2012

18. CLOSED SESSION

Pursuant to Resolution 0186-2012, Council moved into Closed Session at 12:24 p.m. Council moved out of closed session at 1:56 p.m. The following resolutions were passed pursuant to the Closed Session:

- (ii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Committee of Adjustment Appeals:**

- (1) **"B"039/12, "A"268/12 and "A"269/12 – Gregory Blair Jones and John Goodfellow-Jones – 1092 Gardner Avenue – Ward 1;**

Councillor Tovey provided background information of the property at 1092 Gardner Avenue.

0203-2012 Moved by: J. Tovey

Seconded by: N. Iannicca

That the report of the City Solicitor dated August 29, 2012 entitled "B"039/12, "A" 268/12 and "A"269/12 – Gregory Jones and John Goodfellow-Jones – 1092 Gardner Avenue – Ward 1, be received for information.

Carried

- (2) **"A"320/12 – Ferndale Venture Ltd. – 775 Dundas Street East – Ward 3**

Councillor Fonseca requested that the matter of "A"320/12 – Ferndale Venture Ltd. – 775 Dundas Street East – Ward 3 be deferred to the next meeting.

0202-2012 Moved by: C. Fonseca

Seconded by: B. Crombie

That the report of the City Solicitor dated August 29, 2012 entitled "A"320/12 – Ferndale Venture Ltd. – 775 Dundas Street East – Ward 3 be deferred to the next meeting.

Carried

(3) "A"307/12 – Jocie, Sisiley and Amitha Mundenchira –
3480 Joan Drive – Ward 7

There was no discussion regarding this matter.

0201-2012 Moved by: N. Iannicca

Seconded by: J. Tovey

That Legal Services be instructed to SUPPORT the decision of the Committee of Adjustment (File No. "A"307/12 with respect to Jocie, Sisily and Amitha Mundenchira – 3480 Joan Drive – Ward 7) and to attend before the Ontario Municipal Board along with any necessary staff and/or consultants to represent the City of Mississauga.

Carried

- (ii) Security of the property of the municipality or local board re: **Non Disclosure Agreement.**

Janice Baker, City Manager and CAO provided highlights of the report.

0204-2012 Moved by: J. Tovey

Seconded by: N. Iannicca

1. That the report of the City Manager dated September 6, 2012 entitled "Non Disclosure Agreement" be received for information.
2. That a by-law be enacted to authorize the City Manager to execute a Non Disclosure Agreement for The Corporation of the City of Mississauga to participate, along with other parties in discussions for a new life sciences facility and operation together with all ancillary documents as may be required, in a form satisfactory to Legal Services.

Carried

- (b) Pursuant to the *Municipal Act*, Section 239 (3.1)
- (i) **Educational Session - Update on the Hurontario-Main Street Light Rail Transit Project.**

Alan Jones, Director and Ashley Curtis, Associate of Steers Davies Gleave and Trevor Brenham, Project Manager, SNC Lavalin provided an update on the Hurontario- Main Street Rail Transit Project. Members of Council posed questions regarding the Hurontario-Main Street Light Rail Transit (LRT) Project. Mr. Jones, Geoff Wright, Director of Transportation Project Office, Matthew Williams, LRT Project Manager and Janice Baker, City Manager and CAO responded to the questions

0205-2012 Moved by: N. Iannicca Seconded by: K. Mahoney

That the presentation on the Hurontario Main Street Light Rail Transit Project (Verbal) be received for information.

Carried

BY-LAW (AS A RESULT OF CLOSED SESSION)

0189-2012 A by-law to authorize the execution of a Multi-Party Non Disclosure Agreement for the Corporation of the City of Mississauga to participate along with other parties in the discussions regarding a new life sciences facility and operation with all ancillary documents.

Resolution 0204-2012/September 12, 2012

19. CONFIRMATORY BY-LAW

0190-2012 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on September 12, 2012.

20. ADJOURNMENT-1:59 p.m.

MAYOR

CLERK