

Approved: March 7, 2012



Minutes

SESSION 3

THE COUNCIL OF

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

WEDNESDAY, February 22, 2012 – 9:07 A.M.

PRESENT:

Mayor Hazel McCallion	
Councillor Jim Tovey	Ward 1
Councillor Pat Mullin	Ward 2
Councillor Chris Fonseca	Ward 3
Councillor Frank Dale	Ward 4
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 10:43 am)
Councillor Sue McFadden	Ward 10
Councillor George Carlson	Ward 11

STAFF:

- Janice Baker, City Manager and Chief Administrative Officer
- Brenda Breault, Commissioner of Corporate Services and Treasurer
- Susan Burt, Acting Commissioner of Community Services
- Wendy Alexander, 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

1. CALL TO ORDER

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

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST

- (a) Councillor Pat Mullin declared a conflict with respect to recommendation PDC-0014-2012, from Planning and Development Report 3-2012, indicating that she is a member of the Health Club that is located on the property.
- (b) Councillor Bonnie Crombie declared a conflict with respect to General Committee Report 4-2012, indicating that her husband does business with the St. Michael Majors. She also declared a conflict on Cecil Young's deputation on the Election Campaign Finance Committee Hearing as she was the candidate referred to in the compliance audit for request

3. MINUTES OF PREVIOUS COUNCIL MEETINGSVerbal Motion

Moved by: N. Iannicca

Seconded by: R. Starr

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

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

Moved by: S. McFadden

Seconded by: G. Carlson

That the agenda of February 22, 2012 be approved as amended:

(a) Amalgamated Transit Union Local 1572

Letter dated February 16, 2012, from the President and Business Agent of the Amalgamated Transit Union Local 1572 in support of Mississauga Fire Fighters' Association objection to placement of cell towers on fire station properties and request that the City carefully consider placements for towers on City properties or withhold the decision altogether until the health effects are known.

Information Item I-7

(b) International Association of Machinists and Aerospace Workers District Lodge No. 78

Letter dated February 17, 2012, from the Business representative of the International Association of Machinists and Aerospace Workers District Lodge No. 78 in support of Mississauga Fire Fighters' Association objection to placement of cell towers on fire station properties and request that the City carefully consider placements for towers on City properties or withhold the decision altogether until the health effects are known.

Information Item I-8

(c) Corporate Report Purchase of land and Grants of Easements from Her Majesty the Queen in Right of Ontario for the Bus Rapid Transit Project (Wards 3, 4 and 5), dated February 10, 2012, from Commissioner of Corporate Services and Treasurer.

Appendix 1 was replaced with the appropriate map.

Corporate Report R-2

(d) Corporate Report Tax Adjustments Pursuant to Sections 334, 357 and 358 of the *Municipal Act*, dated February 7, 2012, from Commissioner of Corporate Services and Treasurer.

The matter of 7929 05-06-0-129-10515-000, 2183 Shawanaga Trail was deferred.

(e) Planning and Development Report dated February 13, 2012

Councillor Nando Iannicca proposed amendment to Planning and Development Report 3-2012 recommendation PDC 0014-2012.

(f) Housekeeping

D-2 Memorandum dated February 16, 2012, from the City Clerk clarifying an error in the approved minutes of December 14, 2011.

Carried

5. PRESENTATIONS(a) 2011 Corporate Awards of Excellence

Janice Baker, City Manager, Members of Council and the Leadership Team presented the 2011 Corporate Awards of Excellence to the following recipients:

1. Customer Service Award

The Customer Service Award will be given to an individual or team who has consistently "gone the extra mile" to earn the respect, support and appreciation of their customers.

Recipients: Malton Parks Team

David Warden, Stuart Young, Arthur Carr, Colin Johnston, Nazario Lemos, David Ellsmere, Gordon McCann, Andrea Stesky, Stephanie Slack, Kristen Montague, Rebecca Hopkins, Siobhan O'Connell, Adrienne Parsons, Eric Hitchen, Domenic Barcellona, Michael Sousa, Anthony Alfano, Charles Johnson, Michael Brown, Belinda Talsma, Shane Diodati, Brenda-Lee Albrethsen, Susan Eglit, Jane Maffrett, Stephanie Di Iorio, Bruce Haley

2. Continuous Improvement Award

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

Recipients: Hansen Activity Timesheet - Parks (HAT-P) – Parks to Hansen Mobile Solution

Susan Petri, Adnan Abbasi, Shamir Daredia, Michael Wilson, Lily Lam, Waldemar Sadkiewicz, Dan Pitu, Matthias Wong, Edward Siu, Ricky Lau, Vandana Waghela, Helen Chin-Donofrio, Manjit Raja, James Lin, Jody Barber, Barbara Webster, Paul Ariganello, Ronald Kremer, Joseph Bianchi, Prabhjot Dhami, Frank Lee, Janet Hanlon, Kristopher Pe Benito, Denis Bacon, Amber Griffin, Andrew Lapensee, Arienne Thompson, Brenda-Lee Albrethsen, Charles Johnson, Christopher Cunliffe, Luigi Mansueto, Ivan Dias, Jason Bertrand, Mary George, Nadia Blackburn, Patricia Pickford, Richard Hurren, Robert Corn, Ryan Morrison, Todd Inouye, Wendy Grant, Andrew Wickens, Stuart Young, Frank Buckley, Denise Mahoney, John Miller, David Warden, Jeffrey Cunningham, Gianni D'Ovidio, Joseph Doherty, Cliff Towers

3. Brenda Sakauye Environment Award

The Brenda Sakauye Environment award will be given to an individual or team who has made an innovative or significant environmental contribution which advanced the City of Mississauga's Strategic Plan 'Living Green' pillar for change. This individual or team: shows dedication and passion for the environment; brings creativity to the development and implementation of environmental initiatives; inspires others; and demonstrates an understanding of the importance of a healthy environment.

Recipients: O'Connor Park Development Project Team

Irina Polo, Denis Bacon, Anne Farrell, Frank Muller, John Miller, Stefan Szczepanski

4. Leadership and Empowerment Award

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

Recipient:

Ken Owen, Director Facilities & Property Management

5. **Team Effectiveness Award**

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

**Recipients: Mississauga Celebration Square Official Opening
– June 22, 2011**

Sandra Desrochers, Ivana Di Millo, Crystal Greer, Laura Piette, Ken Owen, Shawn Slack, Paul Damaso, Ben De Santis, Sonja Banic, Marie Fitzpatrick-Hall, Lisa Abbott, Dan Vasey, Richard Stone, Tony Biagi, Randall Jamieson, Gianni D'Ovidio, Larry Tyndall, Susan Legge

6. **Partnership Award**

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

Recipients: MiWay Student Ambassador Program (In partnership with Mississauga Secondary School Administrators)
Patricia Runzer, William Lee, John Gramozis, Justin Agius, Sharon Pratt, Rochard Beharry

7. **Kirk French Spirit Award**

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

Recipient:

Lori-anne Bonham, Landscape Architect, Planning, Development & Business Services

8. **City Manager's Award**

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

Recipients: Infrastructure Stimulus Fund (ISF) and Recreational Infrastructure Canada (RIInC) Core Project Team
Kenneth Owen, Raj Sheth, Jayne Holmes, Fernando Moraes, Lalita Goray, Rajiv Chugh, Wojciech Gurak, Michael Bowles, Saverna Jeffrey, Gail Curran, Walter Rossi, Bruce Carr, Lori Kelly, Gary Kent, Melissa Slupik, Linda Creighton, Mary Ellen Bench, Elizabeth Waight, Melissa McGugan, Patricia Elliott-Spencer, Donna Herridge, Patti Laurie, Bruce Graham, Ivana Di Millo, Sandra Desrochers, Ben De Santis, Laura Piette, Randall Jamieson, Chris Katotikidis, Kimberly Reck, Dorothy Mansfield, John Rydzewski, Cindy Buchinski, Joseph Pitushka, Ezio Savini, Dagmar Breuer, Zeljko Subic, Kenneth Truong, Sandy Durbano, Scott W. Anderson, Robert Levesque, Steven Freitas

Received

(b) City of Mississauga's 2011 United Way Employee Campaign

Lisa Christie and Ashleigh Cleva, co-chairs of the 2011 United Way Employee Campaign presented a cheque to the United Way of Peel Region and Corporate campaign donors were recognized.

Shelly White, President and Chief Executive Officer of United Way of Peel thanked the Mayor and Members of Council and all City of Mississauga staff for contributing to the United Way of Peel Region. The money raised contributed to connecting, engaging and caring for all residents in Mississauga and Peel Region.

Mayor and Members of Council congratulated the United Way team on all their hard work and to all the donors for their contributions.

Received

6. DEPUTATIONS

(a) Tax Adjustments

There were no persons in attendance who wish to address Council re: **Tax Adjustments pursuant to Sections 334, 357 and 358 of the *Municipal Act***.

Corporate Report R-1

(b) Closure of the Ministry of Transportation Peel District Enforcement Office

Edie Strachan, President OPSEU Local 506 indicated that the closure of the Ministry of Transportation (MTO) Peel District Enforcement office has caused a safety hazard on the roads in Peel Region due to a lack of enforcement. Ms. Strachan stated that she did not agree with the MTO and MPP Linda Jeffrey who indicated that this would not compromise road safety and would be a cost saving initiative.

Councillors Mullin, Crombie and Starr expressed concerns on the cost of having MTO officers travel to the Peel Region from other regions and inquired whether Peel Region was the only region to lose their office considering this region has the busiest highways.

Edie Strachan indicated that the Region of Waterloo had their offices closed as well.

The Mayor and Members of Council thanked Ms. Strachan for her deputation and referred it to the Movements of Good Committee at the Region of Peel.

Received

(c) Election Campaign Finance Committee Hearing

Cecil Young, Ward 8 resident indicated to Council that at the Election Campaign Finance Committee hearing on February 7, 2012 he was denied his right to speak and represent himself during the meeting. He asked that Council restore his rights and reconvene another Election Campaign Finance Committee hearing where he could present his argument.

Mary Ellen Bench, City Solicitor indicated that Council has no authority to interfere with any matters dealing with the *Municipal Elections Act* and Mr. Young was advised of the next step in the process.

7. PUBLIC QUESTION PERIOD – 15 Minute Limit - Nil

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

8. CORPORATE REPORTS

- R-1 Report dated February 7, 2012, from Commissioner of Corporate Services and Treasurer re: **Tax Adjustments Pursuant to Sections 334, 357 and 358 of the *Municipal Act*.**

Recommendation:

That the tax adjustments outlined in Appendix 1 attached to the report dated February 7, 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 0031-2012

- R-2 Report dated February 10, 2012, from Commissioner of Corporate Services and Treasurer re: **Purchase of land and Grants of Easements from Her Majesty the Queen in Right of Ontario for the Bus Rapid Transit Project (Wards 3, 4 and 5)**

Recommendation:

1. That Council enact by-laws authorizing the Commissioner of Transportation and Works and the City Clerk to execute Agreements of Purchase and Sale, and all documents ancillary thereto, between Ontario Infrastructure and Lands Corporation, acting as agent on behalf of Her Majesty the Queen, in Right of Ontario, as represented by the Minister of Infrastructure ("OILC") as Vendor and The Corporation of the City of Mississauga as Purchaser, for the acquisition of the following vacant lands, as required in connection with the Bus Rapid Transit ("BRT") Project:
 - a) containing a total area of approximately 364.7 square metres (0.09 acres) at a purchase price of \$46,470 plus HST. The lands are legally described as Part of Lot 9, Concession 2 NDS, City of Mississauga identified as Parts 8 to 18 on Reference Plan 43R-33931, in the City of Mississauga, Regional Municipality of Peel, in Ward 3;

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- b) containing a total area of approximately 13,077.80 square metres (3.23 acres) at a purchase price of \$1,666,290 plus HST. The lands are legally described as Part of Lot 7, Concession 2 NDS, City of Mississauga identified as Parts 1 to 4 on Reference Plan 43R-33867, in the City of Mississauga, Regional Municipality of Peel, in Ward 3;
 - c) containing a total area of approximately 8,974.10 square metres (2.22 acres) at a purchase price of \$1,143,420 plus HST. The lands are legally described as Part of Lot 8, Concession 2 NDS, City of Mississauga identified as Parts 15 to 25 on Reference Plan 43R-33868, in the City of Mississauga, Regional Municipality of Peel, in Ward 3.
2. That Council enact by-laws authorizing the Commissioner of Transportation and Works and the City Clerk to execute Grant of Easement Agreements, and all documents ancillary thereto, between Ontario Infrastructure and Lands Corporation, acting as agent on behalf of Her Majesty the Queen, in Right of Ontario, as represented by the Minister of Infrastructure ("OILC") as Transferor and The Corporation of the City of Mississauga as Transferee, for the acquisition of the following non-exclusive rights, interests and easements in gross as required in connection with the BRT Project:
- a) for the purpose of the BRT guideway and stations, passenger pickup and drop off facilities, one sanitary holding tank and connecting 100 mm sanitary pipe to the adjacent station building, a 975 mm. and a 1050 mm. storm water pipe, 150 fire hydrant lateral, fire hydrant and 25 mm. copper water service, all at nominal consideration. The affected lands are legally described as Part of Lots 3 to 13 and part of the road allowance between Lots 10 and 11, Concession 2, NDS, City of Mississauga identified as Parts 28 to 39, 56, 59 and 89 to 93 on Reference Plan 43R-33870, as Parts 69 to 73, 75, 77, 78 and 123 on Reference Plan 43R-33867, Parts 26 to 30 on Reference Plan 43R-33868, as Parts 1 to 3 and 19 to 22 on Reference Plan 43R-33931 and Parts 5 and 14 on Reference Plan 43R-33853 and as Block 9, 43M-584, identified as Parts 1 to 41 on Reference Plan 43R-34254 and as Parts 1 and 2 on Reference Plan 43R-34255;

- b) for the purpose of a passenger drop off area, at a purchase price of \$252,710 plus HST. The affected lands are legally described as Part of Lot 8, Concession 2, NDS, City of Mississauga identified as Parts 1 to 14 on Reference Plan 43R-33868;
- c) for the purpose of an access driveway, at a purchase price of \$463,930 plus HST. The affected lands are legally described as Parts of Lots 6 and 7, Concession 2, NDS, City of Mississauga identified as Parts 5 to 22, 24, 25, 31 and 33 on Reference Plan 43R-33867;
- d) for the purpose of an access driveway, at a purchase price of \$354,140 plus HST. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 1 to 7, 9, 65 to 66, 74, 76, 77, 79 to 80, 82, 83 and 99 on Reference Plan 43R-33870;
- e) for the purpose of an access driveway, at a purchase price of \$189,790 plus HST. The affected lands are legally described as Part of Lot 3, Concession 2, NDS, City of Mississauga identified as Parts 40 to 55 on Reference Plan 43R-33870;
- f) for the purpose of a 250 mm sanitary pipe and 1200 mm maintenance holes, at a purchase price of \$75,700 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 13 to 17, 23, 24, 26, 28, 51 to 54, 56 to 58, 63, 64, 95, 109 and 110 on Reference Plan 43R-33867;
- g) for the purpose of storm sewer pipes and maintenance holes, at a purchase price of \$157,550 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 82 to 109 on Reference Plan 43R-33867;
- h) for the purpose of an 1800 mm storm sewer pipe, catchbasins and leads, at a purchase price of \$83,620 plus HST. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 58, 60 to 65, 72, 73, 81, 83 to 88 and 98 on Reference Plan 43R-33870;

- i) for the purpose of a pedestrian walkway, at a purchase price of \$69,160 plus HST. The affected lands are legally described as Part of Lot 5, Concession 6, NDS, City of Mississauga identified as Parts 38 to 43, 47 to 54, 58, 60 and 117 to 122 on Reference Plan 43R-33867;
 - j) for the purpose of a 38 mm copper domestic water service and a 150 mm fire hydrant lateral and fire hydrant, at a purchase price of \$25,215 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 67, 111, 113, 115 and 120 to 123 on Reference Plan 43R-33867.
3. That Council authorize payment of funds to Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure ("OILC"), and approve and execute all agreements, documents and applications otherwise required in connection with the purchase of a non-exclusive right, interest and permanent easement as required in connection with the BRT Project for the benefit of Enersource Hydro Mississauga Inc., at a purchase price of \$23,730 plus HST and for the purpose of hydro poles, guy wires, aerial hydro distribution lines and concrete encased duct banks containing hydro distribution lines. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 11 to 19, 29 and 34 on Reference Plan 43R-33870;
4. That Council authorize payment of funds for Land Transfer Taxes and Registration costs to be incurred in connection with the registration of the various easements, and approve and execute all agreements, documents and applications otherwise required in connection with the purchase of the easements on behalf of Enersource Hydro Mississauga Inc.

Resolution 0032-2012

- R-3 Report dated February 13, 2012, from Commissioner of Corporate Services and Treasurer re: **Delegation of Regional Tax Ratio Setting Authority for 2012.**

Recommendation:

1. That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to Mississauga, Brampton and Caledon, in accordance with section 310 of The *Municipal Act, 2011, S.O. 2001, c.25* for the 2012 property tax year.
2. That Council consent to the apportionment methodology in place in the 2011 taxation year updated for 2012 assessments.

Resolution 0033-2012**9. COMMITTEE REPORTS**

- (a) General Committee Report 3-2012 dated February 1, 2012.

Resolution 0025-2012

The recommendations were approved as follows:

GC-0070-2012

That the deputation by Anthony Bartoszewicz and Brian Green, Ward 3 residents with respect to a sidewalk for Tasmania Drive be received and that the matter be referred to staff.

- (b) Planning and Development (**revised**) Report 3-2012 dated February 13, 2012.

Resolution 0026-2012

The recommendations were approved as follows:

PDC-0010-2012

1. That the report titled "Proposed Amendments to Mississauga Official Plan and Zoning By-law 0225-2007: Lakeshore Road West – Clarkson Village Study," dated January 24, 2012 from the Commissioner of Planning and Building be received for information.
2. That staff report back to Planning and Development Committee on any submissions made with respect to the January 24, 2012 report.
3. That the following correspondences be received:
 - (a) Email dated January 28, 2012, from Robert Nash

- (b) Facsimile dated February 13, 2013, from Michael Garvey of Garvey and Garvey LLP
- (c) Email and attachments dated February 13, 2012, from Joel Farber of Folger, Rubinoff LLP
- (d) Email and attachments dated February 13, 2012, from Glen Broll of Glen Schnarr & Associates Inc.

CD.04.CLA

PDC-0012-2012

1. That the Report dated January 24, 2012, from the Commissioner of Planning and Building regarding applications to amend the Official Plan from "Residential Low Density II" to "Residential Medium Density I" and to change the Zoning from "RM2" (Semi-Detached Dwellings) to "RM6-Exception" (Townhouse Dwellings on a CEC – Private Road), under file OZ 11/007 W6 and Draft Plan of Subdivision application, under T-M11004 W6, to permit 104 townhouse dwellings on a CEC private road, National Homes (Creditveiw) Inc., 5881 Creditview Road, be received for information and, notwithstanding Planning Protocol, that the Supplementary Report be brought directly to a future Council meeting.
2. That the following correspondences be received:
 - (a) Email dated February 3, 2012, from Gina Manenella
 - (b) Email dated February 9, 2012, from Vince De Angelis
 - (c) Email and attachments dated February 9, 2012, from Cheryl Yetter
 - (d) Email dated February 11, 2012, from Cecilia C.
 - (e) Email dated February 13, 2012, from Mihir Shah
 - (f) Email dated February 13, 2012, from Saturnina D'sa

OZ 11/007 W6

PDC-0013-2012

That the Report dated January 24, 2012, from the Commissioner of Planning and Building regarding the applications to amend the Official Plan from "Residential – Medium Density I" and "General Retail Commercial" to "General Retail Commercial" and to change the Zoning from "R3-29" (Detached Dwellings), "R5-38" (Detached Dwellings), "RM2-42" (Semi-Detached Dwellings) and "C2-11" (Neighbourhood Commercial) to "C2-Exception" (Neighbourhood Commercial), to permit six (6) retail commercial buildings, including a Lowe's Home Improvement store under file OZ 10/012 W6, Embee Properties Limited, 5350 Mavis Road, southwest corner of Mavis Road and Bristol Road West, be received for information.

OZ 10/012 W6

Resolution 0027-2012

This recommendation was approved as follows:

PDC-0011-2012

That the Report dated January 24, 2012, from the Commissioner of Planning and Building recommending approval of the applications under Files OZ 07/025 W5 and T-M07006 W5, Pinnacle International (Ontario) Limited, 5044-5096 Hurontario Street, Part of Lot 1, Concession 1, W.H.S., northwest quadrant of Hurontario Street and Eglinton Avenue 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 amendments is hereby waived.
2. That the application to amend Mississauga Plan from "Residential - Low Density II", "Residential - Medium Density I", "Residential - High Density II" and "Public Open Space" to "Residential - Medium Density I", "Residential - High Density II - Special Site", "Public Open Space" and "Greenbelt" to permit apartments with ground related commercial and office uses at an amended Floor Space Index, townhouse dwellings and parkland, be approved.
3. That the application to change the Zoning from "D" (Development) to "RM4-Exception" (Townhouse Dwellings), "H-RA5-Exception" (Apartment Dwellings), "OS1" (Open Space - Community Park) and "G1" (Greenbelt - Natural Hazards) " to permit apartments with ground related commercial and office uses, townhouses dwellings, and parkland in accordance with the proposed zoning standards, be approved subject to the following conditions:
 - (a) That the draft plan of subdivision be approved.
 - (b) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
 - (c) In accordance with Council Resolution 152-98:

"Prior to final approval, 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 this plan."
4. That the Plan of Subdivision under file T-M07006 W5, be recommended for approval subject to the conditions contained in Appendix S-6, attached to the report dated January 24, 2012, from the Commissioner of Planning and Building.
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 zoning by-law is passed within 36 months of the Council decision.

6. That the Region of Peel be requested to make appropriate modifications to the new Mississauga Official Plan through the Regional approval process to redesignate the lands from "Residential - Low Density II", "Residential - Medium Density", "Residential - High Density" and "Public Open Space" to "Residential - Medium Density", "Residential - High Density - Special Site", "Public Open Space" and "Greenbelt".
7. That the email dated January 21, 2012, from Mike Micallef be received.
OZ 07/025 W5 and T-M07006 W5

Councillor Dale voted in the negative on recommendation PDC 0011-2012.

Resolution 0028-2012

This recommendation was approved as follows:

PDC-0014-2012

That the Planning Report dated January 10, 2012, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/019 W7, Gemini Urban Design Corp (Cliff) Corp., 2021-2041 Cliff Road, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "General Commercial" to "Residential High Density II", "Residential Medium Density I", "Convenience Commercial", to introduce a special site policy to permit an eleven-storey, 140 unit retirement building a one-storey commercial building, a maximum of 54 townhouse units, and to recognize the existing fitness club and medical building, be approved.
2. That the application to amend Schedule 5 of Mississauga Plan, Designated Right-of-Way Widths, for North Service Road between Hurontario Street and Cawthra Road from 26 m (85.3 ft.) to 20 m (65.6 ft.) be refused.
3. That Schedule 5 of Mississauga Plan, Designated Right-of-Way Widths, be amended for North Service Road between Hurontario Street and Cawthra Road from 26 m (85.3 ft.) to 22 m (72.2 ft.).
4. That the application to change the Zoning from "C2" (Neighbourhood Commercial) to "H – RA4-Exception" (Residential Apartments – Exception) and "H-C2-Exception" (Neighbourhood Commercial - Exception) to permit an eleven-storey, 140 unit retirement building a one-storey commercial building, a maximum of 54 townhouse units, and to recognize the existing fitness club and medical building in accordance with the proposed zoning standards described in this report, be approved subject to the following condition:
 - (a) That the applicant agree to satisfy all the requirements of the City of Mississauga.
5. That staff be directed to enter into the appropriate agreements to allow the existing parking in the 2.0 m (6.6 ft.) road widening to remain until such

time as either the City of Mississauga or the Ministry of Transportation implements roadway improvements.

6. That the proposed retirement home fronting onto Cliff Road obtain front access through the incorporation of a vehicular drop-off driveway in accordance with the design depicted on Schedule S-8 of this report.
7. That all townhouse dwellings within an "H-RA4-Exception" zone have provisions allowing second floor private amenity areas/decks.
8. That the "H" Holding provision is to be removed from the whole or any part of the lands zoned "H – RA4-Exception" (Residential Apartments – Exception) and "H-C2-Exception" (Neighbourhood Commercial - Exception), by further amendment, upon satisfaction of the following requirements:
 - (a) Provision of any outstanding technical studies and reports including a composite utilities plan, a functional servicing, drainage and grading plan, and a plan recommending specific storm water management and low impact development techniques to the satisfaction of the City of Mississauga and the Region of Peel;
 - (b) Delivery of correspondence from the Ministry of Transportation (MTO) indicating that satisfactory arrangements have been made with respect to MTO's *Building and Land Use Policy* (2009) and any other regulatory matters;
 - (c) Payment of all outstanding Transportation and Works department securities to guarantee the installation of air conditioning units in accordance with the approved noise report;
 - (d) Gratuitous dedication to the City of Mississauga of a right-of-way widening along the north side of North Service Road;
 - (e) Delivery of an executed Servicing Agreement for Municipal Works Only in a form and on terms satisfactory to the City, addressing and agreeing to the installation or placement of all required municipal works, including water main, storm and sanitary sewer, traffic modifications, PUC approval, the provision of land dedications, all required easements including the provision of required securities, fees and related provisions;
 - (f) 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 and to 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;
 - (g) (i) Submission of a Record of Site Condition and Final Clean Up Report and letter of reliance for review and approval by the City. Any associated remediation recommended by the consultant must be completed, and;

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- (ii) For those lands where no residential uses are permitted, Condition 8(g)(i) may be satisfied by receipt by the City of Mississauga of written confirmation from a qualified person (QP) as defined by Ont. Reg. 153/04, as amended, that the site complies with all applicable Ministry of the Environment standards, to the satisfaction of the City. Should such written confirmation not be provided to the City's sole satisfaction, 8(g)(i) shall apply.
 - (h) 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.
 - 8. 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.
 - 9. That City Council direct Legal Services and representatives from the appropriate City Departments to attend the Ontario Municipal Board hearings respecting the current appeals to Mississauga Plan and any related prehearing conferences and retain expert witnesses, if necessary, to support the necessary amendments to Mississauga Official Plan in order to incorporate the Official Plan changes recommended in this report in respect of the Official Plan Amendment application by Gemini Urban Design (Cliff) Corp.
 - 10. That the email dated February 6, 2012, from Louis Desrochers be received for information.

OZ 06/019 W7

Councillor Mullin left the meeting when the vote was taken on recommendation PDC 0014-2012.

- (c) General Committee (**revised**) Report 4-2012 dated February 15, 2012.

Resolution 0029-2012

The recommendations were approved as follows:

GC-0071-2012

That the deputation by Jean Overell, Ward 2 resident be received and that staff arrange a meeting with the residents on Gregwood Road to discuss drainage related issues on the street and a sidewalk.

(Ward 2)

GC-0072-2012

That the report dated January 31, 2012 from the Commissioner of Transportation and Works entitled "Downtown Paid Parking Update" be received for information.
(Ward 4)

GC-0073-2012

1. That a by-law be enacted to amend By-law 555-2000, as amended, to implement paid parking anytime on the south side of Square One Drive from a point 20 meters (65 feet) east of Confederation Parkway to a point 75 metres (245 feet) easterly thereof.
2. That a by-law be enacted to amend By-law 555-2000, as amended, to implement paid parking anytime on the west side of Duke of York Boulevard between Square One Drive and Prince of Wales Drive.
3. That a by-law be enacted to amend By-law 555-2000, as amended, to implement paid parking anytime on the east side of Duke of York Boulevard between Square One Drive and Prince of Wales Drive.
4. That a by-law be enacted to amend By-law 555-2000, as amended, to implement paid parking anytime on the north side of Elm Drive West between Hurontario Street and Kariya Drive.
(Wards 4 and 7)

GC-0074-2012

1. That a by-law be enacted to amend By-law 555-2000, as amended, to add a school bus loading zone on Briarwood Avenue from a point 12 metres (39 feet) north of Forest Avenue to a point 13 metres (42 feet) northerly thereof.
2. That a by-law be enacted to amend By-law 555-2000, as amended, to add a school bus loading zone on Briarwood Avenue from a point 45 metres (147 feet) north of Forest Avenue to a point 41 metres (134 feet) northerly thereof.
(Ward 2)

GC-0075-2012

That the proposed Corporate Policy and Procedure - Driver Abstracts, attached as Appendix 1 to the report dated January 23, 2012 from the Commissioner of Corporate Services and Treasurer, be approved.

GC-0076-2012

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1753, *The Erin Mills Development Corporation* (lands located south of Erin Centre Boulevard, east of Misty Pine Crescent, west of Tenth Line West, and north of Perennial Drive, known as *the Churchill Meadows – Neighbourhood 403 (Block 26) Subdivision*), and that the Letter of Credit in the amount of \$534,903.05 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.

GC-0077-2012

That Student Transportation of Peel Region (STOPR) be requested to review the bus routes for students attending Queenston Drive Public School, 3520 Queenston Drive, to determine if those students ineligible for bussing can be accommodated and to maximize the space available; and that STOPR report back to Traffic Safety Council.

(TSC-0001-2012)

(Ward 6)

GC-0078-2012

1. That the request for a Crossing Guard at the intersection of Galbraith Drive and Rossland Crescent / Wilmar Crescent for students attending All Saints Catholic School, 4105 Colonial Drive and Ashgrove Public School, 3215 Thorncrest Drive, be denied as the warrants have not been met.
2. That the Transportation and Works Department be requested to review the feasibility of removing the School Area Sign (WC1) on Galbraith Drive as there is no school located along this road.

(TSC-0002-2012)

(Ward 8)

GC-0079-2012

1. The Traffic Safety Council requests that the Transportation and Works Department initiate the appropriate process for the construction of a sidewalk on the easterly side of Gregwood Road from Caldwell Road to Chriseden Drive for students attending Tecumseh Public School, 1480 Chriseden Drive, as there are safety concerns for students walking along Gregwood Road and the construction of a sidewalk would mitigate these concerns.
2. That the Transportation and Works Department review the feasibility of installing No Parking Signs, Monday to Friday, 8:00 a.m. to 6:00 p.m., September to June along the easterly side of Gregwood Road, to allow for pedestrian access to the Walking Lane for students attending Tecumseh Public School.
3. That the email dated January 20, 2012 from Pat and Andy Isner, residents, Ward 2, outlining their concerns with respect to the construction of a sidewalk along Gregwood Road be received.

(TSC-0003-2012)

(Ward 2)

GC-0080-2012

That the School Zone Safety (Kiss and Ride) Report, for the month of December 2011, be received.

(TSC-0004-2012)

GC-0081-2012

1. That the Transportation and Works Department be requested to do the following at St. David of Wales Catholic School, 4200 Beacon Lane:
 - a. Review the feasibility of removing the Bus Loading Zone Sign on Beacon Lane.

- b. Review the signage in the vicinity of St. David of Wales Catholic School.
2. That the Community Services Department review the feasibility of installing Offset Gates (Maze Gates) at the entrance to the pathways on Rathburn Road and Sawgrass Crescent to restrict vehicles from accessing school property.

(TSC-0005-2012)

(Ward 6)

GC-0082-2012

That the Dismissal Report for the months of December 2011 and January 2012 be received for information.

(TSC-0006-2012)

GC-0083-2012

1. That the Peel District School Board be requested to review the following at Briarwood Public School, 1065 Mississauga Valley Boulevard:
 - a. Repaint the School Zone Safety (Kiss and Ride) lane in front of the school with one way arrows and designate a through lane.
 - b. Review signage to ensure that it reflects the changes made to the School Zone Safety (Kiss and Ride).
2. That the Transportation and Works Department review the feasibility of installing "No U-Turn" signs on Mississauga Valley Boulevard in the vicinity of Briarwood Public School.
3. That Parking Enforcement be requested to enforce parking infractions in the vicinity of Briarwood Public School between 2:50 p.m. and 3:10 p.m.

(TSC-0007-2012)

(Ward 4)

GC-0084-2012

1. That Parking Enforcement be requested to enforce parking infractions in front of St. David of Wales Catholic School, 4200 Beacon Lane between 3:00 p.m. and 3:20 p.m.
2. That the Transportation and Works Department be requested to review the feasibility of removing the Bus Loading Zone sign in front of St. David of Wales Catholic School as the sign is no longer required.

(TSC-0008-2012)

(Ward 6)

GC-0085-2012

1. That Parking Enforcement be requested to enforce parking infractions in front of Oscar Peterson Public School, 5120 Perennial Drive, between 3:10 p.m. and 3:35 p.m.

2. That the Peel District School Board review the feasibility of removing the concrete walkway on the north east quadrant of school site as a fence has been installed restricting access to school property.

(TSC-0009-2012)

(Ward 10)

GC-0086-2012

That the minutes from the January 18, 2012 Budget Subcommittee meeting be received.

(TSC-0010-2012)

GC-0087-2012

That David Brown, Traffic Safety Council Chair, be appointed as Chair of the Budget Subcommittee of Traffic Safety Council for a term of office to November 30, 2014, or until a successor is appointed.

(TSC-0011-2012)

GC-0088-2012

That the draft Traffic Safety Council Budget, from the January 18, 2012 Budget Subcommittee meeting, be approved.

(TSC-0012-2012)

GC-0089-2012

That the following information items presented at the January 25, 2012 Traffic Safety Council Meeting be received:

- a. Minutes of the January 12, 2012 Walk to School Subcommittee Meeting.
- b. Memorandum dated January 25, 2012 from the Legislative Coordinator listing the Peel District School Board and Dufferin- Peel Catholic District School Board schools participating in the School Walking Routes Program.
- c. School Board Maintenance Meeting Minutes of the meeting on December 31, 2011 between representatives of Traffic Safety Council and the Peel District School Board regarding maintenance issues at various schools.
- d. Letter dated December 2, 2011 to David Brown, Traffic Safety Council Chair, from Tony Pontes, Director of Education, Peel District School Board with respect to Trustee Meredith Johnson's appointment as the new Peel District School Board representative on Traffic Safety Council.
- e. Letter dated December 15, 2011 to Sacha Smith, Legislative Coordinator, from John B. Kostoff, Director of Education, Dufferin- Peel Catholic District School Board, with respect to Trustee Anna Abbruscato's appointment as the new Dufferin- Peel Catholic District School Board representative on Traffic Safety Council.

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- f. Memorandum from the Manager of Parking Enforcement dated December 5, 2011 reporting on parking enforcement in school zones for the month of November 2011.
- g. Memorandum from the Manager of Parking Enforcement dated January 4, 2012 reporting on parking enforcement in school zones for the month of December, 2011.

(TSC-0013-2012)

GC-0090-2012

That the Traffic Safety Council be authorized to use up to \$1600.00 from the 2012 Traffic Safety Council Budget, for the purchase of winter coats, embroidered with the City of Mississauga's logo, for Citizen Members to wear during site inspections.

(TSC-0014-2012)

GC-0091-2012

That the matter regarding Neighbourhood Watch signs for the Mississauga Celebration Square be referred to staff to review signage for the Square and that staff review incorporating information from the Park Watch signs and report back to the Mississauga Celebration Square Events Committee.

(MCSEC-0001-2012)

GC-0092-2012

That the PowerPoint presentation by Karen Westcott, Event Programmer to provide an update on the winter skate parties at the Mississauga Celebration Square, be received for information.

(MCSEC-0002-2012)

GC-0093-2012

That the 2012 Mississauga Celebration Square events update provided by Lisa Abbott, Program Coordinator, be received.

(MCSEC-0003-2012)

GC-0094-2012

That the Older Adult Plan: 2011 Update/2012 Initiatives PowerPoint presentation, presented by Jayne Culbert, Coordinator, Older Adult Plan, at the Mississauga Accessibility Advisory Committee on February 6, 2012, be received.

(AAC-0001-2012)

GC-0095-2012

1. That the Memorandum dated January 26, 2012 from Diana Simpson, Accessibility Coordinator, with respect to the City of Mississauga Accessibility Plan: 2011 Annual Report, 2012-2017 Initiatives, be received; and
2. That the Mississauga Accessibility Advisory Committee supports the City of Mississauga Accessibility Plan: 2011 Annual Report, 2012-2017 Initiatives.

(AAC-0002-2012)

GC-0096-2012

1. That the Facility Accessibility Design Subcommittee (FADS) continue with its mandate to review municipal facility projects (new builds and major renovation projects), and that accessibility reviews for site plans of private sector development initiatives remain with the Development and Design Division of the Planning and Building Department;
2. That the Development and Design Division of the Planning and Building Department consult with the Mississauga Accessibility Advisory Committee, on a voluntary, informal, and as-needed basis, to obtain feedback regarding accessibility reviews for site plans of private sector development initiatives; and
3. That the Mississauga Accessibility Advisory Committee's Facility Accessibility Design Subcommittee (FADS) meet with staff from the Development and Design Division of the Planning and Building Department at a future FADS meeting to discuss facility accessibility initiatives; for example, guidelines in the City of Mississauga's Accessibility Design Handbook.

(AAC-0003-2012)

GC-0097-2012

That the pending work plan items dated February 6, 2012, be received.

(AAC-0004-2012)

GC-0098-2012

That the correspondence dated January 25, 2012 from Councillor Pat Saito, Ward 9, with respect to the Peel Regional Police press release, entitled Peel Police – *Accessibility for Ontarians with Disabilities Act (A.O.D.A.)*, be received.

(AAC-0005-2012)

GC-0099-2012

That the correspondence dated November 28, 2011 from Douglas Markoff, Executive Director, The Riverwood Conservancy, with respect to the opening of The Riverwood Conservancy Enabling Garden in the spring of 2012, be received.

Ward 6

(AAC-0006-2012)

GC-0100-2012

That the document entitled World Report on Disability, Factsheet: Main Messages and Recommendations, presented by Naz Husain, Citizen Member, at the Mississauga Accessibility Advisory Committee on February 6, 2012, be received.

(AAC-0007-2012)

GC-0101-2012

That the City Solicitor is authorized to implement the Confidential Minutes of Settlement attached to this report as between Sherazade Khursigara and 788376 Ontario Limited and the City of Mississauga, arising from the resolution of an action commenced by Sherazade Khursigara and 788376 Ontario Limited in 2006.

GC-0102-2012

1. That the Corporate Report dated February 7, 2012 from the Commissioner of Community Services be received for information.
2. That the Commissioner of Community Services be directed to negotiate in a form satisfactory to the City Solicitor and report back to Council.

- (d) Public Meeting extracts from the Planning & Development Committee meeting dated February 13, 2012:
 - (i) Proposed Amendments to Mississauga Official Plan and Zoning By-law 0225-2007: Lakeshore Road West – Clarkson Village Study
Bill 51 (Ward 2)
File: CD.04.CLA
 - (ii) Official Plan Amendment, Rezoning and Draft Plan of Subdivision Applications -To permit townhouse, apartment, office and retail commercial, and parkland development 5044-5096 Hurontario Street Part of Lot 1, Concession 1, W.H.S. Northwest quadrant of Hurontario Street and Eglinton Avenue West Owner: Pinnacle International (Ontario) Limited Applicant: Phillip Levine, IBI Group
Bill 51 (Ward 5)
File: OZ 07/025 W5 and T-M07006 W5
 - (iii) Information Report - Official Plan Amendment, Rezoning and Draft Plan of Subdivision Applications - To permit 104 townhouse dwellings on a CEC private road, 5881 Creditview Road East side of Creditview Road, south of Britannia Road.
Owner/Applicant: National Homes (Creditview Inc)
Bill 51 (Ward 6)
File: OZ 11/007 and T-M11004 W6

- (vi) Information Report Official Plan Amendment and Rezoning Applications - To permit six (6) retail commercial buildings, including a Lowe's Home Improvement store. 5350 Mavis Road Southwest corner of Mavis Road and Bristol Road West.
Owner: Embee Properties Limited Applicant Lethbridge & Lawson Inc.
Bill 51 (Ward 6)
File: OZ 10/012 W6
- (v) Official Plan Amendment and Rezoning Applications – To permit an eleven-storey retirement building, a one-storey commercial building, a maximum of 54 townhouse units, to recognize the existing fitness club and medical building, and to reduce the width of the North Service Road Right-of-Way to 20 m (65.6 ft.) 2021-2041 Cliff Road Part of Block 13, Registered Plan B-27 Northeast corner of North Service Road and Cliff Road. Owner: Gemini Urban Design (Cliff) Corp.
Applicant: J. Levac, Weston Consulting Group Inc.
Bill 20 (Ward 7)
File: OZ 06/019 W7

Received

10. UNFINISHED BUSINESS - Nil

11. PETITIONS – Nil

12. CORRESPONDENCE

(a) Information Items: I-1-I-8

- I-1 Letter dated January 31, 2012, from the Ministry of Transport, Infrastructure and Communities and Minister of the Economic Development Agency of Canada for the Regions of Quebec responding to a letter from the Mayor indicating that as part of the \$4billion Infrastructure Stimulus Fund, the Government of Canada was able to partner with the City of Mississauga and the Government of Ontario for important transit projects for the City.

Received

- I-2 Letter dated February 13, 2012, from D. Grant Isaac inquiring about the progress regarding Councillor's to accept a nomination and run for Provincial/Federal office and for the municipality to pass a By-law regarding election signs .

Councillor McFadden spoke to having the matter of legislative amendments to require municipal councillors to resign from office prior to running for Provincial or Federal office be reopened and that resolution 0291-2011 be repealed and that a revised motion be brought to a future council meeting.

Received
Resolution 0034-2012
Resolution 0035-2012

- I-3 Letter dated February 13, 2012, from Jenny Huynh expressing her thanks to the Mayor and Councillors Mahoney, Saito, McFadden and Carlson for receiving the community's petition.

Received

- I-4 Letter dated February 13, 2012, from the President of the Mississauga Fire Fighters' Association in response to Council's deliberation to allow cell tower emplacement on City owned properties. The Mississauga Fire Fighters' Association objects to placement of cell towers on fire station properties and request that the City carefully consider placements for towers on City properties or withhold the decision altogether until the health effects are known.

The Mayor spoke to the letters from the unions concerning the placement of the telecommunication towers and the health issues they could cause. The Mayor indicated that she received a report from Health Canada that speaks to wireless devices and radioactive frequency and health concerns.

Councillors Mullin, Saito and Carlson spoke to the fact that Council is not responsible for the applications by the proponents, the responsibility is with Industry Canada.

Received
Resolution 0036-2012

- I-5 Letter dated February 17, 2012, from the Commissioner of Community Services in response to the letter by the Mississauga Fire Fighters' Association indicating that the Association should have brought their concerns to the Joint Health and Safety Committee prior to bringing their concerns to Council.

Received

- I-6 Email dated February 12, 2012 from Tony Ng Ward 6 resident concerning file OZ 10/012/W6 and expressing concern that the rezoning application will impact the safety in the community and will add new traffic flow to an existing busy route.

Received/Referred to Planning and Building for appropriate action

- I-7 Letter dated February 16, 2012, from the President and Business Agent of the Amalgamated Transit Union Local 1572 in support of Mississauga Fire Fighters' Association objection to placement of cell towers on fire station properties and request that the City carefully consider placements for towers on City properties or withhold the decision altogether until the health effects are known.

Received

Resolution 0036-2012

- I-8 Letter dated February 17, 2012, from the Business representative of the International Association of Machinists and Aerospace Workers District Lodge No. 78 in support of Mississauga Fire Fighters' Association objection to placement of cell towers on fire station properties and request that the City carefully consider placements for towers on City properties or withhold the decision altogether until the health effects are known.

Received

Resolution 0036-2012

(b) Direction Item D1

- D-1 Letter dated January 17, 2012, from the President & CEO of Canadian Business Aviation Association requesting the approval of a flyby of a CF-18 aircraft above the Skyservice facility located at 120 Midfield Road, Mississauga, Ontario, L5P 1B1.

Mary Ellen Bench, City Solicitor indicated that the Canadian Business Aviation Association will be performing a flyby in June 2012 and that the Association is requesting Council's approval of.

Resolution 0037-2012

D-2 Memorandum dated February 16, 2012, from the City Clerk clarifying an error in the approved minutes of December 14, 2011 which should be corrected.

Resolution 0038-2012

13. RESOLUTIONS

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

0025-2012 Moved by: S. McFadden Seconded by: G. Carlson

That Recommendations GC-0070-2012 contained in the General Committee Report 3-2012 dated February 1, 2012, be approved.

Carried

0026-2012 Moved by: N. Iannicca Seconded by: K. Mahoney

That recommendations PDC-0010-2012 to PDC-0013-2012 inclusive contained in the Planning and Development Committee (revised) Report 3-2012 dated February 13, 2012, be approved save and except PDC0011-2012 which was voted on separately.

Carried

0027-2012 Moved by: N. Iannicca Seconded by: K. Mahoney

That recommendation PDC-0011-2012 contained in the Planning and Development Report 3-2012, dated February 13, 2012, be approved.

Carried

0028-2012 Moved by: N. Iannicca Seconded by: K. Mahoney

That amended recommendation PDC-0014-2012 contained in the Planning and Development Report 3-2012, dated February 13, 2012, be approved.

Carried

0029-2012 Moved by: F. Dale Seconded by: C. Fonseca

That recommendations GC-0071-2012 to GC-0102-2012 inclusive contained in the General Committee (revised) Report 4-2012 dated February 15, 2012, be approved.

Carried

0030-2012 Moved by: B. Crombie Seconded by: F. Dale

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 February 22, 2012, shall be closed to the public to deal with the following matters:

- (i) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Downtown Hotel and Convention Centre Draft Request for Proposals – Ward 4.**
- (ii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Mississauga Transit Fuel Contamination, January 13, 2011.**
- (iii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **City of Mississauga Party Status at Ontario Municipal Board Motion Related to the Prohibition of Drive Throughs.**
- (iv) Personal matters about an identifiable individual, including municipal or local board employees re: **Employee Performance Review.**

Carried

0031-2012 Moved by: S. McFadden Seconded by: K. Mahoney

That the tax adjustments outlined in Appendix 1 attached to the report dated February 7, 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., with the exception of Appeal 7929, 05-06-0-129-10515-0000, 2183 Shawanaga Trail, which is deferred.

Carried

0032-2012 Moved by: C. Fonseca Seconded by: F. Dale

1. That Council enact by-laws authorizing the Commissioner of Transportation and Works and the City Clerk to execute Agreements of Purchase and Sale, and all documents ancillary thereto, between Ontario Infrastructure and Lands Corporation, acting as agent on behalf of Her Majesty the Queen, in Right of Ontario, as represented by the Minister of Infrastructure ("OILC") as Vendor and The Corporation of the City of Mississauga as Purchaser, for the acquisition of the following vacant lands, as required in connection with the Bus Rapid Transit ("BRT") Project:
 - a) containing a total area of approximately 364.7 square metres (0.09 acres) at a purchase price of \$46,470 plus HST. The lands are legally described as Part of Lot 9, Concession 2 NDS, City of Mississauga identified as Parts 8 to 18 on Reference Plan 43R-33931, in the City of Mississauga, Regional Municipality of Peel, in Ward 3;
 - b) containing a total area of approximately 13,077.80 square metres (3.23 acres) at a purchase price of \$1,666,290 plus HST. The lands are legally described as Part of Lot 7, Concession 2 NDS, City of Mississauga identified as Parts 1 to 4 on Reference Plan 43R-33867, in the City of Mississauga, Regional Municipality of Peel, in Ward 3;

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- c) containing a total area of approximately 8,974.10 square metres (2.22 acres) at a purchase price of \$1,143,420 plus HST. The lands are legally described as Part of Lot 8, Concession 2 NDS, City of Mississauga identified as Parts 15 to 25 on Reference Plan 43R-33868, in the City of Mississauga, Regional Municipality of Peel, in Ward 3.
2. That Council enact by-laws authorizing the Commissioner of Transportation and Works and the City Clerk to execute Grant of Easement Agreements, and all documents ancillary thereto, between Ontario Infrastructure and Lands Corporation, acting as agent on behalf of Her Majesty the Queen, in Right of Ontario, as represented by the Minister of Infrastructure ("OILC") as Transferor and The Corporation of the City of Mississauga as Transferee, for the acquisition of the following non-exclusive rights, interests and easements in gross as required in connection with the BRT Project:
- a) for the purpose of the BRT guideway and stations, passenger pickup and drop off facilities, one sanitary holding tank and connecting 100 mm sanitary pipe to the adjacent station building, a 975 mm. and a 1050 mm. storm water pipe, 150 fire hydrant lateral, fire hydrant and 25 mm. copper water service, all at nominal consideration. The affected lands are legally described as Part of Lots 3 to 13 and part of the road allowance between Lots 10 and 11, Concession 2, NDS, City of Mississauga identified as Parts 28 to 39, 56, 59 and 89 to 93 on Reference Plan 43R-33870, as Parts 69 to 73, 75, 77, 78 and 123 on Reference Plan 43R-33867, Parts 26 to 30 on Reference Plan 43R-33868, as Parts 1 to 3 and 19 to 22 on Reference Plan 43R-33931 and Parts 5 and 14 on Reference Plan 43R-33853 and as Block 9, 43M-584, identified as Parts 1 to 41 on Reference Plan 43R-34254 and as Parts 1 and 2 on Reference Plan 43R-34255;
- b) for the purpose of a passenger drop off area, at a purchase price of \$252,710 plus HST. The affected lands are legally described as Part of Lot 8, Concession 2, NDS, City of Mississauga identified as Parts 1 to 14 on Reference Plan 43R-33868;

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- c) for the purpose of an access driveway, at a purchase price of \$463,930 plus HST. The affected lands are legally described as Parts of Lots 6 and 7, Concession 2, NDS, City of Mississauga identified as Parts 5 to 22, 24, 25, 31 and 33 on Reference Plan 43R-33867;
 - d) for the purpose of an access driveway, at a purchase price of \$354,140 plus HST. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 1 to 7, 9, 65 to 66, 74, 76, 77, 79 to 80, 82, 83 and 99 on Reference Plan 43R-33870;
 - e) for the purpose of an access driveway, at a purchase price of \$189,790 plus HST. The affected lands are legally described as Part of Lot 3, Concession 2, NDS, City of Mississauga identified as Parts 40 to 55 on Reference Plan 43R-33870;
 - f) for the purpose of a 250 mm sanitary pipe and 1200 mm maintenance holes, at a purchase price of \$75,700 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 13 to 17, 23, 24, 26, 28, 51 to 54, 56 to 58, 63, 64, 95, 109 and 110 on Reference Plan 43R-33867;
 - g) for the purpose of storm sewer pipes and maintenance holes, at a purchase price of \$157,550 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 82 to 109 on Reference Plan 43R-33867;
 - h) for the purpose of an 1800 mm storm sewer pipe, catchbasins and leads, at a purchase price of \$83,620 plus HST. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 58, 60 to 65, 72, 73, 81, 83 to 88 and 98 on Reference Plan 43R-33870;
 - i) for the purpose of a pedestrian walkway, at a purchase price of \$69,160 plus HST. The affected lands are legally described as Part of Lot 5, Concession 6, NDS, City of Mississauga identified as Parts 38 to 43, 47 to 54, 58, 60 and 117 to 122 on Reference Plan 43R-33867;

- j) for the purpose of a 38 mm copper domestic water service and a 150 mm fire hydrant lateral and fire hydrant, at a purchase price of \$25,215 plus HST. The affected lands are legally described as Part of Lot 6, Concession 2, NDS, City of Mississauga identified as Parts 67, 111, 113, 115 and 120 to 123 on Reference Plan 43R-33867.
3. That Council authorize payment of funds to Her Majesty the Queen in Right of Ontario as represented by the Minister of Infrastructure ("OILC"), and approve and execute all agreements, documents and applications otherwise required in connection with the purchase of a non-exclusive right, interest and permanent easement as required in connection with the BRT Project for the benefit of Enersource Hydro Mississauga Inc., at a purchase price of \$23,730 plus HST and for the purpose of hydro poles, guy wires, aerial hydro distribution lines and concrete encased duct banks containing hydro distribution lines. The affected lands are legally described as Part of Lot 5, Concession 2, NDS, City of Mississauga identified as Parts 11 to 19, 29 and 34 on Reference Plan 43R-33870;
4. That Council authorize payment of funds for Land Transfer Taxes and Registration costs to be incurred in connection with the registration of the various easements, and approve and execute all agreements, documents and applications otherwise required in connection with the purchase of the easements on behalf of Enersource Hydro Mississauga Inc.

Carried

0033-2012 Moved by: K. Mahoney Seconded by: N. Iannicca

1. That Council consent to the enactment of a Regional by-law delegating tax ratio setting from the Region of Peel to Mississauga, Brampton and Caledon, in accordance with section 310 of *The Municipal Act, 2001, S.O. 2001, c. 25* for the 2012 property tax year.
2. That Council consent to the apportionment methodology in place in the 2011 taxation year updated for 2012 assessments.

Carried

0034-2012 Moved by: S. McFadden Seconded by: G. Carlson

That the matter of legislative amendments to require municipal councillors to resign from office prior to running for provincial or federal office be reopened.

Carried

0035-2012 Moved by: S. McFadden Seconded by: G. Carlson

That resolution 0291-2011 be repealed and that a revised motion be brought to a future Council meeting.

Carried

0036-2012 Moved by: P. Saito Seconded by: K. Mahoney

That the report from Federal Health Canada on Cell Towers from the Minister of Health from the Federal Government be received and distributed to all City of Mississauga unions' Health and Safety Committees, Ratepayers Associations, the Region of Peel for comments and the Medical Officer of Health, for his comment.

Carried

0037-2012 Moved by: N. Iannicca Seconded by: P. Saito

That the City of Mississauga approves the request submitted by the Canadian Business Aviation Association to perform a flyby of a CF-18 aircraft above the Skyservice facility located at 120 Midfield Road.

Carried

0038-2012 Moved by: S. McFadden Seconded by: G. Carlson

That the minutes of December 14, 2011 be amended to read:
Motilall Sarjoo, President, Brampton-Mississauga & District Labour Council, Gogi Bhandal, Canadian Labour Congress and Gwen Campbell, Women's Chair, CAW Local 1285 spoke to the need to keep the Long Gun Registry (Bill C-19) in Canada and Ontario because it is a valuable tool that assists law enforcement with investigation, prevention, tracing and solving crimes and is an essential tool in fighting crime and saving lives. They asked that Council send a letter to oppose abolishing the Long Gun Registry (Bill C-19) or at a minimum permit the provinces to retain the information currently in the registration database to the Prime Minister of Canada, Members of Parliament and Members of Provincial Parliament. The Mayor and Members of Council requested a recorded vote with respect to the motion for not supporting the abolishing of the Long Gun Registry (Bill C-19).

Carried

14. BY-LAWS

0028-2012 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M-1753 in the vicinity of Tenth Line West and Erin Centre Boulevard (Ward 10).

0029-2012 A by-law to authorize the issuance and sale of debentures up to a maximum principal amount of \$21,000,000 for the purposes of the City of Mississauga and to apply to The Regional Municipality of Peel for the issuance of debentures for such purposes.

Resolution 0010-2012/February 8, 2012

0030-2012 A by-law to amend By-law no. 555-2000 being the Traffic By-law by deleting Schedule 31 Quill Crescent both sides between Judique Road (north intersection) and Judique Road (north intersection) anytime. and adding Schedule 31 Quill Crescent both sides between Judique Road (north intersection) and Judique Road (south intersection) anytime (Ward 9).

GC-0731-2011/November 16, 2011

- 0031-2012 A by-law to amend By-law 555-2000 being the Traffic By-law by adding Schedule 20 Briarwood Avenue East a point 12 metres (39 feet) north of Forest Avenue to a point 13 metres (42 feet) northerly thereof, and a point 45 metres (147 feet) north of Forest Avenue to a point 41 metres (134 feet) northerly thereof (Ward 1).

GC-0074-2012/February 15, 2012

- 0032-2012 A by-law to authorize the execution of Agreement of Purchase and Sale between the The Corporation of the City of Mississauga as Purchaser and, Her Majesty the Queen in Right of Ontario, as represented by the Minister of Energy and Infrastructure, as Vendor, for the purchase of certain lands as legally described under the *Land Titles Act* PIN #s 13304-0650 (LT), 13311-0835 (LT) and 13311-0836 (LT) (Ward 3).

Corporate Report R-2/February 22, 2012

- 0033-2012 A by-law to authorize the execution of Grant of Easement Agreements between Her Majesty the Queen in Right of Ontario, as represented by the Minister of Energy and Infrastructure, as represented by Ontario Infrastructure and Lands Corporation ("Her Majesty the Queen") as Transferor, and The Corporation of the City of Mississauga as Transferee, for the acquisition of non-exclusive rights, interests and easements in gross over Her Majesty the Queen –owned lands, as required in connection with the Bus Rapid Transit ("BRT") Project, which lands are legally described under Land Titles Act PIN #s 13172-0001, 13176-0338, 13297-0259, 13298-0628, 13303-0015, 13303-0021, 13303-0016, 13303-0754, 13303-0755, 13303-0756, 13303-0757, 13304-0088, 13304-0650, 13304-0653, 13304-0654 and 13311-0019 (Wards 3, 4 and 5).

Corporate Report R-2/February 22, 2012

15. OTHER BUSINESS - Nil

16. INQUIRIES

- (a) Credit Valley Conservation Authority and Port Credit Salmon and Trout Association

Councillor Tovey noted that the Credit Valley Conservation Authority and Port Credit Salmon and Trout Association won an award for the Salmon Project.

(b) Sister City

The Mayor asked Council to consider having more than one sister city and asked staff to bring forward information on how it was dealt with previously.

(c) National Flag Day

Councillor Crombie thanked the students and teachers of St. Raphael school in Malton on the great job they did on national flag day.

(d) Family Day

Members of Council spoke to various family day events that occurred in the City.

(e) Property Standards

Councillor Mullin inquired about the next steps for the property at 1130 Clarkson Road.

Mary Ellen Bench, City Solicitor advised that the subject property is in compliance with the *Property Standards Act*. She indicated that she could write a letter for the Mayor and Councillor Mullin's signature.

17. NOTICE OF MOTION - Nil

18. CLOSED SESSION

Pursuant to Resolution 0030-2012, Council moved into Closed Session at 12:06 p.m. Council moved out of closed session at 1:15 p.m. The following resolutions were passed pursuant to the Closed Session:

- (i) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Downtown Hotel and Convention Centre Draft Request for Proposals – Ward 4.**

The Mayor and Members of Council raised concerns about the relationship agreement with the Living Arts Centre.

Janice Baker, City Manager spoke to their concerns and indicated that staff would report back to Council with respect to the details of the relationship agreement with the Living Arts Centre.

0039-2012 Moved by: F. Dale

Seconded by: N. Iannicca

That Corporate Report Downtown Hotel and Convention Centre Request for Proposals – Ward 4 from City Manager and Chief Administrative Officer dated February 14, 2012, be received for information and that staff report back with respect to the details of the relationship agreement with the Living Arts Centre.

Carried

- (ii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **Mississauga Transit Fuel Contamination, January 13, 2011.**

Mary Ellen Bench, City Solicitor provided a summary of the report.

0040-2012 Moved by: R. Starr

Seconded by: J. Tovey

1. That Council accept the settlement offer from Federated Insurance Company (“Federated”) in respect of a potential claim by the City for compensation arising from the contamination of a diesel fuel tank with windshield washer fluid by its insured, Ultraclear Engine Fluids Inc. (“Ultraclear”); and
2. That the City Solicitor or her delegate be authorized to take all steps as necessary to implement the settlement with Federated, including the execution of any releases and other relevant documents.

Carried

- (iii) Litigation or potential, including matters before administrative tribunals, affecting the municipality or local board re: **City of Mississauga Party Status at Ontario Municipal Board Motion Related to the Prohibition of Drive Throughs.**

Councillor Mullin raised concerns about the idling of cars in drive throughs and how the emissions would affect the environment.

0041-2012 Moved by: J. Tovey

Seconded by: B. Crombie

That the City Solicitor or her designate be authorized to take all appropriate steps to support the Town of Oakville in response to the motion before the Ontario Municipal Board (OMB) regarding prohibitions of drive throughs in official plans, including seeking party status at the motion.

Carried

- (iv) Personal matters about an identifiable individual, including municipal or local board employees re: **Employee Performance Review.**

Council had a discussion regarding the City Manager and Chief Administrative Officer's performance for the 2011 calendar year.

19. CONFIRMATORY BY-LAW

0034-2012 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on February 22, 2012.

20. ADJOURNMENT – 1:20 p.m.

MAYOR

CLERK