



MINUTES

SESSION 21

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

(www.mississauga.ca)

WEDNESDAY, DECEMBER 10, 2008, 9:00 A. M.

COUNCIL CHAMBER

300 CITY CENTRE DRIVE

MISSISSAUGA, ONTARIO L5B 3C1

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PRESENT: Mayor Hazel McCallion
Councillor Carmen Corbasson Ward 1
Councillor Pat Mullin Ward 2
Councillor Maja Prentice Ward 3
Councillor Frank Dale Ward 4
Councillor Eve Adams Ward 5
Councillor Carolyn Parrish Ward 6
Councillor Nando Iannicca Ward 7
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

ABSENT: Councillor Katie Mahoney Ward 8

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

1. **CALL TO ORDER**

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

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

Councillor Nando Iannicca declared Conflict of Interest with respect to PDC-0089-2008 – OZ 06/030W7, Berkley Developments, northeast corner of Harborn Road and Grange Drive as they were builders of his home.

OZ 06/030 W7

3. MINUTES OF PREVIOUS COUNCIL MEETINGS

- (a) November 26, 2008 - Session 20

Approved as amended in Resolution 0298-2008 (Page 44) which was 'Deferred' instead of 'Received for information' ("A" 309/08 (Ward 3))

Carried
MG.01

4. APPROVAL OF THE AGENDA

On a verbal motion, the following items were added to the Agenda

- (i) A motion initiated by Councillor Frank Dale with respect to an Air Rights Purchase Agreement with Fernbrook Homes (Burnhamthorpe) Ltd.

Resolution 02311-2008
SP 06/198

- (ii) A motion initiated by Councillor Pat Mullin with respect to Enersource Corporation ownership (motion to be dealt with following the Notice of Motion by Councillor Parrish on the same matter (17b).

MG.11.Enersource

5. PRESENTATIONS

- (a) Christian Children's Fund of Canada (CCFC) - Certificate of Appreciation

Carol Larusson Froom, Vice-President Marketing and Communications at Christian Children's Fund of Canada (CCFC) presented a certificate of appreciation to Mayor Hazel McCallion on behalf of the City of Mississauga in recognition of Mississauga residents who have sponsored their 1000th. child through the CCFC and who will have donated \$4 million in lifetime giving by the end of 2008. She spoke about the organization and fund raising efforts. Also, she explained that in addition to addressing the symptoms of poverty, assistance to deal with its roots was also needed and the CCFC assists by creating self reliance, providing clean water, nutrition, education, etc. She thanked the City of Mississauga on behalf of the CCFC for sponsoring 1000 children and donating \$4, million for this worthy cause. CCFC also presented Mayor McCallion with a photo of sponsored children from Burkina Faso, Africa holding up a "Thank You Mississauga" sign.

Also, she introduced three individuals who have made a significant contribution to CCFC vision by their contributions. A photograph with them and Mayor Hazel McCallion was taken. Mayor McCallion congratulated them for their work and commitment to make the world a better place.

PR.04

(b) 2008 Business Award of Excellence from the Mississauga Board of Trade

Ellen McGregor, CEO, Fielding Chemical Technologies Inc. and representative from the Mississauga Board of Trade (MBOT) team presented the 2008 Business Award of Excellence from the Mississauga Board of Trade for its environmental initiatives and contribution to the well-being of Mississauga.

The City of Mississauga was recognized for the environmental programs it has put in place over the past years in addition to the support from Council and the Environmental Advisory Committee which has contributed significantly to a reduction in the City's overall environmental footprint. The award is presented by MBOT to organizations that demonstrate a significant proactive commitment by modifying business processes to protect the environment. Ms. McGregor listed the environmental initiatives undertaken by the City which include the establishment of the Environmental Advisory Committee, Energy Management Programs, Anti Idling Awareness Campaigns, etc.

Ms. McGregor advised that in identifying the award recipient, MBOT looked for environmental targets, outreach activities, new environmental initiatives, and the City of Mississauga was able to back every question with supportive statements. She identified some of these achievements which included the support for the Environmental Advisory Committee, Communities in Bloom, Smart Commute, events such as Car Free Day, etc.

Mayor Hazel McCallion accepted the award and its acceptance was photographed. The Mayor also complimented Fielding Chemical Technologies Inc. for their leading role in recycling. She noted that this family business has been in existence for many years and based their business on recycling long before recycling was spoken about.

Mayor McCallion also gave credit to staff including the Environmental Coordinators – Brenda Sakauye and Rajan Balchandani, adding that the City has taken environmental issues seriously across the City of Mississauga.

Also, Mayor McCallion advised that the “Communities in Bloom” was discontinued as part of budget cuts; however, Councillors Dale and Prentice are working with the community to raise funds so that the project can continue.

PR.04

6. DEPUTATIONS

(a) Tax Adjustments

There were no persons in attendance to address Council regarding tax adjustments.

Corporate Report R-1/Resolution 0303-2008
FA.13.Mun

(b) Tax Adjustments Pursuant to Section 359.1

There were no persons in attendance to address Council regarding tax adjustments pursuant to Section 359.1

Corporate Report R-2/Resolution 0304-2008
FA.13.Mun

(c) Living Arts Centre (LAC) Budget and Business Plan

Gerry Townsend, CEO, along with members of the Board of Directors addressed Council with respect to the LAC Budget Summary for year ending August 31, 2009 and three year Business Plan ending August 31, 2011.

Anthea Radford, Chair of LAC Board, explained the business plan and budget for the year ending August 2009, including some new initiatives being planned. She provided highlights of the film festival, cooking demonstrations and working with the Peel Board of Education and Orchestra Mississauga. Further, they are committed to work with the Arts and Culture Department of the City as they embark on their strategic plan and look forward to providing input in this regard. She advised that in the past couple of years, LAC has offered support to Orchestras Mississauga, the Peel District School Board and other community groups. She also noted that Orchestras Mississauga and the Mississauga Choral Society were among groups who had to cancel contracts due to financial hardships; this in turn has a direct impact on the Living Arts Centre. She explained that they have worked with these groups to avoid cancelling in some cases.

Also, she recognized and introduced the three retiring Board members.

Richard Schwartz, Vice Chair, explained the governance of the board, composition of the Board of Directors, adding that they serve for two 3-year terms to ensure experience is shared with the new members. Two City Councillors and the City Manager also serve on the Board. He also explained their recruitment process, adding that there will be 3 new Board Members in February who will replace 3 retiring Directors.

Using a power point presentation, Ron Nisbet - Chair of the Arts and Entertainment Committee showed slides of their successes and explained the programs they run, attendance and their successes. He explained the visual arts, student programs, camp programs and many other events and programs that have been held at the Living Arts Centre. He stated that their rental charges to non-profit organizations is about one third of the rental rate charged to profit organizations.

Gerry Townsend, CEO, provided Council with some details of their financial report and told Council that the economic downturn will have an impact on them as it is evident in the ticket slowdown as well as rental contracts. Despite this, they have introduced several new programs and initiatives that increased attendance last year. The Arts section is carefully watching the economy as it is already becoming clear that revenue from ticket sales will be seriously affected.

Mr. Townsend advised council that despite the current economic challenges, the Living Arts Centre is doing much better than it did several years ago and their revenue continues to exceed their expenses. He also assured Council that they will do all they can to strengthen the impact by seeking new ways to increase sales, cut expenses and manage with their extensive resource of volunteers who were complimented for the Living Arts Centre's successes.

Mr. Townsend introduced managers of his team and thanked Council for their support including those who sit on the Board.

Mayor Hazel McCallion complimented the Board of Directors as well as the many volunteers at the Living Arts Centre who are always so excited about being there and usher people to the events. Mayor also complimented the board for a good job in attracting volunteers.

Councillor Carolyn Parrish requested more information about the Programs Initiative Fund. Mr. Townsend explained the details of Fund, which is used to finance new programs and joint projects, such as MuslimFest, Orchestra Mississauga, Peel Board of Education programs. Mr. Townsend advised that they have about \$600,000 in the fund and will use the money judiciously.

In response to Councillor Parrish's suggestion as to whether the Board can pay back some money to the city from this fund, Mr. Townsend explained that the monies are assigned to groups through a thorough process and was spent very cautiously to help groups to continue creatively which in turn benefit the LAC. Councillor Parrish advised that she had other questions relating to this fund and Orchestra Mississauga where she is now a member and would read through the Budget Summary and set up an appointment if she needed further information.

Councillor Maja Prentice advised that she is on the Board of Directors and is pleased with the work being done by the Board and staff.

Councillor Pat Mullin acknowledged the challenges the Board faces in introducing programs that will be successful. She advised that the fund needed to be used cautiously. Further, the Councillor complimented on the outstanding quality of volunteers that share their time at the LAC. Also, she thanked Gerry Townsend for the positive impact he has been able to make on the Living Arts Centre and wished him success in this trend continuing despite the economy.

Mayor Hazel McCallion stated that promotion was key and hoped that the residents of Mississauga attend the events in Mississauga rather than in downtown Toronto. She is pleased that the Living Art facility is capable of showcasing a variety of events and not simply a performing arts facility and especially loves to see children using the centre for Arts lessons.

FA.04.Liv

(d) Traffic Safety Council – Annual Update

David Brown, Chair, Traffic Safety Council, provided an annual update and statistics with respect to Traffic Safety Council operations. He explained the Kiss and Ride Program which comprised of a morning drop off and an afternoon Dismissal Program. He also explained their role in reviewing site plans for new schools and have made recommendations in the design and layout to eliminate conflicts between students and cars. Further, Mr. Brown also spoke of the crossing guard program stating that there were about 156 crossing guards and 206 crossings in Mississauga.

Mr. Brown spoke about the walking school routes program. He advised that they were encouraging students along with parents and guardians to walk to school along designated walking routes. They have worked with the Transportation and Works Department to identify the most used routes and have the routes signed. Two schools, Bishop Scalabrini and St. Raymonds Catholic Schools have embarked on this program.

Mr. Brown advised that the annual jamboree previously sponsored by the CAA, which recognized school patrollers, has now been cancelled. He advised that they are looking to host one in Mississauga between the two school boards to have a Mississauga Jamboree to recognize the school patrollers.

Further, Mr. Brown advised that this year the Dr. Wood Award recipient was Boris Swedak who has done a lot of work on the Kiss and Ride Dismissal Program. He also highlighted other projects the Traffic Safety Council is working on and thanked Council and staff for their support. He also spoke about the Crossing Guards some of who have done the role for many years in the cold and rain and help children cross the road safely.

Mayor Hazel McCallion complimented the work done by the Traffic Safety Council, a dedicated group, adding that they have accomplished a lot over the years including numerous site inspections which are to be admired.

Councillor Frank Dale wondered how many site plans the committee had reviewed to date, adding that this has made a big difference to the safety of children. He thanked David Brown for his leadership especially in handling irate parents who make deputations to committee.

Councillor Carmen Corbasson, Vice Chair on the Committee, stated that the role of the committee had increased considerably as there is also an education component. She advised that they have introduced programs that increase safety as well as healthier lifestyles. She also complimented the good partnership created with the Peel Regional Police and Parking Control, adding that the Traffic Safety Council comprised of a very dedicated group.

Councillor Carolyn Parrish spoke of a guard who was located at Webb Drive and despite the cold or bad weather, he always had a big smile.

Councillor Maja Prentice also complemented the Traffic Safety Council members for their work on this committee, adding that since they began to review site plans, a big difference has occurred with traffic flow in and around schools in her ward. Also, she added that Boris Swedak is a resident of her ward and keeps her apprised of issues in Ward 3.

MG.08

(e) Mississauga Library Board - Quarterly Update

This matter was deferred until 2009 at the request of Library Services Department.

MG.11

(f) Cabot Trail Development Application

Andrew Ramdeholl, resident, addressed Council with respect to the Cabot Trail Development Application. He advised that he paid a premium for his home on Benjamin Court because it was to be a small street with only 6 homes, however, he has now been advised that the new townhouse complex with 74 units will access off Benjamin Court. He advised that they are not opposed to the townhouse development across from them as they were made aware of this development application, however, he felt that the access should be off Derry Road and not Benjamin Court. Mr. Ramdeholl expressed disappointment that the plans showed the parks, schools and other amenities but not the access off Benjamin Court and that their homes were sold as premium lots on a quiet street.

Councillor George Carlson explained that this was a long standing plan and the only change at this time was that the lands were being developed from freehold to standard condominiums.

Ben Phillips, Planner, Planning & Building Department, confirmed that the subject lands have been so designated since 2003 with access off Benjamin Court.

Corporate Report R-3/Resolution 0305-2008
OZ 08/004 W11

(g) National Flag Day of Canada – February 15, 2008

Athena Tagidou, resident, appeared before Council with respect to National Flag Day of Canada and an event that she is organizing on Sunday, February 15, 2008 from 11:45 a.m. to 12:30 p.m. Ms. Tagidou thanked Council for their support of National Flag Day of Canada in 2008 and for offering to pay the expenses she incurred. She showed photos of the event, particularly in schools where it was celebrated and presented a book “I fly for Canada”.

Ms. Tagidou stated that she was disappointed that only 28 communities across the country participated in celebrating National Flag Day. This year, the focus is to unite Family Day with Flag Day and for the 2009 event, she would like to invite the previous Prime Minister Honourable Jean Chretien to the event.

Also, Ms. Tagidou noted that her expenses last year were about \$680 and hoped to be able to re-use some of the items and keep the expenses even lower. She asked Council if they would again waive the room rental fees as they did last year, adding that she will again be seeking sponsors for the refreshments. Her employer will donate the photocopies and paper costs.

Mayor McCallion expressed amazement at what a single individual can do to make a difference and appreciated Ms. Tagidou's efforts. Mayor McCallion, Councillor Maja Prentice and Councillor George Carlson thanked her for her efforts and offered her assistance for the event.

Mayor McCallion stated that she has been advised that in 2009, Family Day will be a Statutory Holiday in the City of Toronto and she was going to send out a letter to the major retailers about the situation as they were upset last year that the City of Toronto stores were open while Mississauga retailers were closed.

PR.04

(h) 2007 Safe City Report

Brad Butt, Teresa Burgess-Ogilvie and Robert Devolin, Superintendent, Peel Regional Police 11 Division, addressed Council with respect to their 2007 Safe City Report.

Brad Butt advised that they engaged a firm to undertake the 2007 Safe City Report and distributed a copy to members of Council. He stated that every dollar spent on crime prevention resulted in saving thousands in the judicial system and health care costs, adding that their goal is to ensure that Mississauga continued to be the safest city in Canada.

Teresa Burgess-Ogilvie spoke to the Annual Criminal Statistics Report whose purpose is to educate about crime statistics so that appropriate steps can be taken to keep Mississauga safe and be vigilant of crime. She advised that once again Mississauga was nominated the safest City for the 9th consecutive year, adding that a safe life is a right.

On behalf of Chief Metcalfe, Superintendent Robert Devolin thanked the Safe City and city staff for working towards a safe city and wished continuation of this safe environment.

Councillor Pat Saito noted that a similar presentation was made to an earlier Safe City Committee meeting, adding that Safe City will be strategizing on programs that will continue to make Mississauga safe. She stated that she wanted the residents to say that they feel safe in Mississauga. Also, the Councillor noted that although the homicide rate was high, the solve rate was very high. She commended Safe City on their efforts.

Further, Councillor Saito noted that when the Youth Strategy Forum was held in Meadowvale, a question on the survey was about feeling safe and over 80 – 90% of the students responded that they felt safe which is the greatest accreditation this City could achieve.

MG.11.Safe

(i) Mississauga Garden Council

John Heuther – President, Board of Directors, Mississauga Garden Council, addressed Council with respect to a summary of the current education, stewardship, gardening community programs/services and future plans at Riverwood Park. Mr. Charlie Brown, a member of the Garden Council for the past 23 years, was in the audience and was recognized for his commitment and dedication on the committee. Mr. Heuther advised that Mr. Brown will be resigning from the Board and his commitment and dedication would be missed. He highlighted Mr. Brown's contribution over the many years.

With the use of a power point presentation, Alan Vital, Chair of Marketing, addressed Council to explain the education program, garden/horticulture, tree plantings, Earth Day, stewardship, and volunteerism. Also, he explained that many volunteers spend countless hours working on the grounds. He noted that many wedding pictures are taken at the Chappell House. He stated that The Garden Council has changed considerable over the years and as of January 1, 2009, they were planning to change their name to The Riverwood Conservancy to reflect the elements of the various roles that they now undertake. Their volunteers will be known as Friends of Riverwood.

Douglass Markoff, Executive Director, showed slides of the area with the Credit River passing through the site. He showed the McEwan Field Station, its classrooms for students where they teach classes on nature, geography, science and even pond studies. Further, he advised that many new immigrants and new Canadians attend there as well as this past summer, they were able to have Erin Oak bring their special needs children to the Riverwood Park for a 2 week summer camp. Mr. Markoff also advised that they are working with the City of Toronto for a program for children that are legally blind.

Finally, Mr. Markoff explained the research studies being undertaken with the University of Toronto (Living Laboratory). Also, they have a partnership with Scotts Canada who have donated a ton of bird food. And further, they work in partnership with several companies i.e. Price Waterhouse, City Bank, Deloitte Touche, to name a few. Mr. Markoff also advised that in addition to new and native plantings, the Mississauga Garden Council is introducing varieties of cactus that are native to Ontario. Further, he noted that there are about 60 species of birds that are tended to in the Riverwood Park, a healthy

population of frogs and deer. Also, they have struck a partnership with Community Living who attend weekly to help maintain the gardens.

Mr. Markoff complimented the hundreds of volunteers and thousands of volunteer hours provided to the Riverwood Park and their many corporate sponsors and partnerships which included Humber College, University of Toronto, School Boards and Erin Oaks. He explained the future plans for the Riverwood Park which will continue to support the vision for the City of Mississauga, Credit Valley Conservation, etc. expand its accountability, continue its fiscal prudence and outreach further into the community while expanding partnerships.

The Mississauga Garden Council presented Members of Council with a pot of "Paper White" bulbs.

Mayor Hazel McCallion expressed satisfaction with the progress made by the Mississauga Garden Council. She noted that the Visual Arts Council was now also on the property, complimenting on the jewel of property now in City ownership which she referred to as a magical place at all times of the year. She noted that the road leading into the park is now named Riverwood Park Lane. The Mayor also expressed pleasure to hear that students were benefiting from the property and especially the children from Erin Oaks.

Councillors Carolyn Parrish, Nando Iannicca and George Carlson recognized Mr. Charlie Brown for his work on the Garden Council.

Members of Council thanked the many volunteers for their work on this park and throughout the City.

CD.10.Riv

(j) Garbage/Litter at rear of Plazas

Benita Grist, resident, addressed Council with respect to a petition submitted by the area residents regarding garbage and litter behind plazas. Ms. Grist requested that Council review the by-law relating to garbage and outdoor storage at the rear of plazas and objects not attached to buildings and that appropriate by-laws be enforced rather than warnings issued. She expressed objection to the unsightly storage of crates, opportunity for drug trafficking, etc. at the rear of plazas, which she noted attracted rodents, etc. She also advised that the cleaning staff attend the plaza very early in the morning and their noise impacts the residents who back on to the plaza.

Ms. Grist advised that the area is cleaned after each complaint and has been advised by staff that the plaza owner does not have to provide the City contact information.

Councillor Carolyn Parrish advised that after speaking with Ms. Grist, she contacted the Enforcement Division and was advised that there were no outstanding complaints on record at the plaza in question, however, the property is cleaned each time the Bylaw Enforcement staff visit the site when the residents complain. She suggested that if there is a future report on this matter, she would like the noise issue also addressed as there is nothing to dictate what time cleaners can start work on a location adjacent to homes where bedrooms face the plaza.

Councillor Maja Prentice advised that she too has had property standard issues in plazas in her ward which were cleaned on a temporary basis after complaints. She asked staff to bring back some recommendations on something that can be enforced with a fine so that plaza owners and tenants are more diligent about keeping the property clean. She did not feel that a warning was sufficient.

Councillor Pat Mullin advised that in her Ward there are several older strip plazas with older dumpsters that do not lock properly, overflowing as neighbours also dump into them and they are not maintained. She stated that this was a huge problem in her ward.

Petition P-1
EC.04

(k) Public Complaints Report and Public Question Period Report from General Committee

Don Barber, resident, addressed Council with respect to the Public Complaints Report and Public Question Period Report from General Committee on December 3, 2008. Mr. Barber indicated that he had two separate matters to raise with respect to the two policies.

With respect to the Public Complaints Report, he felt that the public should feel safe when dealing with City Hall and felt that the City needed an ombudsman. He listed a number of matters on which he has stood up for relating to the Cawthra Bush and spoke about the environmental matters he has lobbied for. Mr. Barber felt that the Public Complaints Policy was being created because he has been forcing the City to do so because when he filed his complaints there was no process in place. He felt that there were many who wished to file complaints but felt intimidated to do so. Also, he felt that currently, City staff investigate complaints against themselves and the policy covered too many issues and Corporate Security had their own policy. He felt that people should be able to write in and these letters including his should be considered formal complaints. Mr. Barber felt that the Complaints Policy

needs more work, and he has been in touch with the Ontario Ombudsman, Andre Marin, who has offered to assist if invited to do so. He read out a copy of the letter from the Ombudsman and provided Council with the copy, stating that if the City did not ask the Ombudsman to become involved, it was an indication that an effort to handle complaints without a bias is not made.

Further, Mr. Barber listed that there were a number of documents in the various sections under by-laws, agreements, human resources, corporate security, etc. too many sections for someone to have to go through and felt that in this way, complaints may get flushed. Also, he suggested that there should be a formal process for complaints and they should be tracked, adding that there were no time limits in place on how long videos are saved. He felt that the time limits for reporting as per the Corporate Policy were unreasonable and too tight.

Also, Mr. Barber felt that the words “frivolous and vexatious” were used too often and did not feel that Security should investigate complaints against themselves and that politicians should not be excluded. Mr. Barber also advised that there were a number of questions raised at General Committee to staff with respect to this policy and hoped that they would be addressed. Further, Mr. Barber asked about the status of his questions relating to Corporate Security and when his complaints would be responded to.

Mr. Barber also cited the judgement in Mr. Batista’s incident which he had requested be included in the Agenda under Correspondence. He suggested that this incident should not happen again and requested that Councillor Pat Saito offer a public apology.

Councillor Pat Saito explained that at no time she asked that charges be laid and that a reasonable citizen brought the poem to attention and the Peel Regional Police interviewed Mr. Batista and following that interview, they sought to lay charges. She advised that Mr. Batista called her office with respect to taxes charged by his builder and it was between his builder and the Assessment Office, however, she worked with the builder on the matter, adding that her office responded to him courteously that the cheque would be in the mail, however, Mr. Batista was not satisfied.

Councillor Saito acknowledged that several other residents were also upset when they received their tax bill, however, no other resident saw it fit to react in the manner that Mr. Batista did and hence did not see a need to apologize.

Councillor Saito advised that complaints from residents are addressed on a regular basis through a number of processes and suggested to Mr. Barber to contribute his efforts in a more positive manner, adding that there are residents in the City who just cannot be pleased.

With respect to the General Committee recommendation relating to the Public Question Period, Mr. Barber suggested that there be a timer placed in the Council Chambers so that people at the podium know how much time they have and how to pace themselves.

Also, he wished to remind Council before the policy was changed, the previous Public Question Period time was used for congratulatory, announcements, spur of the moment matters and felt that it would be more democratic if the City went back to the old way. He felt that Council then had the right to listen or not to listen to the speaker.

Mayor Hazel McCallion verbally moved receipt of the letter from the Ontario Ombudsman and advised Mr. Barber that his comments will be taken under advisement.

PR.09

(1) Enersource Ownership – Notice of Motion

Dorothy Tomiuk, Secretary, Mississauga Residents' Associations Network (MIRANET) addressed Council with respect to the matter relating to Enersource Ownership. She explained the Miranet Organization and its goals.

Ms. Tomiuk stated that the Enersource issue has been dealt with largely in Camera and requested that the adapted versions of Corporate Reports on this matter be released so that the residents have proper disclosure and can provide proper comment on its ownership. She stated that Miranet is unable to take a position on the Enersource matter or the buy out of Borealis without knowing the details. She listed several questions with respect to how such a purchase would benefit the residents of Mississauga. She also pointed out that the current recommendation is that the City pursue negotiations to purchase Borealis' 10% share. Her questions further related to the \$1.5 million deficit in infrastructure funding, need to raise taxes, impact of the purchase on the budget, need for a power generation facility in Mississauga, etc. and how the current economic environment fitted in with the purchase of 10% Borealis share.

Ms. Tomiuk stated that there was not enough time today to ask the questions, or for the City to explain and receive the answers and being so close to the holidays, she strongly requested that a public meeting be held in January where broader information is released so that the attendees can better understand the purchase of this public asset and that the motion before Council be deferred.

With respect to the questions relating to Enersource, Ms. Tomiuk advised that they are confused as they have attempted to follow through the discussions and each time the resolutions have been different, adding that it first began with streetlighting, then there were discussions relating to the salaries of the Board members, then the discussions focussed on selling Enersource, and now the discussions are to buy Borealis. Further, she pointed out that there are other comments and concerns surrounding agreements with Borealis as a partner; that members of council were not being fully aware of the conditions in the agreements and all of this has left them confused over the direction the City is taking with respect to Enersource.

Mayor Hazel McCallion expressed appreciation for being invited to a meeting with the City Manager to respond to their questions, particularly about the financial situation at the City. She stated that an organization such as Miranet was excellent as it was difficult to explain details to residents across the City and although the City corresponds with the ratepayer's organizations, they do not always provide feedback as Miranet has done. She congratulated Miranet because now the issues are put on their agenda and discussed with feedback.

Mayor McCallion briefly explained the history of the Enersource discussions, stating that it started about a year and a half ago with respect to streetlighting and then it was the issue of compensation. The Mayor explained that it was at this time that the issue of the agreements came to light. Mayor McCallion stated that most of the discussion has been held in Camera and until now could not be discussed in public, however, the current Notice of Motion by Councillor Carolyn Parrish suggests that the matter be discussed in public.

Councillor Pat Mullin requested that Councillor Parrish's "Notice of Motion" 17(b) be moved forward. She also advised that she has prepared a motion that supported re-negotiating the agreements since the Put was to expire on December 31, 2008. She advised that her residents have been in contact with her expressing confusion and supported having both motions deferred until after the public meeting. Councillor Mullin's motion read as follows:

"WHEREAS the City of Mississauga and Borealis Energy Corporation ("Borealis") entered into a Strategic Alliance Agreement in December, 2000 through which Borealis obtained a 10% ownership interest in Enersource Corporation, and subsequently entered into both a Put Agreement whereby the City could put its shares in Enersource and Borealis would be required to acquire them at the specified price, and a Shareholders Agreement;

AND WHEREAS City Council has determined that it will not exercise the Put or take any other action to sell its shares in Enersource;

AND WHEREAS the Shareholders Agreement is reflective of the fact that Borealis has until this point in time, had exposure that goes beyond those of a

typical 10% shareholder because the PUT Agreement required Borealis to commit to the potential acquisition of 100% of Enersource shares at a future date, which gave Borealis a significant interest in ensuring that the value of the assets did not deteriorate;

AND WHEREAS given that the Put agreement is about to expire and therefore it is appropriate to amend the Shareholders Agreement between the City and Borealis to reflect the proportionate shareholdings of the parties,

NOW THEREFORE BE IT RESOLVED:

1. That the Mayor, the City Manager and the City Solicitor be authorized to negotiate amendments to the Shareholders' Agreement with Borealis to provide for Borealis to have no additional rights, other than those normally enjoyed by a 10% shareholder"

The above motion was to follow the "Notice of Motion" moved by Councillor Parrish (17(b) on the Agenda), however, ultimately the Notice of Motion was adopted with a recorded vote and the above motion by Councillor Pat Mullin was not dealt with.

Mayor McCallion advised that she supported having another public meeting and suggested deferral of the Notice of Motion as well as Councillor Mullin's above motion until a public meeting was held.

Given that discussion on this matter would take considerable time and there were several deputations yet to be heard, Council requested that discussions on the Enersource matter be deferred to the end of the deputations so that deputants in the audience on other matters could be heard. The Enersource matter was again discussed after the Afternoon break.

Councillor Pat Saito felt that it was difficult for the public to make an informed decision on how to proceed with the Enersource matter, especially since most of the matter discussed in Camera over several meetings and advice which was received from outside consultants could not be shared. The Councillor felt that that now they have all the information, it was appropriate to hold another public meeting and bring the information to the forefront. She advised that she has been very open with her residents and expressed her position that she did not support selling Enersource, however, she is supportive of the agreement being renegotiated.

Further, Councillor Saito concurred that the Enersource discussions have taken different directions and she has assured her residents that she has to be convinced before she agrees to sell the utility. Currently, the position was that the City was not going to sell Enersource or exercise the Put. The Councillor felt that there were opportunities for Enersource to grow further and the City could realize the benefits. Further, she added that the City has had a good relationship with Borealis and with

the expiry of the Put, there was an opportunity to make some changes and re-negotiate the agreement.

With respect to buying the 10% share of Borealis, Councillor Saito felt that there may be a time in the future to buy the 10% when the economy was more stable, but now was not the time, especially given the number of unfunded Capital items and the need to minimize a tax increase, the purchase would have an impact on the budget and this was not the right time. She pointed out that even though we would like to get input from the residents as the City has often done, ultimately, Council will have to make a responsible decision.

Councillor Carolyn Parrish advised that she wished to move her motion 17(b) forward on the Agenda. She explained the motion, stating that this discussion was precipitated by two significant impending dates i.e. October 17, 2008 – a deadline for a tax free sale to another public utility and December 31, 2008 – a fixed price sale to the 10% partner –Borealis, and about a third would go in a transfer tax to the Province.

Further, Councillor Parrish explained the compensation issue which is when it was discovered that there were clauses in the agreement that gave Borealis certain powers which the Councillors were not aware of. This final agreement was not brought back to Council so in effect there were two agreements, one in December 2000 and one in January 2000 which included a number of additional clauses. Councillor Parrish advised that when the issue of the salaries for the Enersource Board of Directors was raised, it was found that Borealis exercised their veto privileges. The City hired the firms of Credit Suisse and Stikeman Elliot to give advice on the agreement, possible sale and other options for Enersource at a cost of \$422,000 and during that investigation, one of the things that came up was that Borealis had the first right of refusal on any possible sale. She concurred that Enersource was an asset and should not be sold.

Councillor Parrish explained the chronological circumstances surrounding the Enersource matter in considerable detail and explained how the various tangents unfolded. She advised that when the lawyers went through the agreements and they found the changes made to the agreement that benefited Borealis giving them a lot more power than if they only had a 10% share. Further, Councillor Parrish explained that at the public meeting held on this matter, 4 residents suggested that the 10% share be purchased by the City. Her proposed motion stated that Enersource not be sold at this time but that the City negotiate to purchase the 10% Borealis share. Councillor Parrish listed all the dates of the discussions held recently in Camera and highlighted the options discussed at each meeting, summarizing that the clauses in the agreements gave Borealis a lot more than 10% of the power.

Councillor Parrish explained how this could be accomplished financially. She stated that the City received \$319 million from Hydro Mississauga in the year 2000 and put it in reserves. Monies were made on dividends from the year 2000 to 2007. She felt that using the monies from the reserves along with a small or no tax increase, the City could buy back the 10% and own Enersource in its entirety.

Mayor Hazel McCallion advised that staff were directed to work out the conditions on the agreements and she relied on them to be in the City's best interest. The Mayor explained that given the number of by-laws and agreements that go through each Council, this is routine procedure to have staff work out the details once approved by council. Further, she advised that in Camera she had pleaded that she be given direction to renegotiate the agreement with Borealis as they were a valuable partner, however, this direction was not given. Mayor McCallion agreed that another public meeting should be held as soon as feasible, to give the residents a full explanation of the matter and it was not fair to Enersource and their staff to raise the issue of Enersource ownership so regularly.

Councillor Pat Mullin agreed that the residents were confused with the several directions this Enersource matter took, adding that much of the information has been In Camera and could not be shared. Also, she expressed concern that the matter be dealt with in a piecemeal manner and that the two motions be referred to after a public meeting. She expressed disappointment that Borealis was not being portrayed fairly as they have not exercised undue power. Further, she expressed concern with how the utility was being dealt with. Councillor Mullin explained her motion that since the Put is about to expire, that the agreement be renegotiated so that they have no additional rights other than those enjoyed by any other 10% share holder.

Councillor Mullin suggested that this matter be referred to a public meeting and that the CEO and Chairman of Enersource be invited to make a full presentation. Also, she requested that there be a report from staff on the financial implications as there has been no input from staff to date. Councillor Mullin also asked that both motions i.e. Councillor Parrish's motion and hers be referred to the public meeting as well.

Councillor Carmen Corbasson explained that much of this discussion surrounded the agreements when it became evident that even through Borealis had 10% share, they had 100% veto power and this was again raised when the compensation issue was brought to the table.

Councillor Corbasson asked if the information provided in Camera which could not be shared at the previous public meeting, would now be divulged if a future public meeting were to be held; if not, the results would be the same as the previous meeting. The Councillor advised that she agreed that through feedback from the residents, there was no support to sell Enersource but there was support to buy the 10% Borealis share. She also agreed that the objectionable clauses needed to be removed, adding that there were more than one objectionable clause.

In response to questions as to why the matter was discussed in Camera, Mary Ellen Bench explained that the Act is permissive and would have affected the value of the asset in the event that there was a decision to sell the asset.

Councillor Nando Iannicca stated that the residents stated that it was a good asset to have and that the City should own it, hence he supported buying back the 10% share. He stated that the City would buy it back from the proceeds of the entity itself. Further, the Councillor suggested that once the City was in full ownership of the utility, the City would have better control and running the Board would not be as costly, they would be fully accountable to the residents of Mississauga and would provide much larger opportunities in the power sector. Further, he read out some clauses to explain the legal obligations of the members of Council who sit on the Board of Directors at Enersource including a section regarding compensation.

Councillor Maja Prentice felt that Borealis put the clauses in to protect themselves as would any investor. She also cautioned that there was a downturn in the current economic climate, infrastructure needs that cannot be funded due to budgetary constraints and projects in her ward could not be done because of lack of funding. She concurred that full explanation was not given at the public meeting due to sensitivity of the In Camera discussions. Councillor Prentice agreed that this matter needed to be cleared as soon as feasible as there was a cloud hanging over Enersource for the past year and that Borealis was a good financial partner and has brought positive things to the table. Councillor Prentice did not feel that a decision either way should be made at the December 10, 2008 Council meeting but that she supported a public meeting to educate the public and take their comments into consideration.

Councillor George Carlson stated that if Council knew that they did not have the rights or were happy with the current agreement, this discussion would not have occurred. He stated that he supported the idea of public ownership and buying the 10% back but he did not support selling this asset in its entirety. He felt that the monies spent would be gained back when the City owned it fully. Also, he felt that the Board Meetings could be held here at City Hall with minimal costs and open to the public similar to other meetings of council.

Councillor Pat Saito stated that she simply could not understand how the agreements were signed without council's final approval, adding that hours and hours were spent going through the reports in detail. She recalled that the conditions were approved in principle and approval was given for the Mayor to sign the agreements and it was only in 2007 that it was discovered by the outside lawyer that there were additional clauses added to the agreements.

Councillor Saito indicated that she had no problem owning the asset, she had a problem taking monies from the reserve in this economic climate to buy the 10%. Also, she was not willing to take monies from Ward 9 projects to fund this, adding that the City is running out of reserves and although not in current financial difficulty, it will have a huge impact if the City spent millions to buy the 10%.

Councillor Saito also cautioned that there was no staff report to advise where the monies would come from, it is not a budgeted item and the monies were put into reserves at the time to avoid huge tax increases over the years. She felt it was important to have the entire financial picture at the public meeting so that the full picture is before the public.

Councillor Carolyn Parrish advised that the hydro reserves were used to give 0% tax increases over several years and that there were monies in the Enersource reserve as well. She advised that the next public meeting should occur after the buy back and a decision on the buy back should be made now.

Mayor McCallion pointed out that the Enersource Board was never given the opportunity to renegotiate the agreement and that should occur. She also felt that the benefits of having Borealis as a partner should be weighed. Mayor McCallion also pointed out that the economy today is not positive and could not support buying Borealis' share when projects to renovate old and aging facilities have been deferred. She stated that the City has been asking the Province for more money because there are projects that need to be completed. Further, she noted that staff have not been asked for their advice or recommendation in the purchase. Mayor McCallion further pointed out that the City of Toronto was selling a portion of their hydro to meet some of their financial challenges, expressing concern that the buy out funds would have to come from reserves which she felt was not acceptable. Mayor McCallion urged that the agreements be renegotiated first and then evaluate the situation. Mayor McCallion also pointed out that she was not aware of any other issue beyond the salary issue and this was unfair treatment, adding that Borealis was a strong financial partner and the public should know that.

Mayor McCallion also pointed out that public meetings are held on many issues at the City of Mississauga and this matter too should be taken to the public for input.

Don Barber, resident, addressed Council to enquire who was involved with the agreements and was advised that the previous City Manager, David O'Brien worked on them.

Roy Willis, resident, stated that he appreciated the open discussion at this meeting and if the same information was provided to the public at a public meeting, the residents would welcome the discussion. He stated that Council was now answering questions that were not disclosed before and suggested that a public meeting be held but noted that at the end of the day, Council will have to make the final decision as they are elected to make such decisions. He did not feel that a couple of months would make a difference. The Mayor concurred that a public meeting was necessary to get input from the residents before making a final decision.

Paul Smith addressed Council and asked for clarification with respect to the Enersource agreements and the status of the agreements after December 31, 2008, when the Put expired. Mr. Smith was advised that the Put will expire but the clauses in the agreements will still exist unless the agreements are renegotiated. Further Mr. Smith expressed surprise that only now the matters of objection including overpayment to the directors were now being brought to light. Also, he felt that Borealis could charge a high amount for their share since they have the veto, however, he also felt that the money could be recovered. The Mayor explained that her comments regarding not having the money referred to the City's policy on spending on unfunded items. Also as the City had matured, revenues on development levies were not coming in as it used to.

Councillor George Carlson did not have a problem with having a public meeting but felt that Council should give direction in principle to negotiate the purchase and once the price was known, the public would have an idea as to whether or not Borealis should be bought out.

Don McVie, Port Credit Village Association, addressed Council stating that he supported the public meeting and spoke to some of the discussions. He concurred with Councillor Carlson that it may serve well to either renegotiate the agreement or negotiate the purchase of the 10% before having the public meeting.

Dorothy Tomiuk advised Council that as Secretary to Miranet, she receives e-mails from ratepayer organizations across the City and there is a wide range of opinions about the Enersource/Borealis sale/buy out, however, there is a consistent agreement that there is not enough information to make an educated decision on it. She stated that based on the discussions today, the only issue now at hand is whether or not the City should buy out Borealis. She did not feel that anything else in the history of Enersource mattered. She stated that it was ironic that 4 people out of 28 speakers suggested a buyout and that 4 people could persuade Council to buy out Borealis. She asked whether there was the money in this difficult economic time and with a strong economic partner like Borealis, she wished to see the strategy of Council and urged that a public meeting with more information be held first as the residents are not confused. Further, she added that there are figures from \$25 - \$40 million for the buyout and in an economic downturn, council needed to look at this very closely.

Councillor Nando Iannicca advised that he was going to support the motion because he did not wish to go through the public meeting all over again and not being able to give all the information.

Councillor Parrish requested that the members of council who sat on the Enersource Board be permitted to go into the negotiations with the City Manager.

Councillor Saito again expressed concern that no new information has been brought forward with respect to where the money will be funded from. She referred to Paul Smith deputation with respect to the dividends and monies earned, however, she felt

that there has been no staff report on the financial situation to assist in making an informed decision. She felt that she needed staff's recommendation on whether this investment should proceed or whether the money was better spent on infrastructure. Councillor Saito summarized that she wanted to know via a report on how such a purchase would impact the City's budget.

Further Councillor Saito expressed concern that to approve the negotiations to buy out the 10% in principle and to vote without knowing where the money was coming from was of further concern to her. She was also concerned that staff would be given direction to proceed with negotiations with intent to purchase the 10% share without Council knowing the full financial implications. She stated that she could not support the motion at this time as she did not have all the information before her today to make a responsible decision.

Janice Baker, City Manager, explained that she had provided council with an In Camera report with 3 options. She briefly explained the three options and stated that the only option she could recommend was the revolving fund which was created from the proceeds of the original Enersource purchase transaction. She advised that at the Budget meeting, a thorough overview was given on the challenges and if this amount was added to the expenditure, then it would have an impact on the reserves or staff could create models for each of the options by adding it to the external debt.

Mayor McCallion stated that it would be precedent setting to make a decision without knowing where the money was coming from. She stated that if Council did not support a public meeting, she as Mayor would call a City wide one as she felt a public meeting on this matter was imperative. She stated that she has held meetings on several major issues and this was needed to inform and receive feedback from the residents.

On a motion by Councillor Carolyn Parrish, the following was voted on and a recorded vote was taken:

WHEREAS an in depth discussion regarding the City's asset known as Enersource has been ongoing throughout the year;

AND WHEREAS this discussion was precipitated by two significant, impending dates: October 17, 2008 for tax-free sales to other public utilities and December 31, 2008 for a fixed-price sale to our 10% partner, Borealis;

AND WHEREAS a financial advisor was hired (Credit Suisse) through an R.F.P. and an outside legal firm (Stikemans) was retained to provide Council with an evaluation of Enersource and to advise Council of all possible options available regarding Enersource;

AND WHEREAS the process has included a consultation with the public in the form of an advertised public meeting held the evening of Thursday June 26, 2008;

AND WHEREAS the process resulted in awareness by Council that the original Shareholders' Agreement is heavily weighted to the advantage of Borealis – in effect giving the 10% shareholder powers of veto far in excess of their proportional share of the entity;

AND WHEREAS several outstanding issues require resolution by Council and should be made –excluding specific monetary values and details – in public so that all interested citizens are aware of both the resolutions and the rationale behind them;

NOW THEREFORE LET IT BE RESOLVED THAT Council debate this matter in public session; and further

THAT Council will not sell its 90% interest in Enersource at this time; and further

THAT Council will not be exercising its option to sell Enersource to Borealis at a fixed price and further, will not seek to renew that option; and further

THAT Council continues to negotiate the purchase of Borealis's 10% of Enersource at a fair and reasonable price.

A recorded vote was requested with the following results:

	<u>YES</u>	<u>NO</u>
Mayor H. McCallion		X
Councillor C. Corbasson	X	
Councillor P. Mullin		X
Councillor M. Prentice		X
Councillor F. Dale	X	
Councillor E. Adams	X	
Councillor C. Parrish	X	
Councillor N. Iannicca	X	
Councillor K. Mahoney	Absent	
Councillor P. Saito		X
Councillor S. McFadden	X	
Councillor G. Carlson	X	

Recorded Vote

Carried (7-4 / 1 Absent)

Notice of Motion 17(b)

MG.11.Ene

(m) Winding Lane Bird Sanctuary/Ivor Woodlot - 3230 Mississauga Road

Laurie Arbeau, resident, addressed Council with respect to the Winding Lane Bird Sanctuary/Ivor Woodlot at 3230 Mississauga Road. She showed photos of the Bird Sanctuary, Winding Lane, the remnants of Mr. Ivor's burned down cottage, and cages used to rehabilitate injured birds, large trees, wetlands, etc. and explained some of the photos with the animals and birds. Ms. Arbeau urged the City to purchase the lands. She felt that there was a need to preserve this site in honour of Roy Ivor and Bernice Inman-Emery. She showed an article about Roy Ivor who ironically died on December 10th. 1979, the same day as she was pleading with Council to purchase the property and leave it as a conservation area in its natural beauty.

Mayor Hazel McCallion advised that the City was reviewing the property and considering this carefully. As it is an acquisition of property, the discussions are held in camera.

PO.10

(n) Winding Lane Bird Sanctuary/Ivor Woodlot - 3230 Mississauga Road

Kirsten Burling, addressed Council on behalf of the South Peel Naturalists' Club with regard to 3230 Mississauga Road, the Winding Lane Bird Sanctuary. With the use of a power point presentation, Ms. Burling showed photos of the area urging that this property be protected from any development and that its natural and cultural heritage be preserved and that Roy Ivor's contributions to the preservation of wildlife be recognized.

Ms. Burling also suggested that a commemorative plaque be installed beside the chimney of the cottage.

Mayor Hazel McCallion advised that the City was looking at this property, the information received by both presenters was useful and the discussions would have to occur in Camera.

PO.10

(o) Proposed Tax Increase

Brent Somerville, resident, addressed Council with respect to the proposed tax increases. He advised that he was deeply concerned about any proposed tax increases this year, adding that he would be willing to accept an increase at or close to inflation rate, but not much higher than that figure. He listed large companies that had filed for bankruptcy or laying off.

Janice Baker, City Manager, responded that there have been a number of budget meetings held to discuss how to keep the tax increase as low as possible and council has agreed to some significant cuts in several administrative areas and are continuing to look for ways to have the tax increase impact lessened. The City Manager explained that the Consumer Price Index was 5 – 6% and was not the same as inflation. She also explained that the economic challenge has come upon the city fairly quickly and there are some binding pressures that need coping. She also advised that staff, service and maintenance costs are high with some union agreements being already signed and final budget decisions will be made in January and assured Mr. Somerville that all attempts to keep the tax increase to a minimum are being made.

Mr. Somerville suggested that Council should have a benchmark to gauge or measure their spending. Also, he asked about the cost of living increases for staff. Mayor McCallion explained that union contracts have already been entered into and Council is looking at it very carefully.

Councillor Carolyn Parrish stated that there were a lot of pressures the city was now facing as it matured including reduced Development Charges. She advised that they had to look to reduce about \$8 or \$9 million and much to the displeasure of some, programmes such as Communities in Bloom, had to be removed from the budget. Further, she explained that the City's tax bill included the Region of Peel and education costs as well. She suggested that Mr. Somerville make a similar deputation to the Region of Peel as the tax bill contains the Regional services. Councillor Parrish also advised that originally they had looked at a 5% increase to put monies in reserve but have now reduced that to 1% for reserves, adding that there have been many cuts with increased user fees. Also, the City has also to cope with reassessments which were frozen for the past two years.

Mayor McCallion stated that the City was fortunate to have put aside monies and built up reserves during good years and are now using them, adding that the City of Mississauga was in a much better state than many other cities, however, these surpluses are now dwindling. She stated that a 1% tax increase is being put on the budget for reserve to avoid future heavy tax increases.

The Mayor assured the deputant that the budget will be looked at responsibly and hoped that the winter would not be as harsh as last year so that those reserves are not depleted.

Councillor Maja Prentice also explained the cuts that are being considered including library hours, increased user fees and will add 1% increase for reserves. She explained that the budget was still in discussion and the final budget books were not yet received. The Councillor assured the resident that Council would deal with the budget responsibly.

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

(a) Winding Lane Bird Sanctuary/Ivor Woodlot - 3230 Mississauga Road

Don Barber, resident, addressed Council with respect to the above matter, advising that he visited the and suggested that the bird sanctuary be preserved and that there may be organizations in Mississauga that may be interested in wild life care and may want to keep Roy Ivor's dream alive for generations to come. He suggested that the lands be maintained as a wild life reserve centre.

PO.10

Committee recessed for lunch at this point in the Agenda (1.15 p.m.) for approximately half an hour and reconvened at 1:45 p.m. In the absence of members of the audience who were still to be heard and had not returned from lunch, Council proceeded to deal with other routine matters including Corporate Reports.

(b) Ursula Keuper Bennett addressed Council with respect to the Public Question Period and Public Complaints Policy.

With respect to the Public Question Period, she requested that the General Committee and Budget Committee matters be included and she was advised that they were and hence she could speak to them.

With respect to the Public Complaints Policy, she read out statements from the Chief Justice McMurtry and Alvin Curling, with respect to youth violence and bullying. She stated that 2 years ago on December 11, 2006, she wrote urging that Council not pass the revised Mississauga Vandalism, Violence, Bullying Policy or the newly drafted Video Surveillance Policy as she felt that these policies would have a negative effect on youth, especially the at-risk youth. She felt that these policies could be invoked with a simple piece of paper and that youth tend to shoot their mouth off and often do not have appropriate controls and could attract the attention of Corporate Security. She felt that Police have an accountable process in place. Ms. Keuper Bennett stated that the policies have been passed without regard for her request.

Ms. Keuper Bennett made reference to Page 2 of the Corporate Report which indicated that there was no requirement in the Municipal Act for a municipality to have a complaints policy in place. She stated that she was convinced that not having this policy would result in youth, especially marginal and youth at risk, being overlooked. She raised several issues relating to her concerns, adding that there were many flaws with both the

above policies. She felt that this Complaints Policy was more stringent than the one that applied to Corporate Security.

Ms. Bennett suggested that the City should create a Public Complaint Policy as suggested by Don Barber, and this would also address marginalized groups and youth at risk. Further, she asked how Bill 159 applied to Corporate Security, adding that the new policy approved by Council was very stringent. She noted that the contract security guards would be under the Provincial Legislation while the full time staff would be under the City's policy. Ms. Bennett advised that she contacted the City of Brampton Corporate Security and was advised that their guards had to comply with all provisions of Bill 159 and must also receive in-house training with respect to customer service. She also read out a letter which indicated that the City of Brampton used their policy to cover areas beyond Bill 159, adding that all guards in Corporate Security should fall under one policy.

Also, Ms. Keuper Bennett enquired if Corporate Security was investigated with respect to the Don Barber's request for investigation of Corporate Security's conduct of operation. Further, she asked if broader consultation took place before the Policy was approved.

Ms. Keuper Bennett asked if any youth groups were consulted on the Corporate Security policy. Brenda Breault, Commissioner, advised that all policies are extensively distributed for comment before they are approved by Council. Councillor Pat Saito also advised that she will discuss the issue with a youth group in Meadowvale and will ask them for their formal written comments on both policies, adding that she has received informal comments and has been told the youth need to be held accountable for their actions.

Also, Mary Ellen Bench, City Solicitor, responded that the policies have taken into account compliance with the requirements of the Bill.

Mayor Hazel McCallion suggested that Ms. Keuper Bennett submit her questions in writing and so that it can be dealt with by the appropriate staff.

PR.09

8. CORPORATE REPORTS

R-1 Tax Adjustments

Report dated November 26 2008 from the Commissioner of Corporate Services and Treasurer with respect to Tax Adjustments

RECOMMENDATION:

That the tax adjustments outlined in Appendix 1 attached to the report dated November 26 2008 from the Commissioner of Corporate Services & Treasurer for applications for cancellation or refund of taxes pursuant to section 357 & 358 of the *Municipal Act*, be adopted.

Resolution 0303-2008

FA.13.Mun

R-2 Tax Adjustments Pursuant to Section 359.1

Report dated November 26 2008 from the Commissioner of Corporate Services and Treasurer with respect to Tax Adjustments Pursuant to Section 359.1

RECOMMENDATION:

1. That the 2008 prior annualized adjustments outlined in Appendix 1 attached to the report dated November 26, 2008 from the Commissioner of Corporate Services & Treasurer for tax adjustments pursuant to Section 359.1 of the *Municipal Act*, be adopted.
2. That the 2008 final taxes for the properties listed in Appendix 1 be recalculated accordingly.

Resolution 0304-2008

FA.36

R-3 Rezoning Application – Cabot Trail Estates Ltd., 7090 Benjamin Court, east side of McLaughlin Road, north of Derry Road West, OZ 08/004 W11, Ward 11

Report dated November 11, 2008 from the Commissioner of Planning and Building with respect to a Rezoning Application – Cabot Trail Estates Ltd., 7090 Benjamin Court, east side of McLaughlin Road, north of Derry Road West, OZ 08/004 W11, Ward 11

RECOMMENDATION:

That the Report dated November 17, 2008, from the Commissioner of Planning and Building recommending approval of the application under file OZ 08/004 W11, Cabot Trail Estates Ltd., 7090 Benjamin Court, 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 "H-RM4-40" (Townhouse Dwellings) to "RM6-Exception" (Townhouse Dwellings on a CEC-Private Road) to permit 74 common element condominium townhouse dwellings in accordance with the proposed zoning standards described in the Information Report except for the setbacks to the "R-10" and "C3-45" zones, be approved subject to the following conditions:
 - (a) That the northwest corner of the site be zoned "B" (Buffer).
 - (b) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
 - (c) 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 Catholic District School Boards not apply to the subject lands.
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 0305-2008

OZ 08/004 W11

- R-4 Official Plan Amendment and Rezoning Application – Casaco Developments Inc., 1195, 1197 and 1203 Lorne Park Road, east side of Lorne Park Road, north of Queen Victoria Avenue, OZ 07/020 W2, Ward 2

Report dated November 11, 2008 from the Commissioner of Planning and Building with respect to an Official Plan Amendment and Rezoning Application – Casaco Developments Inc., 1195, 1197 and 1203 Lorne Park Road, east side of Lorne Park Road, north of Queen Victoria Avenue, OZ 07/020 W2, Ward 2

RECOMMENDATION:

That the Report dated November 17, 2008, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/020 W2, Casaco Developments Inc., 1195, 1197 and 1203 Lorne Park Road, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the application have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That the application to amend Mississauga Plan from "Residential Low Density I" to "Residential Low Density II – Special Site" and "Greenbelt" to permit semi-detached and townhouse dwellings in addition to the currently permitted detached dwellings and to recognize the greenbelt lands, be approved subject to the following:
 - (a) That semi-detached and townhouse dwellings be allowed in addition to the permitted detached dwellings at a maximum density of 19 units per net residential hectare (8 units per net residential acre).
3. That the application to change the Zoning from "R2-1" (Detached Dwellings) and "D" (Development) to "RM4-Exception" (Semi-detached and Townhouse Dwellings) and "G1" (Greenbelt) to permit four (4) semi-detached dwellings and five (5) townhouse dwellings under standard condominium tenure and to recognize the greenbelt lands, be approved in accordance with the zoning standards outlined in Appendix S-5 of this report and 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 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 Catholic District School Board and Peel School Board not apply to the subject lands.

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 18 months of the Council decision.

Councillor Pat Mullin advised that there are concerns with the sight lines and the hydro transformer. She indicated that the problem has been acknowledged by staff and Enersource, however, the owners are not prepared to move the hydro box to a safer location. She sincerely hoped that the plaza owner would move the box.

Resolution 0306-2008
OZ 07/020 W2

9. COMMITTEE REPORTS

- (a) **Audit Committee – Report 4 – 2008 dated November 24, 2008**
Recommendations AC-0014-2008 to AC-0016-2008
Approved – Resolution 0301-2008

AC-0014-2008

That the minutes of the Audit Committee meeting held on September 29, 2008, be approved as presented.

MG.24.Audit

AC-0015-2008

That the report dated November 13, 2008 from the City Manager & Chief Administrative Officer regarding the status of audit recommendations be received for information.

CA.15

AC-0016-2008

1. That the report dated October 20, 2008 from the Commissioner of Corporate Services & Treasurer with respect to the 2008 Statutory Audit Letter of Engagement and the 2008 Audit Planning Report, be received for information.
2. That the Audit Committee approve the letter of engagement for the City's 2008 statutory audit, attached as Appendix 1 to this report.
3. That the Audit Committee approve the audit planning report for the City's 2008 statutory audit, attached as Appendix 2 to this report.
4. That the Chair of the Audit Committee and City Manager sign and execute the letter of engagement on behalf of the City.

CA.25

- (b) **Planning and Development Committee Report 17-2008 dated December 1, 2008.**
Recommendations PDC-0083-2008 to PDC-0090-2008
Approved as amended in Recommendation PDC-0088-2008 – Resolution 0301-2008

Councillor Pat Saito requested that recommendation PDC-0088-2008 (Part 3) be amended to delete reference to Ward 9 residents as the signatures on the petition came from residents beyond Ward 9.

T-M08003 W9

Councillor Nando Iannicca declared Conflict of Interest with respect to PDC-0089-2008 – OZ 06/030W7, Berkley Developments, northeast corner of Harborn Road and Grange Drive.

OZ 06/030 W7

PDC-0083-2008

1. That the report titled “Proposed Zoning By-law Amendments - Definitions of Lodging House and Lodging Unit” dated November 11, 2008 from the Commissioner of Planning and Building be received for information.
2. That the letters dated November 30, 2008 from Douglas Fisher and Kathryn Stewart, and November 26, 2008 from John McGlone, President of Mississauga Oakridge Residents Association, with respect to Proposed Zoning By-law Amendments – Definitions of Lodging House and Lodging Unit, be received for information.

CD.06.HOU

PDC-0084-2008

That the report titled “*Mississauga Urban Growth Centre Boundary*” dated November 11, 2008, from the Commissioner of Planning and Building, be received for information.

CD.03.MIS

PDC-0085-2008

That the Report dated November 11, 2008, from the Commissioner of Planning and Building recommending approval of the Removal of the "H" Holding Symbol application, under file H-OZ 08/002 W2, Gemini Urban Design Corp., 943 & 985 Southdown Road, 0, 1998, 2002, 2004, 2008, 2022 & 2030 Lakeshore Road West, and 0, 2003, 2012, 2015, 2021 & 2028-2038 Lushes Avenue be adopted and that the Planning and Building Department be authorized to prepare the necessary by-law for Council's passage.

H-OZ 08/002 W2

PDC-0086-2008

That the Report dated November 11, 2008 from the Commissioner of Planning and Building regarding the application to change the zoning from "C1-2", (Convenience Commercial - Exception) to "C1-2" amended (Convenience Commercial - Exception, amended) in By-law 0225-2007, to delete the 60 m (196.8 ft.) minimum separation distance requirement for restaurants from the lot line of a Residential Zone, previously permitted under By-law 5500, under file BL.09-COM W3, Rockwest Property Inc., 4100 - 4120 Dixie Road, be received for information.

BL.09-COM W3

PDC-0087-2008

That the Report dated November 11, 2008, from the Commissioner of Planning and Building recommending approval of the amendments to By-law 0225-2007 under File OZ 02/002 W3, CAP REIT Apartments Incorporated, 1355 Silver Spear Road, west side of Dixie Road, south of Burnhamthorpe Road East, be adopted in accordance with the following:

1. That the application to change the Zoning from "RA4-42" (Apartment Dwellings) to "H-RA4-Exception" (Apartment Dwellings) to permit one additional apartment building on the subject lands be approved subject to the following condition:
 - (a) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development.
2. 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.
3. That the letter dated November 24, 2008 from Carol Kerr noting her concerns with respect to the Proposed Amendments to By-law 0225-2007 for 1355 Silver Spear Road, be received for information.

OZ 02/002 W3

PDC-0088-2008

1. That the Report dated November 11, 2008, from the Commissioner of Planning and Building regarding the application for a draft plan of subdivision to permit 46 detached dwelling lots and 2 public roads, under file T-M08003 W9, Peel District School Board, Block 84, Registered Plan 43M-1087, be received for information.
2. That the correspondence received from Maureen Waite, Mariusz and Jolanta Niewiarowski, Paul and Janet Methot, Ross MacLeod, Peter Lobo and Roy Kuta noting their concerns with respect to the Draft Plan of Subdivision Application under File T-M08003 W9, be received for information.
3. That the petition dated September 2008 received in opposition to the Draft Plan of Subdivision Application under File T-M08003 W9, be received for information.

4. That 88 form letters received noting concerns with respect to the Draft Plan of Subdivision Application under File T-M08003 W9, be received for information.

T-M08003 W9

PDC-0089-2008

That the Report dated November 26, 2008, from the Commissioner of Planning and Building regarding applications under File OZ 06/030 W7, Berkley Developments, Lot 3, Registered Plan C-24, northeast corner of Harborn Road and Grange Drive, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Residential – Low Density I, Special Site 11" to "Residential – Low Density II, Special Site 11, as amended", be approved.
2. That the application to change the Zoning from "R1-47" (Detached Dwelling) to "R5-Exception" (Detached Dwelling) and "RM5-Exception" (Townhouse Dwelling) to permit one (1) detached dwelling and six (6) street townhouses in accordance with the proposed concept plan and zoning details described in Appendix A-1 and A-2, be approved.

OZ 06/030 W7

PDC-0090-2008

That the Report dated November 11, 2008, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 06/031 W7, Berkley Developments, 40 Harborn Road and 29 Premium Way, southwest corner of Harborn Road and Premium Way, be adopted in accordance with the following:

1. That the application to amend Mississauga Plan from "Residential – Low Density I, Special Site 11" to "Residential – Low Density II, Special Site 11, as amended" to permit four (4) detached dwellings and seven (7) street townhouse dwellings be approved.
2. That the application to change the Zoning from "R1-7" (Detached Dwelling) to "R5-Exception" (Detached Dwelling) and "RM5-Exception" (Street Townhouse) to permit four (4) detached dwellings and seven (7) street townhouse dwellings in accordance with the proposed zoning standards described in Appendix S-7, 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 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 School Boards not apply to the subject lands.

- (c) That CPD Recommendation 121-91, as approved by Council Resolution 160-91, pertaining to the requirement of 3.25 parking spaces per dwelling unit for all dwellings on lots less than 12 m (39.4 ft.) of frontage shall not apply, and that a parking requirement of three parking spaces per unit shall apply with no on-street parking requirement.
3. That notwithstanding the zoning provisions within Appendix S-7, additional exceptions be applied to the "RM5-Exception" (Street Townhouse) zone to limit the maximum garage door width of 3.0 m (9.8 ft.) and the maximum driveway width to 3.75 m (12.3 ft.), with the exception of the hammerhead portion of the driveway.
4. That an "H" Holding Provision (H-R5-Exception and H-RM5-Exception) be placed on that portion of the municipally owned Premium Way right-of-way shown as part of this development proposal restricting development until an Agreement of Purchase and Sale is entered into with the City of Mississauga for the acquisition of these lands.
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.

OZ 06/031 W7

**(c) Budget Committee Report 7-2008 dated December 2, 2008.
Recommendations BC-0036-2008 to BC-0037-2008
Approved – Resolution 0301-2008**

BC-0036-2008

That the following deputations to Budget Committee at its meeting on December 2, 2008, be received for information:

- A Introduction of the Service Area Business Plans and Budgets (2009 to 2018) by Roberto Rossini, Director of Finance;
- B Fire and Emergency Services by Acting Fire Chief John McDougall;
- C Library Services by Don Mills, Director of Library Services;
- D Recreation and Parks by John Lohuis, Director of Recreation and Parks & Susan Burt, Director of Planning, Development & Business Services;
- E Mississauga Transit by Geoff Marinoff, Director of Mississauga Transit & Geoff Wright, Bus Rapid Transit (BRT) Office;
- F Roads, Storm Drainage and Water Courses by Wendy Alexander, Director of Transportation and Infrastructure Planning & Joe Pitushka, Director of Engineering and Works;
- G Other Service Areas by Roberto Rossini, Director of Finance

MG.29

BC-0037-2008

That consideration of the following matters presented to Budget Committee at its meeting on December 2, 2008, be referred to the Budget Committee meeting scheduled for December 8, 2008:

1. General Fees and Charges
2. Amendments to the *Planning Act* Processing Fees and Charges
3. Transportation and Works Fees and Charges By-law
4. Transportation and Works – Road Occupancy, Lot Grading and Municipal Services Protection Deposit Fees
5. Recreation and Parks Rental Rates (September 1, 2009 through August 31, 2010)
6. Recreation Program Fees (Spring 2009 through Winter 2010)
7. Cemetery Fees

MG.29

**Budget Committee Report 8-2008 dated December 8, 2008.
Recommendations BC-0038-2008 to BC-0047-2008
Approved – Resolution 0301-2008**

BC-0038-2008

That the deputation regarding Alternative Capital Financing Scenarios by Roberto Rossini, Director of Finance, to the Budget Committee at its meeting on December 8, 2008, be received for information.

FA.19

BC-0039-2008

That a by-law be enacted, effective January 1, 2009, to establish and require payment of various fees and charges under the authority of the *Municipal Act*, incorporating recommended revisions as outlined in Appendix 1 attached to the Corporate Report on the General Fees and Charges By-law dated November 17, 2008 from the Commissioner of Corporate Services and Treasurer, and to repeal By-law 460-2007.

FA.11

BC-0040-2008

That a by-law be enacted to establish and require payment of various fees and charges under the authority of the *Planning Act* incorporating the recommended revisions as outlined in Appendix 1 attached to the Corporate Report titled “*Planning Act* Processing Fees and Charges By-law” and dated November 20, 2008 from the Commissioner of Planning and Building, and to repeal the *Planning Act* Processing Fees and Charges By-law 0435-2007.

FA.11

BC-0041-2008

That a by-law be enacted to establish fees and charges to be effective as of January 1, 2009, for the Transportation and Works Department in accordance with the Corporate Report dated November 20, 2008 from the Commissioner of Transportation and Works, and that By-law 433-2007 be repealed.

FA.11

BC-0042-2008

That a by-law be enacted to establish Road Occupancy, Lot Grading and Municipal Services Protection deposits for the Transportation and Works Department in accordance with the Corporate Report dated November 20, 2008 from the Commissioner of Transportation and Works, and that the said by-law be effective as of January 1, 2009, and to repeal By-law 434-2007.

FA.11

BC-0043-2008

That a by-law be enacted to:

1. incorporate the revisions to the Recreation and Parks Ice and Facility Rental Rates for the period September 1, 2009 through August 31, 2010 as outlined in Appendix 1 of the Corporate Report dated November 20, 2008 from the Commissioner of Community Services;
2. incorporate the revisions to the Recreation and Parks Sport Field Rental Rates for the period January 1, 2009 through December 31, 2009 and January 1, 2010 through December 31, 2010 as outlined in Appendix 1 of the Corporate Report dated November 20, 2008 from the Commissioner of Community Service; and
3. incorporate the rates for liability insurance fees from January 1, 2009 through December 31, 2009 as outlined in Appendix 2 of the Corporate Report dated November 20, 2008 from the Commissioner of Community Services.

FA.11

BC-0044-2008

That a by-law be enacted incorporating the revisions to the Recreation Program Fees from the start of Spring 2009 through to Winter of 2010 as outlined in Appendix 1 of the Corporate Report dated November 20, 2008 from the Commissioner of Community Services.

FA.11

BC-0045-2008

That a by-law be enacted incorporating revisions to the Cemetery Fees for 2009 as listed in Appendix 1 of the Corporate Report dated November 20, 2008 from the Commissioner of Community Services.

FA.11

BC-0046-2008

That the final service reduction recommendations for Mississauga Transit the proposed implementation plan outlined in the Corporate Report dated November 25, 2008 from the Commissioner of Transportation and Works Department, be approved.

FA.19 (TS.01)

BC-0047-2008

1. That the Corporate Report dated December 3, 2008 from the Commissioner of Community Services regarding changes to library hours of operation in 2009, be received for information.

2. That staff be directed to review the results of the revised hours of operation for the branch libraries after the first quarter of the year 2009 (April 30, 2009) and report back to Budget Committee.

FA.19

**(d) General Committee Report 19-2008 dated December 3, 2008.
Recommendations GC-0880-2008 to GC-0975-2008
Approved as amended in Recommendation GC-0888-2008 to reflect
withdrawal of By-law B-1 (Information Item I-16)
Resolution 0301-2008**

GC-0880-2008

1. That the deputation made by Mr. Donald Barber to General Committee at its meeting on December 3, 2008 with respect to Corporate Policy entitled Public Complaints Procedure be received.
2. That the letter dated December 3, 2008 from Mr. Donald Barber, with respect to enquiries to the City Solicitor be received and referred to the City Solicitor and that the original response from the City Solicitor to the matter be reissued to Mr. Donald Barber, and forwarded to City Council.
3. That the draft Corporate Policy and Procedure entitled "Public Complaints Procedure" be endorsed and forwarded to Council for consideration and approval.
4. That the Public Complaints Procedure becomes effective three months from the date of Council Approval to allow for communication and appropriate set up of the process within each City department prior to implementation.

CA.24.Pub

GC-0881-2008

That a by-law be enacted to amend By-law No. 555-2000, as amended, to remove the northbound right-turn only (Buses Excepted) lane designation on Mavis Road between Eglinton Avenue West and Huntington Ridge Drive.

BL.02.Tra

GC-0882-2008

That a by-law be enacted to amend By-law 555-2000, as amended to implement bicycle lanes on both sides of Kariya Drive between Burnhamthorpe Road West and Elm Drive West.

BL.02.Tra (W7)

RT.19

GC-0883-2008

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all way stop at the intersection of Bala Drive and Passion Flower Boulevard.

BL.03. (W10)

GC-0884-2008

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all way stop at the intersection of Sunlight Street and Freshwater Drive.

BL.03 (W10)

GC-0885-2008

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all way stop at the intersection of Forest Park Drive and Juneberry Road/Wintermoor Gate.

BL.03 (W10)

GC-0886-2008

That the matter of the “Central Parkway Transit Campus Renovations and Expansion Project Additional Funding” addressed in the Corporate Report dated November 20, 2008 from the Commissioner of Transportation and Works, be referred to the Council meeting of December 10, 2008 without a recommendation.

FA.05

FA.19

GC-0887-2008

1. That a by-law be enacted to amend By-law No. 555-2000, as amended, to charge a flat rate of \$5.00 for overnight on-street parking in the City Centre as detailed in Appendix “A” in the Report from the Commissioner of Transportation and Works dated November 19, 2008 , titled “Pay for Parking Overnight On-Street Parking and Existing Machine/Meter Retrofit”.
2. That Traffic By-law 555-2000, as amended, be amended to include schedules for the retrofit installation of pay and display devices as listed in Appendix “A” in the Report from the Commissioner of Transportation and Works dated November 19, 2008 , titled “Pay for Parking Overnight On-Street Parking and Existing Machine/Meter Retrofit”.

BL.02.Tra (W 1,2 and 4)

GC-0888-2008 (amended)

That the report dated November 11, 2008 from the Commissioner of Transportation and Works with respect to an agreement between Frank Camillo Mezzanotte and Suzanna Louise Tyler pursuant to site plan application be received for information.

SP-07/168 (Ward 1)

GC-0889-2008

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1623, Salamun Construction Company Limited (lands located west of McLaughlin Road and north of Derry Road West, known as Village Walk Extension), and that the Letter of Credit in the amount of \$74,692.82 be returned to the developer and that the by-law be enacted to establish the road allowances

within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1623 (W 11)

GC-0890-2008

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1626, Monarch Construction (lands located west of Derry Road West, north of John Watt Boulevard and east of Second Line West, known as Gooderham Estates North), and that the Letter of Credit in the amount of \$522,623.20 be returned to the developer and that the by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1626 (W 11)

GC-0891-2008

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1663/64/65, The Erin Mills Development (lands located north of Eglinton Avenue West, east of Ninth Line, known as Churchill Meadows Neighbourhood 405), and that the Letter of Credit in the amount of \$2,096,329.97 be returned to the developer and that the by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1663/64/65 (W 10)

GC-0892-2008

That a rectangular shaped parcel of land containing an area of approximately 440 square metres (4,736 square feet) be declared surplus to the City's requirements for the purpose of transfer to the Region of Peel. The subject lands are located within Meadowvale Trail Park (P-120) on the south side of Battleford Road, west of Glen Erin Drive. The Meadowvale Trail Park is legally described as Block C on Plan M146, City of Mississauga, Regional Municipality of Peel, Ward 9.

PO.11.Bat (W 9)

GC-0893-2008

That Council direct Realty Services take the necessary steps to transfer a portion of Springbank Road from The Regional Municipality of Peel to The Corporation of the City of Mississauga, consisting of Part of Lot 12, Range 3 CIR Toronto as in Instrument No. 123710VS (Part of PIN 13441-0513 (LT)), located north of the Queen Elizabeth Way between Erin Mills Parkway and Mississauga Road, in the City of Mississauga, Regional Municipality of Peel. The parcel comprises an area of approximately 79.8 square metres (858.96 square feet). The purchase price is \$2.00.

PO.10.Ifj (W8)

GC-0894-2008

1. That Council request the Region of Peel to modify the Regional Levy payment timing to more closely match the actual payment instalments for taxpayers such that:

- a. the year's payment schedule be based on the payment distribution from the previous year's interim and final tax billings;
 - b. instalments due on a regular instalment date be paid the day after due date;
 - c. instalments due on one of the monthly pre-authorized payment plans be paid on the 15th of the month.
2. That a copy of this report be forwarded to the Region of Peel, City of Brampton and Town of Caledon.

FA.37

GC-0895-2008

1. That the report dated November 18, 2008 from the Commissioner of Corporate Services and Treasurer entitled Write-off of Uncollectible Accounts Receivable and Bank Returned Items be referred back to staff to provide additional information with respect to the collection for the removal of weeds and tall grass, and the collection of Fire and Emergency Services charges to Condominium Corporations.
2. That the issue of how payments are received by the City of Mississauga be referred to the Audit Committee, for appropriate review.

FA.11.Acc

GC-0896-2008

1. That the Commissioner of Corporate Services & Treasurer be authorized and directed to strike from the tax roll uncollectible taxes, penalties and interest totalling \$242,066.64 as outlined in the Corporate Report dated November 18, 2008 from the Commissioner of Corporate Services & Treasurer.
2. That staff be directed to report back to General Committee on the feasibility of initiating an administration fee applied to the School Boards and the Region of Peel for the collection of taxes in arrears.

FA.08.Unc

GC-0897-2008

1. That the Commissioner of Corporate Services & Treasurer be authorized to prepare and register, in the name of the Municipality, a notice of vesting for each of the following properties identified by the following roll numbers:

- | | | |
|-----|-------------------------|----------------|
| (a) | 0 Callum Avenue | 06-0-128-61600 |
| (b) | 0 Lakeshore Road West | 02-0-024-34010 |
| (c) | 0 Hollymount Drive | 04-0-096-55098 |
| (d) | 0 Barbertown Road | 04-0-097-16690 |
| (e) | 0 Sherway Drive | 07-0-052-03000 |
| (f) | 0 Greenhurst Avenue E/S | 07-0-052-12600 |

2. That the Commissioner of Corporate Services & Treasurer be authorized and directed to strike from the tax roll the uncollectible taxes, penalties and interest collectively totalling \$301,285.48 as follows:

	Address	Roll No.	Amount
(a)	0 Callum Avenue	06-0-128-61600	\$58,244.21
(b)	0 Lakeshore Road West	02-0-024-34010	\$32,383.31
(c)	0 Hollymount Drive	04-0-096-55098	\$8,202.00
(d)	0 Barbertown Road	04-0-097-16690	\$6,008.99
(e)	0 Sherway Drive	07-0-052-03000	\$126,623.79
(f)	0 Greenhurst Avenue E/S	07-0-052-12600	\$69,823.18

3. That the lands listed below be declared surplus to the City's requirements, subject to the Commissioner of Corporate Services & Treasurer vesting the property in the name of the City of Mississauga:

- (a) 0 Callum Avenue (Roll No. 06-0-128-61600) located south of Dundas Street West, north of Queensway West, east of Mavis Road and west of Hurontario Street (see Appendix 1), composed of approximately 1,291.67 square feet (120 m²). The lands to be declared surplus are legally described as Block E on Plan 967, in the City of Mississauga, Regional Municipality of Peel, in Ward 7.
- (b) 0 Lakeshore Road West (Roll No. 02-0-024-34010) located south of Queen Elizabeth Way, north of Lakeshore Road West, east of Lorne Park Road and west of Ibar Way (see Appendix 2), composed of approximately 5,624.21 square feet (522.51 m²). The lands to be declared surplus are legally described as Block 72 on Plan M452, in the City of Mississauga, Regional Municipality of Peel, in Ward 2.
- (c) 0 Hollymount Drive (Roll No. 04-0-096-55098) located south of Bristol Road West, north of Eglinton Avenue West, east of McLaughlin Road and west of Hurontario Street (see Appendix 3), composed of approximately 847.23 square feet (78.71 m²). The lands to be declared surplus are legally described as Block 15 on Plan M1198, in the City of Mississauga, Regional Municipality of Peel, in Ward 5.
- (d) 0 Barbertown Road (Roll No. 04-0-097-16690) located south of Bristol Road West, north of Eglinton Avenue West, east of Mississauga Road and west of Creditview Road (see Appendix 4), composed of approximately 440.24 square feet (40.90 m²). The lands to be declared surplus are legally described as Part of Lot 2, Concession 4, WHS, Toronto Township, designated as Part 1, Plan 43R-13571, in the City of Mississauga, Regional Municipality of Peel, in Ward 6.

4. That Realty Services be given the authority to negotiate the transfer of properties, 0 Callum Avenue, 0 Lakeshore Road West, 0 Hollymount Drive, and 0 Barbertown Road to adjoining property owners for nominal consideration.

FA.08.Unc

GC-0898-2008

That the report dated November 20, 2008, from the Commissioner of Corporate Services and Treasurer, entitled Update on Accessibility Standard for Customer Service be received for information.

CS.12.Cus

GC-0899-2008

That the Corporate Report dated November 20, 2008 from the Commissioner of Corporate Services entitled "Public Question Period" be received and referred to the Clerk's Office for a report outlining options for future Public Question Period provisions.

MG.01

GC-0900-2008

That the use of the Council Chamber be permitted for the Fire and Emergency Service Achievement Night on Thursday, December 11, 2008 from 7:00pm – 10:00 pm and for the rehearsal on Tuesday December 9, 2008 from 7:00 pm – 10:00 pm.

PR.11

Pr.06.Civ

GC-0901-2008

That the report dated November 12, 2008 from the Commissioner of Community Services regarding the Safe City Mississauga Funding be received, and that the remaining 40% or \$43,548 of the 2008 Net Corporate Grant be awarded to Safe City Mississauga.

FA.16.Mis

MG.11.Saf

GC-0902-2008

That the presentation by Mr. Ray Lessard, President of the Board of Directors of the Community Foundation of Mississauga, Mr. Winston Meyer, Director and Chair of the Investment Committee of the Community Foundation of Mississauga and Ms. Eileen MacKenzie, Executive Director for the Community Foundation of Mississauga, be received for information.

MG.30

(MOMAC-0024-2008)

GC-0903-2008

That the memorandum dated November 19, 2008 and verbal update from Ken Owen, Director of Facilities and Property Management to the Museums of Mississauga Advisory Committee at its meeting on November 24, 2008 regarding the status of the outstanding capital projects for the Museums of Mississauga, be received for information.

MG.30

(MOMAC-0025-2008)

GC-0904-2008

1. That the email dated October 3, 2008 from Mr. Francis Goddu, Citizen Member submitting his resignation as a Member and Chair of the Museums of Mississauga Advisory Committee, be received with regret and that the position be declared vacant.
2. That the Museums of Mississauga Advisory Committee express recognition for past chairs at a future meeting of the Committee.

MG.30

(MOMAC-0026-2008)

GC-0905-2008

That the memorandum dated November 18, 2008 from Jessica Reid, Legislative Coordinator regarding the Citizen Appointment process, be received for information.

MG.20.NOM

(MOMAC-0027-2008)

GC-0906-2008

That Mr. Lawrence Cook be appointed as Chair and Mr. Joseph Zammit be appointed as Vice-Chair of the Museums of Mississauga Advisory Committee and that Mr. Lawrence Cook ex-officio be appointed to the Collections and Storage Subcommittee, for a term of office to November 30, 2010, or until a successor is appointed.

MG.30 / MG.30.COL

(MOMAC-0028-2008)

GC-0907-2008

That the memorandum dated November 16, 2008 from Annemarie Hagan, Museums Manager regarding the draft process for expenditures for undertaking Benares Historic House capital projects funded by the Benares Endowment Fund including approval of the Ontario Heritage Trust, be received for information.

FA.04.BEN

(MOMAC-0029-2008)

GC-0908-2008

That Chair Lawrence Cook be requested to write to Mr. Ken Owen, Director of Facilities and Property Management expressing the Committee's concern with the work completed on the Anchorage handrail.

MG.30

(MOMAC-0030-2008)

GC-0909-2008

That the Collections and Exhibit Coordinator's Report dated October 15, 2008 and the verbal report by Collections and Storage Subcommittee Chair Joseph Zammit to the Museums of Mississauga Advisory Committee at its meeting on November 24, 2008, be received for information.

MG.30.COL

(MOMAC-0031-2008)

GC-0910-2008

That the verbal report by Fred Durdan of the Friends of the Museums of Mississauga to the Museums of Mississauga Advisory Committee at its meeting on November 24, 2008, be received for information.

MG.30

(MOMAC-0032-2008)

GC-0911-2008

That the memorandum dated November 16, 2008 from the Manager of Museums Annemarie Hagan, presenting the Museums Manager's Report for the period September 1, 2008 to November 15, 2008, to the Museums of Mississauga Advisory Committee at its meeting on November 24, 2008, be received for information and that Chair Lawrence Cook be requested to write to Dr. Richard Always, Chair of the Historic Sites and Monuments Board regarding the installation of the plaque commemorating the national historic significance of Mazo De La Roche.

MG.30

(MOMAC-0033-2008)

GC-0912-2008

That the memorandum dated November 16, 2008 from Annemarie Hagan, Museums Manager highlighting the recent awards for the Museums of Mississauga, be received for information.

CS.07

(MOMAC-0034-2008)

GC-0913-2008

That the following items presented to the Museums of Mississauga Advisory Committee at its meeting on November 24, 2008, be received for information:

1. Article titled "Living a Simpler Life" Fall Folk Festival and Environmental Fair.
2. Advertisement in The Booster dated September 24, 2008 titled "The Spirits of Jalna at Benares Historic House on October 29, 2008".
3. The Mississauga News article titled "Benares scares up Halloween fun" dated October 29, 2008.
4. The Booster article titled "Is Benares Haunted?" dated October 29, 2008.

5. The Mississauga News article titled "In the spirit" dated October 31, 2008.
6. Letter from the Minister of Culture to Museums Manager, Annemarie Hagan dated October 3, 2008 regarding the Community Museum Operating Grant for 2008-2009.
7. Museums of Mississauga Museum News Volume 3 / Fall 2008.
8. Mississauga Arts and Culture Master Plan Participant Workbook dated October 22, 2008.
9. Invitation from the Regional Chair and members of Regional Council for the groundbreaking ceremony of the Region of Waterloo History Museum on November 3, 2008.
10. CCA Bulletin 47/08 titled "Statistics Canada Releases Data on Government Expenditures on Culture for 2004/2006 dated November 13, 2008.
11. Ontario Museums Association Motion dated November 7, 2008.
12. Museums of Mississauga Education Programs Flyer.
CS.07.MUS
(MOMAC-0035-2008)

GC-0914-2008

1. That the Memorandum dated November 10, 2008 from Citizen Members Hans Bueschleb, Carol-Ann Chafe, Naz Husain, Clement Lowe, and Accessibility Coordinator Diana Simpson regarding their site visit of Vic Johnston Community Centre and Streetsville Arena, be received for information and that the Accessibility Advisory Committee supports the suggestions contained therein.

MG.26.FAC
(AAC-0056-2008)

GC-0915-2008

That the memorandum dated November 14, 2008 from the Accessibility Coordinator regarding the update on the City of Mississauga Accessibility Plan: 2008 Initiatives, be received for information.

MG.26
(AAC-0057-2008)

GC-0916-2008

1. That the Memorandum dated November 13, 2008 from Citizen Member Clement Lowe regarding accessible mixed use housing, be referred to staff for review and report back to the Accessibility Advisory Committee.

2. That the "City of Mississauga Urban Design Handbook for Low-Rise Multiple Dwellings, August 2007" and the "New Dwellings, Replacement Housing and Additions: Design Guidelines and Site Plan Requirements, April 2007" documents be referred to the appropriate Subcommittee of the Accessibility Advisory Committee for review and report back to the Accessibility Advisory Committee.

MG.26

(AAC-0058-2008)

GC-0917-2008

That the communiqués and verbal updates to the Accessibility Advisory Committee at its meeting on November 24, 2008, regarding the Standards Development Committees under the *Accessibility for Ontarians with Disabilities Act, 2005*, be received for information.

CS.12.DIS / TS.14.ACC

(AAC-0059-2008)

GC-0918-2008

That the Report of the Facility Accessibility Design Subcommittee dated October 30, 2008 and the preliminary site plan and floor plans for the Lakeside Park Redevelopment project as presented by Mr. John George of John George Associates Inc. and Mr. Christopher Harrison of Vermeulen/Hind Architects, to the Facility Accessibility Design Subcommittee at its meeting on October 30, 2008, be received for information and that the Accessibility Advisory Committee supports the suggestions contained therein.

MG.26.FAC

(AAC-0060-2008)

GC-0919-2008

That the Facility Accessibility Design Subcommittee Report dated October 30, 2008 and the floor plans for the office renovation project at 3484 Semenyk Court as presented by Mr. Alex Horber of Bortolotto Design Architect Inc., to the Facility Accessibility Design Subcommittee at its meeting on October 30, 2008, be received for information.

MG.26.FAC

(AAC-0061-2008)

GC-0920-2008

That the Pending Work Plan Items Report dated November 24, 2008 on the status of items emanating out of previous Accessibility Advisory Committee meetings, be received for information.

MG.26

(AAC-0062-2008)

GC-0921-2008

That the following items, presented to the Accessibility Advisory Committee at its meeting on November 24, 2008, be received for information:

1. Letter from the Minister of Community and Social Services to Chair Rabia Khedr dated October 10, 2008.
2. News from the Ministry of Community and Social Services titled "Ontario Improves Service for Customers with Disabilities" dated October 8, 2008.
3. Municipal World article titled "Accessibility is Municipal Business" dated October 2008.

MG.26
(AAC-0063-2008)

GC-0922-2008

That the matter of the request to demolish 1029 Indian Road (reference HAC-0081-2008) be reopened and;

1. that the property located at 1029 Indian 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 the structure proceed through the applicable process,
2. that 1029 Indian Road be removed from the Heritage Register, should the heritage listed structure be demolished or removed from the property.

CS.08.Indian Road (1029) (W8)
(HAC-0087-2008)

GC-0923-2008

That the Bell Gairdner Estate, 2700 Lakeshore Road West, be designated under the *Ontario Heritage Act* for its physical/design, historical/associative and contextual value and that the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

CS.08.Lakeshore Road West (2700) (W2)
(HAC-0088-2008)

GC-0924-2008

1. That the memorandum dated November 25, 2008 from the Heritage Coordinator, attaching a rehabilitation and construction report for the Forester-Finan House, located at 820 Britannia Road West be received for information.
2. That the proposed alterations and rehabilitation of the structure be approved in principle acknowledging that full working drawings and related detail will be required at a future date, prior to the approval of a Heritage Permit for this heritage designated property.

CS.08.Britannia Road West (820) (W6)
(HAC-0089-2008)

GC-0925-2008

That the communication dated October 2008 from the Ministry of Citizenship and Immigration seeking nomination for various Provincial volunteer recognition awards presented to the Heritage Advisory Committee at its meeting on November 25, 2008 be referred to Heritage Mississauga for further consideration.

PR.05

(HAC-0090-2008)

GC-0926-2008

1. That the letter dated November 18, 2008 from the Chair, Meadowvale Village Heritage Conservation District Review Committee with respect to the Garage Replacement for 7079 Pond Street be received for information.
2. That the Heritage Advisory Committee at its meeting on November 28, 2008 does not oppose the demolition of the existing garage and approves in principal the attached preliminary plans for the proposed garage replacement for 7079 Pond Street.

CS.08.Pond Street (7079) (W11)

(HAC-0091-2008)

GC-0927-2008

That the Chart dated November 25, 2008, identifying the status of the outstanding issues from the Heritage Advisory Committee be received for information.

MG.07

(HAC-0092-2008)

GC-0928-2008

That the Lakeview Park School, 1239 Lakeshore Road East and the Small Arms Administration Building, located at 1352 Lakeshore Road East be referred to the staff of the Planning and Heritage Section, Community Services for an investigation on the feasibility of designation with a report back to Committee.

CS.08.Inv

(HAC-0093-2008)

GC-0929-2008

That the verbal updates from the Chairs of the Heritage Designation Subcommittee and the Heritage Tree Subcommittee to the Heritage Advisory Committee, at its meeting on November 25, 2008 be received for information.

MG.07.Heritage /MG.07.Tree

(HAC-0094-2008)

GC-0930-2008

That the following items presented to the Heritage Advisory Committee at its meeting on November 25, 2008 be received for information.

1. Email dated October 29, 2008 from Ms. Sarah Cossette, Citizen Member submitting her resignation from the Heritage Advisory Committee effective immediately due to

personal reasons.

2. Correspondence dated November 3, 2008 from the Conservation Review Board communicating the dates of an upcoming Conservation Review Board Hearing regarding the objections to the Notices of Intention to designate the properties at 1993 and 2009 Mississauga Road.

CS.08
(HAC-0095-2008)

GC-0931-2008

That the verbal report by Mubina Rahim, Chair of the Pedestrian Safety Strategy Review Team, to the Safe Driving Committee at its meeting on November 25, 2008, regarding the respective presentations of the Pedestrian Safety Campaign 2008 by herself and Traffic Safety Council representative Heather Relf to the Peel District and Dufferin Peel Catholic District School Boards, be received for information.

MG.28.Pedestrian Safety
(SDC-0047-2008)

GC-0932-2008

1. That the verbal report by Alan Jones, Chair of the Driver Distraction Deterrence Review Team to the Safe Driving Committee at its meeting on November 25, 2008 expressing his concern with the light yellow cardstock on which the updated Driver Distraction Deterrence quiz cards were produced and explaining his direction to have them reprinted on a darker yellow cardstock and re-distributed, be received for information.
2. That the second print of the Driver Distraction Deterrence quiz card produced in October 2008 directed by the Chair of the Driver Distraction Deterrence Review Team be charged to the Safe Driving Committee's cost account and that all cards printed will be used before the card is reprinted.
3. That all future directives of any review teams or subcommittees that involve the expenditure of funds or significant staff resources, be referred to the Safe Driving Committee for discussion and issuance of a recommendation adopted by Council prior to any action being taken or expenditure done.

MG.28.Driver Distraction
(SDC-0048-2008)

GC-0933-2008

That the copy of the News Release regarding the Ministry of Transportation Ontario Proposal for New Rules for Novice Drivers provided to the Safe Driving Committee at its meeting on November 25, 2008 be referred to staff for a report back to Safe Driving Committee with information and a recommendation for submission to the Province regarding the proposed legislation.

LA.07
(SDC-0049-2008)

GC-0934-2008

That the following items presented to the Safe Driving Committee at its meeting on November 25, 2008, be received for information:

1. Mississauga ROAD WATCH statistics to October 31, 2008.
2. The OTC (Ontario Traffic Conference) Radar newsletter of October 20, 2008, containing the following articles:
 - Municipal Law Enforcement Officers (MLEO) Training – October 29 to 31 2008 in Richmond Hill
 - Book 7 Training scheduled for October 31, 2008 in Alexandria
 - OTC Legislation & Enforcement Committee will host a workshop for Police Officers on November 2, 2008 at the Countermeasures Conference
3. The OTC (Ontario Traffic Conference) Radar newsletter of November 15, 2008, containing the following articles:
 - Announcement for Book 7 Training in Oakville Session on November 28, 2008
 - Announcement for Transportation Impact Study training on November 26, 2008
 - Call for participants on the 2009 OTC Conference Committee
 - Offer for advertising in the December issue of the OT magazine
 - Proposed new restrictions on young drivers in Ontario
4. Copy of a newspaper article titled “Facing Facts” about drivers tailgating, number of passengers in cars driven by young drivers, cellphone use, need for attention while driving that was provided by Chairman of Safe Driving Committee Alan Jones.
5. Copy of the email dated November 13, 2008 advising Council’s adoption on November 12, 2008, of Recommendations SDC-0043-2008 (GC-0805-2008) through SDC-0046-2008 (GC-0808-2008) from the Safe Driving Committee meeting on October 21, 2008.

MG.28 / RT.10.Pedestrian Safety / PR.01.Road Safety
(SDC-0050-2008)

GC-0935-2008

That Louise Goegan, Jaleel Siddiqui, David Raakman and Brian MacKinnon be appointed as members of the Public Information Subcommittee of Traffic Safety Council to November 30, 2010 or until a successor is appointed.

MG.08
(TSC-0279-2008)

GC-0936-2008

That Boris Swedak, Ivan Sack, Edgar Lethbridge and Jim Wilde be appointed as members of the Budget Subcommittee of Traffic Safety Council to November 30, 2010 or until a successor is appointed.

MG.08
(TSC-0280-2008)

GC-0937-2008

That Peter Westbrook, Boris Swedak and Jim Wilde be appointed as members of the Site Plan Review Subcommittee of Traffic Safety Council to November 30, 2010 or until a successor is appointed.

MG.08

(TSC-0281-2008)

GC-0938-2008

That Louise Goegan, Michael Pothier, Brian MacKinnon and Peter Westbrook be appointed as members of the Mississauga Walk to School Day Subcommittee of Traffic Safety Council to November 30, 2010 or until a successor is appointed.

MG.08

(TSC-0282-2008)

GC-0939-2008

That Jim Wilde and Louise Goegan be appointed as members of the School Zone Safety (Kiss & Ride) Inspection Subcommittee to November 30, 2010 or until a successor is appointed.

MG.08

(TSC-0283-2008)

GC-0940-2008

That Boris Swedak be appointed as a member of the Dismissal Inspection Subcommittee to November 30, 2010 or until a successor is appointed.

MG.08

(TSC-0284-2008)

GC-0941-2008

1. That the request for a Crossing Guard at the intersection of Tenth Line West and Perennial Drive/Destination Drive for the students attending Oscar Peterson Public School, 5120 Perennial Drive be denied as the warrants have not been met and the traffic control signals provide protection for crossing students.
2. That Transportation & Works be requested to do the following at Oscar Peterson Public School, 5120 Perennial Drive:
 - a) Install No Stopping corner prohibitions at all four corners of the intersection at Tenth Line West and Perennial Drive/Destination Drive and at the driveway entrance at the northwest side of the intersection.
 - b) Install additional No U-turn signs on Tenth Line West from Erin Centre Boulevard to the south side of Perennial Drive/Destination Drive.
3. That the Peel Regional Police be requested to enforce the illegal U-turn violations on Tenth Line West and Perennial Drive/Destination Drive in the vicinity of Oscar Peterson Public School, 5120 Perennial Drive between 8:40 – 9:10 am and 3:40 and 4:05 pm once additional signage is installed.

4. That Parking Enforcement be requested to enforce the parking infractions on Tenth Line West and Perennial/Destination in the vicinity of Oscar Peterson Public School, 5120 Perennial Drive between 8:40-9:10 am and 3:40-4:05 pm once the No Stopping prohibition signs are installed.

RT.10.Oscar Peterson (W10)
(TSC-0285-2008)

GC-0942-2008

1. That the request for a Crossing Guard at the intersection of McLaughlin Road and Twain Avenue for the students attending Derry West Village Public School, 620 Twain Avenue be denied as the warrants have not been met and the traffic control signals provide protection for crossing students.
2. That Transportation & Works be requested to extend the timing of the traffic control signal across McLaughlin Road at Twain Avenue for students attending Derry West Village Public School, 620 Twain Avenue.

RT.10.Derry West (W11)
(TSC-0286-2008)

GC-0943-2008

1. That the request for a Crossing Guard at the intersection of Burnhamthorpe Road West and Duke of York Boulevard for the students attending Fairview Public School, 3590 Joan Drive be denied as the warrants have not been met and the traffic control signals and zebra striped markings provide protection for crossing students.
2. That the Site Inspection Subcommittee of Traffic Safety Council be requested to re-inspect the warrants for a crossing guard at the intersection of Burnhamthorpe Road West and Duke of York Boulevard in September 2009 as more condos become occupied.
3. That the request for a Crossing Guard at the intersection of Burnhamthorpe Road West and Confederation Parkway for the students attending Fairview Public School, 3590 Joan Drive be denied as the warrants have not been met.

RT.10.Fairview (W7)
(TSC-0287-2008)

GC-0944-2008

1. That the request for a Crossing Guard at the intersection of Shelter Bay Road and Formentera Avenue for the students attending Shelter Bay Public School, 6735 Shelter Bay Road be denied as the warrants have not been met and the all-way stop provides protection for crossing students.
2. That Transportation & Works be requested to remove the school crosswalk lines at the south & west legs of the intersection at Shelter Bay Road and Formentera Avenue.

3. That Parking Enforcement be requested to enforce the parking infractions in front of Shelter Bay Public School, 6735 Shelter Bay Road between 3:00 - 3:20 pm.
4. That Traffic Safety Council be requested to review the signage and lane markings in the Kiss & Ride at Shelter Bay Public School.

RT.10.Shelter Bay (W9)
(TSC-0288-2008)

GC-0945-2008

That the email dated October 29, 2008 from the School Council, The Woodlands Secondary School requesting a site inspection to review the traffic congestion in the driveway and in front of the school be received and referred to the Site Inspection Subcommittee of Traffic Safety Council for review and report back to Traffic Safety Council.

RT.10.The Woodlands (W6)
(TSC-0289-2008)

GC-0946-2008

That the School Zone Safety (Kiss & Ride) Report for the months of October/November 2008 be received for information.

RT.10.Kiss
(TSC-0290-2008)

GC-0947-2008

That the Peel District School Board be requested to review relocating the parking spaces for the daycare at Nahani Way Public School, 235 Nahani Way to stop vehicles from interfering with the Kiss & Ride area.

RT.10.Nahani (W5)
(TSC-0291-2008)

GC-0948-2008

1. That the Peel District School Board be requested to repaint the Kiss & Ride markings in the main driveway at Barondale Public School, 200 Barondale Drive as soon as possible.
2. That the Peel Regional Police be requested to enforce the illegal U-turns in front of Barondale Public School, 200 Barondale Drive between 8:15 – 8:45 am.
3. That Parking Enforcement be requested to enforce the parking infractions in front of Barondale Public School between 8:15 – 8:45 am.

RT.10.Barondale (W1)
(TSC-0292-2008)

GC-0949-2008

1. That the Peel Regional Police be requested to enforce the speed violations in front of San Lorenzo Ruiz Catholic School, 100 Barondale Drive between 7:45 – 8:15 am.

2. That Parking Enforcement be requested to enforce the parking infractions in front of San Lorenzo Ruiz Catholic School between 7:45 – 8:15 am.

RT.10. San Lorenzo Ruiz (W5)
(TSC-0293-2008)

GC-0950-2008

That Transportation & Works be requested to review the No Parking/No Stopping prohibitions in front of Burnhamthorpe Public School, 3465 Golden Orchard Drive and contact the Principal prior to the review of signage.

RT.10. Burnhamthorpe (W3)
(TSC-0294-2008)

GC-0951-2008

1. That Parking Enforcement be requested to enforce the parking infractions in front of St. Edmund Catholic School between 8:15 – 8:45 am.

2. That Transportation & Works be requested to review the No Parking/No Stopping prohibitions on Melton Drive in the vicinity of St. Edmund Catholic School, 1250 Melton Drive.

RT.10 St. Edmund (W5)
(TSC-0295-2008)

GC-0952-2008

That Parking Enforcement be requested to enforce the parking infractions in front of Shelter Bay Public School, 6735 Shelter Bay Road between 8:20 – 8:50 am.

RT.10 Shelter (W9)
(TSC-0296-2008)

GC-0953-2008

That Parking Enforcement be requested to enforce the parking infractions in front of Cooksville Creek Public School, 5100 Salishan Circle between 8:20 – 8:50 am.

RT.10 Cooksville (W5)
(TSC-0297-2008)

GC-0954-2008

1. That the Peel Regional Police be requested to enforce the illegal U-turns in front of Fairwind Senior Public School, 5235 Fairwind Drive between 7:50 – 8:20 am.
2. That Parking Enforcement be requested to enforce the fire route violations in the main driveway at Fairwind Senior Public School between 7:50 – 8:20 am.
3. That the Peel District School Board be requested to do the following at Fairwind Senior Public School, 5235 Fairwind Drive:
 - a) Relocate the bus unloading zone to the south side of the school.
 - b) Implement a 2-lane Kiss & Ride on the main driveway.

- c) Remove the 2 walkways that stretch from the city sidewalk to the school driveway.
- d) Erect a fence across the front of the school between the driveway entrance and exit.

RT.10 Fairwind (W5)
(TSC-0298-2008)

GC-0955-2008

- 1. That the Peel Regional Police be requested to enforce the illegal U-turns in front of Blessed Teresa of Calcutta Catholic School, 1120 Runningbrook Drive between 8:30 – 9:00 am.
- 2. That Parking Enforcement be requested to enforce the parking infractions in front of Blessed Teresa of Calcutta Catholic School, 1120 Runningbrook Drive between 8:30 – 9:00 am.

RT.10.Blessed Teresa (W3)
(TSC-0299-2008)

GC-0956-2008

That the Dismissal Report for the months of October/November 2008 be received for information.

RT.10.Dismissal
(TSC-0300-2008)

GC-0957-2008

- 1. That Transportation and Works be requested to review No Stopping corner prohibitions on Mirage Place across from St. Gertrude Catholic School, 815 Ceremonial Drive.
- 2. That Parking Enforcement be requested to enforce the parking infractions in front of St. Gertrude Catholic School and in the accessible parking spaces at the school between 2:50-3:10 pm.

RT.10. St. Gertrude (W5)
(TSC-0301-2008)

GC-0958-2008

- 1. That the Peel District School Board be requested to repaint the following at Shelter Bay Public School, 6735 Shelter Bay Road:
 - a) The main driveway to clearly define the laneways, one-way directional arrows and use the standard School Zone Safety (Kiss & Ride) wording.
 - b) The hatched lines for the student walking zone from the driveway to the city sidewalk on Shelter Bay Road.
- 2. That Parking Enforcement be requested to enforce the parking infractions in front of Shelter Bay Public School, 6735 Shelter Bay Road between 3:10 – 3:30 pm.

RT.10. Shelter Bay (W9)
(TSC-0302-2008)

GC-0959-2008

1. That the Dufferin-Peel Catholic School Board be requested to provide an accessible parking stall with signage in the staff parking area at the south side of the building at St. Helen Catholic School, 1325 Bodley Road.
2. That Transportation & Works be requested to review the No Stopping and No Parking signs on Bodley Road in the vicinity of St. Helen Catholic School, 1325 Bodley Road.

RT.10.St. Helen (W2)
(TSC-0303-2008)

GC-0960-2008

That Transportation & Works be requested to replace the faded No Stopping signs in front of Pheasant Run Public School, 4140 Pheasant Run and that additional No Stopping signs be installed to increase driver awareness of the parking restrictions.

RT.10.Pheasant Run (W8)
(TSC-0304-2008)

GC-0961-2008

1. That Parking Enforcement be requested to enforce the parking infractions in front of Clarkson Secondary School, 2524 Bromsgrove Road between 2:20 – 2:40 pm.
2. That a meeting be arranged with the Peel District School Board, School Principal, Jim Wilde and Boris Swedak to discuss and review modifying and repainting the parking lot and driveway at Clarkson Secondary School.

RT.10.Clarkson (W2)
(TSC-0305-2008)

GC-0962-2008

That the Municipal Advisory Report advising of amendments to the *Ontario Highway Traffic Act* with respect to School Zone Signs, be received for information.

MG.08
(TSC-0306-2008)

GC-0963-2008

That the news release dated November 14, 2008 from the Dufferin-Peel Catholic District School advising that Blessed Trinity Catholic School will close at the end of June 2009, be received for information.

RT.10.Blessed Trinity (W8)
(TSC-0307-2008)

GC-0964-2008

That the letter dated October 22, 2008 from Doug Fryers proposing to start a program that would involve visiting with schools to discuss traffic safety issues and attending safety shows to promote Traffic Safety Council and its mandate be received and referred to the Public

Information Subcommittee of Traffic Safety Council to review and report back to Traffic Safety Council.

MG.08

(TSC-0308-2008)

GC-0965-2008

That the memorandum dated November 20, 2008 from Legislative Coordinator of Traffic Safety Council to advise the Chair and members of the schedule for meetings in 2009, be received for information.

MG.08

(TSC-0309-2008)

GC-0966-2008

That the invitation to Traffic Safety Council members to attend and volunteer at the 19th Annual Crossing Guard Appreciation Dinner, be received for information.

MG.08

(TSC-0310-2008)

GC-0967-2008

1. That a Crossing Guard be implemented at the intersection of Tacc Drive and Trailbank Drive for the students attending McKinnon Public School, 3270 Tacc Drive as the warrants have been met.
2. That Transportation & Works be requested to install No U-turn signs in front of McKinnon Public School, 3270 Tacc Drive.
3. That Transportation & Works be requested to review the feasibility of constructing a continuous concrete sidewalk on the south side of Tacc Drive, west of McKinnon Public School, 3270 Tacc Drive and report back to Traffic Safety Council.
4. That Parking Enforcement be requested to enforce the parking infractions in front of McKinnon Public School between 8:10 – 8:35 am and 2:50 – 3:15 pm.

RT.10.McKinnon (W10)

(TSC-0311-2008)

GC-0968-2008

1. That the Principal at Philip Pocock Secondary School, 4555 Tomken Road be requested to encourage parents and students to use the rear of the school as a drop off area and that the 2 lanes in the front driveway facing Tomken Road are to be utilized as a drive through lane and for school buses only.
2. That the Dufferin-Peel Catholic District School Board be requested to install a sign to indicate that students should be dropped off at the rear of the school to alleviate traffic on Tomken Road due to vehicles waiting to turn into the driveway at Philip Pocock Secondary School, 4555 Tomken Road.

RT.10.Philip Pocock (W3)

(TSC-0312-2008)

GC-0969-2008

That the email dated November 24, 2008 from Nick Teti, Principal, St. Bernard of Clairvaux Catholic School requesting a site inspection at the intersection of Rosanna Drive and Churchill Meadows Boulevard to review the warrants for a Crossing Guard be received and referred to the Site Inspection Subcommittee of Traffic Safety Council to review and report back to Traffic Safety Council.

RT.10.St. Bernard (W10)

(TSC-0313-2008)

GC-0970-2008

That the Commissioner of Planning and Building be advised that with respect to the Site Plan SP 08/202 W9 – Proposed Outdoor Play Structure at Meadowvale First Baptist Church, 6630 Turner Valley Road, that Traffic Safety Council has reviewed the site plan submitted on October 23, 2008 and is satisfied subject to the following:

1. That written confirmation be provided to Traffic Safety Council confirming that the area between the school and the playground will be supervised by staff when students are accessing and leaving the playground.
2. That a self-closing gate be installed at the entrance/exit of the playground.

RT.10.Pri

SP 08/202 W9

(TSC-0314-2008)

GC-0971-2008

1. That Parking Enforcement be requested to enforce the parking infractions in front of Fairview Public School, 3590 Joan Drive between 8:30 – 9:00 am.
2. That the Peel Regional Police be requested to enforce the illegal u-turns in front of Fairview Public School, 3590 Joan Drive between 8:30 – 9:00 am.

RT.10.Fairview (W7)

(TSC-0315-2008)

GC-0972-2008

That Transportation & Works be requested to review the No Stopping/Parking prohibitions in front of Clarkson Secondary School, 2524 Bromsgrove Road.

RT.10.Clarkson (W2)

(TSC-0316-2008)

GC-0973-2008

That the report dated September 2008 from the Transportation and Works Department advising of the actions taken regarding recommendations from Traffic Safety Council be received for information.

MG.08.Tra
(TSC-0317-2008)

GC-0974-2008

That the memorandum dated November 3, 2008 from the Manager of Parking Enforcement reporting on parking enforcement in school zones for the month of October 2008, be received for information.

BL.02.Schools
(TSC-0318-2008)

GC-975-2008

That the memorandum dated November 26, 2008 from the Legislative Coordinator with respect to winter clothing for Traffic Safety Council members when attending site inspections, be received for information.

MG.08
(TSC-0319-2008)

(e) **Space Planning and Accommodation ad Hoc Committee Report 2-2008 dated December 3, 2008**
Recommendations SPA-0006-2008 to SPA-0011-2008
Approved – Resolution 0301-2008
MG.29

SPA-0006-2008

That the memorandum dated November 18, 2008 from Annemarie Hagan, Museums Manager providing an update on the plans for the displays project, be received for information.

MG.11.Spa
(SPA-0006-2008)

SPA-0007-2008

1. That staff be directed to relocate the Millennium Time Capsule from the entrance outside of the Communications Division office to the Central Library.
2. That the Millennium Time Capsule be placed in a location that is visible to the public and staff and that appropriate protection from vandalism be provided.

MG.11.Spa
(SPA-0007-2008)

SPA-0008-2008

That the memorandum on Public Service Counters Consolidation dated October 27, 2008 from Shawn Slack, Director, Customer Service be received for information.

MG.11.Spa

(SPA-0008-2008)

SPA-0009-2008

1. That Facilities & Property Management staff be directed to purchase three (3) directional signs for the 3rd Floor at the Civic Centre, identified as Option #2 attached with the memorandum dated November 19, 2008 from Ken Owen, Director, Facilities & Property Management with respect to directional signage.
2. That the wording "Exit to Receptionist" on the proposed designs for the directional signs for the 3rd Floor at the Civic Centre be changed to "Exit to Reception".

MG.11.Spa

(SPA-0009-2008)

SPA-0010-2008

That the memorandum dated November 19, 2008 from Ken Owen, Director, Facilities and Property Management with respect to the HVAC system in Council Chambers and the 3rd Floor Councillors' area, be received for information.

MG.11.Spa

(SPA-0010-2008)

SPA-0011-2008

1. That the Corporate Report dated November 21, 2008 from the Commissioner of Corporate Services & Treasurer reporting on the status of outstanding items from the Space Planning & Accommodation Ad Hoc Committee meetings attached as Appendix 1- 3, be received for information.
2. That Facilities & Property Management staff be directed to review the feasibility of modifying the wall that separates the kitchen in the Councillor's area and Councillors' Boardroom C and that staff report back to the Space Planning & Accommodation Ad Hoc Committee on the cost of proposed work.

MG.11.Spa

(SPA-0011-2008)

(f) Extracts of the public meetings held by the Planning and Development Committee on December 1, 2008:

- (i) Rockwest Property Inc.
Rezoning Application
BL.09.Com W3
- (ii) Definitions of Lodging House and Lodging Unit

Proposed Zoning By-law Amendments
CD.06.Hou

- (iii) Peel District School Board
Draft Plan and Subdivision Applications
T-M08003 W9

Received
MG.01

10. UNFINISHED BUSINESS

UB-1 Central Parkway Transit Campus Renovations and Expansion Project – Additional Funding

Report dated November 20, 2008 from the Commissioner of Transportation and Works with respect to the Central Parkway Transit Campus Renovations and Expansion Project- Additional Funding.

RECOMMENDATION

That the budget for the Central Parkway Transit Facility Expansion be increased by \$7.1 million to \$83.9 million to cover the cost of higher than anticipated costs for Phase 3 construction and that this additional cost be included in the 2009-2018 Capital Budget and funded through Federal Gas Tax Reserve Fund.

This matter was referred from General Committee on December 3, 2008, to Council without a recommendation.

Martin Powell, Commissioner, provided members of Council with further information via an e-mail dated December 9, 2008 copies of which were provided to Council. He explained that this project has complications on the site, the site is contaminated and this is coming from an adjacent property but the City is faced with clean up which is costly. Mr. Powell also noted that Infrastructure Ontario is also putting out a lot of projects, resulting in keeping the trades busy.

Mayor McCallion advised that she met with staff on this project and has been advised that currently there is construction work available and hence prices are still considerably high and prices do not qualify as a reason for re-tendering.

Resolution 0313-2008

FA.05

FA.19

11. PETITIONS

- (a) Petition with respect to storage, garbage and litter at the rear of strip plazas.

Referred to the Transportation and Works Department for Appropriate Action
Deputation 6(j)
EC.04

12. CORRESPONDENCE

- (a) Information Items I-1 – I-22

I-1 Update- MPAC Activities

Letter dated November 17, 2008 from the Municipal Property Assessment Corporation in regards to their support of the changes to the property assessment system announced in the 2007 and 2008 Ontario Budgets.

Received/Referred to Revenue Department
FA.05.MUN

I-2 Credit Valley Hospital Proposal to construct an Ambulatory Surgery
Centre

Letter dated November 17 2008 from the Ministry of Health and Long- Term Care in response to a letter from Mayor Hazel McCallion supporting the Credit Valley Hospital's proposal to construct an Ambulatory Surgery Centre.

Received
CS.01

I-3 Plastic Bags

Letter dated November 26, 2008 from an environmentally aware citizen Jillian Haight enquiring if the City of Mississauga will adopt a cost for plastic bags in stores similar to the City of Toronto.

Received/Referred to the Environmental Committee
EC.04

I-4 City of Cambridge - Property Tax Assessment

Council resolution dated November 17, 2008 from the Corporation of the City of Cambridge requesting the Provincial Government to defer the Municipal

Property Tax Assessment Phase-in by one year to help soften the impact on Ontario residents.

Received/Referred to Revenue Department
FA.05.MUN

I-5 Sustainable Halton- Staff Report

Letter dated November 26, 2008 from the Regional Municipality of Halton updating on the Sustainable Halton process and providing information on their open houses, contact information, website, etc.

Received
LA.09. HAL

I-6 Written Submission - Proposed Zoning By-law Amendments- Definitions of Lodging House and Lodging

Three written submissions from residents with respect to Proposed Zoning By-law Amendments- Definitions of lodging House and Lodging Unit.

Received/Referred to Planning and Building Department
BL.09.ROO

I-7 Metrolinx Regional Transportation Plan – Comments on the Draft Plan and Draft Investment Strategy

Letter dated November 26, 2008 from the Region of Peel with respect to a resolution about Metrolinx Regional Transportation Plan, which include comments on the draft plan and investment strategy.

Received/Referred to Transportation & Works Department
TS.17.MET

I-8 Local Improvement Project-Region of Peel – Sanitary Sewer on Portway Avenue, including 1500 Ifield Road in Ward 8.

Letter dated November 26, 2008 from the Region of Peel in regards to a resolution about the local improvement project in which the construction of sanitary sewer on Portway Avenue, including 1500 Ifield Road, Capital Project 08-2706 is proposed.

Received/Referred to Finance and Transportation & Works Department
EC.15

I-9 Student Safety due to the Construction of the Highway 10/QEW Interchange

Letter dated November 20, 2008 from the Ministry of Transportation in response to a letter from Mayor Hazel McCallion regarding the safety of students attending Queen Elizabeth Senior Public School due to the construction of the Highway 10/QEW Interchange.

Received/Referred to Transportation & Works Department and Traffic Safety Council

RT.10.QUE

I-10 AMO: Draft Accessibility Information and Communications Standard

Notice dated November 24, 2008 from the Association of Municipalities of Ontario in regards to the Government release of the Initial Proposed Accessible Information and Communications Standard as a part of the Accessibility for Ontarians with Disabilities Act, 2005.

Received/Referred to Corporate Services, Communications, Customer Services and Accessibility Advisory Committee

CS.12.CUS

I-11 AMO: Request for Extension on the Public Review Period

Notice dated November 27, 2008 from the Association of Municipalities of Ontario in regards to a request for the extension on the public review period for the Accessible Information and Communications Standard.

Received/Referred to Corporate Services, Communications, Customer Services and Accessibility Advisory Committee

CS.12.CUS

I-12 AMO: Ontario First Joint Annual MOU Statement

Notice dated November 19, 2008 from the Association of Municipalities of Ontario in regards to the first joint annual MOU statement.

Received/Referred to the Finance Division

FA.05.GAS

I-13 Video Tapes and Information under FOI

Letter dated December 3, 2008, from Donald Barber, Editor of The Democratic Reporter in regards to the failed attempts to obtain information regarding Security, video tapes and other issues.

Received/Referred to the Legal Services
PR.09

I-14 The Antonio Batista Appeal Judgement

Letter dated December 3, 2008 from Donald Barber, Editor of The Democratic Reporter providing a copy of the Antonio Batista appeal judgement for the Council Agenda.

Received/Referred to the Legal Services
PR.09

I-15 Comments on Bill 87: Motor Vehicle Towing in Ontario

Memorandum dated December 2, 2008 from Councillor Carolyn Parrish with comments on Bill 87, which is an Act to regulate the motor vehicle towing industry in Ontario.

Councillor Carolyn Parrish wished this to be referred to staff to put comments in to Queens Park.

Received//Referred to Transportation & Works and Enforcement Division for appropriate action
BL.09

I-16 Agreement - 1455 Elaine Trail

Letter dated December 8, 2008 from the owners of 1455 Elaine Trail requesting withdrawal of By-law B-1.

By-law B-1 Withdrawn
GC-0888-2008/ December 3, 2008 – Amended
SP 07/168 (W1)

I-17 2008 Municipal Performance Measure Program (MPMP)

Notice from the Ministry of Municipal Affairs and Housing with respect to 2008 Municipal Performance Measure Program (MPMP), which will go into effect on January 1, 2009.

Referred to Transportation & Works Department for appropriate action
CA.11.Mun

I-18 Reduction in Child Poverty by 2013

Communication from AMO with respect to the government laying the ground work for reducing poverty by committing to a 25% Reduction in Child Poverty by 2013.

Received
CA.10.AMO

I-19 Written submission from Monika and Jan Ossowski – Lodging Houses and Lodging Units

Written submission from Monika and Jan Ossowski with respect to a matter from the December 1, Planning and Development Committee relating to Lodging Houses and Lodging Units.

CD.06.Housing

I-20 Written submission from Margaret Morrow – Lodging Houses and Lodging Units

Written submission from Margaret Morrow with respect to a matter from the December 1, Planning and Development Committee relating to Lodging Houses and Lodging Units.

CD.06.Housing

I-21 Proposed New Development – 365 Queen Street South

Notice of Proposed development at – 365 Queen Street south, east side of Queen Street South, north of Reid Drive

OZ 08/016 W11

I-22 Enersource Ownership

Letter dated December 8, 2008 from the Mississauga Board of Trade with respect to the Board's comments on Enersource Ownership.

Notice of Motion 17(b)
MG.11.Ene

0302-2008 Moved by: Eve Adams

Seconded by: Nando Iannicca

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

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

NOW THEREFORE be it resolved that a portion of the Council meeting to be held on December 10, 2008 to deal with:

- (i) Matter with respect to Solicitor-Client Privilege
- (ii) Potential Litigation – Committee of Adjustment – “A” 309/08 – J.G. Tompkins Insurance Agency Limited, 4161 Tomken Road, Ward 3 (This matter was deferred – Council meeting November 26, 2008)
- (iii) Acquisition of Property – Mississauga Road (Ward 8) (This matter was deferred – Council meeting November 26, 2008)
- (iv) Potential Litigation – Committee of Adjustment – “A” 245/08 – 530 Indian Road, Ward 2
- (v) Potential Litigation – Committee of Adjustment – “A” 362/08 – 596 Amesbury Avenue, Ward 5
- (vi) Security of Property – Enersource Corporation

And further that a portion of this Council meeting be closed to the public under Section 239 (3.1) for:

- (vii) Education Session dealing with Communication of the Strategic Plan

Carried
MG.20

0303-2008 Moved by: Sue McFadden

Seconded by: George Carlson

That the tax adjustments outlined in Appendix 1 attached to the report dated November 26, 2008 from the Commissioner of Corporate Services & Treasurer for applications for cancellation or refund of taxes pursuant to section 357 & 358 of the *Municipal Act*, be adopted.

Carried
FA.13.Mun

3. That the decision of Council for approval of the rezoning application be considered null and void, and a new development application be required unless a zoning by-law is passed within 18 months of the Council decision.

Carried

OZ 08/004 W11

0306-2008

Moved by: Pat Mullin

Seconded by: Maja Prentice

That the Report dated November 17, 2008, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 07/020 W2, Casaco Developments Inc., 1195, 1197 and 1203 Lorne Park Road, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the application have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.

2. That the application to amend Mississauga Plan from "Residential Low Density I" to "Residential Low Density II – Special Site" and "Greenbelt" to permit semi-detached and townhouse dwellings in addition to the currently permitted detached dwellings and to recognize the greenbelt lands, be approved subject to the following:

(a) That semi-detached and townhouse dwellings be allowed in addition to the permitted detached dwellings at a maximum density of 19 units per net residential hectare (8 units per net residential acre).

3. That the application to change the Zoning from "R2-1" (Detached Dwellings) and "D" (Development) to "RM4-Exception" (Semi-detached and Townhouse Dwellings) and "G1" (Greenbelt) to permit four (4) semi-detached dwellings and five (5) townhouse dwellings under standard condominium tenure and to recognize the greenbelt lands, be approved in accordance with the zoning standards outlined in Appendix S-5 of this report and subject to the following conditions:

(a) That the applicant agrees to satisfy all the requirements of the City and any other official agency concerned with the development;

(b) That the 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 Catholic District School Board and Peel School Board not apply to the subject lands.

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 18 months of the Council decision.

Carried

OZ/0720 W2

0307-2008

Moved by: George Carlson

Seconded by: Carmen Corbasson

WHEREAS the Mississauga Environmental Advisory Committee (EAC) has been meeting since April 2007 and continues to gather interest of various institutions, agencies and interest groups involved with environmental issues;

AND WHEREAS the University of Toronto in Mississauga (UTM) was invited to liaise with the Mississauga Environmental Advisory Committee subsequent to which Dr. Brad Bass commenced attending the EAC meetings in the spring of 2008;

AND WHEREAS in Recommendation EAC-0069-2008 issued at its meeting on November 4, 2008 the Environmental Advisory Committee expressed its desire to incorporate a fixed position of a Member to represent the University of Toronto in Mississauga (UTM), with assignment of an individual to this position being at the discretion of the UTM faculty;

AND WHEREAS on November 26, 2008 Council adopted Recommendation GC-0868-2008 approving Recommendation EAC-0069-2008;

NOW THEREFORE BE IT RESOLVED THAT:

1. The composition of the Mississauga Environmental Advisory Committee be amended to add a position of a Member to represent the University of Toronto in Mississauga (UTM) with assignment of the individual to that position being at the discretion of the UTM faculty.
2. That the Terms of Reference for the Environmental Advisory Committee be amended to incorporate the position for a representative of the University of Toronto in Mississauga (UTM) as set out in paragraph 1.

Carried

MG.31

and the other Transit Fares and Tolls be set according to Appendix 1 of the Corporate Report dated October 1, 2008 from the Commissioner of Transportation and Works.

Carried

FA.11.Fee (TS.09)

0310-2008

Moved by: Frank Dale

Seconded by: George Carlson

WHEREAS on March 26, 1990, Council of the Corporation of City of Mississauga adopted a new City wide walkway policy for residential subdivisions under Resolution 0095-1990 which among other standards includes the requirement that ground floor house walls facing walkways be windowless in accordance with paragraph (iii) of the policy;

AND WHEREAS on August 6, 2008, Council adopted Resolution 0183-2008 which approved the Official Plan Amendment, Rezoning and Draft Plan of Subdivision applications under Files OZ 08/005 W4 and T-M08001 W4, Partacc Mississauga Developments Inc., Part of Lot 19, Concession 2, N.D.S., and Part of Lot 101, 105 and Blocks 106 and 108 of Registered Plan 43M-728, southwest quadrant of Eglinton Avenue West and Confederation Parkway, subject to certain conditions;

AND WHEREAS in accordance with Council Resolution 0095-1990, the Development and Servicing Agreements for Draft Plan of Subdivision application under File T-M08001 W4, include criteria specifying that the ground floor house walls on Lots 53 and 54 facing the walkway Block 301 shall have no windows or openings with glazed areas;

AND WHEREAS in a letter dated December 4, 2008, the applicant has advised that Lots 53 and 54 have been sold to purchasers with dwelling units having ground floor windows on the walkway side, and the applicant has requested the City to consider waiving this requirement as it applies to the subject Lots;

AND WHEREAS the Planning and Building Department considers the requested waiver to be minor in nature and acceptable from a design perspective, given that there are other options available to the homeowner to achieve privacy;

NOW THEREFORE LET IT BE RESOLVED THAT Paragraph (iii) of Resolution 0095-1990, not be applied to Lot 53 and Lot 54 in Draft Plan of Subdivision under File T-M08001 W4.

Carried

T-M08001

0311-2008 Moved by: Frank Dale

Seconded by: George Carlson

WHEREAS Fernbrook Homes (Burnhamthorpe) Limited (the “Developer”) proposes to develop and construct on Lands known municipally as 50 and 60 Absolute Avenue one 50 and one 56 storey residential high rise condominium tower, a shared below grade parking structure and a four (4) storey podium building to be constructed on the below grade parking structure (the “Development”);

AND WHEREAS the City has enacted by-laws to designate site plan control areas within the City of Mississauga, in accordance with Section 41 of the *Planning Act*, R.S.O. 1990, c. P.13, as amended;

AND WHEREAS the lands on which the above Development is to be constructed are included within and are subject to the City’s Site Plan Control By-law;

AND WHEREAS the Developer has submitted for approval by the City’s Commissioner of Planning and Building, plans and drawings, which have been assigned the file number SP 06/198 (the “Site Plans”) in respect of the design and construction of the Development;

AND WHEREAS the submitted Site Plans provide for a four (4) storey podium building which will contain retail/commercial units at grade and (2) levels of residential condominium apartments above the retail commercial units which include cantilevered balconies which extend beyond the property line and enter over and into the air rights comprising Hurontario Street by approximately 1.83 metres (6 feet);

AND WHEREAS to facilitate the registration of a plan of condominium in relation to the Development having regard to the balcony encroachments, the Developer is required to purchase from the City the ownership of the required Air Rights (as herein defined) within the Hurontario Street road allowance to be occupied by the balcony encroachments;

AND WHEREAS the City’s Commissioner of Planning and Building is prepared to approve the Site Plans and as a condition of such approval, the City requires the Developer to enter into an Air Rights Purchase Agreement;

AND WHEREAS prior to the sale of any part of a road allowance, the Air Rights must be closed and removed from the Hurontario Street road allowance in accordance with Section 34 of the *Municipal Act*, as amended.

AND WHEREAS prior to the disposal of City lands, the City's Corporate Policy and Procedure – Acquisition, Administration and Disposal of Real

Property requires that Council declare the property rights surplus to the City's requirements;

BE IT RESOLVED that:

1. The air rights situated within that portion of the Hurontario Street road allowance, containing an area of approximately 154.8 square metres, and a volume of approximately 943.3 cubic metres, having a lower horizontal limit approximately 7.3 metres and an upper horizontal limit approximately 13.4 metres from the finished grade elevation of the completed boulevard, which area is more particularly shown and described on the submitted Site Plans (the "Air Rights"), be declared surplus to the City's requirements in compliance with the City's Corporate Policy and Procedure – Acquisition, Administration and Disposal of Real Property, subject to the enactment and registration of a by-law by City Council closing that portion of the Hurontario Street road allowance comprised of the Air Rights in compliance with all procedures and requirements as provided under Section 34 of the Municipal Act, as amended;
2. City staff be directed to commence and complete all procedures and requirements under Section 34 of the Municipal Act, as amended, and By-law No. 215-2008 to close up and remove the air rights from the Hurontario Street public road allowance; and,
3. Subject to Section 2 above, City staff be directed to advance a report for Council approval directing staff to enter into an Air Rights Purchase Agreement.

Carried
SP 06/0198

0312-2008 Moved by: Sue McFadden

Seconded by: George Carlson

WHEREAS on October 22, 2008 Council adopted By-law 0380-2008 which amended By-Law 555-2000 as amended, to implement a parking prohibition on both sides of Cooperwood Lane between Waterwind Crescent (south intersection) and Waterwind Crescent (north intersection);

WHEREAS the Corporate Report dated October 1, 2008 from the Commissioner of Transportation and Works was considered by General Committee on October 15, 2008 and that the approved recommendation GC-0757-2008 incorrectly referenced the street name as Cooperwood Lane when the correct street name is Copperwood Lane;

NOW THEREFORE LET IT BE RESOLVED THAT Council debate this matter in public session; and further

THAT Council will not sell its 90% interest in Enersource at this time; and further

THAT Council will not be exercising its option to sell Enersource to Borealis at a fixed price and further, will not seek to renew that option; and further

THAT Council continues to negotiate the purchase of Borealis's 10% of Enersource at a fair and reasonable price.

A recorded vote was requested with the following results:

	<u>YES</u>	<u>NO</u>
Mayor H. McCallion		X
Councillor C. Corbasson	X	
Councillor P. Mullin		X
Councillor M. Prentice		X
Councillor F. Dale	X	
Councillor E. Adams	X	
Councillor C. Parrish	X	
Councillor N. Iannicca	X	
Councillor K. Mahoney	Absent	
Councillor P. Saito		X
Councillor S. McFadden	X	
Councillor G. Carlson	X	

Recorded Vote

Carried (7-4 / 1 Absent)

MG.11.Enersource

0315-2008 Moved by: Carolyn Parrish

Seconded by: Frank Dale

WHEREAS pursuant to section 150 of the Municipal Act, 2001, City Council adopted By-law 1-06, as amended, being the Business Licensing By-law, and By-law 521-04, as amended, being the Tow Truck Licensing By-law for the City of Mississauga;

AND WHEREAS pursuant to section 155 of the Municipal Act, 2001, as amended, City Council has established rates or fares to be charged for the conveyance of property or passengers either wholly within the municipality or from any point in the municipality to any point outside the municipality;

AND WHEREAS section 11 of the Municipal Act, 2001 as amended, provides a local municipality with authority to pass by-laws respecting matters related to protection of persons and property, including consumer protection;

AND WHEREAS By-law 1-06, as amended and By-law 521-04, as amended, provide for a system to license and regulate the owners of Vehicle Pound Facilities;

AND WHEREAS there are currently no provisions within the City of Mississauga by-laws regulating rates to be charged for storage of vehicles in a Vehicle Pound Facility or maximum flat rates to be charged for re-tows or tows from Vehicle Pound Facilities;

AND WHEREAS a stakeholder meeting was held on September 30, 2008 to discuss issues related to the towing industry;

AND WHEREAS problems have been identified by both stakeholders, insurance companies, and members of the public related to the rates being charged for towing and storage of vehicles in the City of Mississauga;

AND WHEREAS unregulated storage and administration charges and the cost of re-tows from Vehicle Pound Facilities are currently resulting in exorbitant bills for consumers reaching \$1000 or more;

AND WHEREAS representatives from the Enforcement Division have been directed to conduct a full review and to make recommendations related to these issues, however in the interest of consumer protection it is necessary to regulate the fees being charged for storage of vehicles in Vehicle Pound Facilities and the associated rates for re-towing while this more fulsome review is being conducted;

NOW THEREFORE LET IT BE RESOLVED THAT City Council direct staff to prepare an amending by-law to By-law 1-06, as amended, and By-law 521-04, as amended, to regulate the fees being charged for the storage of vehicles in Vehicle Pound Facilities and the associated rates for re-towing, in accordance with the requirements of the Municipal Act, 2001.

THAT the maximum rate for towing from the scene of a collision remains two hundred dollars (\$200.00) all inclusive, with no additional charges other than federal and provincial taxes;

THAT a maximum rate charged for storage of vehicles at Vehicle Pound Facilities be twenty five dollars (\$25.00) per day, plus applicable taxes;

THAT a maximum flat rate charged for re-tows, or tows from Vehicle Pound Facilities be one hundred dollars (\$100.00), with an additional fee of three dollars (\$3.00) per kilometre for re-tows outside the municipal boundary;

THAT complaints regarding fee maximums be strictly investigated and enforced;

THAT minimum fines for a conviction related to overcharging of storage rates or re-tow fees be established, as well as escalating fines for subsequent convictions;

AND THAT staff investigate the possibility of expanding the Public Vehicle Advisory Committee to include at least three (3) duly elected members of the Tow Truck Industry, to be tasked with developing a protocol that incorporates the essential elements of Bill 87, the Towing Industry Act, 2008, as outlined in the attached memorandum dated December 2, 2008, as well as the finding and recommendations of the Enforcement Division.

Carried
BL.09

14. BY-LAWS

- B-1 This by-law was listed on the Agenda but withdrawn at the request of the owner of 1455 Elaine Trail.

Information I-16
GC-0888-2008/ December 3, 2008
SP 07/168 (W1)

- 0397-2008 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M 1623, Village Walk, in the vicinity of Mavis Road and Derry Road West.

GC-0889-2008/ December 3, 2008
43M-1623 (W11)

- 0398-2008 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M-1626, in the vicinity of Derry Road West and Second Line West.

GC-0890-2008/ December 3, 2008
43M-1626 (W11)

- 0399-2008 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M-1663, in the vicinity of Eglinton Avenue West and Ninth Line.
- GC-0891-2008/ December 3, 2008
43M-1663 (W10)
- 0400-2008 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M-1664, in the vicinity of Erin Centre Boulevard and Ninth Line.
- GC-0891-2008/ December 3, 2008
43M-1664 (W10)
- 0401-2008 A by-law to establish certain lands as part of the municipal highway system for Registered Plan 43M-1665, in the vicinity of Churchill Meadows Boulevard and Erin Centre Boulevard.
- GC-0891-2008/ December 3, 2008
43M-1665 (W10)
- 0402-2008 A by-law to authorize the execution of a Development Agreement, Cabot Trail Estates Ltd., east side of McLaughlin Road, north of Derry Road West.
- OZ 08/004 (W11)
- 0403-2008 A by-law to amend By-law 0225-2007 as amended, for the proposed rezoning under application under file OZ 08/004 W11, Cabot Trail Estates Ltd, east side of McLaughlin Road, north of Derry Road West.
- OZ 08/004 (W11)
- 0404-2008 A by-law to authorize the execution of a Servicing Agreement for Municipal Works Only and other related documents between Trustees of Churchill Meadows Christian Church, The Corporation of the City of Mississauga, and The Regional Municipality of Peel, east side of Tenth Line W, south of Highway 401.
- PDC-0059-2007/ September 12, 2007
OZ 06/006 (W9)

- 0405-2008 A By-law to authorize the execution of a Development Agreement, Trustees of Churchill Meadows Christian Church, east side of Tenth Line West, south of Highway 401.
- PDC-0059-2007/ September 12, 2007
OZ 06/006 (W9)
- 0406-2008 A by-law to amend By-law 0225-2007 as amended, for the proposed rezoning under application under file OZ 06/006 W9, Trustees of Churchill Meadows Christian Church, east side of Tenth Line W, south of Highway 401.
- PDC-0059-2007/ September 12, 2007
OZ 06/006 (W9)
- 0407-2008 A by-law to Adopt Mississauga Plan (Official Plan) Amendment No. 89, Rathwood District Policies of the Mississauga Plan (Official Plan), northeast corner of Dixie Road and Rathburn Road East.
- Council Resolution 0234-2008/ September 10, 2008
OZ 05/019 (W3)
- 0408-2008 A by-law to amend By-law 0225-2007 as amended for the proposed rezoning under application under file OZ 05/19 W3, 1315 Bough Beeches Boulevard Limited, northeast corner of Dixie Road and Rathburn Road East.
- Council Resolution 0234-2008/ September 10, 2008
OZ 05/019 (W3)
- 0409-2008 A by-law to authorize the execution of a Development Agreement, and other related documents, Gemini Urban Design Corporation, southeast corner of Lakeshore Road West and Southdown Road.
- PDC-0085-2008/ December 1, 2008
H-OZ 08/002 (W2)
- 0410-2008 A by-law to amend By-law 0225-2007 as amended, for the proposed rezoning under application under file OZ 08/002 W2, Gemini Urban Design Corporation, southeast corner of Lakeshore Road West and Southdown Road.
- PDC-0085-2008/ December 1, 2008
H-OZ 08/002 (W2)

0411-2008 A by-law to amend By-law 0225-2007, as amended, to remove the “H” Holding Symbol under file H-OZ 07/006 W5, Orlando Corporation, northwest quadrant of Highway 401 and Hurontario Street.

PDC-0074-2008/ November 3, 2008
OZ 07/006 (W5)

0412-2008 A by-law to authorize execution of a Servicing Agreement for Municipal Works only and other related documents between Greenfield South Power Corporation, The Corporation of The City of Mississauga and The Regional Municipality of Peel, east of Dixie Road, south of Dundas Street East.

H-OZ 05/004 (W1)

0413-2008 A by-law to authorize the execution of a Development Agreement and other related documents, Greenfield South Power Corporation, east of Dixie Road and south of Dundas Street East.

H-OZ 05/004 (W1)

0414-2008 A by-law to amend By-law 0078-2005, being a By-law to appoint a Chief Administrative Officer for The Corporation of the City of Mississauga and to define the duties of the City Manager.

HR.03

0415-2008 A by-law to amend By-law 0281-2005, being a By-law to appoint a Commissioner of Corporate Services and Treasurer for The Corporation of the City of Mississauga.

HR.03

0416-2008 A by-law to amend By-law 0282-2004, being a By-law to appoint a Commissioner of Planning and Building for the Corporation of the City of Mississauga.

HR.03

0417-2008 A by-law to amend By-law 0414-2007, being a By-law to appoint Lottery Licensing Officers for the Corporation of the City of Mississauga.

HR.03

0418-2008 A by-law to amend By-law 0445-2002, being a By-law to appoint a municipal Clerk for the Corporation of the City of Mississauga.

HR.03

0419-2008 A by-law to amend By-law 0536-2001, being a By-law to appoint a Commissioner of Transportation and Works for the Corporation of the City of Mississauga.

HR.03

0420-2008 A by-law to amend By-law 0569-1999, being a By-law to appoint a Deputy Fire Chief of Mississauga Fire and Emergency Services, Community Services Department for The Corporation of the City of Mississauga.

HR.03

0421-2008 A by-law to amend By-law 327-99 being a By-law to appoint a Fire Chief of Mississauga Fire and Emergency Services, Community Services Department for the Corporation of the City of Mississauga.

HR.03

0422-2008 A by-law to amend By-law 555-2000 as amended, be the Traffic By-law, due to a typographical error.

BL.02.Tra

0423-2008 A by-law to establish Mississauga Transit's fares and tolls, and to repeal By-law No. 353-08.

Resolution 0309-2008

FA.11.Fee

0424-2008 A by-law to authorize the execution of a Payment in Lieu of Off Street Parking Agreement, Debbie Cosic and Mira Tomljenovic, 33 Pearl Street.

FA.31 08/003 W11

0425-2008 A by-law to authorize the execution of a Development Agreement, 2144193 Ontario Inc., north side of Eglinton Avenue west, west of Creditview Road.

OZ 04/038 W6

- 0426-2008 A by-law to amend By-law 0225-2007 as amended, being the Mississauga Zoning By-law, lands located on the north side of Eglinton Avenue West, west of Creditview Road, 1549 to 1579 Eglinton Avenue West.
- 0427-2008 A by-law to amend by-law 1-06 being the Business Licensing By-law to add a maximum storage rate for Vehicle Pound Facilities
- Resolution 0315-2008
BL.09
- 0428-2008 A by-law to amend by-law 521-04 being the tow Truck Licensing By-law to add a maximum flat rate for re-tows from Vehicle Storage facilities
- Resolution 0315-2008
BL.09
- 0429-2008 A by-law to establish and require payment of various fees and charges under the authority of the *Municipal Act*, effective January 1, 2009, and to repeal By-law 0460-2007.
- BC-0039-2008 / December 8 2008
FA.11
- 0430-2008 A by-law to establish fees and charges for the processing of Applications under the *Planning Act*, and to repeal By-law 0435-2007.
- BC-0040-2008 / December 8 2008
FA.11
- 0431-2008 A by-law to establish fees and charges for various services provided by the Transportation and Works Department, and to repeal By-law 0433-2007.
- BC-0041-2008 / December 8 2008
FA.11
- 0432-2008 A by-law to establish Road Occupancy, Lot Grading and Municipal Services Protection deposits for the Transportation and Works Department, effective as of January 1, 2009, and to repeal By-law 434-2007.
- BC-0042-2008 / December 8 2008
FA.11

0433-2008 A by-law to establish and require payment of Recreation and Parks Rental Rates and Mandatory Liability Insurance rates for the rental of City facilities, January 1, 2009 through December 31, 2009.

BC-0043-2008 / December 8 2008

FA.11

0434-2008 A by-law to set the Recreation Program Fees from the start of Spring 2009 through to Winter of 2010, and to amend By-law 0431-2007.

BC-0044-2008 / December 8, 2008

FA.11

0435-2008 A by-law to set the Cemetery Fees for 2009.

BC-0045-2008 / December 8, 2008

FA.11

0436-2008 A by-law to amend By-law 555-2000 as amended to implement bicycle lanes, on Kariya Drive from Burnhamthorpe Road West to Elm Drive West, to delete the northbound right turn lane designation on Mavis Road from Huntington Ridge Drive to Eglinton Avenue West, to add all way-stop control to the following intersections, Forest Park Drive & Juneberry Road/Wintermoor Gate, Bala Drive and Passion Flower Boulevard, Freshwater Drive and Sunlight Street, and by amending the overnight parking provisions for the City Centre Core.

GC-0881-2008/ December 3, 2008

GC-0882-2008/ December 3, 2008

GC-0883-2008/ December 3, 2008

GC-0884-2008/ December 3, 2008

GC-0885-2008/ December 3, 2008

GC-0887-2008/ December 3, 2008

BL.02.Tra

BL.03Tra

0437-2008 A by-law to amend By-law 0380-2008 which amended By-law 555-2000 as amended, the Traffic By-law, with respect to a parking prohibition on both sides of Copperwood Lane, due to a typographical error.

Resolution 0312-2008

BL.02

15. OTHER BUSINESS

Due to the lateness of the meeting, Mayor Hazel McCallion, expressed holiday greetings on behalf of Council and staff.

PR.04

16. INQUIRIES - NIL**17. NOTICES OF MOTION**

(a) Moved by Councillor C. Parrish

WHEREAS pursuant to section 150 of the *Municipal Act*, 2001, City Council adopted By-law 1-06, as amended, being the Business Licensing By-law, and By-law 521-04, as amended, being the Tow Truck Licensing By-law for the City of Mississauga;

AND WHEREAS pursuant to section 155 of the *Municipal Act*, 2001, as amended, City Council has established rates or fares to be charged for the conveyance of property or passengers either wholly within the municipality or from any point in the municipality to any point outside the municipality;

AND WHEREAS section 11 of the *Municipal Act*, 2001 as amended, provides a local municipality with authority to pass by-laws respecting matters related to protection of persons and property, including consumer protection;

AND WHEREAS By-law 1-06, as amended and By-law 521-04, as amended, provide for a system to license and regulate the owners of Vehicle Pound Facilities;

AND WHEREAS there are currently no provisions within the City of Mississauga by-laws regulating rates to be charged for storage of vehicles in a Vehicle Pound Facility or maximum flat rates to be charged for re-tows or tows from Vehicle Pound Facilities;

AND WHEREAS a stakeholder meeting was held on September 30, 2008 to discuss issues related to the towing industry;

AND WHEREAS problems have been identified by both stakeholders, insurance companies, and members of the public related to the rates being charged for towing and storage of vehicles in the City of Mississauga;

AND WHEREAS unregulated storage and administration charges and the cost of re-tows from Vehicle Pound Facilities are currently resulting in exorbitant bills for consumers reaching \$1000 or more;

AND WHEREAS representatives from the Enforcement Division have been directed to conduct a full review and to make recommendations related to these issues, however in the interest of consumer protection it is necessary to regulate the fees being charged for storage of vehicles in Vehicle Pound Facilities and the associated rates for re-towing while this more fulsome review is being conducted;

NOW THEREFORE LET IT BE RESOLVED THAT City Council direct staff to prepare an amending by-law to By-law 1-06, as amended, and By-law 521-04, as amended, to regulate the fees being charged for the storage of vehicles in Vehicle Pound Facilities and the associated rates for re-towing, in accordance with the requirements of the *Municipal Act*, 2001.

THAT the maximum rate for towing from the scene of a collision remains two hundred dollars (\$200.00) all inclusive, with no additional charges other than federal and provincial taxes;

THAT a maximum rate charged for storage of vehicles at Vehicle Pound Facilities be twenty five dollars (\$25.00) per day, plus applicable taxes;

THAT a maximum flat rate charged for re-tows, or tows from Vehicle Pound Facilities be one hundred dollars (\$100.00), with an additional fee of three dollars (\$3.00) per kilometre for re-tows outside the municipal boundary;

THAT complaints regarding fee maximums be strictly investigated and enforced;

THAT minimum fines for a conviction related to overcharging of storage rates or re-tow fees be established, as well as escalating fines for subsequent convictions;

AND THAT staff investigate the possibility of expanding the Public Vehicle Advisory Committee to include at least three (3) duly elected members of the Tow Truck Industry, to be tasked with developing a protocol that incorporates the essential elements of Bill 87, the Towing Industry Act, 2008, as outlined in the attached memorandum dated December 2, 2008, as well as the finding and recommendations of the Enforcement Division.

Resolution 0315-2008

BL.09

(b) Moved by Councillor C. Parrish

WHEREAS an in depth discussion regarding the City's asset known as Enersource has been ongoing throughout the year;

AND WHEREAS this discussion was precipitated by two significant, impending dates: October 17, 2008 for tax-free sales to other public utilities and December 31, 2008 for a fixed-price sale to our 10% partner, Borealis;

AND WHEREAS a financial advisor was hired (Credit Suisse) through an R.F.P. and an outside legal firm (Stikemans) was retained to provide Council with an evaluation of Enersource and to advise Council of all possible options available regarding Enersource;

AND WHEREAS the process has included a consultation with the public in the form of an advertised public meeting held the evening of Thursday June 26, 2008;

AND WHEREAS the process resulted in awareness by Council that the original Shareholders' Agreement is heavily weighted to the advantage of Borealis – in effect giving the 10% shareholder powers of veto far in excess of their proportional share of the entity;

AND WHEREAS several outstanding issues require resolution by Council and should be made –excluding specific monetary values and details – in public so that all interested citizens are aware of both the resolutions and the rationale behind them;

NOW THEREFORE LET IT BE RESOLVED THAT Council debate this matter in public session; and further

THAT Council will not sell its 90% interest in Enersource at this time; and further

THAT Council will not be exercising its option to sell Enersource to Borealis at a fixed price and further, will not seek to renew that option; and further

THAT Council continues to negotiate the purchase of Borealis's 10% of Enersource at a fair and reasonable price.

Resolution 0314-2008

MG.11.Enersource

18. CLOSED SESSION

Pursuant to Resolution 0301-2008, Council moved into Committee of the Whole in closed session at 4:20 p.m. to discuss the following matters:

- (i) In Camera Report #86 – City of Toronto- Woodbine Community Improvement Plan for the development of a Transformative Project of 555 Rexdale Boulevard – Notice of Enactment and OMB Appeal

No discussion on this matter took place. Council concurred with the recommendation by staff to not appeal to the Ontario Municipal Board and to discontinue with the placeholder appeal filed against the above plan.

Resolution 0316-2008

LA.09.Tor

- (ii) In Camera Report #87 – Committee of Adjustment – “A” 309/08 – J.G. Tompkins Insurance Agency Limited, 4161 Tomken Road, Ward 3

This matter was deferred from the Council meetings of November 12 and 26, 2008.

Legal Services was instructed to attend before the OMB to request that should the Board approve the variance on the above matter, then it impose conditions agreed to and signed by J.G. Tompkins Insurance Agency Ltd.

Resolution 0317-2008

“A” 309/08

- (iii) In Camera Report #88 – Acquisition of Property – Mississauga Road (Ward 8)

This matter was deferred from the Council meeting of November 12 and 26, 2008.

Council received the information provided in the report dated November 27, 2008 and also approved the previous staff recommendation that Realty Services be authorized to enter into negotiations for the acquisition of the property known as 3230 Mississauga Road.

Resolution 0318-2008

Resolution 0319-2008

PO.10

- (iv) In Camera Report #89 – Committee of Adjustment – “A” 245/08 – 530 Indian Road, Ward 2

Councillor Pat Mullin moved a recommendation to support the decision of the Committee of Adjustment with respect to the above matter.

Resolution 0320-2008

“A” 245/08

