



## MINUTES

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SESSION 7

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

([www.mississauga.ca](http://www.mississauga.ca))

WEDNESDAY, APRIL 27, 2011, 9:00 A. M.

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

PRESENT: Mayor Hazel McCallion (Dep. 12:45 p.m. Conflict)  
Councillor Jim Tovey Ward 1  
Councillor Pat Mullin Ward 2  
Councillor Chris Fonseca Ward 3  
Councillor Frank Dale Ward 4  
Councillor Eve Adams Ward 5 (Arr. 9:26 a.m.)  
Councillor Ron Starr Ward 6  
Councillor Nando Iannicca Ward 7  
Councillor Sue McFadden Ward 10  
Councillor George Carlson Ward 11 (Dep. 12:50 p.m.)

ABSENT: Councillor Katie Mahoney Ward 8  
Councillor Pat Saito Ward 9

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, Director of Legislative Services and City Clerk  
Jessica Reid, Legislative Coordinator, Legislative Services Division

**1. CALL TO ORDER**

The meeting was called to order at 9:01 a.m. by Mayor Hazel McCallion, with the saying of the Lord's Prayer.

In response to Mayor McCallion's request, Crystal Greer advised that she received regrets for the meeting from Councillors Mahoney and Saito both for personal reasons.

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

Mayor McCallion declared a conflict with respect to the additional Closed Session item regarding the Judicial Inquiry.

Later in the meeting, Councillor Adams declared an interest on Information Item I-5.

**3. MINUTES OF PREVIOUS COUNCIL MEETINGS****(a) April 13, 2011 - Session 6**

MOTION: Moved by: Frank Dale

Seconded by: Ron Starr

That the Minutes of the April 13, 2011 – Session 6 Council meeting be approved as amended to reflect the reason for Councillor Tovey's early departure for Other Municipal Business.

Carried

**4. APPROVAL OF THE AGENDA**

(a) There were Tax Adjustments to be deferred regarding Corporate Report R-1.

(b) The following items were added to the Agenda:

(i) Information Item I-9 from Ursula Keuper-Bennett

(ii) Closed Session item regarding the Mississauga Official Plan

(iii) Closed Session item regarding the Judicial Inquiry – Verbal Update

At this time Mayor McCallion declared a conflict on the Judicial Inquiry.

MOTION: Moved by: Ron Starr

Seconded by: Jim Tovey

That the Agenda be amended accordingly.

Carried

Later in the meeting, Councillor Starr submitted an apology email from Leonard Little (Correspondence Item I-10).

**5. PRESENTATIONS****(a) Canadian Award for Financial Reporting**

Brenda Breault introduced the Finance Team with the Government Finance Officers Association 2009 Canadian Award for Financial Reporting and the Government Finance Officers Association 2010 Budget Presentation Award.

The GFOA 2009 Canadian Award for Financial Reporting was presented to:

Patti Elliott-Spencer, Director, Finance  
Mark Beauparlant, Manager, Financial Services  
Barbara Campbell-Graves, Supervisor of Accounting  
Alexis Fung Fook, Public Affairs Specialist  
Tina MacKenzie, Manager, Creative Services  
Alex Lo-Basso, Graphic Designer

The GFOA 2010 Distinguished Budget Presentation Award was presented to Patti Elliott-Spencer, Director, Finance and Finance staff from Corporate Financial Planning, Transportation and Works, Community Services, Corporate Services and Planning and Building.

**(b) Fire Chief's Award**

John McDougall, Mississauga Fire Chief presented Dave Evans, Firefighter, with a Fire Chief's Award to recognize his act of bravery when he selflessly rescued a woman from her apartment after it burst into flames. Chief Bill Stewart of Toronto Fire explained the incident which took place in Toronto.

**6. DEPUTATIONS****(a) Tax Adjustments pursuant to Sections 357 and 358**

There was one person in attendance regarding tax adjustments pursuant to Sections 357 and 358 of the *Municipal Act*. Subsequently, 2010 TA#7492, 05-07-0-163-05500-000, 1343 Alexandra was deferred.

Corporate Report R-1/Resolution 0119-2011

**(b) Mississauga Rebels Hockey Club**

Frank Caruso, Mississauga Rebels Assistant General Manager addressed Council with respect to the Mississauga Rebels Hockey Club. Subsequently, he congratulated the Bantam team on their win of the Ontario Hockey Federation Championships in Thunder Bay and a team photo was taken with the Mayor.

Mayor McCallion and Councillors Dale, Fonseca, Starr and McFadden congratulated the organization and the Bantam team.

(c) Carassauga Festival

Heather Grand, Chair Carassauga Festival addressed Council regarding this year's event programming.

Councillors Tovey, Fonseca and Adams and Mayor McCallion spoke to the matter.

(d) Office of the Independent Police Review Director (OIPRD) – Outreach and Education Program

Gudelia Morency, Regional Outreach and Education Advisor provided information to Council regarding the OIPRD's mandate and outreach education program.

Councillors Mullin, Tovey, Dale and Iannicca and Mayor McCallion spoke to the matter. Ms. Morency responded to questions from Members of Council.

(e) Emergency Preparedness Week 2011

Catherine Blair, Emergency Management Coordinator and Tom Windebank, Regional Manager Disaster Management Programs Canadian Red Cross, provided information about emergency preparedness in honour of Emergency Preparedness Week, May 1-7.

The deputants responded to questions from Councillor Starr and Mayor McCallion. Councillor Adams spoke to the matter.

Mayor McCallion requested that emergency preparedness training sessions be set up immediately with the new members of Council as they will be Acting Head of Council in the Mayor's absence.

7. **PUBLIC QUESTION PERIOD** (in accordance with Section 36 of the City of Mississauga Procedure By-law 0421-2003, as amended - Council may grant permission to a person who is present and at Council and wishes to address Council on a matter on the Agenda. Public Question Period is limited to a total of 15 minutes. Persons addressing Council with a question should limit preamble to a maximum of two statements sufficient to establish the context for the question. For any other matter, leave must be granted by Council to deal with a matter not on the agenda).

- (a) Ursula Keuper-Bennett questioned who made the decision to exclude information about 17 year olds in the staff report regarding security incidents. Brenda Breault indicated that she would provide a response to Ursula as she did not have that information available. Ms. Keuper-Bennett posed further questions and Ms. Breault responded. Subsequently, Ms. Keuper-Bennett requested that the security incidents report be deferred to May 18, 2011 General Committee meeting to allow her time to prepare a response to the staff

report. Mayor McCallion offered to meet with Ms. Keuper-Bennett to review information regarding security incidents.

## **8. CORPORATE REPORTS**

### **R-1 Tax Adjustments Pursuant to sections 357 and 358**

Corporate Report dated April 8, 2011 from the Commissioner of Corporate Services and Treasurer

Crystal Greer advised that the following tax adjustments were to be deferred:

- (i) 2010 TA#7580, 040-153-31400, 4267 Bridlepath Trail;
- (ii) 2010 TA#7505, 040-200-32208, 8-5490 Glen Erin Dr;
- (iii) 2010 TA#7517, 060-127-11200, 767 Queensway W.;
- (iv) 2010 TA#7751, 020-026-09600, 1102 Indian Rd.;
- (v) 2010 TA#7492,05-07-0-163-05500-000, 1343 Alexandra.

Resolution 0119-2011

### **R-2 Great Lakes and St. Lawrence Cities Initiative**

Corporate Report dated April 4, 2011 from the Commissioner of Community Services

Councillor Tovey spoke to the matter and supported acceptance of the invitation. Mayor McCallion and Councillor Mullin spoke to the matter.

Resolution 0120-2011

### **R-3 2011 MasterCard Memorial Cup – Community Events on Mississauga Celebration Square**

Corporate Report dated April 11, 2011 from the Commissioner of Community Services

Councillor Iannicca, Paul Mitcham and Mayor McCallion spoke to the matter.

Resolution 0121-2011

Ward 4

## **9. COMMITTEE REPORTS**

### **(a) Planning and Development Committee Report 6-2011 dated April 18, 2011**

Resolution 0117-2011

- (b) General Committee Report 8-2011 dated April 20, 2011

Resolution 0117-2011

- (c) Extracts from the April 18, 2011 Planning & Development Committee meeting:

- (i) Proposed Housekeeping Amendment  
Mississauga Zoning By-law 0225-2007 (Temporary Uses and Special Events)  
City of Mississauga

Received

10. **UNFINISHED BUSINESS** - Nil

11. **PETITIONS** - Nil

12. **CORRESPONDENCE**

- (a) Information Items I-1 – I-10

I-1 Letter dated April 12, 2011 from the Ministry of Community and Social Services responding to the City's comments on the proposed Integrated Accessibility Regulation.

Received and referred to Facilities & Property Management for information

I-2 Letter dated April 13, 2011 from the Town of Collingwood advising of their support for the Large Urban Mayor's Caucus of Ontario's resolution regarding the rules for arbitration.

Received and referred to City Manager for information

I-3 Letter dated April 14, 2011 from the Premier of Ontario responding to the City's request for higher air quality regulation standards for the Oakville-Clarkson Airshed.

Received and referred to Community Services for information

I-4 Email dated April 14, 2011 from Ursula Keuper-Bennett regarding the Mayor's Gala and the Coat of Arms in the Mayor's Office.

Received for information

I-5 Letter dated April 15, 2011 from Siobhan Kukolic, resident, regarding Eve Adams' federal election campaign.

Councillor Adams declared an interest in the matter.

Received for information

I-6 Email dated April 19, 2011 from the Association of Municipalities of Ontario regarding firefighters mandatory retirement legislation introduced.

Received and referred to Community Services and Human Resources for information

I-7 Letter dated April 25, 2011 from Leonard Little with respect to the conduct of Members of Council.

Councillors Starr and McFadden and Mayor McCallion spoke to the matter. Councillor Starr submitted an apology email from Leonard Little (Correspondence Item I-10).

Received for information

I-8 Email dated April 22, 2011 from Ursula Keuper-Bennett regarding her deputation on the Mayor's Gala at the April 13, 2011 Council meeting.

Received for information

I-9 Email dated April 15, 2011 from Ursula Keuper-Bennett regarding the April 13, 2011 Council meeting.

Received for information

I-10 Email dated April 26, 2011 from Leonard Little apologizing for his letter to Council dated April 25, 2011.

Resolution 0122-2011

Members of Council commented on recent negative and inaccurate news articles.

(b) Direction Item

D-1 Letter dated April 13, 2011 from Rotary Clubs of Mississauga District 7080 seeking recognition in the Celebration Square for their contribution to the community.

The consensus of Council and Paul Mitcham was that this item was dealt with when direction was given to staff at the General Committee meeting held on April 20, 2011.

### **13. RESOLUTIONS**

0117-2011 Moved by: Frank Dale

Seconded by: Chris Fonseca

That PDC-0018-2011 through PDC-0020-2011 inclusive, as contained in the Planning and Development Committee Report 6-2011 dated April 18, 2011, be approved.

That GC-0191-2011 through GC-0223-2011 inclusive, as contained in the General Committee Report 8-2011 dated April 20, 2011, be approved.

Carried

0118-2011 Moved by: George Carlson

Seconded by: Sue McFadden

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

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

NOW THEREFORE be it resolved that a portion of the Council meeting held on April 27, 2011, shall be closed to the public to deal with the following matters pursuant to the Municipal Act section 239. (2):

- (i) Security of the Property of the Municipality - Former Russell Langmaid Public School Property – Feasibility Study of Short and Long Term Uses - 170 Church Street (Ward 11)
- (ii) Litigation or Potential Litigation - Committee of Adjustment Appeal Matters - “A”054/11 – Rosana Benitez – 255 Queensway West – Ward 7 – Appeal filed by the City Solicitor
- (iii) Litigation or Potential Litigation - Highway Traffic Act Charge against the City in regards to an unlicensed City Driver
- (iv) Advice that is subject to Solicitor Client Privilege – Status of Region of Peel Official Plan Review Amendments, Area Municipal Provincial Plan Conformity Official Plan Amendments, the City of Mississauga’s New Comprehensive Official Plan and Legal Services for the Peel Region Official Plan Review Ontario Municipal Board Hearing
- (v) Advice that is subject to Solicitor Client Privilege – Judicial Inquiry

Carried

0119-2011 Moved by: Nando Iannicca

Seconded by: Sue McFadden

That the tax adjustments outlined in Appendix 1 attached to the report dated April 8, 2011 from the Commissioner of Corporate Services and Treasurer for applications for cancellation or refund of taxes pursuant to Sections 357 and 358 of the Municipal Act, be adopted, save and except the following adjustments which are hereby deferred:

- (i) 2010 TA#7580, 040-153-31400, 4267 Bridlepath Trail;
- (ii) 2010 TA#7505, 040-200-32208, 8-5490 Glen Erin Dr; and
- (iii) 2010 TA#7517, 060-127-11200, 767 Queensway W.; and
- (iv) 2010 TA#7751, 020-026-09600, 1102 Indian Rd.
- (v) 2010 TA#7492, 05-07-0-163-05500-000, 1343 Alexandra.

Carried

0120-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

That the Mayor and City Manager respond to the Great Lakes and St. Lawrence Cities Initiative accepting their invitation for the City of Mississauga to become a member of their organization in 2011, with \$15,000 to be funded from the Contingency Reserve.

Carried

0121-2011 Moved by: Frank Dale

Seconded by: Nando Iannicca

That a by-law be enacted to authorize the Commissioner of Community Services and the City Clerk to execute and affix the corporate seal on the Agreement with the Province of Ontario in a form satisfactory to Legal Services, subject to formal approval of a Celebrate Ontario Grant for the purpose of hosting the Memorial Cup.

Carried

Ward 4

0122-2011

That the email apology from Leonard Little dated April 26, 2011 regarding his letter to Council dated April 25, 2011, be received for information.

Carried

**14. BY-LAWS**

0095-2011

A by-law to establish lands as part of the municipal highway system to be known as Stavebank Road, in the vicinity of Stavebank Road and Indian Valley Trail Plan 43R-33733.

Ward 1

0096-2011

A by-law to establish lands as part of the municipal highway system to be known as Sunlight Street, Festival Drive, Challenger Drive and Trailbank Drive, and the lane, namely Callaway Lane, in the vicinity of Tenth Line West and Thomas Street, Registered Plan 43M-1726.

Ward 10

0097-2011

A by-law to establish lands as part of the municipal highway system to be known as Burdette Terrace, Roadside Way, Longford Drive, Mallory Road, Mayla Drive, Janice Drive, Churchill Meadows Boulevard and Placid Place and the street widening, namely Block 171 (Ninth Line), in the vicinity of Ninth Line and Erin Centre Boulevard, Registered Plan 43M-1733.

Ward 10

0098-2011

A by-law to establish lands as part of the municipal highway system to be known as Tacc Drive, Challenger Drive, Trailbank Drive, Ruth Fertel Drive, Chief Mbulu Way and Paul Henderson Drive, in the vicinity of Tenth Line West and Tacc Drive, Registered Plan 43M-1736.

Ward 10

0099-2011

A by-law to establish lands as part of the municipal highway system to be known as Freshwater Drive, Escada Drive, Steeple Chase Crescent and Trilogy Trail, in the vicinity of Ninth Line and Erin Centre Boulevard, Registered Plan 43M-1734.

Ward 10

0100-2011

A by-law to establish lands as part of the municipal highway system to be known as Tacc Drive, Freshwater Drive, Valhalla Crescent and Doctor Peddle Crescent, in the vicinity of Tenth Line West and Erin Centre Boulevard, Registered Plan 43M-1735.

Ward 10

0101-2011

A by-law to constitute and appoint a Committee of Adjustment and to repeal By-law 0082-2007.  
Resolution 0110-2011/April 13, 2011

0102-2011

A by-law to amend By-law 0351-2010, as amended, being the Planning Act Processing Fees By-law - 2011.

PDC-0019-2011/April 18, 2011

0103-2011

A by-law to amend the Traffic By-law 555-2000 to implement the following: an All-Stop Control – Atwater Avenue at Northaven Drive (Ward 1); Parking Prohibition – Grand Forks Road (Ward 3); Stopping Prohibition Anytime – Orlando Drive between Airport Road and Viscount Road (Ward 5); and 40 km/h Speed Limit Zone – Arbor Road (Ward 1).

GC-0194-2011 though GC-0197-2011/April 20, 2011

Wards 1, 3 and 5

0104-2011

A by-law to authorize the execution of an Agreement of Purchase and Sale (Offer to Sell) with 2024575 Ontario Limited as Vendor, 6375 Airport Road, for the relocation of Fire Hall 119.

GC-0208-2011/April 20, 2011

Ward 5

0105-2011

A by-law to transfer funds from the Capital Reserve Fund (Account 33121) to the Land Acquisition-Fire Station 119 project (PN11-252) and to authorize the withdrawal therefrom.

GC-0208-2011/April 20, 2011

Ward 5

0106-2011

A by-law to transfer funds from the parkland Dedication Reserve Fund (Account 32121) to the Parkland Over Dedication Compensation project (PN11-330) and to authorize the withdrawal therefrom, Paradise Homes Cobblestone Inc., southeast corner of Bristol Road West and Terry Fox Way, T-M86095 Phase 2.

GC-0210-2011/April 20, 2011

Ward 6

0107-2011

A by-law to authorize the execution of a Warning Clause Agreement with Andrew Stephen Pinchak, 51 Troy Street, SP 10/121.

GC-0199-2011/April 20, 2011

Ward 1

0108-2011

A by-law to amend By-law 0057-2004, being a by-law regulating encroachments on public lands

GC-0198-2011/April 20, 2011

0109-2011

A by-law to authorize the execution of an Ontario Funding Agreement with Her Majesty the Queen in Right of the Province of Ontario, as represented by the minister of Tourism and Culture for, Celebrate Ontario Grant, International Indian Film Academy.

GC-0209-2011/April 20, 2011

**15. OTHER BUSINESS - Nil**

**16. INQUIRIES**

- (a) Mayor McCallion recognized the Mississauga St. Michael's Majors' win of the Eastern Division.
- (b) Councillor Carlson inquired about the status of the request from Meadowvale Village for a grant from the City for the 175<sup>th</sup> Anniversary event in September 2011. Paul Mitcham responded to the inquiry.
- (c) Councillor Carlson inquired about the process and timelines for a refund of an inaccurate zoning on a resident's property. Brenda Breault responded to the inquiry and requested information to review the inquiry.
- (d) Councillor Starr inquired if there was appropriate funding available to Riverwood to have defibrillators on-site and requested that staff look into the inquiry.
- (e) Councillor Adams spoke about the annual Forest Heights Resident's Association clean up in the community.

**17. NOTICE OF MOTION - Nil**

**18. CLOSED SESSION**

Council moved into Closed Session at approximately 11:37 a.m. pursuant to Resolution 0118-2011 in accordance with the *Municipal Act* section 239. (2).

- (i) Security of the Property of the Municipality - Former Russell Langmaid Public School Property – Feasibility Study of Short and Long Term Uses - 170 Church Street (Ward 11)

Councillor Carlson spoke to the matter and responded to an inquiry from Councillor Starr.

Resolution 0125-2011

- (ii) Litigation or Potential Litigation - Committee of Adjustment Appeal Matters - "A"054/11 – Rosana Benitez – 255 Queensway West – Ward 7 – Appeal filed by the City Solicitor

Councillor Iannicca and Mary Ellen Bench spoke to the matter. Councillors Mullin and Starr posed questions and commented on the matter.

Resolution 0124-2011

- (iii) Litigation or Potential Litigation - Highway Traffic Act Charge against the City in regards to an unlicensed City Driver

Paul Mitcham spoke to the matter. Members of Council commented on the matter and posed questions to staff.

Resolution 0123-2011

- (iv) Advice that is subject to Solicitor Client Privilege – Status of Region of Peel Official Plan Review Amendments, Area Municipal Provincial Plan Conformity Official Plan Amendments, the City of Mississauga's New Comprehensive Official Plan and Legal Services for the Peel Region Official Plan Review Ontario Municipal Board Hearing

Mary Ellen Bench provided a verbal update on the matter. Members of Council commented on the matter and posed questions to staff.

- (v) Advice that is subject to Solicitor Client Privilege – Judicial Inquiry

Mary Ellen Bench provided a verbal update on the matter.

Council moved out of Closed Session at 12:53 p.m. and Councillor Adams took Chair of the meeting in Mayor McCallion's absence.

**RESOLUTIONS (AS A RESULT OF CLOSED SESSION)**

0123-2011 Moved by: Ron Starr

Seconded by: Pat Mullin

That the City Solicitor or her delegate be authorized to represent The Corporation of the City of Mississauga in response to and arising from the charge under s. 32(10) of the Highway Traffic Act ("HTA") as is deemed appropriate, including authority to negotiate a plea settlement with the Prosecutor.

Carried

With regard to the following Resolution 0124-2011, Councillor Iannicca advised that this was a friendly Ontario Municipal Board appeal and felt that the matter could be resolved.

0124-2011 Moved by: Nando Iannicca

Seconded by: Sue McFadden

That the appeal of the decision of the Committee Adjustment under file number "A"054/11, filed pursuant to Section 81 of the City's Procedural By-law Number 0421-2003, be continued.

Carried

Ward 7

With regard to the following Resolution 0125-2011, Councillor Adams spoke of Councillor Carlson's work and support for this matter.

0125-2011 Moved by: Nando Iannicca

Seconded by: Sue McFadden

1. That the Realty Services Section of the Corporate Services Department be authorized to enter into negotiations for a License Agreement, or such form of agreement as deemed appropriate by the City Solicitor, between the City of Mississauga and the Streetsville Cadets organization for a portion of the subject property in accordance with the principles contained herein.
2. That the Realty Services Section of the Corporate Services Department be authorized to issue a Request for Proposal for a suitable proponent to utilize the remainder of the former Russell Langmaid Public School Building.
3. That the Commissioner of the Community Services Department and City Clerk be authorized to execute the License Agreements or such form of agreement as deemed appropriate by the City Solicitor, and all documents ancillary thereto, including amending agreements, between the City of Mississauga and the Streetsville Cadets organization and the successful proponent of the Request for Proposal.
4. That a cost centre be created within the Corporate Services cost centre hierarchy with a gross budget of \$50,000 and a net budget of zero to collect all utilities, building maintenance and grounds maintenance costs before issuing invoices to the applicable licensees.
5. That all necessary by-laws be enacted.

Carried

Ward 11

**19. CONFIRMATORY BY-LAW**

0110-2011

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on April 27, 2011.

**20. ADJOURNMENT – 1:00 p.m.**

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MAYOR

\_\_\_\_\_  
CLERK