

1. CALL TO ORDER

The meeting was called to order at 9:06 a.m. by Mayor Hazel McCallion.

The Mississauga Festival Youth Choir led the singing of the national anthem, O'Canada.

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST

- (a) Councillor Iannicca declared a conflict of interest with respect to Credit Valley Golf and Country Club as an honorary member.
General Committee Report 12-2011 GC-0440-2011
- (b) Mayor McCallion declared a conflict of interest with respect to Credit Valley Golf and Country Club as an honorary member.
General Committee Report 12-2011 GC-0440-2011

3. MINUTES OF PREVIOUS COUNCIL MEETINGS

- (a) June 8, 2011 - Session 10

MOTION: Moved by: Ron Starr

Seconded by: Jim Tovey

That the Minutes of the Council meeting held on June 8, 2011 – Session 10, be approved as presented.

Carried

4. APPROVAL OF THE AGENDA

- (a) A revised motion submitted by Pat Mullin regarding the Ontario Municipal Board.
Notice of Motion 17 (a)
- (b) A motion submitted by Jim Tovey regarding power plants.
- (c) PDC-0030-2011 item 2 sign variance is to be referred to the next Planning and Development Committee.

MOTION: Moved by: Nando Iannicca

Seconded by: Katie Mahoney

That the Agenda be approved as amended.

Carried

5. PRESENTATIONS**(a) Native Blessing**

Mississaugas of the New Credit First Nation

6. DEPUTATIONS

Mayor McCallion spoke about this special event and introduced honourable guests, Wladyslaw Lizon, Member of Parliament for Canada and the Honourable Charles Sousa, Member of Provincial Parliament for Ontario. She also spoke about Infrastructure Stimulus Fund projects throughout the City.

(a) Mississauga Celebration Square

- (i) Bruce Carr, Director, Strategic Community Initiatives, presented an overview of the City's Infrastructure Stimulus Fund and Recreational Infrastructure Canada accomplishments.
- (ii) Laura Piette, Director, Planning Development and Business Services, presented the development and design of Mississauga Celebration Square.
- (iii) Ken Owen, Director, Facilities and Property Manager, presented the time-lapse video capturing the Square's demolition and construction.
- (iv) Paul Mitcham, Commissioner, Community Services, presented an overview of the features of Mississauga Celebration Square.
- (v) Paul Damaso, Manager, Mississauga Celebration Square, highlighted programming for 2011 Canada Day and My Mississauga Series.
- (vi) Janice Baker, City Manager and Chief Administrative Officer, recognized the teams dedicated to Mississauga's Infrastructure Stimulus Fund and Recreational Infrastructure Canada projects.

Councillor Dale spoke about Mississauga Celebration Square. Mayor McCallion spoke about the history of Mississauga and the great communities built over the years.

(b) Greetings

- (i) Wladyslaw Lizon, Member of Parliament for Canada, Mississauga East – Cooksville brought greetings from the Government of Canada.

- (ii) The Honourable Charles Sousa, Member of Provincial Parliament for Ontario, Mississauga South brought greetings from the Government of the Province of Ontario.

Mayor McCallion advised that this was the first Council meeting held outdoors in all of Canada.

(c) Mississauga Celebration Square - Opening Ceremony

(i) Water Ceremony

Ivana Di Millo, Director, Communications Division, presented a water ceremony featuring Barbara Underhill, World Champion Figure Skater, and Lisa Alexander, Olympic Medallist in Synchronized Swimming.

(ii) Plaque Unveiling – Official Opening of Mississauga Celebration Square

Mayor Hazel McCallion and Members of Council unveiled the plaque for the Official Opening of Mississauga Celebration Square.

(d) Port Credit Canada Day

John Bozzo, Port Credit Business Improvement Area, provided an update on the event programming for 2011 Port Credit Canada Day, Paint the Town Red.

(e) Streetsville Canada Day

Pat Donaldson, General Manager Streetsville Business Improvement Area, provided an update on the event programming for the 2011 Streetsville Canada Day.

Council recessed at 10:53 a.m. to reconvene in the Council Chamber due to inclement weather.

Council reconvened in the Council Chamber at 11:14 a.m.

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).

Dorothy Tomiuk on behalf of MIRANET spoke about the motion by Pat Mullin regarding the Ontario Municipal Board and indicated that they did not have sufficient time to review the motion and indicated that MIRANET would bring any comments forward. Mayor McCallion spoke to the matter.

8. CORPORATE REPORTS

- R-1 Appointment of a Chief Building Official, Deputy Chief Building Official and Inspectors for the enforcement of the Building Code Act, 1992, as amended for the City of Mississauga

Corporate Report dated June 10, 2011 from the Commissioner of Planning and Building

Resolution 0168-2011

By-law 0189-2011

9. COMMITTEE REPORTS

- (a) Planning and Development Committee Report 9-2011 dated June 13, 2011

PDC-0030-2011 Item 2. (d) was to be referred to the next Planning and Development Committee meeting.

Resolution 0167-2011

- (b) General Committee Report 12-2011 dated June 15, 2011

Resolution 0167-2011

10. UNFINISHED BUSINESS - Nil**11. PETITIONS - Nil****12. CORRESPONDENCE**

- (a) Information Items I-1 – I-4

- I-1 Letter dated June 1, 2011 from the Minister of Finance responding to Mayor McCallion's letter regarding the heads and beds rate for payments in lieu of taxes on hospitals, universities, and colleges.

Received and referred to Finance Division for appropriate action

- I-2 Letter dated June 3, 2011 from the Premiere of Ontario responding to Mayor McCallion's letter regarding a province-wide integrity commissioner's office for municipalities.

Received for information

- I-3 Email dated June 10, 2011 from Shelley White responding to Sue McFadden's questions regarding the Mississauga Summit.

Councillor Saito spoke about the matter and inquired as to when the next update will be presented to Council on the Mississauga Summit, which they usually present twice annually. Councillors Tovey and McFadden and Mayor McCallion spoke to the matter.

Received

- I-4 Letter dated June 13, 2011 from Army, Navy and Air Force Veterans In Canada, Lakeview Unit 262, located at 765 Third Street, requesting an extension to their existing liquor licence on July 1, 2011 for their Canada Day Celebration,

Resolution 0170-2011
Ward 1

- (b) Direction Items - Nil

13. RESOLUTIONS

Due to their declared conflicts, Mayor McCallion and Nando Iannicca left the meeting for the following resolution and Acting Mayor, Ron Starr took chair.

0167-2011 Moved by: George Carlson Seconded by: Sue McFadden

That PDC-0030-2011 through PDC-0032-2011 inclusive, as contained in the Planning and Development Committee – Report 9-2011 dated June 13, 2011, be approved, save and except PDC-0030-2011 part 2. (d) which is referred to the next Planning and Development Committee meeting.

That GC-0388-2011 through GC-0441-2011 inclusive, as contained in the General Committee – Report 12-2011 dated June 15, 2011, be approved.

Carried

Mayor McCallion and Nando Iannicca returned to the meeting.

0168-2011 Moved by: Pat Saito

Seconded by: Katie Mahoney

That a By-law be enacted to appoint a Chief Building Official, Deputy Chief Building Official and Inspectors for the enforcement of the Building Code Act, 1992, as amended, for the City of Mississauga and to repeal By-law 0012-2011.

Carried

By-law 0189-2011

0169-2011 Moved by: Sue McFadden

Seconded by: George Carlson

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 June 22, 2011, shall be closed to the public pursuant to the Municipal Act section 239. (2) to deal with the following:

(i) Supplementary Report – Gymnastics Mississauga Lease - Ward 5

Carried

0170-2011 Moved by: Jim Tovey

Seconded by: Pat Mullin

That the Alcohol and Gaming Commission of Ontario be advised that the City has no objection to the request by Army, Navy and Air Force Veterans In Canada, Lakeview Unit 262, located at 765 Third Street, for an extension to their existing liquor licence on July 1, 2011 for their Canada Day Celebration, subject to all necessary permits and approvals being obtained and compliance with all City by-laws.

Carried

Ward 1

0171-2011 Moved by: Frank Dale

Seconded by: George Carlson

Whereas the City will be offering an event at the Mississauga Celebration Square on July 1, 2011 to celebrate Canada Day;

And whereas the City has requested funding for the Canada Day event from the Ministry of Canadian Heritage and Official Languages' Celebrate Canada grant program;

And whereas the Ministry of Canadian Heritage and Official Languages has agreed to provide the City with funding in the amount of \$75,075 to be used in the implementation of the City's Canada Day celebration on July 1, 2011 at the Mississauga Celebration Square;

Therefore be it resolved that:

1. The Commissioner of Community Services and the City Clerk on behalf of the Corporation of the City of Mississauga be authorized to enter into a Contribution Agreement with Her Majesty the Queen in Right of Canada as represented by the Minister of Canadian Heritage in a form satisfactory to Legal Services.
2. All necessary by-laws be enacted.

By-law 0194-2011

Ward 4

Councillors Mullin, Starr and Tovey and Mayor McCallion spoke to the following Resolution 0172-2011. Councillor Starr requested that a clause be added to the resolution to request the Province to hold public consultations. Councillor Tovey requested a recorded vote on the resolution.

0172-2011 Moved by: Pat Mullin Seconded by: Jim Tovey

WHEREAS municipal councils are democratically elected bodies;

AND WHEREAS municipal councillors are the elected officials closest to the people and have the broadest appreciation of the issues that impact their communities;

AND WHEREAS municipal councillors have the obligation to make decisions on planning matters in the best interests of their community at large;

AND WHEREAS municipal councillors make decisions on planning matters based on personal knowledge of the community and its potential that go beyond the confines of the Planning Act, such as strategic plans;

AND WHEREAS the Planning Act treats appeals of municipal planning decisions to the Ontario Municipal Board (the OMB) as de novo hearings and allows the OMB to substitute its decisions for those taken by democratically-elected councillors;

AND WHEREAS the Provincial government's attempt to give weight to municipal councillors decisions by amending the Planning Act and instructing that the OMB "shall have regard to" decisions made by municipal councils has proven to be so general that the OMB's decisions are not being influenced by this amendment;

AND WHEREAS the Ontario Divisional Court held in the decision *Minto Communities Inc. V Ottawa (City)* that the OMB's powers on appeal of municipal planning decisions have not been altered by the requirement that it consider municipal decisions;

AND WHEREAS the Ontario Divisional Court stated that a “more clear and specific expression of legislative intent” would be required to change the traditional role and practices of the OMB;

AND WHEREAS the current OMB hearing process is too formal, too expensive, too time consuming and too legalistic to facilitate wide-ranging citizen participation and is therefore unfair to the local residents as well as the community at large;

AND WHEREAS it is manifestly undemocratic for an appointed board such as the OMB to substitute its opinions for the considered judgement of elected councillors on matters affecting municipalities in which the councillors will continue to live and in which the OMB has no ongoing presence;

AND WHEREAS it would be more appropriate in matters of law to have legal disputes referred to the courts;

AND WHEREAS certain planning matters respecting land severance applications and minor variances are heard by the municipal Committee of Adjustment and are subject to appeal to the OMB;

NOW THEREFORE be it resolved:

1. That the Minister of Municipal Affairs and Housing be requested to amend the Planning Act to abolish the OMB and to provide that decisions of municipal councils are only appealable to the courts on questions of law.
2. That the MMAH be requested to amend the Planning Act to provide that appeals of decisions of the Committee of Adjustment be appealable to municipal councils and that municipalities be authorized to conduct hearings on such appeals through a Committee of Council, if deemed appropriate to do so by the municipality.
3. That copies of this resolution be sent to the Minister of Municipal Affairs and Housing, all local members of Provincial Parliament and local area municipalities and AMO.
4. That the MMAH be requested to hold public consultations regarding these requests.

A recorded vote was called with the following results:

A recorded vote was called with the following results:

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

Recorded Vote

Carried – (Unanimously)

Mayor McCallion and Councillors Tovey, Fonseca, Mullin and Starr spoke to the following Resolution 0173-2011. Members posed questions to Mary Ellen Bench about the financial process for provincial power plants.

0173-2011 Moved by: Jim Tovey

Seconded by: Chris Fonseca

Whereas the Minister of the Environment has stated that his ministry will be reviewing the Greenfield South power proposal for new environmental evidence, And

Whereas the Ontario Municipal Board in their 2006 case, Greenfield vs. Mississauga, did not consider any environmental issues or concerns, And

Whereas Dr. Basillies report on the Clarkson airshed identified a stressed airshed and the need to consider accumulated emissions and their impacts on health in an environmental assessment, And

Whereas the Minister of the Environment has agreed with the recommendations in the report, on the need to consider cumulative emissions in the siting of power plants, And

Whereas the Etobicoke, Lakeview airshed has never had the benefit of such a detailed airshed, pollutant and particulate modeling program, And

Whereas the Premier was quoted this week as recommending that the Minister of Energy review the Greenfield South project to determine if the 280 MW is even required.

Therefore be it Resolved that the City of Mississauga request from the Minister of the Environment a Full Environmental Assessment to be conducted on the Greenfield South proposal taking into effect the cumulative impacts of all emissions within the Etobicoke Lakeview airshed.

And be it further Resolved that the City of Mississauga request the Minister of Energy to conduct a full review to determine the necessity of manufacturing 280 MW in a densely populated urban area as opposed to the Nanticoke transmission option where there is a three kilometre buffer zone.

Carried

14. BY-LAWS

0187-2011

A by-law to establish lands as part of the municipal highway system to be known as Eglinton Avenue East, in the vicinity of Eglinton Avenue East and Tomken Road, Plan 43R-5515.

Ward 3

0188-2011

A by-law to establish lands as part of the municipal highway system to be known as Greenpark Crescent, in the vicinity of Rathburn Road West and Confederation Parkway, Registered Plan 43M-719, Plan 43R-19135.

Ward 4

0189-2011

A by-law to appoint a Chief Building Official, Deputy Chief Building Official and Inspectors for the enforcement of the Building Code Act, 1992, as amended, for the City of Mississauga and to repeal By-law 0012-2011.

Resolution 0168-2011

0190-2011

A housekeeping by-law to amend By-law 0108-2011 relating to encroachments on public lands.

0191-2011

A by-law to repeal and replace the swimming Pool Enclosure By-law 0115-2004, as amended.

GC-0320-2011/June 1, 2011

0192-2011

A by-law to amend the Traffic By-law 0555-2000, as amended, to implement the following: a roundabout at Duke of York Boulevard and Square One Drive; an all-way stop control at the intersection of Sunlight Street and Trailbank Drive; an all-way stop controls at the intersection of Freshwater Drive and Escada Drive, and the intersection of Freshwater Drive and Tacc Drive; a

40 km/h speed limit on Gregwood Road; a 60 km/h speed limit on Lakeshore Road West between Winston Churchill Boulevard and Southdown Road; and a parking prohibition anytime on the east side of Netherhart Road from Britannia Road East to Romani Court.

GC-0392-2011 through GC-0397-2011/June 15, 2011

Wards 4, 10, 2, 5

0193-2011

A by-law to authorize the execution of an Agreement of purchase and Sale with Ontario Realty Corporation required for a portion of the future road proposed to be named Vicksburgh Drive, west of Hurontario Street, Reference Plan 43R-33517.

GC-0401-2011/June 15, 2011

Ward 5

0194-2011

A by-law to authorize the execution of a Contribution Agreement with Her Majesty the Queen in Right of Canada as represented by the Minister of Canadian Heritage in a form satisfactory to Legal Services, for the City's Canada Day celebration on July 1, 2011 at Mississauga Celebration Square

Resolution 0171-2011

Ward 4

0195-2011

A by-law to authorize the execution of a Development Agreement with Pinnacle International (Ontario) Ltd., north side of Eglinton Avenue West, west side of Hurontario Street.

PDC-0017-2010/April 19, 2010

OZ 07/025 Ward 5

0196-2011

A by-law to authorize the execution of a Servicing Agreement for Municipal Works Only and other related documents with Pinnacle International (Ontario) Ltd. and the Regional Municipality of Peel, north side of Eglinton Avenue West, west side of Hurontario Street.

PDC-0017-2010/April 19, 2010

OZ 07/025 Ward 5

15. OTHER BUSINESS

- (a) Mayor McCallion advised that she and four other Mayors met with the honourable honourable Dalton McGuinty, Premier of Ontario, regarding the rules of arbitration. She is hopeful that changes will be made through the Premier.

16. INQUIRIES

- (a) Mayor McCallion spoke about the Malton festival, Mississauga's International Indian Film Academy (IIFA) Buzz, On the Verandah concert series, and My Mississauga Summer Series kick off, all taking place over the next weekend. Mayor McCallion also commented on the recent openings of pools throughout the City.
- (b) Councillor Mullin spoke about the recent opening of the Clarkson pool.
- (c) Councillor Starr spoke about his day as a waste management technician with the Region of Peel.
- (d) Councillor Fonseca spoke about the Dixie/Bloor Neighbourhood festival at Burnhamthorpe Community Centre. Mayor McCallion and Paul Mitcham spoke about the Dixie-Bloor Neighbourhood and the Burnhamthorpe Library.
- (e) Councillors Saito and Starr spoke about Safe City.
- (f) Councillor Starr spoke about the Erindale pool unofficial opening.

17. NOTICE OF MOTION

See Resolution 0172-2011 above.

18. CLOSED SESSION

Pursuant to the *Municipal Act* section 239. (2)

- (i) Security of Property - Supplementary Report – Gymnastics Mississauga Lease - Ward 5

Council dealt with this matter in open session.

RESOLUTION:

0174-2011 Moved by: Ron Starr

Seconded by: Chris Fonseca

- 1. That the Commissioner of Community Services and the Clerk be authorized to execute a loan agreement with Gymnastics Mississauga, subject to securing and appropriate lien on equipment, not to exceed \$50,000 in a form satisfactory to Finance, Realty and Legal Services.

2. That all necessary by laws be enacted.

Carried

By-law 0197-2011

BY-LAW:

0197-2011

A by-law to authorize the execution of a Loan Agreement with Gymnastics Mississauga, subject to securing and appropriate lien on equipment, not to exceed \$50,000 in a form satisfactory to Finance, Realty and Legal Services.

Resolution 0174-2011

19. CONFIRMATORY BY-LAW

0198-2011

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on June 22, 2011.

20. ADJOURNMENT – 12:28 p.m.

MAYOR

CLERK