



MINUTES

SESSION 15

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA

(www.mississauga.ca)

WEDNESDAY, SEPTEMBER 29, 2010, 9:00 A.M.

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

PRESENT: Mayor Hazel McCallion (Departure 2:36 p.m. Conflict of Interest)
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 (Arrival 9:15 a.m.)
Councillor Carolyn Parrish Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

STAFF: Janice Baker, City Manager and Chief Administrative Officer
Brenda Breault, Commissioner of Corporate Services and Treasurer
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
Grant Bivol, Manager of Legislative Services and Deputy Clerk
Jessica Reid, Legislative Coordinator, Legislative Services Division
Julie Lavertu, Legislative Coordinator, Legislative Services Division

1. **CALL TO ORDER** – 9:12 a.m.

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

- (i) Mayor McCallion declared a conflict with respect to all items relating to the judicial inquiry on the agenda, specifically Corporate Report R-10 and an Information Item pertaining to that Report.
- (ii) Later in the meeting, Councillor Adams declared a conflict of interest on the draft Mississauga Official Plan, contained in the Planning & Development Committee Report, as her husband does work for an industry association which advocates on drive-throughs.

See Committee Report 9. (b)

- (iii) Later in the meeting, Councillor Adams declared a conflict on Information Item I-9 relating to the draft Mississauga Official Plan.

See page 24

3. **MINUTES OF PREVIOUS COUNCIL MEETINGS**

MOTION: Moved by Nando Iannicca

That the Minutes of the September 15, 2010 Council meeting be approved as presented.

Carried

4. **APPROVAL OF THE AGENDA**

(a) **Corporate Report R-1 Tax Adjustments Pursuant to Sections 357 and 358**

The following 2 appeals are amended:

- 1. That the total tax adjustment for Appeal # 7307, roll 05-06-0-125-09750-0000, Tourani Majdi (page 2 of Appendix 1) be amended to \$463.52, as Municipal Property Assessment Corporation has changed their recommendation.
- 2. That Appeal # 7422, roll 05-05-0-116-15800-0000, Chiefton Investments (page 3 of Appendix 1) be deferred to allow Municipal Property Assessment Corporation and the taxpayer further time to review the appeal.

(b) **Corporate Report R-2 Tax Apportionments**

The tax apportionment for 8280 Old Carriage Road is deferred.

- (c) **Removal of Deputation (f) in the original Agenda - McLean & Kerr LLP Municipal Conflict of Interest Opinion (2009)** was deleted at the request of the deputant, Ursula Keuper-Bennett.

- (d) Addition of Deputation (h) - Ursula Keuper-Bennett would like to address the Code of Conduct R-11.
- (e) Addition of Information Item - I-9 letter dated September 28, 2010 from Victor Labreche of Labreche Patterson & Associates Inc., regarding the draft Mississauga Official Plan.
- (f) Additional Motion – Arising from the Public Vehicle Advisory Committee special meeting.
- (g) Additional By-laws
 - B-10 To authorize a Development Agreement, 365 & 375 Prince of Wales Drive, HOZ 09/006 Ward 4
 - B-11 To Remove the Holding symbol, 365 & 375 Prince of Wales Drive, HOZ 09/006 Ward 4

MOTION: Moved by Nando Iannicca Seconded by Maja Prentice
To approve the agenda as amended.
Carried

5. **PRESENTATIONS** - Nil

6. **DEPUTATIONS**

(a) Tax Adjustments pursuant to Sections 357 and 358

There were no individuals in attendance regarding tax adjustments.

Corporate Report R-1

(b) Tax Apportionments pursuant to Section 356

There were no individuals in attendance regarding tax apportionments.

Corporate Report R-2

(c) Nexus Youth Centre

Karen Anslow, Tim Tokunboh and Steven Agudowa provided an update on the Nexus Youth Centre activities at the new location in Central Library.

Mayor McCallion and Councillors Dale, Prentice, Saito and Parrish spoke to the matter.

(d) Toastmasters in Mississauga

Tony Whittingham provided information on the activities of Toastmasters in Mississauga.

Mayor McCallion and Councillor Corbasson spoke to the matter. Janice Baker, City Manager commented on the matter.

(e) Ontario Cricket Academy

Derek Perera addressed Council with respect to the challenges for the sport of cricket in Mississauga.

Mayor McCallion, Councillors McFadden, Parrish and Adams spoke to the matter. Commissioner Mitcham offered suggestions for the club.

(f) Direction Item D-2

David Brown, Chair of Traffic Safety Council, provided an overview of his letter regarding the Student Transportation of Peel Region Calculation Procedures.

Mayor McCallion and Councillors Saito, Mullin, Carlson, Corbasson, Parrish, Prentice, Dale and McFadden spoke to the matter.

RESOLUTION:

0242-2010 Moved: by Pat Saito Seconded: by Katie Mahoney

That the Mayor be directed to meet with the School Board Chairs and Chair of the Traffic Safety Council for the City of Mississauga to discuss student transportation calculation procedures and criteria for establishing bus routes and to clarify the mandate of the City of Mississauga Traffic Safety Council.

Carried

(g) Installation of Bell Mobility Communications Tower at St. John's Annapolis Church, 2185 Stavebank Road

Dennis Moyer, resident, addressed council with respect to the Installation of Bell Mobility Communications Tower at the St. John's Annapolis Church at 2185 Stavebank Road.

Councillor Nando Iannicca distributed a letter from his office dated September 29, 2010 with respect to the installation of a Bell Mobility Communications Tower at St. John's Annapolis Church, 2185 Stavebank Road.

Mayor McCallion and Councillors Iannicca, Mullin and Parrish spoke to the matter.
Commissioner Powell spoke to the matter.

(h) Council Code of Conduct

Ursula Keuper-Bennett addressed council with respect to the proposed Council Code of Conduct.

MOTION: Moved by Katie Mahoney Seconded by Pat Mullin
That the deputation from Ursula Keuper-Bennett be received.
Carried

Council concurred to forego lunch recess and instead moved into Closed Session.

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).

NIL

RESOLUTION:

0244-2010 Moved by: Carolyn Parrish Seconded by: Nando Iannicca

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

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

NOW THEREFORE be it resolved that a portion of the Council meeting held on September 29, 2010, shall be closed to the public pursuant to the *Municipal Act* section 239. (2) to deal with the following matters:

- (i) Labour Relations – Verbal briefing with respect to transit employee safety and security
- (ii) Personal Matter about an identifiable individual, including municipal or local board employees – Enersource Board Appointments
- (iii) Potential Litigation – Ontario Municipal Board Site Specific Appeal by CertainTeed Gypsum Canada Inc. to Official Plan Amendment 63 and Zoning By-law 396-2009 regarding Southdown Planning District, Ward 2

- (iv) Potential Litigation – 2009 Development Charges By-law, application for intervenor status in appeal of the Ontario Municipal Board's Decision on the Orangeville Development Charges by-law
- (v) Proposed Acquisition of Land – 3230 Mississauga Road for incorporation into the Sawmill Valley Creek and trail Area, Ward 8

Carried

MOTION: Moved by Nando Iannicca Seconded by Eve Adams

That all items dealing with the Judicial Inquiry be dealt with at the end of the meeting.

Carried

18. CLOSED SESSION

Pursuant to Resolution 0244-2010, Council moved into Closed Session at at 12:02 p.m. to discuss the following matters:

(ii) Enersource Board Appointments

Council confirmed that the City of Mississauga's representatives on the Enersource Board are appointed until November 30, 2010 or until a successor is appointed. The matter will be addressed in the next term of Council.

(iii) Ontario Municipal Board Site Specific Appeal by CertainTeed Gypsum Canada Inc. to Official Plan Amendment 63 and Zoning By-law 396-2009 regarding Southdown Planning District, Ward 2

Resolution 0265-2010

(iv) 2009 Development Charges By-law, application for intervenor status in appeal of the Ontario Municipal Board's Decision on the Orangeville Development Charges by-law

City Solicitor spoke to the matter. Councillor Mullin spoke to the matter.

Resolution 0266-2010

(v) Proposed Acquisition of Land – Offer to Sell, 3230 Mississauga Road, Ward 8

Councillor Mahoney spoke to the matter

Resolution 0267-2010

(i) Labour Relations

City Manager and Director of Transit provided information with respect to transit employee safety and security. Councillors Mahoney, Carlson and Prentice posed questions to staff.

Council reconvened in open session at approximately 1:11 p.m.

8. CORPORATE REPORTS

R-12 Compassionate Grants Related to Flooding

Corporate Report from the Commissioner of Transportation and Works dated September 27, 2010

Mayor McCallion and Councillors Iannicca and Dale spoke to the matter.

RESOLUTION:

0245-2010 Moved by: Nando Iannicca Seconded by: Carolyn Parrish

That the report dated September 27, 2010 from the Commissioner of Transportation and Works titled Compassionate Grants Related to Flooding be received for information.

Carried

R-1 Tax Adjustments Pursuant to Sections 357 and 358

Corporate Report dated September 15, 2010 from the Commissioner of Corporate Services and Treasurer

Resolution 0247-2010

R-2 Apportionment of Taxes

Corporate Report dated September 15, 2010 from the Commissioner of Corporate Services and Treasurer

Resolution 0248-2010

R-3 Procurement FA.49.598-08 Contract Value Increase - Bus Cameras - Mississauga Intelligent Transportation System for Transit (MITST)

Corporate Report dated September 17, 2010 from the Commissioner of Transportation and Works

Resolution 0249-2010

R-4 Driveway Snow Windrow Clearing - 2010/2011 Pilot Program

Corporate Report dated September 16, 2010 from the Commissioner of Transportation and Works

Councillor Adams spoke to the matter and requested staff to implement the program immediately.

Resolution 0250-2010

R-5 Lower Driveway Boulevard Parking - Topping Road (Ward 5)

Corporate Report dated September 14, 2010 from the Commissioner of Transportation and Works

Resolution 0251-2010

R-6 Parking Prohibition – The Collegeway (Ward 8)

Corporate Report dated September 15, 2010 from the Commissioner of Transportation and Works

Resolution 0252-2010/By-law 0301-2010

R-7 All-way Stops – Jarvis Street at Adamson Street - Jarvis Street at Thompson Street (Ward 7)

Corporate Report dated September 15, 2010 from the Commissioner of Transportation and Works

Councillor Iannicca spoke to the matter.

Resolution 0253-2010/By-law 0311-2010

R-8 Speed Limit - Gaslamp Walk (Ward 11)

Corporate Report dated September 16, 2010 from the Commissioner of Transportation and Works

Councillor Carlson spoke to the matter.

Resolution 0254-2010/By-law 0312-2010

R-9 Application Status and Removal of the "H" Holding Symbol from Zoning By-law 0225-2007, as amended - 365 and 375 Prince of Wales Drive Part of Lot 18, Concession 2, N.D.S. Northwest corner of Prince of Wales Drive and Living Arts Drive - Owner/Applicant: Daniels CCW Corporation, Bill 51 (Ward 4) HOZ 09/006

Corporate Report dated September 17, 2010 from the Commissioner of Planning and Building

Resolution 0255-2010/By-laws 0309-2010 and 0310-2010

R-10 Judicial Inquiry – August 2010 Expense and Status Report

This item was dealt with later in the meeting, see page 24.

R-11 Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner

Corporate Report dated September 22, 2010 from the City Solicitor

Mary Ellen Bench responded to an inquiry from Mayor McCallion.

Councillors Parrish, Carlson and Adams spoke to the matter.

Resolution 0256-2010

R-13 Sign Variance Application Sign By-law 0054-2002 – Celebration Square, 301 Burnhamthorpe Road West (Ward 4)

Corporate Report from the Commissioner of Planning and Building dated September 27, 2010

Resolution 0262-2010

R-14 Procurement No. FA.49.704-10 Mississauga Celebration Square Gateway Sign (Ward 4)

Corporate Report from the Commissioner of Community Services dated September 22, 2010

Resolution 0263-2010/By-law 0308-2010

9. COMMITTEE REPORTS

- (a) Museums of Mississauga Advisory Committee – Report 3-2010 dated September 13, 2010

Mayor McCallion spoke on the progress on the collections facility.

- (b) Planning and Development Committee – Report 10-2010 dated September 20, 2010

At this time, Councillor Adams declared a conflict of interest on the draft Mississauga Official Plan, contained in the Planning & Development Committee Report, as her husband does work for an industry association which advocates on drive-through.

- (c) General Committee – Report 15-2010 dated September 22, 2010

- (d) Extract from the September 20, 2010 Planning & Development Committee meeting:

- (i) Official Plan Amendment and Rezoning Applications
0, 305 and 321 Lakeshore Road West; 3 Pine Avenue South and 7 Maple Avenue South, South side of Lakeshore Road West, on both the west and east sides of Pine Avenue South
Owner/Applicant: Pelican (Lakeshore) Commercial Inc. and Lighttower Commercial Inc. / Glen Schnarr and Associates Inc.
OZ 09/002 W1
Received

- (e) Traffic Safety Council Report 6-2010 dated September 22, 2010

- (f) Audit Committee Report 3-2010 dated September 27, 2010

Resolution 0243-2010

10. UNFINISHED BUSINESS - Nil

11. PETITIONS

- P-1 Petition received August 30, 2010 from residents of Doulton Place requesting that landscaping improvements be made by the City in the centre of the cul de sac in collaboration with the roadway resurfacing project.

Received and referred to Transportation & Works for report

12. CORRESPONDENCE**Information Items:**

- I-1 Letter dated September 10, 2010 from the Honourable Tony Clement, Minister of Industry, in response to Council's resolution relating to the "long form" mandatory Census form for 2011

Received and referred to Planning & Building

- I-2 Letter dated September 10, 2010 from the Minister of Municipal Affairs and Housing in response to Council's resolution with respect to the boarding up of buildings.

In response to Councillor Mullin, the City Solicitor spoke to the matter. Councillor Mullin requested that the City Solicitor draft a response on behalf of Council for the next Council meeting to be sent to the Ministry to clarify the issue.

Direction

- I-3 Letter dated September 15, 2010 from the Honourable Brad Duguid, Minister of Energy, in response to Council's resolution relating to the Ontario Power General Lakeview site.

Received and referred to Planning & Building

- I-4 Notice of a proposed development application for 3640-3658 and 3670 Cawthra Road, southwest corner of Burnhamthorpe Road East and Cawthra Road OZ 10/008 Ward 4.

- I-5 Email received September 22, 2010 from MIRANET with respect to the draft Council Code of Conduct.

Received and referred to Legal Services for appropriate action

- I-6 Email received September 27, 2010 from Luisa J. Ritacca, Solicitor for Peter McCallion, withdrawing the request for an increase of the funding cap for legal fees for Mr. McCallion, in relation to the Judicial Inquiry.

Received

- I-7 Letter dated September 23, 2010 from Living Arts Centre Mississauga requesting approval for stadium events and for a liquor sales licence endorsement for the RBC Theatre.

Resolution 0264-2010

- I-8 Email dated September 27, 2010 from Mississauga Watch with respect to various matters on the agenda.

Received and referred to Corporate Services and Transportation & Works

- I-9 Letter dated September 28, 2010 from Victor Labreche of Labreche Patterson & Associates Inc., regarding the draft Mississauga Official Plan.

Later in the meeting, Councillor Adams declared a conflict on Information Item I-9 relating to the draft Mississauga Official Plan as previously declared. See page 24

Received and referred to Planning & Building

Direction Items:

- D-1 Letter dated September 15, 2010 from Donald Barber requesting that Council change its process for distribution of Members of Council's newsletters in an election year.

Councillors Corbasson and Adams spoke to the matter. Janice Baker, City Manager responded to comments.

Resolution 0269-2010

- D-2 Letter dated September 24, 2010 from David Brown, Chairman of Traffic Safety Council with respect to Student Transportation of Peel Region Calculation Procedures.

Resolution 0242-2010

Deputation 6. (f)

13. RESOLUTIONS

0242-2010 See Deputation 6. (f)

0243-2010 Moved by: Pat Saito Seconded: by Katie Mahoney

That MOMAC-0019-2010 through MOMAC-0023-2010 inclusive, as contained in the Museums of Mississauga Advisory Committee – Report 3-2010 dated September 13, 2010, be approved.

0248-2010 Moved by: Carmen Corbasson Seconded by: Frank Dale

That the recommended apportionment of taxes and payments set out in Appendix 1 of the report dated September 15, 2010 from the Commissioner of Corporate Services & Treasurer be approved, save and except tax apportionment 8280, Old Carriage Road which is deferred.

Carried

0249-2010 Moved by: Pat Saito Seconded by: Katie Mahoney

That the Purchasing Agent be authorized to increase the contract for Procurement No. FA.49.598-08, Bus Cameras – Mississauga Intelligent Transportation System for Transit (MITST) from its current value of \$14,509,517.46 to \$17,397,912.46 to accommodate the use of in-bus cameras for the MITST project.

Carried

0250-2010 Moved by: Eve Adams Seconded by: Frank Dale

1. That the report dated September 16, 2010, from the Commissioner of Transportation and Works titled Driveway Snow Window Clearing 2010/2011 Pilot Program be received.
2. And that the program be implemented immediately, with participants willing to pay for the service permitted to submit applications immediately to be considered on a wait list.

Carried

0251-2010 Moved by: Eve Adams Seconded by: Frank Dale

That the report dated September 14, 2010 from Commissioner of Transportation and Works with respect to the implementation of Lower Driveway Boulevard Parking on Topping Road (east and south side) between Dunrankin Drive and Wainbrook Road, be referred back to staff and the Ward Councillor to conduct a site visit.

Carried

0252-2010 Moved by: Katie Mahoney Seconded by: Pat Saito

That a by-law be enacted to amend By-law 555-2000, as amended, to implement a parking prohibition on the north side of The Collegeway between the west limit of Tom Chater Memorial Park and Loyalist Drive, and on the south side of The Collegeway between Colonial Drive and Loyalist Drive, from 7:00 a.m. to 9:00 a.m., 4:00 p.m. to 5:30 p.m., Monday to Friday.

Carried

By-law 0301-2010

0253-2010 Moved by: Nando Iannicca Seconded by: Carolyn Parrish

That a By-law be enacted to amend By-law 555-2000, as amended, to implement all-way stop controls at the intersections of Jarvis Street at Adamson Street and Jarvis Street at Thompson Street.

Carried

By-law 0311-2010

0254-2010 Moved by: George Carlson Seconded by: Sue McFadden

That a By-law be enacted to amend By-law 555-2000, as amended, to reduce the speed limit on Gaslamp Walk from 50 km/h to 40 km/h.

Carried

By-law 0312-2010

0255-2010 Moved by: Frank Dale Seconded by: Nando Iannicca

That the Report dated September 17, 2010, from the Commissioner of Planning and Building outlining the details of the development proposal and recommending approval of the removal of the "H" holding symbol application, under file H-OZ 09/006 W4, Daniels CCW Corporation, 365 and 375 Prince of Wales Drive, Part of Lot 18, Concession 2, N.D.S., be adopted, and that the Planning and Building Department be authorized to prepare the necessary by law for Council's passage.

Carried

By-laws 0309-2010 and 0310-2010

0256-2010 Moved by: Katie Mahoney Seconded by: George Carlson

1. That the Council Code of Conduct in the form attached to the City Solicitor's report dated September 22, 2010 titled "Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner", be adopted and that it be effective as of December 1, 2010 when the new term of Council takes office.
2. That staff report back on the impact that the recommendations from the Judicial Inquiry have on the Council Code of Conduct and regarding any public comments received, to General Committee at its meeting of April 6, 2011 to enable Members of Council to consider any appropriate amendments to the Council Code of Conduct.
3. That the mandate of the Integrity Commissioner be approved to include an advisory, educational and complaints investigation function, substantially as detailed in the report of the City Solicitor dated May 5, 2010 titled "Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner".

4. That appropriate staff be authorized to advertise for the purpose of seeking applicants for the position of Integrity Commissioner.
5. That three Members of Council be appointed to interview candidates and evaluate the responses received, and make a recommendation to Council on an individual to be appointed Integrity Commissioner and that the posting of Integrity Commissioner be a part-time position.
6. That the list of qualifications of the Integrity Commissioner as set out in the report dated September 22, 2010 from the City Solicitor titled "Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner", be approved and form the basis for the evaluation of candidates.
7. That George Rust-D'Eye be appointed as the City's interim Integrity Commissioner for a term of up to one year, while the City advertises for the position of Integrity Commissioner, interviews candidates and makes a recommendation to Council.
8. That City staff in consultation with the interim Integrity Commissioner, report back for approval by Council, on a complaint protocol that allows for the processing of both formal and informal complaints respecting alleged breaches of the Council Code of Conduct and on an enforcement process.
9. That on an interim basis once the Council Code of Conduct becomes effective on December 1, 2010 the complaint protocol be that all complaints be submitted to the City Clerk to be forwarded to the Integrity Commissioner in a manner similar to the process established to forward complaints to the Investigator retained by the City.
10. That all by-laws necessary to implement the foregoing be enacted.

Carried

0257-2010 Moved by: Pat Mullin

Seconded by: Carmen Corbasson

That the report of the City Solicitor dated September 7, 2010 on the Committee of Adjustment matter in File No. "B"043/10 with respect to Haydn Northey – 1408 Madigan's Lane - Ward 2, be received for information.

Carried

0258-2010 Moved by: George Carlson

Seconded by: Sue McFadden

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing on Sunday, September 19, 2010 of Martin (Marty) Van Hal at the age of 63. Marty was an employee of the Transportation and Works Department and worked for the City of Mississauga for 34 years. Marty's easy-going nature and willingness to help earned him many friends and he will be greatly missed.

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of and Members of Council and staff of the City of Mississauga to his wife Marie, daughter Darlene and son Todd.

Carried

0259-2010 Moved by: Sue McFadden Seconded by: George Carlson

WHEREAS the Mayor and Members of Council and staff of the City of Mississauga are saddened to learn of the passing on Sunday, September 5, 2010 of Lorna Mary (nee Riding) Caws. Lorna was a retired employee of the Office of the City Clerk and worked for the City of Mississauga for 14 and half years and was subsequently rehired as a retired employee in the Human Resources Division for 3 years.

NOW THEREFORE BE IT RESOLVED that sincere condolences be extended on behalf of and Members of Council and staff of the City of Mississauga to her husband Duncan and children Lynne, David and Jim.

Carried

0260-2010 Moved by: Maja Prentice Seconded by: Frank Dale

WHEREAS the City of Mississauga recognizes that alternative dispute resolution methods are an important option for residents and businesses to consider when faced with conflict;

AND WHEREAS the City of Mississauga has identified a need for conflict resolution outside of the usual methods available to it through by-law enforcement and the appeal mechanisms of the provincial court or administrative tribunal systems;

AND WHEREAS the City of Mississauga recognizes that the opportunity to refer appropriate cases to a community based mediation service can enhance the use of staff resources;

AND WHEREAS the City of Mississauga formerly enjoyed the opportunity to refer appropriate cases to a community mediation service provider that has since ceased operations;

AND WHEREAS City staff has attempted to work with other local service agencies which might be interested in offering community mediation services to Mississauga residents and businesses who become involved in conflicts with neighbours, landlords, tenants, or in other business relationships;

AND WHEREAS the Dixie Bloor Neighbourhood Centre has indicated to staff and General Committee through its deputation on September 22, 2010 that it is interested in pursuing the establishment of this new service along with its current services and is currently seeking funding partners in both the public and private sectors, including the City of Mississauga and the Region of Peel;

BE IT RESOLVED that the City of Mississauga fully endorse this initiative of the Dixie Bloor Neighbourhood Centre and direct staff to assist with the review of funding options within current budget and also encourage Dixie Bloor Neighbourhood Centre to seek additional funding partners so that a community based mediation service can be re-established in the City of Mississauga as soon as possible.

Carried

0261-2010 Moved by: Nando Iannicca Seconded by: Carolyn Parrish

WHEREAS the Public Vehicle Advisory Committee at its Special meeting held on September 28, 2010, considered a petition from Mississauga Taxi Drivers regarding: (1) Revision of Taxi Meter due to HST Implementation; (2) Refresher Training Programme;

NOW THEREFORE BE IT RESOLVED THAT:

- (a) Pursuant to the Special Meeting of the Public Vehicle Advisory Committee held on September 28, 2010, a by-law be enacted effective December 1, 2010, to amend By-law 420-04, as amended, to amend the Taxicab Tariff in Schedule 9 by reducing the increment under "By Distance-One to Four Passengers" to the first 141 Metres (462.60 feet) or part thereof and for each additional 141 Metres (462.60 feet) or part thereof and that the increment for "Waiting Time While Under Engagement" be amended for each 30 seconds.
- (b) Staff review the terms and conditions of the Mandatory Refresher Training Course and report back to the next Public Vehicle Advisory Committee at its meeting to be held on December 14, 2010.

Carried

0262-2010 Moved by: Frank Dale Seconded by: Nando Iannicca

That the Report dated September 27, 2010 from the Commissioner of Planning and Building regarding Sign By-law 0054-2002, as amended, be adopted and that Sign Variance Application 10-02681, Mississauga Celebration Square, 301 Burnhamthorpe Road West, Ward 4, be granted to permit the following:

- (i) Eight (8) digital program screens located at the south side of the square facing north.
- (ii) Two (2) ground signs having digital sign faces.

Carried

0266-2010 Moved by: Frank Dale

Seconded by: Sue McFadden

That the City Solicitor or her designate be instructed to take all steps deemed appropriate, including to seek intervenor status, to support the appeal to the Divisional Court, filed by the Town of Orangeville against the decision of the Ontario Municipal Board dated September 3rd, 2010, wherein the Board concluded that the "gross population" methodology used to establish the development charge rates was not consistent with the Development Charges Act.

Carried

0267-2010 Moved by: Katie Mahoney

Seconded by: Pat Saito

1. That a budget in the amount of \$1,049,000 (gross), \$949,000 (net) be established to provide for the acquisition of the property known as 3230 Mississauga Road and related costs and the demolition of the house on this property and that funding for this project be allocated from the Cash-in-Lieu of Parkland Reserve Fund and that the necessary funding by-law be enacted. The subject property, containing an area of approximately 0.372 hectares (0.918 acres), is legally described under the Land Titles Act PIN # 13388-0222 (LT) as Part of Lot 2, Range 2, in the City of Mississauga, Regional Municipality of Peel, in Ward 8.
2. That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute an Agreement of Purchase and Sale, Offer to Sell, and all documents ancillary thereto, between Talal Issawi and Zeinat Issawi as Vendor and The Corporation of the City of Mississauga, as Purchaser, for the acquisition of the property municipally identified as 3230 Mississauga Road, at a purchase price of \$850,000 plus reasonable expenses not to exceed \$30,000. The subject property, containing an area of approximately 0.372 hectares (0.918 acres), is legally described under the Land Titles Act PIN # 13388-0222 (LT) as Part of Lot 2, Range 2, in the City of Mississauga, Regional Municipality of Peel, in Ward 8.

Carried

By-laws 0313-2010 and 0314-2010

0268-2010 Moved by: Nando Iannicca

Seconded by: Katie Mahoney

That the correspondence dated September 29, 2010, from the Office of Nando Iannicca, Councillor Ward 7 Re: Proposal to Industry Canada to erect a new Radio Communication and Broadcasting Antenna System at the Lithuanian Church /Annapolis Hall, 2185 Stavebank Road be received.

Carried

0269-2010 Moved by: Carolyn Parrish

Seconded by: Carmen Corbasson

That the corporate policy restricting distribution of Councillors newsletters after June 30 in an election year be waived to allow for public review in advance of the Oct. 25, 2010 Election upon request.

Carried

0270-2010 Moved by: Pat Mullin

Seconded by: Carmen Corbasson

WHEREAS the Ministry of the Environment (MOE) has determined through the Clarkson Airshed Study, Parts I, II and III, that the air quality in the Clarkson Airshed is 'taxed' as it is comprised of elevated levels of air contaminants;

AND WHEREAS the MOE has identified the key contaminants in this taxed airshed to include particulate matter less than or equal to 10 microns in size, particulate matter less than or equal to 2.5 microns in size, nitrogen oxides and volatile organic compounds;

AND WHEREAS the Ministry of Energy and Infrastructure states that a top priority for the Ministry is the 'protection of our environment';

AND WHEREAS on June 25, 2009 the Region of Peel adopted Resolution No. 2009-765 calling upon the Minister of Energy and Infrastructure to terminate the procurement process to site an electricity generating facility in the Clarkson airshed area because of the adverse impact such a facility will have on ambient air quality in the vicinity;

AND WHEREAS on July 15, 2009 Halton Regional Council adopted a similar resolution because of the potential impacts the air contamination in the area identified by the Clarkson airshed study can have to human health;

AND WHEREAS on August 5, 2009 City of Mississauga Council adopted Resolution No. 0192-2009 calling upon the Government of the Province of Ontario, the Chief Medical Officer of Health, and the Minister of the Environment to, among other matters, review existing certificates of approval for major polluters in the Clarkson Airshed whenever expansion is considered, taking into account existing regulatory standards, the cumulative impacts of their emissions and background pollutant concentrations;

AND WHEREAS on June 24, 2010 Dr. David Balsillie submitted the Action Plan for the Oakville –Clarkson Airshed to the Minister of Environment;

AND WHEREAS the Action Plan recommended, among other matters, the development and implementation of an Airshed Management System as critical to the success of the Action Plan;

AND WHEREAS the Action Plan recommended that all applications for Certificates of Approval for new or modified industrial activities, which will increase emissions within the airshed be considered in light of the current capacity of the airshed;

AND WHEREAS the Action Plan stated that some of the air quality criteria and standards have been in place for a long period of time and are based on outdated science;

AND WHEREAS the Action Plan recommended a review of the state –of-the science of air pollutants and provincial standards and criteria on a regular basis;

AND WHEREAS not all emissions are currently regulated;

NOW THEREFORE BE IT RESOLVED THAT:

1. The City of Mississauga calls upon the Government of the Province of Ontario and the Minister of the Environment, to establish higher regulatory standards than currently used by the Ministry, including establishing standards for emissions not currently regulated, and take into account the cumulative effects of emissions, and background pollutant concentrations prior to approving applications for Certificates of Approval.
2. That a copy of this Resolution be forwarded to the Premier of Ontario, Chief Medical Officer of Health, Minister of the Environment, Minister of Energy and Infrastructure, all local MPPs, Region of Peel and Region of Halton.

Carried

0271-2010 – See Corporate Report R-10 on page 24

14. BY-LAWS

0301-2010

A by-law to amend the Traffic By-law 555-2000 to implement a parking prohibition on the north side of The Collegeway between the west limit of Tom Chater Park and Loyalist Drive, and on the south side of The Collegeway between Colonial Drive and Loyalist Drive, from 7:00 a.m. to 9:00 a.m., 4:00 p.m. to 5:30 p.m., Monday to Friday.

Resolution 0252-2010

0302-2010

A by-law to amend the Traffic By-law 555-2000 to implement all-way stop controls at the intersections of Guildwood Way and Ashley Avenue/Farwell Crescent, and Huntington Ridge Drive and Ashley Avenue.

GC-0568-2010/September 8, 2010

0303-2010

A by-law to amend the Traffic By-law 555-2000 to implement a parking prohibition on both sides of Latimer Drive between Britannia Road West and Plymouth Drive and to implement a parking prohibition on the east side of Sherobee Road between a point 210 metres (689 feet) east of Hurontario Street and a point 85 metres (279 feet) southerly thereof.

GC-0598-2010, GC-0599-2010/September 22, 2010

0304-2010

A by-law to establish lands as part of the public highways and part of the municipal highway system Edwards Boulevard, Gemstar Drive, Kenway Drive and Pendant Drive and the Street Widening namely Block 15 (Kennedy Road), all in accordance with Registered Plan 43M-980.

GC-0604-2010/September 22, 2010

0305-2010

A by-law to repeal the existing Mississauga Official Plan and adopt a new Mississauga Official Plan.

PDC-0039-2010/June 28, 2010

0306-2010

A by-law to amend the Part Lot Control Exemption By-law 0268-2004 to extend the time period specified for the expiration until September 28, 2013, Chiefton Investments Ltd. Orlando Corporation, north west corner of Derry and Kennedy Roads, M-1631.

0307-2010

A by-law to authorize the expropriation of easement rights for the Sheridan Creek Stabilization Project.

GC-0616-2010/September 22, 2010

0308-2010

A by-law to authorize the execution of the Gateway Sign Agreement with Astral Media Outdoor L.P. for the Mississauga Celebration Square sign to be located at the northwest corner of Duke of York Boulevard and Burnhamthorpe Road.

Resolution 0263-2010

Ward 4

0309-2010

A by-law to authorize the execution of a Development Agreement with Daniels CCW Corporation for 365 & 375 Prince of Wales Drive, northwest corner of Prince of Wales Drive and Living Arts Drive.

Resolution 0255-2010

Ward 4

0310-2010

A by-law to amend the Zoning By-law 0225-2007 to remove the "H" Holding symbol for the lands located at 365 & 375 Prince of Wales Drive, northwest corner of Prince of Wales Drive and Living Arts Drive, Daniels CCW Corporation.

Resolution 0255-2010

Ward 4

0311-2010

A by-law to amend the Traffic By-law 555-2000 to implement all-way stop controls at the intersections of Jarvis Street and Adamson Street and Jarvis Street at Thompson Street.

Resolution 0253-2010

Ward 4

0312-2010

A by-law to amend the Traffic By-law 555-2000 to implement a reduction of the speed limit on Gaslamp Walk from 50 km/h to 40 km/h.

Resolution 0254-2010

Ward 4

0313-2010

A by-law to allocate sums from the parkland Dedication Reserve Fund to the Land Acquisition project PN10-354 and to authorize the withdrawal therefrom, 3230 Mississauga Road in Ward 8.

Resolution 0267-2010

Ward 8

0314-2010

A by-law to authorize the execution of an Agreement of Purchase and Sale (Offer to Sell) with Talal Issawi and Zeinat Issawi, as Vendor, for the property located at 3230 Mississauga Road for incorporation into the Sawmill Valley Creek and Trail Area, in Ward 8.

Resolution 0267-2010

Ward 8

15. OTHER BUSINESS - Nil

16. INQUIRIES

- (a) Councillor Parrish requested that the Mississauga Cycling Advisory Committee and staff look into licensing bicyclist in Mississauga for safety reasons. Mayor McCallion, Martin Powell and Councillor Carlson commented on the matter.
- (b) Councillor McFadden requested staff to bring a report back outlining all parking enforcement on Fridays near mosques within the City.

- (c) Councillor Dale requested staff to arrangements for a site visit, to review water pools over the sidewalk from Molly Avenue towards Central Parkway Mall, with residents and the Councillor.
- (d) Mayor McCallion spoke about the opening of a building located on Explorer Drive in the airport corporate centre in Mississauga. The building is the most modern environmental active building in North America. Councillor Adams and Commissioner Sajecki spoke to the matter as well.
- (e) Commissioner Sajecki spoke to the new Mississauga Official Plan and thanked staff and the Members of Council for their hard work on the new plan.

8. CORPORATE REPORTS - Continued

Mayor McCallion left the meeting at 2:36 p.m. due to her declared conflict of interest.

Acting Mayor, Councillor Corbasson chaired the remainder of this meeting.

At this time, Councillor Adams declared a conflict with respect to Information Item I-9 which was handed out at the meeting, relating to the draft Mississauga Official Plan which she had a conflict on.

R-10 Judicial Inquiry – August 2010 Expense and Status Report

Corporate Report dated September 17, 2010 from the City Solicitor

Councillors Mullin and Parrish posed questions to the City Solicitor.

RESOLUTION:

0271-2010 Moved by: Carolyn Parrish Seconded by: Nando Iannicca

1. That the report of the City Solicitor dated September 17, 2010 entitled “Judicial Inquiry – August 2010 Expense and Status Report” be received for information.
2. That a by-law be enacted to allocate funds for the Judicial Inquiry in an amount up to \$2 million from funding sources to be determined by the Commissioner of Corporate Services and Treasurer, in anticipation of further expenses to be submitted during the hiatus in Council meetings resulting from the municipal election being held on October 25, 2010.

3. That City Council request the Commissioner to confirm Peter McCallion's ownership of 16% shares in WCD and that legal counsel request Peter McCallion return all funds advanced to Peter McCallion for his legal fees associated with the Judicial Inquiry.

A recorded vote was called with the following results:

	YES	NO
Mayor H. McCallion	Absent – Declared Conflict	
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		X
Councillor P. Saito		X
Councillor S. McFadden	X	
Councillor G. Carlson	X	

Recorded Vote

Carried – (7-4) 1 Absent-declared Conflict of Interest

17. NOTICE OF MOTION

- (i) Moved by Pat Mullin - See Resolution 0270-2010

18. CLOSED SESSION – Dealt with earlier in the meeting, see page 5

19. CONFIRMATORY BY-LAW

0315-2010

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on September 29, 2010.

20. ADJOURNMENT – 2:52 p.m.

MAYOR

CLERK