



MINUTES

GENERAL COMMITTEE

THE CORPORATION OF THE CITY OF MISSISSAUGA
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WEDNESDAY, JANUARY 9, 2013 – 9:02 A.M.

COUNCIL CHAMBER – 2nd FLOOR – CIVIC CENTRE
300 CITY CENTRE DRIVE, MISSISSAUGA, ONTARIO, L5B 3C1

MEMBERS PRESENT: Mayor Hazel McCallion (Arrived at 9:06 am and departed at 9:35 pm)
Councillor Jim Tovey Ward 1
Councillor Pat Mullin Ward 2 (Arrived at 9:08 am)
Councillor Chris Fonseca Ward 3
Councillor Frank Dale Ward 4
Councillor Bonnie Crombie Ward 5
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8
Councillor Sue McFadden Ward 10 (Chair)
Councillor George Carlson Ward 11

MEMBERS ABSENT: Councillor Pat Saito Ward 9

STAFF PRESENT: Martin Powell, Commissioner, Transportation and Works
Brenda Breault, Commissioner of Corporate Services and Treasurer
Paul Mitcham, Commissioner of Community Services
Ed Sajecki, Commissioner of Planning & Building
Mary Ellen Bench, Director of Legal Services and City Solicitor
Crystal Greer, Director, Legislative Services and City Clerk
Diana Rusnov, Manager, Legislative Services and Deputy Clerk
Sacha Smith, Legislative Coordinator, Office of the City Clerk

CALL TO ORDER - 9:02 A.M.

DECLARATIONS OF DIRECT (OR INDIRECT) PECUNIARY INTEREST - Nil

APPROVAL OF THE AGENDA

Councillor Mahoney moved approval of the agenda, as presented. This motion was voted on and carried.

Approved (Mahoney)

PRESENTATIONS - Nil

DEPUTATIONS

A. Item 1 Chris Mackie, Cranberry Cove Port Credit Ratepayers' Association

Mr. Mackie spoke to the Speed Limit Review on Ben Machree Drive and noted that a section may not have been included in the review. He described the location and the current speed limit of surrounding roads.

Councillor Tovey spoke to the matter and noted that he supports adding the section of Godfrey Lane that Mr. Mackie referred to in his deputation. Martin Powell, Commissioner, Transportation and Works confirmed that the identified section of Godfrey Lane would be added to the by-law before it is brought to Council.

Mayor McCallion arrived at the meeting at 9:06 a.m.

Councillor Mullin arrived at the meeting at 9:08 a.m.

MATTERS CONSIDERED

1. Speed Limit Review – Ben Machree Drive (Ward 1)

Corporate Report dated December 12, 2012 from the Commissioner of Transportation and Works with respect to a speed limit review of Ben Machree Drive.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement a 40km/h speed limit on Ben Machree Drive.

Approved (Councillor Tovey)

Recommendation GC-0001-2013

2. All-Way Stop – Juneberry Road and Summer Heights Drive/Elmbrook Court (Ward 10)

Corporate Report dated December 10, 2012 from the Commissioner of Transportation and Works with respect to a request for an all-way stop at the intersection of Juneberry Road and Summer Heights Drive/Elmbrook Court.

Councillor Carlson spoke on behalf of Councillor McFadden and amended the recommendation to implement an all-way stop control at the intersection of Juneberry Road and Summer Heights Drive/Elmbrook Court.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an all-way stop control at the intersection of Juneberry Road and Summer Heights Drive /Elmbrook Court.

Amended (Councillor Carlson)

Recommendation GC-0002-2013

3. Lower Driveway Boulevard Parking – Grand Park Drive (Ward 7)

Corporate Report dated December 10, 2012 from the Commissioner of Transportation and Works with respect to lower driveway boulevard parking on Grand Park Drive.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at anytime, on the east side of Grand Park Drive between Central Parkway West and Fairview Road West.

Approved (Councillor Iannicca)

Recommendation GC-0003-2013

4. 15-hour Parking – Bentley Drive and Tosca Drive (Ward 10)

Corporate Report dated December 10, 2012 from the Commissioner of Transportation and Works with respect to 15-hour parking on Bentley Drive and Tosca Drive.

RECOMMENDATION

That a by-law be enacted to amend By-law 555-2000, as amended, to implement 15-hour parking on the south side of Bentley Drive between Tosca Drive to a point 6 metres (19 feet) east of the complex entrance, and on the west side of Tosca Drive between Bentley Drive to a point 6 metres (19 feet) north of the complex entrance.

Approved (Councillor Carlson)

Recommendation GC-0004-2013

5. Bicycle Lanes and Multi-Use Trails – Various Locations (Wards 1, 4, 5, 6, 7, 9 and 10)

Corporate Report dated December 14, 2012 from the Commissioner of Transportation and Works with respect to bicycle lanes and multi-use trails.

Councillor Starr asked for clarification on the completion of bicycle lanes on Bristol Road West between Creditview Road and Church Street. Joe Pitushka, Director, Engineering and Works advised that the portion from Church Street close to the bridge has been completed, the area easterly has not been completed and construction will continue after the winter season. Martin Powell, Commissioner, Transportation and Works advised that construction of the bicycle lanes on Bristol Road between Creditview Road and Church Street would be completed in Spring 2013. Councillor Fonseca advised that the Mississauga Cycling Advisory Committee discussed the 2012 bicycle lane projects and it was noted that for Bristol Road between Creditview Road and Church Street construction is underway and that construction is completed west of Durie Road.

RECOMMENDATION

That a by-law be enacted to amend Traffic By-law 555-2000, as amended, to modify Schedule 1 (Three Hour Parking Limit Exemption), Schedule 3 (No Parking), Schedule 15 (Lane Designation), Schedule 34 (Bicycle Lanes) and Schedule 35 (Multi-Use Trails) as identified in Appendix 1 of the report titled “Bicycle Lanes and Multi-Use Trails – Various Locations” dated December 14, 2012 from the Commissioner of Transportation and Works.

Approved (Councillor Starr)

Recommendation GC-0005-2013

6. Bridge Rehabilitation and Replacement – Procurement FA.49.674-11, Increase Contract Upset Limit (Wards 2, 3 and 7)

Corporate Report dated December 18, 2012 from the Commissioner of Transportation and Works with respect to the Bridge Rehabilitation and Replacement contract.

RECOMMENDATION

That the Purchasing Agent be authorized to amend the existing Contract Purchase Order No. 4600013638 to Carlington Construction Inc., 429 Dewitt Road, Unit 3, Stoney Creek, Ontario L8E 4C3, for the Bridge Rehabilitation and Replacement (Contract 17 111 10150) to increase the commitment amount from \$1,762,515.00 to \$2,180,000.00 (excluding H.S.T.).

Approved (Councillor Mullin)

Recommendation GC-0006-2013

7. Child Care Centres at Malton and Mississauga Valley Community Centres

Corporate Report dated December 12, 2012 from the Commissioner of Community Services with respect to the child care centres at Malton and Mississauga Valley Community Centres.

Councillor Dale enquired about the lease and the ability for a new childcare provider to enter into a lease prior to December 2014. Paul Mitcham, Commissioner, Community Services confirmed that it is the intention to have a childcare provider in place prior to the end of the lease with the Region of Peel. Councillor Dale noted the importance of a childcare centre in the Mississauga Valley Community Centre.

RECOMMENDATION

1. That the report dated December 12, 2012 from the Commissioner of Community Services be approved to secure alternate Child Care Providers at the Malton and Mississauga Valley Community Centres and;
2. That the Commissioner of Community Services be authorized to exercise the early termination of existing leases, if necessary, related to the operation of Child Care Centres, with the Regional Municipality of Peel, at the Malton and Mississauga Valley Community Centres and;

3. That Realty Services negotiate and enter into a lease agreement or any other form of agreement deemed appropriate by the City Solicitor with the successful proponent(s), for the operation of Child Care/Early Learning and Play programming at the Malton and Mississauga Valley Community Centres, the form and content of the agreement being satisfactory to the City Solicitor.

Approved (Councillor Dale)

Recommendation GC- 0007-2013

8. Donation of CP Rail Car to City of Mississauga – Garry W. Morden Centre (Ward 9)

Corporate Report dated November 27, 2012 from the Commissioner of Community Services with respect to the donation of a CP Rail Car to the Garry W. Morden Centre.

RECOMMENDATION

That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute and affix the corporate seal on behalf of The Corporation of the City of Mississauga to the limited Indemnification and Hold Harmless Agreement between The Corporation of the City of Mississauga (“Mississauga”) and Canadian Pacific Railway Company (CP Rail) for the sole purpose of accepting a donated rail car training prop from CP for the Garry W. Morden Centre, which agreement must be in a form satisfactory to the City Solicitor.

Approved (Councillor Mahoney)

Recommendation GC-0008-2013

9. Corporate Policy and Procedure – Event Protocol

Corporate Report dated December 13, 2012 from the Commissioner of Corporate Services and Treasurer proposing an Event Protocol Corporate Policy and Procedure.

RECOMMENDATION

That the proposed Corporate Policy and Procedure – Events Protocol attached as Appendix 1 to the report dated December 13, 2012 from the Commissioner of Corporate Services and Treasurer, be approved.

Approved (Mayor McCallion)

Recommendation GC-0009-2013

10. 2013 Interim Tax Levy for Properties on the Regular Instalment Plan

Corporate Report dated December 12, 2012 from the Commissioner of Corporate Services and Treasurer with respect to the 2013 Interim Tax Levy for Properties on the Regular Instalment Plan.

RECOMMENDATION

1. That a by-law be enacted to provide for a 2013 interim tax levy for properties on the regular instalment plan.
2. That the 2013 interim taxes be calculated to be 50% of the previous year's annualized taxes on properties that existed on the previous year's tax roll.
3. That assessments added to the tax roll in the current year be levied an amount that approximates 50% of a full year's taxes, had the property been included on the previous year's tax roll, using tax rates set out in Appendix 1 to the report dated December 12, 2012 from the Commissioner of Corporate Services and Treasurer and the current year's phased-in assessment.
4. That the 2013 interim levy for residential properties on the regular instalment plan be payable in three (3) instalments on March 7th, April 4th, and May 2nd, 2013.
5. That the 2013 interim levy for regular instalment plan properties in the commercial, industrial and multi-residential property classes be payable in one (1) instalment on March 7th, 2013.

Approved (Councillor Mullin)

Recommendation GC-0010-2013

11. Property Tax Arrears – Late Payment Charges

Corporate Report dated December 7, 2012 from the Commissioner of Corporate Services and Treasurer with respect to late payment charges for the non-payment of taxes.

Councillor Mahoney spoke to the matter and noted that she would use the report as a resource when residents have inquiries about late payment charges for property taxes. Mayor McCallion enquired about the interest rate on late payments for property taxes and if there was a comparison with other municipalities. Brenda Breault, Commissioner,

Corporate Services and Treasurer advised that there was a comparison and majority of municipalities charge the same rate as Mississauga.

RECOMMENDATION

That the report of the Commissioner of Corporate Services and Treasurer dated December 7, 2012 entitled “Property Tax Arrears – Late Payment Charges” be received for information.

Received (Councillor Mahoney)

Recommendation GC-0011-2013

12. License Agreement with the Region of Peel – Fire Station 106 – 1355 Winding Trail (Ward 3)

Corporate Report dated December 11, 2012 from the Commissioner of Corporate Services and Treasurer with respect to a License Agreement with the Region of Peel for Fire Station 106.

Mayor McCallion enquired about the capital costs for Fire Station 106. Brenda Breault, Commissioner, Corporate Services and Treasurer advised that the capital costs are shared between the City and the Region of Peel. The lease is covering the property and the Region of Peel are paying the lease for their portion of the land. .

RECOMMENDATION

That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute a License Agreement including all documents ancillary thereto, between The Corporation of the City of Mississauga (“the City”) as Licensor and The Regional Municipality of Peel (“the Region”) as Licensee, for a term of twenty (20) years commencing December 1, 2012 and terminating on November 30, 2032, with two options to renew for 10 years each for the lands legally described as Part of Block C, Registered Plan 750, save and except Parts 3 and 4 on Reference Plan 43R-19921, City of Mississauga, Regional Municipality of Peel, in Ward 3, as shown in Appendix 2 attached to the Corporate Report dated December 11, 2012 from the Commissioner of Corporate Services and Treasurer.

Approved (Councillor Fonseca)

Recommendation GC-0012-2013

13. Termination of Municipal Access Agreements with Oakville Hydro Communications Inc.; and with Atria Networks LP and Delegation of Authority to the Commissioner of Transportation and Works and the City Clerk to execute similar future termination agreements

Corporate Report dated December 17, 2012 from the City Solicitor with respect to the termination of Municipal Access Agreements with Oakville Hydro Communications Inc. and with Atria Networks LP and the Delegation of Authority to execute similar future termination agreements.

RECOMMENDATION

1. That the Commissioner of Transportation and Works and the City Clerk be authorized to execute a Termination Agreement with Rogers Communication Partnership and Rogers Communications Inc. terminating the Municipal Access Agreement (MAA) between the City and Oakville Hydro Communications Inc. (operating as Blink);
2. That the Commissioner of Transportation and Works and the City Clerk be authorized to execute a Termination Agreement with Rogers Communications Partnership and Rogers Communications Inc. terminating the MAA between the City and Atria Networks LP;
3. That authority be delegated to the Commissioner of Transportation and Works and the City Clerk to execute any future agreements terminating an MAA, together with any necessary or advisable ancillary documents, all in form approved by the City Solicitor, when the business operations, assets and liabilities of a company that has an MAA with the City are acquired by a company that also has an MAA with the City.
4. That a by-law be submitted for enactment by Council to authorize the execution of the two Termination Agreements referred to in Recommendations #1 and #2 above and to authorize the delegation referred to in Recommendation #3 above.

Approved (Councillor Mahoney)

Recommendation GC-0013-2013

ADVISORY COMMITTEE REPORTS

Towing Industry Advisory Committee – Report 4-2012 – December 10, 2012
(Recommendation TIAC-0019-2012 to TIAC-0023-2012)

Approved (Councillor Starr)
Recommendation GC-0014-2013 to GC-0018-2013

Mississauga Celebration Square Events Committee – Report 10-2012 – December 10, 2012
(Recommendation MCSEC-0039-2012 to MCSEC-0042-2012)

Approved (Councillor Iannicca)
Recommendation GC-0019-2013 to GC-0022-2013

COUNCILLORS' ENQUIRIES

Councillor Starr spoke to an issue of a dog walker that was issued a ticket and enquired about the City's procedure. Paul Mitcham, Commissioner, Community Services spoke to the matter and noted that the individual was given repeated warnings and referred to the Parks By-law. He noted that he would consult with Enforcement staff about the matter and speak with Councillor Starr.

Mayor McCallion noted the successful winter maintenance during the holiday season. Martin Powell, Commissioner, Transportation and Works advised that staff handled the matter very well and only a few complaints were received.

Mayor McCallion spoke to the impact of discharge from Canada Geese affecting water quality and that the conservation authorities should review the issue. Councillor Mullin spoke to the matter and noted that she could bring the matter to Conservation Ontario.

Councillor Tovey noted that he received an inquiry from a resident with respect to a maximum number of dogs that a dog walker can walk in an off-leash park and further noted that the City of Toronto has a By-law. He requested staff to review the matter and the City of Toronto By-law. Paul Mitcham, Commissioner, Community Services advised that he would review the matter and get back to Councillor Tovey.

Councillor Iannicca commented about property tax bills and that it would be helpful to include what the average Mississauga household pays in provincial taxes versus the average Mississauga property tax. Councillor McFadden noted that her Ward newsletter included tax information to inform residents.

Mayor McCallion departed the meeting at 9:35 am.

CLOSED SESSION

The Closed Session item was considered during public session.

A proposed or pending acquisition or disposition of land by the municipality or local board – Partial Acquisition of lands from Mak Realty (Maksteel) Inc. required in connection with the Torbram Road Grade Separation Project – 7615 Torbram Road (Ward 5)

RECOMMENDATION

That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk to execute a Section 30 Agreement, and all documents ancillary thereto, between Mak Realty (Maksteel) Inc. (operating as “Maksteel”), as Vendor, and The Corporation of the City of Mississauga (“City”), as Purchaser, in exchange for 1) Fee Simple Lands containing an area of approximately 1.062 acres, and being legally described as Part of Lot 14, Concession 6, EHS, Parts 2, 3 and 4 on Reference Plan 43R-34477, City of Mississauga, Region of Peel, in Ward 5; and 2) a Temporary Working Easement area containing an area of approximately 0.768 acres, and being legally described as Part of Lot 14, Concession 6, EHS, Parts 1 and 5 on Reference Plan 43R-34477 and Parts 30, 31 and 32 on Reference Plan 43R-33544, City of Mississauga, Region of Peel, in Ward 5, both to be acquired by the City to facilitate the construction of the Torbram Road Grade Separation Project.

Approved (Councillor Crombie)
Recommendation GC-0023-2013

ADJOURNMENT – 9:41 A.M.