

Issued: May 14, 2010



MINUTES

GENERAL COMMITTEE

THE CORPORATION OF THE CITY OF MISSISSAUGA

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WEDNESDAY, MARCH 24, 2010 - 9:05 AM

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

MEMBERS PRESENT: Councillor Pat Mullin Ward 2
 Councillor Maja Prentice Ward 3
 Councillor Frank Dale Ward 4
 Councillor Eve Adams Ward 5
 Councillor Carolyn Parrish Ward 6
 Councillor Nando Iannicca Ward 7
 Councillor Katie Mahoney Ward 8
 Councillor Pat Saito Ward 9
 Councillor George Carlson Ward 11 (Chair)

MEMBERS ABSENT: Mayor Hazel McCallion
 Councillor Carmen Corbasson Ward 1
 Councillor Sue McFadden Ward 10

STAFF PRESENT: Janice Baker, City Manager & Chief Administrative Officer
 Brenda Breault, Commissioner, Corporate Services & Treasurer
 Paul Mitcham, Commissioner, Community Services
 Martin Powell, Commissioner, Transportation and Works
 Heather MacDonald, Director Business Services
 Mary Ellen Bench, City Solicitor. Legal Services
 Grant Bivol, Manager, Legislative Services & Deputy Clerk
 Sacha Smith, Legislative Coordinator, Office of the City Clerk

CALL TO ORDER: 9:05 A.M.

DECLARATIONS OF DIRECT (OR INDIRECT) PECUNIARY INTEREST

Councillor Maja Prentice declared a conflict of interest on Item #6 as her daughter is employed by Rogers Communications.

APPROVAL OF THE AGENDA

Councillor Katie Mahoney moved approval of the Agenda as presented. This motion was voted upon and carried.

PRESENTATIONS - Nil

DEPUTATIONS

- A. Item 1 Laura Piette, Community Services and Wendy Alexander, Transportation & Works – with respect to the Mississauga Cycling Master Plan and Implementation Strategy
- B. Item 1 Jeff Wachman, Chair, and Craig Laferriere, Vice-Chair, Mississauga Cycling Advisory Committee

CA.01.Cyc

- C. Christine Zimmer, Senior Water Resources Engineer, CVC, with respect to low impact development in urban areas to protect and restore the Credit River watershed.

Ms. Zimmer discussed the benefits of implementing LID to enhance and restore water quality. Discussion ensued with respect to how LID could be introduced with new developments.

The following motion was voted on and carried:

Recommendation:

That the presentation on Low Impact Development by Christine Zimmer, Credit Valley Conservation be received and referred to the Environmental Advisory Committee for information.

Received/Referred

Recommendation GC-0194-2010 (Councillor G. Carlson)

EC.01

D. Item 5 John Filipetti, Vice- President, Oxford Properties Group

MATTERS TO BE CONSIDERED

1. Mississauga Cycling Master Plan and Implementation Strategy Update

Corporate Report dated March 9, 2010 from the Commissioner of Community Services with respect to the Mississauga Cycling Master Plan and Implementation Strategy Update.

Ms. Piette and Ms. Alexander appeared before Committee to introduce the draft of the Mississauga Cycling Master Plan and Implementation Strategy. Ms. Piette discussed the contribution from the Mississauga Cycling Advisory Committee (MCAC) and City Staff to develop the draft Plan, and the timeline for the final report to Council.

Anne Farrell, Team Lead and Jacqueline Hunter, Traffic Operations Technician noted that the Plan was developed through consultations with the MCAC, public surveys and workshops. Ms. Farrell further noted the key messages, vision and goals of the Plan.

Mr. Wachman and Mr. Laferriere appeared before Committee to advise that the MCAC was in support of the Cycling Master Plan.

Discussion ensued with respect to the implementation plan, current cycling network and connectivity.

The following motion was voted on and carried:

Recommendation:

1. That the report dated March 9, 2010 from the Commissioner of Community Services entitled "Mississauga Cycling Master Plan and Implementation Strategy Update" be received for information;
2. That the Draft Mississauga Cycling Master Plan (under separate cover) be referred to a public information meeting and to stakeholders for comment.
3. WHEREAS the draft Mississauga Cycling Master Plan has been presented to General Committee with a recommendation to proceed with public consideration prior to final approval;

AND WHEREAS representatives from the Mississauga Cycling Advisory Committee have been involved in the review of the plan and are generally satisfied with the content of Vol. 1;

AND WHEREAS the final Master Plan along with an Implementation Plan (Vol. 2) will be presented to Council for final consideration in June 2010;

AND WHEREAS the Master Plan outlines a 20 year timeline to complete the cycling network;

AND WHEREAS the members of the Mississauga Cycling Advisory Committee feel there is urgency for cycling safety, connectivity and demand to have a functioning cycling network completed within 10 years.

AND WHEREAS there needs to be consideration for the financial and staffing implication to meet the cycling masterplan implementation targets.

NOW THEREFORE IT BE RESOLVED THAT:

The appropriate staff be directed to bring forward within the Implementation Plan (Vol. 2) for the Cycling Master Plan the following additional options for Council's consideration to accelerate the timing of cycling route completion and all associated financial, road rehabilitation and staffing impacts:

- a) Option 1 – That all "Primary" cycling commuter network routes (on road and off road) be completed within 5 years and the remainder of the routes within a 10 year timeline.

- b) Option 2 – That all “Primary” cycling commuter network routes (on road and off road) be completed within 10 years and the remainder of the routes within a 15 year timeline.
4. That correspondence from Arnela Radaslic and Deanna Knight, Glenforest Secondary School be received.

Approved (Councillor P. Mullin)
Recommendation GC-0193-2010
CA.01.Cyc

2. Banning Youth on City Property

Corporate Report dated March 8, 2010 from the Commissioner of Community Services with respect to the Banning Youth on City Property.

Ken Owen, Director of Facilities & Property Management addressed questions from Council. Discussion ensued with respect to redesigning community centres for youths and seniors to feel comfortable socializing.

Recommendation:

1. That staff provide a semi-annual report to Committee and Council with regard to the banning of youth under 17 from municipal facilities as outlined in the report dated March 8, 2010 from the Commissioner of Community Services.
1. That staff review the definition of “Loitering” in Appendix 3 of the Corporate Report dated March 8, 2010 from the Commissioner of Community Services prior to the Council meeting on March 31, 2010.

Amended/Approved (Councillor P. Saito)
Recommendation GC-0196-2010
CA.08.You

3. Responding to Incidents in City Facilities

Corporate Report dated March 12, 2010 from the Commissioner, Corporate Services & Treasurer with respect to Responding to Incidents in City Facilities.

Recommendation:

1. That the draft Corporate Policy and Procedure entitled “Responding to Incidents in City Facilities” be endorsed and forwarded to Council for consideration and approval.
2. That the Corporate Policy 05-01-07 entitled Vandalism, Violence and Bullying, which was approved through Recommendation GC-0617-2006, be rescinded.
2. That Recommendation 1. and Recommendation 2. become effective on the same date the Appeals Committee process referenced in this report is approved by Council.

Approved (Councillor P. Saito)
Recommendation GC-0197-2010
CA.08

4. Petition Request: Transit Ticket Agent J& H Convenience (585 Lakeshore Rd East); Ward 1

Corporate Report dated March 8, 2010 from the Commissioner of Transportation and Works with respect to petition by Transit Ticket Agent J&H Convenience (585 Lakeshore Rd E); Ward 1.

Recommendation:

That the petition request from J& H Convenience Store to sell transit fare media as presented to Council on January 20, 2010 from the Commissioner of Transportation and Works, be declined.

Approved (Councillor P. Mullin)
Recommendation GC-0198-2010
TS.09

5. Rathburn Road Transit Priority Project Update (Ward 4)

Corporate Report dated March 11, 2010 from the Commissioner of Transportation and Works with respect to Rathburn Road Transit Priority Project Update (Ward 4).

John Filipetti, Vice-President, Oxford Properties Group appeared before Committee to express concerns about reducing portions of Burnhamthorpe Road West to one lane to accommodate transit plans. Councillor Frank Dale requested that the matter be referred to staff for further review of the concerns noted by Mr. Filipetti.

Recommendation:

1. That the report dated March 11, 2010 from the Commissioner of Transportation and Works entitled, "Rathburn Road Transit Priority Project Update" be referred to staff and the Ward Councillor for further consultation.
2. That correspondence from John Filipetti, Oxford Properties Group be received.

Referred (Councillor F. Dale)
Recommendation GC-0195-2010
TS.14.Rat

6. Utility Relocations for BRT East: File Ref. Procurement No. FA.49.539-10

Corporate Report dated March 10, 2010 from the Commissioner of Transportation and Works with respect to Utility Relocations for BRT East: File Ref. Procurement No.FA49.539-10.

With respect to concerns with sole source contracts, Martin Powell, Commissioner, Transportation & Works explained that the City had no other alternatives, as the utility companies would be required to relocate their own utilities to accommodate the BRT Project.

Recommendation:

That Council approve an upset amount of \$5,250,000.00 (including GST) to allow the Transportation Project Office (TPO) to create sole source purchase orders for utility relocations that are required to advance construction of Mississauga's Bus Rapid Transit (BRT) project.

Approved (Councillor C. Parrish)
Recommendation GC-0199-2010
FA.49.539-10

7. Mississauga Transit – Status of GO Shuttles (Wards 4, 7, 9 and 10)

Corporate Report dated March 10, 2010 from the Commissioner of Transportation & Works with respect to Mississauga Transit – Status of GO Shuttles (Wards 4, 7, 9 and 10)

Councillor Carolyn Parrish commented on the unattractiveness of the new stacked parking at GO stations and referred to the Erindale GO station. Martin Powell, Commissioner of Transportation & Works advised that City staff has contacted GO Transit regarding this issue. Discussion ensued with respect to the feasibility of GO Transit reviewing the design of the parking locations.

Recommendation:

That the report dated March 10, 2010 from the Commissioner of Transportation & Works titled “Mississauga Transit – Status of GO Shuttles” be received for information.

Received (Councillor C. Parrish)
Recommendation GC-0200-2010
TS.19.GO

8. Amendment to the Business Licensing By-law 1-06

Corporate Report dated March 10, 2010 from the Commissioner of Transportation and Works with respect to Amendment to the Business Licensing By-law 1-06.

Recommendation:

That the Business Licensing By-law 1-06 be amended to establish a three (3) month maximum renewal period.

Approved (Councillor K. Mahoney)
Recommendation GC-0201-2010
BL.08.Bus

9. Assumption of Municipal Services (Wards 6, 10 and 11)

Corporate Report dated March 13, 2010 from the Commissioner of Transportation and Works with respect to Assumption of Municipal Services (Wards 6, 10 and 11).

Recommendation:

GC-0202-2010

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Municipal Servicing Agreement for C.A. 'B'054/99, Orlando Corporation (formerly Cantay Holdings), (lands located south of Britannia Road West, north of Matheson Boulevard West and west of Mavis Road, known as Plymouth Drive), and that the Letter of Credit in the amount of \$136,326.55 be returned to the developer. Plymouth Drive has been established as a public highway pursuant to By-Law No. 0287-2003.

C.A. 'B'054/99 (Ward 6)

GC-0203-2010

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Municipal Servicing Agreement for 43M-1687, Mavis Valley Developments Inc. (lands located west of McLaughlin Road and south of Twain Avenue, known as Mavis Valley Subdivision, Phase 4), and that the Letters of Credit in the amount of \$546,335.00 and \$10,723.18 be returned to the developer and that a by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1687 (Ward 11)

GC-0204-2010

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Municipal Servicing Agreement for 43M-1719, Paradise Homes Britannia Inc. (lands located south of Thomas Street, north of Bala Drive and west of Tenth Line West, known as Courtyards of Churchill Meadows), and that the Letter of Credit in the amount of \$247,008.15 be returned to the developer and that a by-law be enacted to establish the road allowances within the Registered Plan as public highway and part of the municipal systems of the City of Mississauga.

43M-1719 (Ward 10)/CD.21.Ass

Approved (Councillor M. Prentice)

C.A. 'B'054/99 (Ward 6)/M-1687 (Ward 11)/M-1719 (Ward 10)/CD.21.Ass

10. Eastbound Right-Turn Lane Designation – Courtney Park Drive East and Netherhart Road (Ward 5)

Corporate Report dated February 24, 2010 from the Commissioner of Transportation and Works with respect to Eastbound Right-Turn Lane Designation – Courtney Park Drive East and Netherhart Road (Ward 5)

Recommendation:

That a by-law be enacted to amend By-law 555-2000, as amended, to implement an eastbound right-turn lane designation on Courtney Park Drive East between Netherhart Road and a point 75 metres (246 feet) westerly thereof.

Approved (Councillor E. Adams)
Recommendation GC-0205-2010
BL.02.Tra (Ward 5)

11. Multi-use Trails – Various Locations

Corporate Report dated February 24, 2010 from the Commissioner of Transportation and Works with respect to Multi-use Trails – Various Locations.

Councillors noted various concerns for staff with respect to the draft by-law attached to the subject report.

Recommendation:

That a by-law be enacted to amend By-law 555-2000, as amended, to modify Schedule 35 – Multi-Use Trails as identified in Appendix 1 of the report titled “Multi-Use Trails – Various Locations”, dated February 24, 2010, from the Commissioner of Transportation and Works.

Approved (Councillor E. Adams)
Recommendation GC-0206-2010
BL.02.Tra

12. Municipal Act, 2001 – amending regulation, Ontario Regulation 23/10 to Minimum Maintenance Standards for Municipal Highways, Ontario Regulation 239/02

Corporate Report dated March 12, 2010 from the Commissioner of Transportation and Works with respect to *Municipal Act, 2001 – amending regulation, Ontario Regulation 23/10 to Minimum Maintenance Standards for Municipal Highways, Ontario Regulation 239/02*

Recommendation:

That the report prepared by the Commissioner of Transportation and Works dated March 12, 2010 entitled *Municipal Act, 2001, amending regulation, Ontario Regulation 23/10 (“O. Reg. 23/10”)* to Minimum Maintenance Standards for Municipal Highways, Ontario Regulation 239/02 (“O. Reg. 239/02”) be received.

Approved (Councillor N. Iannicca)
Recommendation GC-0207-2010
LA.07.Min

13. Procurement #FA.49.767.07 for the Supply and Delivery of Biodiesel Fuel

Corporate Report dated March 12, 2010 from the Commissioner of Transportation and Works with respect to Procurement #FA.49.767.07 for the Supply and Delivery of Biodiesel Fuel

Recommendation:

That the Purchasing Agent be authorized to exercise the City’s option to extend its contract #4600010691 with Canada Clean Fuels Inc. for the supply and delivery of biodiesel fuel for an additional one year period, from May 1, 2010 to April 30, 2011, under the same terms and conditions as the existing agreement with the exception of the price, which is being reduced from \$0.72 to \$0.68 per litre (excluding excise tax), for a planned upset limit of \$3,831,752 (excluding GST/HST) to cover the revised market pricing and estimated consumption.

Approved (Councillor F. Dale)
Recommendation GC-0208-2010
FA.49.767.07

14. Operating Budget Results as at December 31, 2009

Corporate Report dated March 12, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Operating Budget Results as at December 31, 2009

Members of Committee enquired about the Planning & Building 2009 operating budget and over expenditure in overtime hours for staff in the Mississauga Transit section. Staff responded to questions.

Recommendation:

That the report dated March 12, 2010 from the Commissioner of Corporate Services and Treasurer regarding 2009 year end operating results be received for information.

Received (Councillor E. Adams)

Recommendation GC-0209-2010

FA.19

15. Acquisition of Cisco Systems Outdoor Wireless Equipment – File Ref: FA.49.0549.10

Corporate Report dated March 10, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Acquisition of Cisco Systems Outdoor Wireless Equipment

Recommendation:

1. That a contract for the supply wireless equipment on the Hurontario corridor be awarded to Cisco Systems.
2. That the Purchasing Agent be authorized to issue a purchase order in the amount of \$271,923 plus taxes.

Approved (Councillor N. Iannicca)

Recommendation GC-0210-2010

FA.49.0549.10

16. Proposed closing of road allowance and surplus land declaration – northeast corner of Second Line West and Silverthorn Mill Avenue, designated as Part 1, 2, 3 and Block 44 on Reference Plan 43R-33121 (Ward 11)

Corporate Report dated March 2, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the proposed closing of road allowance and surplus land declaration – northeast corner of Second Line West and Silverthorn Mill Avenue, designated as Part 1, 2, 3 and Block 44 on Reference Plan 43R-33121 (Ward 11)

Recommendation:

1. That a by-law be enacted authorizing the closure of part of the road allowance at the north east corner of Second Line West and Silverthorn Mill Avenue. The part is composed of 116 square metres (1,248.61. square feet) of land and legally described as Part of Lot 9, Concession 2 West of Hurontario Street, Geographic Township of Toronto, County of Peel, dedicated as public highway by The Corporation of the Town of Mississauga By-law 7989, registered as Instrument V.S.110705, designated as Part 1 and 2 on Plan of Survey deposited in the Land Registry Office for the Land Titles Division of Peel (No.43) as Plan 43R-33121, in the City of Mississauga, Regional Municipality of Peel, in Ward 11.
2. That Parts 1, 2, 3 and Block 44, a one foot reserve on Reference Plan 43R-33121 (the "Lands"), containing a total area of 146.7 square meters (1,578.49 square feet) be declared surplus to the City's requirements and, that all steps necessary to comply with the requirements of Section 2.(1) of City Notice By-law 215-08 be taken, including giving notice to the public by posting a notice on the City of Mississauga's website at least three weeks prior to the execution of an agreement for the sale of the subject lands.
3. That, following Council approval of the road closure and prior to the sale of the Lands, easements be granted to protect the existing services and utilities within the lands, Parts 1 and 3 on Reference Plan 43R-33121.

Approved (Councillor F. Dale)
Recommendation GC-0211-2010
RT.05

17. Living Arts Centre – Operating Loan Extension

Corporate Report dated March 9, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Living Arts Centre – Operating Loan Extension

Comment was heard on the benefits of a permanent fence for the patio at Live Cuisine at the Living Arts Centre (LAC). Discussion ensued and Councillor Maja Prentice advised that she would bring the matter to the LAC Board for discussion.

Recommendation:

That a By-law be submitted to Council for enactment:

1. Amending By-law No. 177-97, to provide for an extension of the operating loan facility to March 31, 2011.

2. Authorizing the City Manager or designate and the City Clerk or designate to execute such agreements, documents and instruments as may be required to effect an extension of the Operating Loan Agreement dated September 30, 1997 with the Living Arts Centre

Approved (Councillor M. Prentice)

Recommendation GC-0212-2010

RT.05

18. 2010 Annual Repayment Limit

Corporate Report dated March 5, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the 2010 Annual Repayment Limit

Recommendation:

That the 2010 Annual Repayment Limit for the City of Mississauga respecting long-term debt and financial obligations in the amount of \$122,652,803, calculated pursuant to Ontario Regulation 403/02, be received for information.

Received (Councillor N. Iannicca)

Recommendation GC-0213-2010

FA.04.Ann

19. Peel Region Historical Heritage Fair 2010

Corporate Report dated March 4, 2010 from the Commissioner of Corporate Services and Treasurer with respect to the Peel Region Historical Heritage Fair 2010

Recommendation:

That the use of the Council Chamber be permitted for the Peel Region Historical Heritage Fair on April 29th, 2010 from 7:30 a.m. – 7:30 p.m.

Approved (Councillor F. Dale)

Recommendation GC-0214-2010

PO.06.Civ

ADVISORY COMMITTEE REPORTS20. Environmental Advisory Committee Report 3-2010 dated March 2, 2010

Councillor Carolyn Parrish moved that Recommendation EAC-0009-2010 as contained in the Environmental Advisory Committee Report 3-2010 dated March 2, 2010 be approved. This motion was voted upon and carried.

Approved (Councillor C. Parrish)
Recommendation GC-0215-2010
MG.31.INF

21. Mississauga Accessibility Advisory Committee Report 2-2010 dated March 8, 2010

Councillor Katie Mahoney moved that Recommendations AAC-0007-2010 through AAC-0012-2010 as contained in the Mississauga Accessibility Advisory Committee Report 2-2010 dated March 8, 2010 be approved. This motion was voted upon and carried

Approved (Councillor K. Mahoney)
Recommendations GC-0216-2010 – GC-0221-2010
MG.26

COUNCILLORS' ENQUIRIESEarth Hour Event

Councillor Carolyn Parrish advised that there would be an Earth Hour Event at the Civic Centre on Saturday March 27th.

CLOSED SESSION

The following motion was read by Councillor George Carlson:

Pursuant to Subsection 239 (2) of the Ontario Municipal Act, 2001, Councillor Nando Iannicca moved the following motion.

Whereas the *Municipal Act, 2001*, as amended, requires Council to pass a motion prior to closing part of a meeting to the public,

And whereas the Act required that the motion states the act of the holding of the closed meeting and the general nature to be considered at the closed meeting;

Now therefore be it resolved that a portion of the General Committee meeting to be held on March 24, 2010 shall be closed to the public to deal with the following matters:

Litigation or Potential Litigation -

- (i) Correspondence submitted by a Mississauga Resident to members of Council on March 10, 2010 (Referred to General Committee by Resolution 0056-2010/March 10, 2010) with respect to a Small Claims Court Action
- (ii) Correspondence sent to Region of Peel Councillors with respect to a Small Claims Court Action.

This motion was voted on and carried. At 11:30 a.m., Committee moved into closed session.

Mike Minkowski, Legal Counsel explained and provided background on the correspondence provided. He responded to questions from Committee.

Committee moved out of closed session at 12:10 p.m.

Councillor Pat Mullin moved the following motion, which was voted on and carried:

1. That the materials received from Mr. D. Barber, Resident be received for information.
2. That Mr. D. Barber be advised that since the City of Mississauga is represented by Legal Counsel and the matter is before the court, all further communication be directed to Mr. Minkowski, Legal Counsel.

Approved

G.20.Inc

Recommendation GC-0222-2010 (Councillor P. Mullin)

ADJOURNMENT – 12: 11 PM