



MINUTES

GENERAL COMMITTEE

THE CORPORATION OF THE CITY OF MISSISSAUGA

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WEDNESDAY, MAY 19, 2010 - 9:02 AM

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

MEMBERS PRESENT:

| | |
|-----------------------------|--------------------------|
| Councillor Carmen Corbasson | Ward 1 |
| Councillor Pat Mullin | Ward 2 (arrived 9:17 am) |
| Councillor Maja Prentice | Ward 3 |
| Councillor Eve Adams | Ward 5 (Chair) |
| Councillor Carolyn Parrish | Ward 6 |
| Councillor Nando Iannicca | Ward 7 |
| Councillor Katie Mahoney | Ward 8 |
| Councillor Sue McFadden | Ward 10 |
| Councillor George Carlson | Ward 11 |

MEMBERS ABSENT:

| | |
|-----------------------|--------|
| Mayor Hazel McCallion | |
| Councillor Frank Dale | Ward 4 |
| Councillor Pat Saito | Ward 9 |

STAFF PRESENT:

Janice Baker, City Manager and CAO
Brenda Breault, Commissioner, Corporate Services & Treasurer
Ed Sajecki, Commissioner, Planning and Building
Paul Mitcham, Commissioner, Community Services
Martin Powell, Commissioner, Transportation and Works
Mary Ellen Bench, City Solicitor
Grant Bivol, Manager, Legislative Services & Deputy Clerk
Sacha Smith, Legislative Coordinator, Office of the City Clerk

CALL TO ORDER - 9:02 AMDECLARATIONS OF DIRECT (OR INDIRECT) PECUNIARY INTEREST

Councillor Carolyn Parrish declared a conflict of interest with item #16 “Surplus Declaration of City lands adjacent to 2281 Oneida Crescent, 739 Sir Richards Road and 747 Sir Richards Road (Ward 7)”.

APPROVAL OF THE AGENDA

Councillor Maja Prentice requested that the matter of the City hiring students be added to the agenda in “Councillors’ Enquiries” section of the agenda.

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

PRESENTATIONS - NilDEPUTATIONS

- A. Ursula Keuper-Bennett, Resident with respect to the Content of Council and Committee Meeting Minutes.

Ms. Keuper-Bennett advised that she wished to address item #17 as she was not aware the Council Code of Conduct Corporate Report was on the agenda. Please see item #17 for Ms. Keuper-Bennett’s comments on this matter.

Ms. Keuper-Bennett noted her concerns with respect to the omission of detailed discussion from the minutes of Council and committee meetings. Crystal Greer, City Clerk advised that the change to the minutes was implemented when the entire proceedings at the meetings have been video recorded. Discussion ensued amongst Members of Committee. It was noted that a future report from staff could include the cost savings to the City and that resident/ratepayer associations provide input to whether annotated minutes are of value to them.

Janice Baker, City Manager and CAO suggested that the report could be considered at the next General Committee meeting for staff to provide responses with respect to resource implications.

Recommendation

That the matter regarding the recommendation for the Office of the City Clerk to prepare annotated minutes for meetings of Council and its committees be deferred to the General Committee meeting on June 2, 2010.

Deferred (Councillor P. Mullin)
Recommendation GC-0376-2010
MG.01

MATTERS CONSIDERED:

1. Definition of Lodging House – Impact on single family units or similar social units Proposed Residential Rental Accommodation Licensing By-law

Corporate Report dated May 10, 2010 from the City Solicitor regarding the definition of Lodging House and the proposed Residential Rental Accommodation Licensing By-law.

Members of Committee enquired about the status of the Licensing By-law and the definition of a lodging house. Staff responded with respect to the definition of a lodging house and advised that the Licensing By-law report could be on the next Council agenda.

Recommendation:

That the report entitled “Definition of Lodging House – Impact on single family units or similar social units – Proposed Residential Rental Accommodation Licensing By-law” dated May 10, 2010 from the City Solicitor be received for information.

Received (Councillor K. Mahoney)
Recommendation GC-0377-2010
BL.09.R00

2. Update on Presto (Formerly the GTA Fare Card Project)

Corporate Report dated May 11, 2010 from the Commissioner of Transportation and Works providing an update on Presto.

Recommendation:

1. That a by-law be enacted to authorize the Mayor and City Clerk to execute a five-year term extension of the GTA Fare Card Procurement Governance Agreement which appoints Metrolinx to act as the City's Agent in the procurement, design, build, and deployment of the GTA Fare Card equipment; subject to a satisfactory review by Legal Services and Transportation and Works Department.
2. That a by-law be enacted to authorize the Mayor and City Clerk to execute a five-year extension of the GTA Fare Card Funding Agreement which regulates the flow of funds from Metrolinx to the City of Mississauga; subject to a satisfactory review by Legal Services and the Transportation and Works Department.
3. That Council endorse the Mississauga Transit Presto implementation plan, which describes the milestones that the roll out of Presto in Mississauga must achieve before all Presto card features are offered on all routes to any customer that selects Presto as their fare media of choice.

Approved (Councillor M. Prentice)

Recommendation GC- 0378-2010

CA.02.PRE

3. Revised Mississauga Transit Fare Media Agent Agreements

Corporate Report dated May 6, 2010 from the Commissioner of Transportation and Works regarding Revised Mississauga Transit Fare Media Agent Agreements.

Martin Powell, Commissioner of Transportation and Works explained the issues with the old agreements for the Transit fare media agents. Elizabeth Waight, Legal Counsel explained that the current agreements provide protection for the City as it clear that the fare media is the property of the City until payment is received in full.

Recommendation:

1. That the City enter into revised Mississauga Transit fare media agreements with current fare media agents substantially in the form of, or no more onerous to the City than, Appendix 1 or Appendix 2 of the Report to General Committee entitled "Revised Mississauga Transit Fare Media Agent Agreements" dated May 6, 2010, from the Transportation and Works Department;

2. That the City enter into Mississauga Transit fare media agreements with new fare media agents no more onerous to the City than Appendix 1 or Appendix 2 to the Report to General Committee entitled “Revised Mississauga Transit Fare Media Agent Agreements” dated May 6, 2010, from the Transportation and Works Department, subject to the approval of the Commissioner of Transportation and Works as to content and of the City Solicitor as to form;
3. That a by-law be enacted:
 - a) to authorize the Commissioner of Transportation and Works to execute on behalf of the City the revised Mississauga Transit fare - media agent agreements referred to in Recommendation #1 ;
 - b) to delegate authority to the Commissioner of Transportation and Works to negotiate and execute, on behalf of the City, the agreements with new fare media agent referred to in Recommendation #2; and
 - c) to delegate authority to the Commissioner of Transportation and Works to negotiate and execute, on behalf of the City, any amendments to any Mississauga Transit fare media agent agreements provided the amendments are no more onerous to the City than Appendix 1 or 2 of the report to General Committee entitled “Revised Mississauga Transit Fare Media Agreements” dated May 6, 2010, from the Transportation and Works Department, and are in form satisfactory to the City Solicitor; and
 - d) to authorize the Commissioner of Transportation and Works to execute on behalf of the City such other instruments and documents necessary or advisable to give full effect to any such agreement or amendment.

Approved (Councillor P. Mullin)
Recommendation GC-0379-2010
TS.09.TRA

4. Draft Plan of Phased Condominium 97-107, 117-131 Robert Speck Parkway-
CDM.09009, Phase 3 (Ward 4)

Corporate Report dated May 4, 2010 from the Commissioner of Transportation and Works with respect to the Draft Plan of Phased Condominium 97-107, 117-131 Robert Speck Parkway CDM.09009, Phase 3.

Recommendation:

That a by-law be enacted to authorize the Commissioner of Transportation and Works and the City Clerk to execute and affix a Corporate Seal to the required municipal statement confirming installation of facilities and services to be added to Schedule 'G' to Declaration for a Standard or Phased Condominium Corporation for Draft Plan of Phased Condominium CDM.09.009, Phase 3, located at 97-107 and 117-131 Robert Speck Parkway.

Approved (Councillor M. Prentice)

Recommendation GC-0380-2010

CDM.M09009

5. Parking Prohibition – Joan Drive (Ward 7)

Corporate Report dated April 21, 2010 from the Commissioner of Transportation and Works regarding the implementation of parking prohibition on the east side of Joan Drive between Central Parkway West and Elm Drive West.

Recommendation:

That a by-law be enacted to amend By-Law No. 555-2000 as amended, to implement a parking prohibition anytime on the east side of Joan Drive between Central Parkway West and Elm Drive West.

Approved (Councillor N. Iannicca)

Recommendation GC-0381-2010

BL.02.TRA

6. 15-hour Parking Anytime- Shelford Terrace (Ward 10)

Corporate Report dated April 22, 2010 from the Commissioner of Transportation and Works regarding the implementation of 15-hour parking on Shelford Terrace.

Recommendation:

That a by-law be enacted to amend By-law No. 555-2000, as amended, to implement the following:

1. Fifteen hour parking anytime on the east side of Shelford Terrace from a point 15 metres north of Lavenham Place (west intersection) and a point 40 metres (131 feet) northerly thereof.

2. Fifteen hour parking anytime on the east and north side of Shelford Terrace from a point 15 metres north of Workman Drive and a point 265 metres (869 feet) northerly thereof.

Approved (Councillor S. McFadden)
Recommendation GC-0382-2010
BL.02.TRA

7. Removal of 15-hour Parking – Tampico Way (Ward 10)

Corporate Report dated April 19, 2010 from the Commissioner of Transportation and Works regarding the removal of 15-hour parking on Tampico Way between McDowell Drive and Freeman Terrace.

Recommendation:

That a by-law be enacted to amend By-law 555-2000, as amended, to remove 15-hour parking from 5:00 pm to 8:00 am on the west side of Tampico Way between McDowell Drive and Freeman Terrace.

Approved (Councillor S. McFadden)
Recommendation GC-0383-2010
BL.02.TRA

8. Confederation Parkway-30 Minute Parking (Ward 4)

Corporate Report dated May 6, 2010 from the Commissioner of Transportation and Works regarding the implementation of 30-minute parking on the east side of Confederation Parkway.

Recommendation:

That a by-law be enacted to amend By-law 555-2000, as amended to implement 30-minute parking anytime on the east side of Confederation Parkway from a point 40 metres (130 feet) north of Princess Royal Drive to a point 10 metres (32 feet) northerly thereof.

Approved (Councillor C. Corbasson)
Recommendation GC-0384-2010
BL.02.TRA

9. ActiveAssist Program Performance

Corporate Report dated May 5, 2010 from the Commissioner of Community Services regarding the report outlining participation in the ActiveAssist Program.

Stu Taylor, District Manager, Operational Planning responded to questions from Committee with respect to capacity for participant usage and areas of the City where the ActiveAssist Program is most utilized. It was noted that a resident, Darryl Carvalho requested that Council review the program charges for seniors. Paul Mitcham, Commissioner of Community Services advised that staff were in the midst of the pricing review of programs. Committee directed Mr. Mitcham to communicate with Mr. Carvalho regarding the fees for senior programs.

Recommendation:

1. That the Fee Assistance Program Policy (FAP) 08-03-06 based on General Committee recommendation GC-0194-2009 be amended to increase the maximum number of FAP clients to 4,000 as outlined in the Corporate Report dated May 5, 2010 from the Commissioner of Community Services.
2. That the Fee Assistance Program be reviewed at the end of year one (June 30, 2010).

Approved (Councillor M. Prentice)
Recommendation GC-0385-2010
FA.11.REC

10. Hershey SportZone Indoor Soccer League-Management and Operations Agreement

Corporate Report dated May 4, 2010 from the Commissioner of Community Services regarding the Hershey SportZone Indoor Soccer League Management and Operations Agreement.

Recommendation:

1. That the Commissioner of Community Services and the City Clerk be authorized to execute an Operations and Management Agreement between the City of Mississauga and the Clarkson-Sheridan Soccer Club, Dixie Soccer Club, Erin Mills Soccer Club, Malton Soccer Club, Mississauga Soccer Club and the North Mississauga Soccer Club to operate the Hershey SportZone Indoor Soccer League using a Host Club model, in a form satisfactory to Legal Services;

2. That all necessary by-laws be enacted.

Approved (Councillor N. Iannicca)
Recommendation GC-0386-2010
RA.09.SOC

11. Creative Communities Prosperity Fund (CCPF) Agreement with the Ontario Ministry of Tourism and Culture

Corporate Report dated May 5, 2010 from the Commissioner of Community Services regarding the Creative Communities Prosperity Fund Agreement with the Ontario Ministry of Tourism and Culture.

Recommendation:

1. That the Commissioner of Community Services and the City Clerk on behalf of the City of Mississauga be authorized to enter into a funding agreement with Her Majesty the Queen in Right of Ontario as represented by the Minister of Tourism and Culture in a form satisfactory to Legal Services.
2. That a new project Cultural Mapping (PN10-491) be established with a gross budget of \$40,000 and net budget of \$0.
3. That funds of \$40,000 from the Ontario Ministry of Culture to be deposited into the Cultural Mapping PN10-491.
4. That all necessary by-laws be enacted.

Approved (Councillor N. Iannicca)
Recommendation GC-0387-2010
FA.05.CRE

12. Licensing Agreement for Cultural Resource Database

Corporate Report dated May 3, 2010 from the Commissioner of Community Services regarding the Licensing Agreement for the Cultural Resource Database.

Recommendation:

That a by-law be enacted to delegate authority to the Commissioner of Community Services on behalf of the Corporation of the City of Mississauga to enter into general purpose Cultural Resource Database (CRD) data collection and licensing agreements with external data providers, in a form satisfactory to the City Solicitor.

Approved (Councillor S. McFadden)

Recommendation GC-0388-2010

CA.02.CUL

13. Partnership Agreement with the Volunteer MBC

Corporate Report dated April 21, 2010 from the Commissioner of Community Services regarding a Partnership Agreement with the Volunteer Mississauga, Brampton, Caledon.

Recommendation:

1. That the Commissioner of Community Services and the City Clerk on behalf of the City of Mississauga be authorized to enter into a partnership agreement with the Volunteer Mississauga, Brampton, Caledon to administer an agreement with the United Way of Peel for the receipt of funds from the Neighbourhood Development Fund in a form satisfactory to Legal Services.
2. That all necessary by-laws be enacted.

Approved (Councillor K. Mahoney)

Recommendation GC-0389-2010

FA.05.VOL

14. 2010 Clean Air and Climate Change Summit: Moving from Words to Actions – June 2, 2010

Corporate Report dated April 27, 2010 from the Commissioner of Community Services regarding the 2010 Clean Air and Climate Change Summit: Moving from Words to Actions – June 2, 2010.

Recommendation:

That the report dated April 27, 2010, from the Commissioner of Community Services, entitled 2010 Clean Air and Climate Change Summit: Moving From Words to Actions - June 2, 2010 be received for information.

Approved (Councillor G. Carlson)

Recommendation GC-0390-2010

EC.06.CLE

15. Additional *Municipal Act* Reporting Requirements Due to Implementation of Tangible Capital Assets

Corporate Report dated May 10, 2010 from the Commissioner of Corporate Services & Treasurer with respect to additional *Municipal Act* reporting requirements due to implementation of tangible capital assets.

It was noted that for a Budget Committee meeting staff provide a long term plan to address the infrastructure needs in the City. Janice Baker, City Manager and CAO commented on the infrastructure needs of the City and advised that staff would bring forward different scenarios for tax funding for infrastructure. Further discussion ensued with respect to various scenarios on how to approach maintaining infrastructure and property tax.

Councillor Eve Adams declared a conflict of interest as during discussion Ms. Baker referred to the hotel destination fees and Councillor Adams' husband is employed by the hotel association.

Recommendation:

That the report dated May 10, 2010 entitled Additional Municipal Act Reporting Requirements Due to Implementation of Tangible Capital Assets from the Commissioner of Corporate Services and Treasurer be approved.

Approved (Councillor N. Iannicca)

Recommendation GC-0391-2010

FA.25.PSA

16. Surplus Declaration of City lands adjacent to 2281 Oneida Crescent, 739 Sir Richards Road and 747 Sir Richards Road (Ward 7)

Corporate Report dated May 10, 2010 from the Commissioner of Corporate Services and Treasurer regarding Surplus Declaration of City lands adjacent to 2281 Oneida Crescent, 739 Sir Richards Road and 747 Sir Richards Road.

Councillor Carolyn Parrish previously declared a conflict on items contained in this report and left the meeting at this time.

Recommendation:

1. That City lands adjacent to 2281 Oneida Crescent, 739 Sir Richards Road and 747 Sir Richards Road, located south of The Queensway between Oneida Crescent and Pineneedle Row (see Appendix 2) and comprised of approximately 2,006 square metres (0.50 acres), be declared surplus to the City's requirements for the purpose of sale to the abutting owners of 2281 Oneida Crescent, 739 Sir Richards Road and 747 Sir Richards Road. The lands to be declared surplus are legally described under the Land Titles Act PIN #s 13359-0725 (LT), 13359-0721 (LT), 13359-0719 (LT), 13359-0720 (LT), 13359-0729 (LT), 13359-0727 (LT) and 13359-0728 (LT), in the City of Mississauga, in the Regional Municipality of Peel, in Ward 7.
2. That all steps necessary to comply with the requirements of Section 2.(1) of City Notice By-law 215-08, as amended by By-law 376-08 be taken, including giving notice to the public by posting on the City of Mississauga's website for at least a two week period immediately preceding the Council meeting when the sale of these lands will be considered.

Approved (Councillor N. Iannicca)
Recommendation GC-0392-2010
PO.11.ONE/PO.11.SIR

17. Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner

Corporate Report dated May 5, 2010 from the City Solicitor regarding the code of conduct for the Mayor and Members of Council.

Ms. Keuper-Bennett expressed concern that there was no public input for the report and suggested that resident associations be given the opportunity to comment on the report. Members of Committee noted that they would be requesting changes to the report and agreed that there should be public input. Discussion ensued regarding various items in the report, which include clarification on the implementation date

for the Council Code of Conduct, financial impact of an integrity commissioner, complaints adjudication, Councillor expenses and speaking limits. Further Committee requested that the City Clerk or designate attend the Committee meetings established to prepare the Council Code of Conduct.

Janice Baker, City Manager and CAO suggested that the matter regarding public input could be discussed at the next committee meeting and the outcome could be reported back to Council.

Recommendation:

That the Corporate Report dated May 5, 2010 from the City Solicitor regarding the Code of Conduct for Mayor and Members of Council and Appointment of an Integrity Commissioner be referred to the Committee established to prepare a Council Code of Conduct for further review and report back to General Committee.

Referred (Councillor K. Mahoney)

Recommendation GC-0393-2010

HR.02.INT

18. Municipal Elections 2010 – Use of Vote Counting Equipment and Accessible Voting Equipment and Establishment of Advance Voting days.

Corporate Report dated May 6, 2010 from the Commissioner of Corporate Services and Treasurer regarding the use of vote counting equipment, accessible voting equipment and establishment of advance voting days for the 2010 Municipal Elections.

A Member of Committee enquired about the type of ballots that would be available for electors. Crystal Greer, City Clerk advised that electors would use a paper ballot and that demonstrators at each voting location would demonstrate to electors how to properly mark their ballot. It was noted that in the last election there was an issue with a vote tabulator machine. Ms. Greer advised that the concern would be reviewed for the Operator training.

Recommendation:

1. That in accordance with the Municipal Elections Act, 1996, as amended, a By-law be enacted to authorize the use of Optical Scanning Vote Tabulators for the 2010 Municipal Elections, and the AutoMARK Voter Assist Terminal for the Advance Vote on October 14, 15, 16 and 17, 2010.

2. That in accordance with the Municipal Elections Act, 1996 , as amended, a By-law be enacted establishing advance voting for the 2010 Municipal Elections to be held at the Civic Centre on Thursday and Friday October 14 and 15, 2010 between the hours of 10:00 a.m. and 5:00 p.m.; and on Saturday and Sunday October 16th and 17th, 2010 in two locations in each Ward between the hours of 10:00 a.m. and 5:00 p.m.

Approved (Councillor M. Prentice)
Recommendation GC-0394-2010
MG.16

ADVISORY COMMITTEE REPORTS

19. Environmental Advisory Committee – Report 5-2010 – May 4, 2010

Councillor Carolyn Parrish moved that Recommendations EAC-0012-2010 as contained in the Environmental Advisory Committee Report 5-2010 dated May 4, 2010 be approved. This motion was voted upon and carried.

Councillor Carolyn Parrish noted that the tour of the Cawthra Bush went well. She further noted that the area is not signed well and it would be discussed at a future committee meeting.

Approved (Councillor G. Carlson)
Recommendation GC-0395-2010
MG.31

Councillor Carolyn Parrish

20. Mississauga Cycling Advisory Committee – Report 2-2010 – May 11, 2010

Councillor Pat Mullin moved that Recommendation MCAC-0002-2010 as contained in the Mississauga Cycling Advisory Committee Report 2-2010 dated May 11, 2010 be approved. This motion was voted up and carried.

Approved (Councillor P. Mullin)
Recommendation GC-0396-2010
MG.25

COUNCILLORS' ENQUIRIES

Student Positions

Councillor Maja Prentice requested that the City Manager review the feasibility of the City hiring two students, as the Mayor has issued a challenge to Mississauga corporations to hire students. Janice Baker, City Manager and CAO advised that the City has hired 584 students for this year. She noted that staff could do a news release to promote what the City is doing and to support the message from the Mayor.

Judicial Inquiry

Councillor Carolyn Parrish suggested that Clifford Lax, external Legal Counsel attend a future Council meeting to advise on the Judicial Inquiry process. She further suggested Mr. Lax be provided a copy of the February 1, 2010 Corporate Report from the City Solicitor to interpret the judge's position on third party funding.

CLOSED SESSION

Pursuant to Subsection 239 (2) of the Ontario Municipal Act, 2001, Councillor Carolyn Parrish 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 May 19, 2010 shall be closed to the public to deal with the following matters:

Solicitor- Client Privilege - Verbal update by the City's external legal counsel for the Judicial Inquiry.

This motion was voted on and carried. At 11:00 a.m., Committee moved into closed session.

In Camera Item # 33 – Verbal update by the City's external legal counsel for the Judicial Inquiry.

Mary Ellen Bench, City Solicitor and Clifford Lax, external Legal Counsel provided a verbal update regarding the Judicial Inquiry. The Committee enquired about the process for the Judicial Inquiry and Ms. Bench and Mr. Lax provided responses.

Committee moved out of closed session at 12:30 p.m.

ADJOURNMENT – 12:33 PM