



MINUTES

SESSION 8

THE COUNCIL OF

THE CORPORATION OF THE CITY OF MISSISSAUGA (www.mississauga.ca)

WEDNESDAY, May 8, 2013 – 9:09 A.M.

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

PRESENT: Mayor Hazel McCallion
Councillor Jim Tovey Ward 1
Councillor Pat Mullin Ward 2
Councillor Chris Fonseca Ward 3
Councillor Frank Dale Ward 4 (Departed at 1:45 p.m.)
Councillor Bonnie Crombie Ward 5
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Katie Mahoney Ward 8 (Departed at 1:33 p.m.)
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
Howie Dayton, Acting Commissioner of Community Services
Martin Powell, Commissioner of Transportation and Works
Ed Sajecki, Commissioner of Planning and Building
Mary Ellen Bench, City Solicitor, Legal Services
Crystal Greer, Director of Legislative Services and City Clerk
Diana Rusnov, Manager of Legislative Services and Deputy Clerk
Carmela Radice, Legislative Coordinator, Legislative Services Division

1. CALL TO ORDER

The meeting was called to order at 9:09 a.m. by Mayor McCallion, with the saying of the Lord's Prayer.

2. DISCLOSURES OF DIRECT OR INDIRECT PECUNIARY INTEREST - Nil**3. MINUTES OF PREVIOUS COUNCIL MEETINGS**Verbal Motion

Moved by: R. Starr

Seconded by: N. Iannicca

That the Council minutes of April 24, 2013 be approved as presented.

Carried

4. APPROVAL OF AGENDAVerbal Motion

Moved by: C. Fonseca

Seconded by: J. Tovey

That the agenda be approved with the addition of the following:

Stephen Chu, Honorary President of the Mississauga Chinese Business Association will to speak on the Shark Fin By-law 0268-2013.

Carried

5. PRESENTATIONS - Nil**6. DEPUTATIONS****(a) Walk to Fight Arthritis**

Jason Reid, Co-Chair of the Walk to Fight Arthritis spoke to the Walk to Fight Arthritis event and to the Arthritis Society's community programs and services. Mayor McCallion and Councillor Crombie congratulated the Arthritis Society on the event.

(b) Carassauga

Heather Grand, Past Chair of Carassauga presented the 2013 Carassauga Festival program. Councillors Fonseca and Crombie thanked staff and volunteers for putting on one of the largest multicultural event in the country. Members of Council spoke about their great experiences at Carassauga.

(c) Streetscape Mississauga

Maureen Ricker, Chair of Streetscape Mississauga spoke to the 2012 winning gardens and introduced two new categories for next year which are Best Display of Color Award and the Garden of the Year Award and spoke presented the Golden Gnome to Ward 1 Councillor Tovey. Members of Council inquired about the process of nominations, if there are policies to encourage residents to plant flower beds and have the City water them and the encouragement of natural or eco gardens. Ms. Ricker spoke to the process of nominations and judging of Streetscape Mississauga and further spoke to the move towards more natural and eco gardens. Howie Dayton, Acting Commissioner of Community Services indicated that he would get back to Councillor Tovey on the issue of the City policies regarding community groups.

(d) Western GTA Summit

Brian Crombie, Co-Chair of the Mississauga Summit and Jim Craig, Mississauga Summit Steering Committee spoke to the upcoming Western GTA Summit event scheduled for May 21, 2013 with the topics of move, live and thrive. Members of Council thanked the Mississauga Summit Committee for all the hard work and dedication they put into the event.

(e) EPI Pens

John McDougall, Fire Chief, Trevor Shea, Training Firefighter Officer and Shawn Matheson, Chief Training Firefighter and Debbie Bruce from Mississauga Anaphylaxis Group spoke to the launch of the EPI Pens on all Mississauga Fire Emergency Service Trucks and spoke to the Anaphylaxis events. Mayor McCallion inquired if there are EPI pens in our community centres. Howie Dayton, Acting Commissioner of Community Services indicated that they would work together with Ms. Bruce on the request. Members of Council congratulated the Fire Department for being leaders in this field and congratulated Ms. Bruce for being a strong advocate for anaphylaxis.

(f) WildAid Canada

Mark Maloney, Consultant from WildAid Canada urged Council to not repeal the Shark Fin By-law 0268- but defer the matter until the City of Toronto's new Shark Fin by-law is dealt with to address the Courts concerns laid out in their decision. Mayor McCallion inquired about WildAid Canada presenting to the Federal government on the issue. Mr. Maloney indicated that they have made a presentation to the Federal government.

GC-0301-2013/May 1, 2013

(g) Fin Free Canada

Wendy Perkins, National Action Lead from Fin Free Canada and representing United Conservationists insisted that Council not repeal the Shark Fin By-law 0268-2011 but defer the matter until the City of Toronto's new Shark Fin by-law is dealt with which should satisfy the Courts concerns laid out in their decision.

GC-0301-2013/May 1, 2013

(h) Humane Society International/Canada

Nick Wright, Campaigner from Humane Society International advocated that Council not repeal the Shark Fin By-law 0268-2011 but defer the matter until the City of Toronto's new Shark Fin by-law is dealt with. Mayor McCallion indicated that the City's legal division is in agreement to repeal the by-law as it is not enforceable. Mary Ellen Bench, City Solicitor indicated that there was no merit in deferring the decision of repealing the By-law 0268-2011 as the Court's decision is strong.

GC-0301-2013/May 1, 2013

(i) Mississauga Chinese Business Association

Stephen Chu, Honorary Past President urged Council to repeal the Shark Finning By-law 0268-2013 as it is the right thing to do and rules are in place to deal with this issue. Mayor McCallion and Members of Council spoke to their disappointment in the Federal government on this issue.

NOTE: Mayor McCallion departed the meeting at 11:23 a.m. and Councillor Starr assumed the Chair. Mayor McCallion returned at 11:31 a.m. and assumed the Chair.

(j) Hurontario-Main LRT Project Update

Matthew Williams, LRT Project Manager provided an update on the Hurontario-Main LRT Project. Councillors Tovey and Crombie inquired as to the cost a kilometre if the City was to bury part of the LRT and will there be an LRT presentation at the Western GTA Summit. Mr. Williams indicated that it would be cost prohibitive to bury the line as it is \$50 million a kilometre for the LRT compared to \$350 a kilometre for a subway. Martin Powell, Commissioner of Transportation and Works indicated that there will be a detailed presentation on the LRT at the Western GTA Summit. Councillors Iannicca and Dale spoke in support of the LRT and thanked staff for being prepared when other municipalities are not.

Resolution 0080-2013**7. PUBLIC QUESTION PERIOD – 15 Minute Limit - Nil**

(In accordance with Section 36 of the City of Mississauga Procedure By-law 0412-2003, as amended, Council may grant permission to a person who is present at Council and wishes to address Council on a matter on the Agenda. Persons addressing Council with a question should limit preamble to a maximum of two statements sufficient to establish the context for the question. Leave must be granted by Council to deal with any matter not on the Agenda.)

8. CORPORATE REPORTS

R-1 Report dated April 22, 2013, from Commissioner of Transportation and Works re: **Hurontario-Main LRT Project Update.**

Recommendation

That the report to Council entitled, "*Hurontario-Main LRT Project Update*" from the Commissioner of Transportation and Works dated April 22, 2013, be received and forwarded to the City of Brampton and Metrolinx for information.

Resolution 0080-2013

- R-2 Report dated April 25, 2013, from Commissioner of Planning and Building re: **Official Plan Amendment and Rezoning Applications - To permit the development of six single storey free-standing restaurant buildings in conjunction with already permitted offices 5100 Satellite Drive North of Eglinton Avenue East, between Spectrum Way and Satellite Drive Owner: Skymark Square Lands Inc. (HOOPP Realty Inc.) Applicant: Planning Solutions Inc. Bill 51 Addendum Supplementary Report Ward 5.**

Recommendation

That the Report dated April 25, 2013, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 12/005 W5, Skymark Square Lands Inc. (HOOPP Realty Inc.), 5100 Satellite Drive, north of Eglinton Avenue East, between Spectrum Way and Satellite Drive, originally endorsed by Council on November 28, 2012, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That Recommendations 1 to 3 and 5 contained within the report dated November 5, 2012 from the Commissioner of Planning and Building, and approved by Council on November 28, 2012 by Resolution 0266-2012, continue to apply (See Appendix AS-1).
3. That the application to change the Zoning from "E1-19" (Employment in Nodes) to "E1-Exception" (Employment in Nodes) to permit the development of six (6) single storey free-standing restaurant buildings in conjunction with already permitted offices, be approved subject to the following conditions:
 - (a) That the permitted uses and development standards shall conform to the "E1-Exception" (Employment in Nodes) zone provisions described in this report and outlined in Appendix AS-3;

- (b) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development, including a requirement that the Development Agreement include appropriate provision(s) to ensure that the Developer will enter into a separate Municipal Works Only Agreement, at a later date for that portion of Skymark Avenue that abuts the subject lands on terms and conditions acceptable to the City of Mississauga.

Resolution 0081-2013

9. COMMITTEE REPORTS

- (a) Planning and Development Committee Report 7-2013 dated April 29, 2013.

Resolution 0079-2013

The recommendations were approved as follows:

PDC-0030-2013

1. That the Report dated April 9, 2013 from the Commissioner of Planning and Building entitled "Proposed Amendments to the City of Mississauga Telecommunication Tower/Antenna Facilities Protocol", be received for information.
2. That the revised "City of Mississauga Telecommunication Tower/Antenna Facilities Protocol" dated April 2, 2013, attached as Appendix 2 to the Report dated April 9, 2013, from the Commissioner of Planning and Building entitled "Proposed Amendments to the City of Mississauga Telecommunication Tower/Antenna Facilities Protocol", be adopted to replace the "City of Mississauga Telecommunication Tower/Antenna Facilities Protocol" dated November 13, 2012.
3. That the City of Mississauga advise Industry Canada that the City has considered the Federation of Canadian Municipalities and Canadian Wireless Telecommunications Association joint protocol template and request Industry Canada to amend their Client Procedures Circular 2-0-03, Issue 4, Radio communication and Broadcasting Antenna Systems, to reflect local consultation requirements contained in the joint protocol template, including consultation for tower proposals less than 15 m (49.2 ft.) in height.

File: EC.19-TEL

PDC-0031-2013

That the Report dated April 9, 2013, from the Commissioner of Planning and Building recommending approval of the removal of the "H" holding symbol, under file H-OZ 12/002 W7, Gemini Urban Design (Cliff) Corp., 2021-2041 Cliff Road, be adopted and that the Planning and Building Department be authorized to prepare the necessary by-law for Council's passage.

File: H-OZ 12/002 W7

PDC-0032-2013

That the appeal with respect to the decision of the Committee of Adjustment on Minor Variance Application 'A' 050/13 W11, Anjuman-E-Fakhri, 1605 Argentinia Road and 0 Campobello Road, not be pursued with the Ontario Municipal Board.

File: 'A' 050/13 W11

- (b) General Committee Report 9-2013 dated May 1, 2013.

Resolution 0079-2013

The recommendations were approved as follows:

GC-0257-2013

That a by-law be enacted to authorize the Commissioner of Community Services to execute a license agreement between the Port Credit BIA and the City of Mississauga for installation of recognition plaques on a portion of the pathways located at the south end of Port Credit Memorial Park, in a form acceptable to the City Solicitor and including the terms outlined in the Corporate Report dated April 9, 2013 from the Commissioner of Community Services.

(Ward 1)

GC-0258-2013

That a by-law be enacted to implement the temporary road closure of Princess Royal Drive from Living Arts Drive to Duke of York Boulevard commencing at 6:00 a.m. on Wednesday, July 17, 2013 and ending at 12:00 p.m. on Monday, July 22, 2013, for the placement of a carnival in conjunction with the Rotary Club of Mississauga Ribfest.

(Ward 4)

GC-0259-2013

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 both sides of Karen Park Crescent between Cliff Road North (south intersection) and a point 309 metres (1,014 feet) easterly thereof.

(Ward 4)

GC-0260-2013

That a by-law be enacted to amend By-law 555-2000, as amended, to extend the 40 km/h speed limit on Glenwood Drive between Kenollie Avenue and Indian Valley Trail.

(Ward 1)

GC-0261-2013

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Servicing Agreement for 43M-1775, 1672735 Ontario Inc., c/o Dunpar Developments Inc., (lands located north and east of Ponytrail Drive, west of Silverplains Drive and south of Burnhamthorpe Road East, in Z-19, known as Pagehurst Residential Development) and that the Letter of Credit in the amount of \$555,059.70 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 system of the City of Mississauga.

(Ward 3)

GC-0262-2013

1. That the corporate report dated April 18, 2013 from the Commissioner of Corporate Services and Treasurer and entitled "Revisions to Purchasing By-law 374-06, as amended" be received for information.
2. That the proposed changes to the Purchasing By-law 374-06, as amended, be enacted.

GC-0263-2013

That in compliance with Provincial legislation governing municipal investment practices, the 2012 Annual Report on Investments dated April 18, 2013 from the Commissioner of Corporate Services and Treasurer be received for information.

GC-0264-2013

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, 2014.
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.

GC-0265-2013

That the 2013 Annual Repayment Limit for the City of Mississauga respecting long-term debt and financial obligations in the amount of \$147.7 million, calculated pursuant to Ontario Regulation 403/02, be received for information.

GC-0266-2013

That the Corporate Report dated April 8, 2013 from the Commissioner of Corporate Services and Treasurer with respect to a Ground Lease Agreement with Bell Mobility Inc. for a telecommunication tower be deferred for consideration at the May 15, 2013 General Committee meeting.

(Ward 7)

GC-0267-2013

1. That the City owned parcel of land located on Longside Drive, south of Derry Road and west of Martiz Drive, between Hurontario Street and McLaughlin Road, be declared surplus to the City's requirements. The subject lands contain an area of approximately 1,368 square metres (14,725 square feet) and are legally described as Block 2, Plan 43M-1447 and Part Lot 10, Concession 1, WHS (TT), designated as Part 9, Plan 43R-24266, in the City of Mississauga, Regional Municipality of Peel, in Ward 5.

2. 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 under Delegated Authority.

GC-0268-2013

That Peter Hamilton-Smith, Citizen Member from Road Safety Mississauga Advisory Committee (RSM) attend the Ontario Traffic Conference being held on June 2-4, 2013 and that \$1500.00 be allocated from the 2013 RSM budget to attend the event.

(RSM-0005-2013)

GC-0269-2013

That Councillor Saito, Zia Hanif, Rick Carew and Gargi Guhathakurta be appointed to the Educational and Promotional subcommittee.

(RSM-0006-2013)

Council Saito spoke to GC-0269-2013 and amended the Subcommittee name to Educational and Promotional Subcommittee.

GC-0270-2013

That the petition requesting to lower speed limit in Orchard Heights to 40km/hr be received and staff report back at the next Road Safety Mississauga Advisory Committee (RSM) meeting.

(RSM-0007-2013)

GC-0271-2013

That the Mississauga Road Watch program statistics for the month of February 2013 be received.

(RSM-0008-2013)

GC-0272-2013

That the letter dated April 2, 2013 from Mayor Hazel McCallion, regarding Steer It, Clear It Initiatives be received.

(RSM-0009-2013)

GC-0273-2013

That the Bowie Medical Hall, located at 264 Queen Street South, be designated under the *Ontario Heritage Act* for its physical/design, historical/associative and contextual value.

Ward 11

(HAC-0026-2013)

GC-0274-2013

That the request to alter the Bowie Medical Hall, located at 264 Queen Street South, as outlined in the Corporate Report dated March 26, 2013 from the Commissioner of Community Services entitled "Proposed Heritage Designation and Request to Alter, Bowie Medical Hall, 264 Queen Street South, Ward 11," be deferred until Councillor George Carlson, Ward 11, and Heritage staff conduct a site visit of the property with the property owner and/or the property owner's representatives to discuss the request to alter and overall plans for the property.

Ward 11

(HAC-0027-2013)

GC-0275-2013

1. That the PowerPoint presentation, dated April 23, 2013 and entitled "Meadowvale Village HCD Plan Review: Project Update to the Heritage Advisory Committee," by Laura Waldie, Heritage Coordinator, Special Projects, to the Heritage Advisory Committee on April 23, 2013 be received; and
2. That the Corporate Report dated March 25, 2013 from the Commissioner of Community Services entitled "Project Status Update, Meadowvale Village Heritage Conservation District Plan Review, Ward 11" be received.

Ward 11

(HAC-0028-2013)

GC-0276-2013

That the request to alter the Parker (Chappell) House, as described in the Corporate Report dated March 26, 2013 from the Commissioner of Community Services, be approved.

Ward 6

(HAC-0029-2013)

GC-0277-2013

That the property at 25 Queen Street South, which is listed on the City's Heritage Register, is not worthy of designation, and consequently, that the owner's request to demolish proceed through the applicable process.

Ward 11

(HAC-0030-2013)

GC-0278-2013

That the property at 29 Cotton Drive, which is listed on the City's Heritage Register, is not worthy of designation, and consequently, that the owner's request to demolish proceed through the applicable process.

Ward 1

(HAC-0031-2013)

GC-0279-2013

That the property at 250 Pinetree Way, which is listed on the City's Heritage Register, is not worthy of designation, and consequently, that the owner's request to demolish proceed through the applicable process.

Ward 1

(HAC-0032-2013)

GC-0280-2013

That the property at 1296 Woodland Avenue, which is listed on the City's Heritage Register, is not worthy of designation, and consequently, that the owner's request to demolish proceed through the applicable process.

Ward 1

(HAC-0033-2013)

GC-0281-2013

That the Memorandum dated March 19, 2013 from Paula Wubbenhorst, Acting Senior Heritage Coordinator, entitled "Heritage Impact Statement Addendum, 1162 Vesta Drive, Ward 1," be received.

Ward 1

(HAC-0034-2013)

GC-0282-2013

That the Memorandum dated April 2, 2013 from Paula Wubbenhorst, Acting Senior Heritage Coordinator, and Gavin Longmuir, Manager, Forestry, entitled "Heritage Trees and Trees of Significance," be received. (HAC-0035-2013)

GC-0283-2013

That the chart dated April 23, 2013 from Julie Lavertu, Legislative Coordinator, Heritage Advisory Committee, with respect to the status of outstanding issues from the Heritage Advisory Committee, be received. (HAC-0036-2013)

GC-0284-2013

1. That a crossing guard be installed at the intersection of Kennedy Road and Grand Highland Way/Wilderness Trail in September 2013 at the beginning of the school year when bussing is to be removed for 194 students in kindergarten to grade 8 residing east of Kennedy Road on a temporary basis as a proactive measure as the traffic warrants have been met for the students attending Barondale Public School and San Lorenzo Ruiz Catholic School.
2. That the Site Inspection Subcommittee of Traffic Safety Council be requested to conduct two (2) site inspections at the intersection of Kennedy Road and Grand Highland Way/Wilderness Trail in September 2013 to determine if sufficient student pedestrians are crossing the intersection to meet the pedestrian warrants for retention of the crossing guard.
3. That Transportation and Works be requested to paint zebra stripes around the intersection of Kennedy Road and Grand Highland Way/Wilderness Trail and ensure that the traffic control signals are set at slow walking speed crossing Kennedy Road.

4. That Traffic Safety Council notify the principals at Barondale Public School and San Lorenzo Ruiz Catholic School that the subject crossing guard is being placed at the intersection of Kennedy Road and Grand Highland Way/Wilderness Trail on a trial basis and that should the warrants for the crossing guard not be met at the site inspections conducted in September 2013, Traffic Safety Council may recommend that the crossing guard be removed and further Traffic Safety Council will request that the principals notify the parents of the decision of Traffic Safety Council.

(TSC-0050-2013)

GC-0285-2013

1. That the Site Inspection Subcommittee of Traffic Safety Council re-inspect the intersection of Central Parkway East and Bud Gregory Boulevard for the students attending St. Pio of Pietrelcina Catholic School in May 2013 and in September 2013 when bussing is removed as turning traffic is light and the traffic control signals provide protection for crossing pedestrians.
2. That Transportation and Works be requested to review the feasibility of a countdown timer at the intersection of Central Parkway East and Bud Gregory Boulevard and report back to Traffic Safety Council.

(TSC-0051-2013)

GC-0286-2013

That the Commissioner of Planning and Building be advised that with respect to the Site Plan Approval for Fairview Public School, that Traffic Safety Council has reviewed the site plan and would recommend the changes as marked on the site plan received on April 9, 2013 at the Site Plan Review Subcommittee of Traffic Safety Council meeting on April 16, 2013.

(TSC-0052-2013)

GC-0287-2013

That the Commissioner of Planning and Building be advised that with respect to the Site Plan Approval for Northstar Montessori School, that Traffic Safety Council has reviewed the site plan and would recommend the changes as marked on the site plan submitted on March 11, 2013 at the Site Plan Review Subcommittee of Traffic Safety Council meeting on April 16, 2013.

(TSC-0053-2013)

GC-0288-2013

That the School Zone Safety (Kiss and Ride) Report from March 2013 – April 2013 be received.

(TSC-0054-2013)

GC-0289-2013

That the Principal at St. Gertrude Catholic School be advised that the unloading of buses should take place at the north end of the school driveway and the unloading of cars should take place on the curb side of the driveway with the second lane utilized as the drive through lane.

(TSC-0055-2013)

GC-0290-2013

That up to three (3) Traffic Safety Council members be authorized to attend the Ontario Traffic Conference 63rd Annual Convention, scheduled for June 2-4, 2013 in Sarnia and that the funds for their attendance at the Convention be allocated in the 2013 Traffic Safety Council budget to cover the costs for registration and mileage.

(TSC-0056-2013)

GC-0291-2013

That the memorandum dated April 2, 2013 from the Manager of Parking Enforcement with respect to parking enforcement in school zones, be received for information.

(TSC-0057-2013)

GC-0292-2013

That the minutes from the Peel District School Board Maintenance meeting on April 9, 2013, be received.

(TSC-0058-2013)

GC-0293-2013

That the matter regarding the Traffic Safety Council Terms of Reference be deferred to the May Traffic Safety Council meeting and that it include the adopted recommendations that pertain to the committee as a result of the City Committees Structure Review.

(TSC-0059-2013)

GC-0294-2013

That the email dated April 5, 2013 from Tom Howe, Manager, STOPR providing comments with respect to the recommendations for Traffic Safety Council from the City Committees Structure Review be received and that a response be provided to Mr. Howe following the committee's review of the recommendations from the City Committees Structure Review in May 2013.

(TSC-0060-2013)

GC-0295-2013

1. That Parking Enforcement be requested to enforce the parking infractions on Plum Tree Crescent between 8:45 am – 9:15 am and 3:30 pm – 4:00 pm for Plum Tree Park Public School.
2. That the Principal at Plum Tree Park Public School be requested to advise the parents dropping off students on Plum Tree Crescent to utilize the Kiss and Ride in front of the school which is currently underutilized.
3. That the Chairman for Traffic Safety Council send a letter to the Ward Councillor to outline the following concerns:
 - a) That Traffic Safety Council has attended at the school on numerous occasions in response to the complaints from residents on Plum Tree Crescent and our observations have remained consistent in that parents dropping off their children are parking/stopping and blocking driveways and in the No Stopping zones in the morning and afternoon causing an unsafe scenario.

- b) That Traffic Safety Council has recommended through the Principal that parents be requested to use the newly renovated Kiss and Ride at Plum Tree Park Public School, as the Kiss and Ride functions well and can accommodate more vehicles.
- c) That Traffic Safety Council has no other reasonable remedies available to offer which will address the existing situation.
(TSC-0061-2013)

GC-0296-2013

- 1. That a crossing guard be installed at the intersection of Heatherleigh Avenue and Winterton Way for the students of St. Valentine Catholic School in September 2013 at the start of the school year when bussing is to be removed for 28 students in grade 2 to grade 5 residing south of Winterton Way on a temporary basis as a proactive measure as the traffic warrants have been met.
- 2. That the Site Inspection Subcommittee of Traffic Safety Council be requested to conduct two (2) site inspections at the intersection of Heatherleigh Avenue and Winterton Way in September 2013 to determine if sufficient student pedestrians are crossing the intersection to meet the pedestrian warrants for retention of the crossing guard.

(TSC-0062-2013)

GC-0297-2013

That the request for a crossing guard at the intersection of Rupert's Gate and Duncairn Drive for the students attending Divine Mercy Catholic School be denied as the warrants have not been met.

(TSC-0063-2013)

GC-0298-2013

That the Action Items List from the Transportation and Works Department for the month of March 2013, be received for information.

(TSC-0064-2013)

GC-0299-2013

The Traffic Safety Council is advising Council that two members have been absent for three or more consecutive meetings and Traffic Safety Council is requesting that Council review their membership on the Committee and further that the Legislative Coordinator provide the Committee's attendance records to Council for their information.
(TSC-0065-2013)

GC-0300-2013

That a site inspection be scheduled for Sts. Peter and Paul Catholic School to review the fire route.
(TSC-0066-2013)

GC-0301-2013

1. That the report of the City Solicitor dated April 19, 2013 titled "A by-law to prohibit the consumption and sale of shark fins or shark fin food products within the City of Mississauga" be received for information.
2. That By-law 0268-2011, as amended, be repealed.

10. UNFINISHED BUSINESS - Nil

11. PETITIONS - Nil

12. CORRESPONDENCE

(a) Information Items: I-1- I-8

I-1 A letter dated April 19, 2013, from the Vice President, Policy & Government Relations from Building Industry and Land Development Association regarding Canada Post changes to the process of installing community mail boxes (CMBs) in new developments.

Received for information

I-2 An email dated April 23, 2013, from Ward 1 resident Halina Kiluk opposing rezoning application OZ 11/017 W1.

Received and referred to Planning and Building for appropriate action

- I-3 A letter dated April 25, 2013, from the Supervisor of Regulatory Proceedings of Enbridge Gas regarding Enbridge Gas Distribution Inc. EB-2012-0451-Greater Toronto Area (GTA) Project Ontario Energy Board Notice of Application.

Received for information

- I-4 An email dated April 30, 2013, from Ward 8 resident Mel Lee regarding the OMB Decision on the Dunpar Development.

Received for information

- I-5 An email dated May 1, 2013, from Ward 8 resident Mel Lee regarding liability risks at the long term care home if a potential fire was to happen.

Received for information

- I-6 A letter dated April 29, 2013, from the Ministry of Infrastructure and Minister of Transportation responded to a Mayor's letter dated February 14, 2013 regarding Highway 403/QEW Improvements Preliminary Design and Class Environment Assessment.

Received for information

- I-7 A letter dated May 2, 2013, from the Minister of Municipal Affairs and Housing responded to Council's Resolution 0048-2013 regarding amendments to the Planning Act, 1990.

Received for information

- I-8 A letter from, Robert E. Jarvis, Q.C. regarding Tapes Investments – Application for Rezoning for 10 Townhouse Dwellings, 1440 Bloor Street East – Minutes of Planning and Development Committee Meeting April 2, 2013 Rezoning Application OZ 11/012 W3.

Councillor Dale indicated that he was absent from the Planning and Development Committee meeting on April 2, 2013 due to a personal matter.

Received for information

(b) Direction Item: D-1- D2

- D-1 A letter from the Great Lakes and St. Lawrence Cities Initiatives requesting Council to support the new category of eligible projects for federal infrastructure funding for measures related to restoration, protection and enhancement of the shoreline and nearshore areas.

Resolution 0084 -2013

Councillor Tovey provided background information on the Great Lakes and St. Lawrence Cities Initiatives. Mayor McCallion and Councillor Iannicca indicated that this request will send mixed messages to the government. Councillors Tovey and Fonseca indicated that this funding request is being supported by the Federation of Canadian Municipalities. Councillor Tovey requested that a friendly amendment be added to direction item D-2 motion indicating should the municipality choose to do so.

- D-2 A letter from the Great Lakes and St. Lawrence Cities Initiatives requesting Council to support that the federal government increase its support to shoreline municipalities for all measures related to restoration, protection and enhancement of the shoreline and nearshore areas and that a share of the \$14 billion over 10 years be devoted to the renewed infrastructure for cities be allocated for this purpose.

Resolution 0083-2013**13. RESOLUTIONS**

NOTE: Resolutions emanating from the "Closed Session" portion of the meeting are listed under Item 18. Closed Session.

0079-2013 Moved by: K. Mahoney Seconded by: S. McFadden

Recommendations PDC-0030-2013 to PDC-0032-2013 inclusive contained in the Planning and Development Committee Report 7-2013 dated April 29, 2013, be approved.

Recommendations GC-0257-2013 to GC-0301-2013 inclusive contained in the General Committee Report 9-2013 dated May 1, 2013, be approved as amended in GC-0269-2013.

Carried

0080-2013 Moved by: F. Dale

Seconded by: B. Crombie

That the report to Council entitled, "*Huronario-Main LRT Project Update*" from the Commissioner of Transportation and Works dated April 22, 2013, be received and forwarded to the City of Brampton and Metrolinx for information.

Carried

0081-2013 Moved by: B. Crombie

Seconded by: F. Dale

That the Report dated April 25, 2013, from the Commissioner of Planning and Building recommending approval of the applications under File OZ 12/005 W5, Skymark Square Lands Inc. (HOOPP Realty Inc.), 5100 Satellite Drive, north of Eglinton Avenue East, between Spectrum Way and Satellite Drive, originally endorsed by Council on November 28, 2012, be adopted in accordance with the following:

1. That notwithstanding that subsequent to the public meeting, changes to the applications have been proposed, Council considers that the changes do not require further notice and, therefore, pursuant to the provisions of subsection 34(17) of the *Planning Act*, R.S.O. 1990, c.P.13, as amended, any further notice regarding the proposed amendment is hereby waived.
2. That Recommendations 1 to 3 and 5 contained within the report dated November 5, 2012 from the Commissioner of Planning and Building, and approved by Council on November 28, 2012 by Resolution 0266-2012, continue to apply (See Appendix AS-1).
3. That the application to change the Zoning from "E1-19" (Employment in Nodes) to "E1-Exception" (Employment in Nodes) to permit the development of six (6) single storey free-standing restaurant buildings in conjunction with already permitted offices, be approved subject to the following conditions:
 - (a) That the permitted uses and development standards shall conform to the "E1-Exception" (Employment in Nodes) zone provisions described in this report and outlined in Appendix AS-3;

- (b) That the applicant agree to satisfy all the requirements of the City and any other official agency concerned with the development, including a requirement that the Development Agreement include appropriate provision(s) to ensure that the Developer will enter into a separate Municipal Works Only Agreement, at a later date for that portion of Skymark Avenue that abuts the subject lands on terms and conditions acceptable to the City of Mississauga.

Carried

0082-2013 Moved by: C. Fonseca

Seconded by: J. Tovey

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 May 8, 2013, shall be closed to the public to deal with the following matters:

Pursuant to the *Municipal Act*, Section 239. (2)

- (i) Advice that is subject to solicitor-client privilege including communications necessary for that purpose re: **Legal Advice regarding 1969 and 1971 Lakeshore Road West OMB Decision and the Section 37 Agreement Settlement Officer (Ward 2).**
- (ii) Personal matters about an identifiable individual, including municipal or local board employees re: **Verbal Update from the City Manager and CAO.**
- (iii) Advice that is subject to solicitor-client privilege including communications necessary for that purpose re: **Proposed Enbridge Line 9B Pipeline.**
- (iv) Personal matters about an identifiable individual, including municipal or local board employees re: **Citizen Appointments to the Mississauga Appeal Tribunal and the Mississauga Cycling Advisory Committee.**

Carried

0083-2013 Moved by: J. Tovey

Seconded by: P. Mullin

WHEREAS the Great Lakes and St. Lawrence Cities (The Cities) Initiative express concern over conditions impacting the shorelines of the Great Lakes, St. Lawrence River and its tributaries;
AND WHEREAS the Cities mission is to work together towards protection, restoration and enhancement of the extraordinary resource in the spirit of sustainable development;
AND WHEREAS the changes have a significant impact on the state of the shores, affecting the quality of life for shoreline citizens, shoreline access and economic development of shoreline municipalities;
NOW THEREFORE BE IT RESOLVED that Council calls on the federal government to increase support to shoreline municipalities for all measures related to restoration, protection and enhancement of the shoreline and nearshore area

Carried

0084-2013 Moved by: J. Tovey

Seconded by: P. Mullin

WHEREAS the Great Lakes and St. Lawrence Cities (the Cities) Initiative congratulates the Federal Government on its recently announced ten-year commitment to public infrastructure funding;
AND WHEREAS the Cities Initiative wish to propose a new category of eligible projects for federal funding to support shoreline protection and restoration work;
AND WHEREAS the Cities Initiative mission is to work together towards the protection, restoration and enhancement of the resources;
AND WHEREAS the Cities Initiative are coastal communities that have shared interest in protecting and restoring the shorelines which play a central role in the economic and quality of life;
NOW THEREFORE BE IT RESOLVED that Council support the proposed new category of eligible projects for federal infrastructure funding for measures related to restoration, protection and enhancement of the shoreline and nearshore area, should the municipality choose to do so.

Carried

0085-2013 Moved by: B. Crombie

Seconded by: J. Tovey

WHEREAS the City of Mississauga is requesting public art features to be included in specific developments within the City of Mississauga;
AND WHEREAS the City has requested PINNACLE INTERNATIONAL (ONTARIO) LIMITED ("Pinnacle Uptown") to provide a public art feature with respect to City of Mississauga Applications OZ 07/025 W5, T-07006 W5 and SP 09 043 W5;
AND WHEREAS consistent with the terms and conditions of the Development Agreement between the City of Mississauga and Pinnacle Uptown and as shown on the approved Site Plans, the City identified the public art feature to be an extended building canopy structure;
AND WHEREAS the building canopy structure partially extends into and over the adjacent public municipal boulevards comprising Four Springs Drive and Eglinton Avenue;
AND WHEREAS in addition and supplementary to the executed Site Plan Agreement and approved Site Plans, Pinnacle Uptown is required to enter into an Encroachment Agreement with the City of Mississauga on terms and conditions satisfactory to the City to authorize the placement of part of the building canopy structure within the adjacent municipal boulevards;
NOW THEREFORE BE IT RESOLVED:

1. That the City of Mississauga enter into an Encroachment Agreement with respect to the public art feature being an extended building canopy structure with Pinnacle International (Ontario) Limited.

Carried

14. **BY-LAWS**

0094-2013 A by-law to temporarily close a public highway a portion of Princess Royal Drive from Living Arts Drive to Duke of York Boulevard (Ward 4).

GC-0258-2013/May 1, 2013

0095-2013 A by-law to amend By-law No. 555-2000, as amended, being the Traffic By-law adding Schedule 18 maximum rate of speed on Glenwood Drive and adding Schedule 31 driveway boulevard parking-curb to sidewalk Karen Park Crescent (Wards 1 and 4).

GC-0259-2013, GC-0260-2013/May 1, 2013

0096-2013 A by-law to amend the Purchasing By-law 374-06, as amended to include certain housekeeping changes relating to various subsections.

GC-0262-2013/May 1, 2013

0097-2013 A by-law to amend By-law 591-88 being a By-law to exempt certain lands from Part-Lot Control 7605 Danbro Crescent Registered Plan 43M-852 Owner: Grace and Truth Message Tabernacle Inc. Applicant: Denise Odetoynbo, Odetoynbo Law Office Barristers & Solicitors (Ward 9).

PLC 591-88/September 12, 1988

0098-2013 A by-law to amend By-law 0174-2010 being By-law to exempt certain lands from Part-Lot Control Forest Hill Homes (Derry) Inc. Registered Plan 43M 1788. Owner and Applicant: Hamish Wei, Forest Hill Homes (Derry) Inc. (Ward 11).

PLC-0174-2010/June 9, 2010

0099-2013 A by-law to amend By-law 0187-2009 being By-law to exempt certain lands from Part-Lot Control Forest Hill Homes (Derry) Inc. Registered Plan 43M 1788 Owner and Applicant: Hamish Wei, Forest Hill Homes (Derry) Inc. (Ward 11).

PLC 0128-2012/June 20, 2012

0100-2013 A by-law to remove lands located on the east side of Creditview Road, south of Britannia Road West from part-lot control National Homes (Creditview) Inc. Registered Plan 43M 1919 Owner: National Homes (Creditview) Inc. Applicant: Mark Povkovic (Ward 6).

0101-2013 A by-law to authorize the execution of a Development Agreement and other related documents between Gemini Urban Design (Cliff) Corp. and The Corporation of the City of Mississauga north east corner of North Service road and Cliff Road Owner: Gemini Urban Design (Cliff) Corp. Applicant: Westin Consulting (Ward 7).

PDC-0031-2013/April 29, 2013

0102-2013 A by-law to authorize the execution of a Serving Agreement for Municipal Works Only and other related documents between Gemini Urban Design (Cliff) Corp. The Corporation of the City of Mississauga and The Regional Municipality of Peel north east corner of North Service Road and Cliff Road (H OZ 12/002 W7) Owner: Gemini Urban Design (Cliff) Corp. Applicant: Westin Consulting (Ward 7).

PDC-0031-2013/April 29, 2013

0103-2013 A by-law to amend By-law 0225-2007, as amended by changing thereon from "H-C2-21" to "C2-21" and "H-C1-24" to "C1-24" Registered Plan 43R-35145 Owner: Gemini Urban Design (Cliff) Corp. Applicant: Westin Consulting (Ward 7).

PDC-0031-2013/April 29, 2013

0104-2013 A by-law to remove lands located North east corner of North Service Road and Cliff Road from part-lot control Gemini Urban Design (Cliff) Corp. Owner: Gemini Urban Design (Cliff) Corp. Applicant: Westin Consulting (Ward 7).

PDC-0031-2013/April 29, 2013

0105-2013 A by-law to amend By-Law 0225-2007, as amended Map Number 29 of Schedule "B" by changing "H-CC3(1)", "H-CC4-1", "H-CC4-3", "H-CC4-4", "H-CC4-5", and "H-CCOS" to "CC3(1)", "CC4-1", "CC4-3", "CC4-4", "CC4-5" and "CCOS" Owner: Amacon Development (City Centre) Corp. Applicant: David Hunwicks, Amacon Development (City Centre) Corp.(Ward 4).

PDC-0001-2013/January 16, 2013

0106-2013 A by-law to authorize the execution of a Memorandum of Understanding between the Corporation of the City of Mississauga and the Regional Municipality of Peel for the joint development of Fire Station Number 119 and a Paramedic Satellite Station at 6375 Airport Road.

GC-0195-2013/April 3, 2013

0107-2013 A by-law to amend By-law No. 177-97 as amended, to extend the operating loan facility to the Living Arts Centre.

GC-0264-2013/May 1, 2013

0108-2013 A by-law to authorize the execution of a Encroachment Agreement Canopy between The Corporation of the City of Mississauga and Pinnacle International (Ontario) Ltd. (02 07/025W5), (SP 09/043W5), (T 07/006W5) (Ward 5).

Mayor McCallion raised concern on this by-law as Council did not see what the encroachment will look like as it hangs over City property. She further inquired as to why there was no report with this by-law. Councillor Crombie indicated that the structure was appealing to the eye and asked that the matter be deferred so that a staff member can bring down a picture of what the structure will look like.

Resolution 0085-2013

0109-2013 A by-law to repeal By-law 0268-2011, as amended, being the Shark Fin By-law.

GC-0301-2013/May 1, 2013

15. OTHER BUSINESS

(a) Dandelions

Mayor McCallion spoke to the sea of yellow dandelions within the City of Mississauga.

16. INQUIRIES

(a) Celebration Square

Councillor Iannicca asked staff to come back with a report in regards to the logistics and feasibility of presenting events on the screens at Celebration Square.

(b) Hanlan Project

Mayor McCallion inquired about the Hanlan Watermain Project. Martin Powell, Commissioner of Transportation and Works indicated that the report was brought to General Committee and the recommendation was passed and it has been forwarded to the Region of Peel. No follow up has been received from the Region of Peel.

17. NOTICE OF MOTION - Nil

18. CLOSED SESSION

NOTE: Councillor Mahoney departed the meeting at 1:33 p.m. and Councillor Dale departed the meeting at 1:45 p.m.

Pursuant to Resolution 0082-2013, Council moved into Closed Session at 12:23 p.m. Council moved out of closed session at 1:49 p.m. The following resolutions were passed pursuant to the Closed Session:

- (i) Advice that is subject to solicitor-client privilege including communications necessary for that purpose re: **Legal Advice regarding 1969 and 1971 Lakeshore Road West OMB Decision and the Section 37 Agreement Settlement Officer (Ward 2).**

Councillor Mullin provided a summary of 1969 and 1971 Lakeshore Road West property. Councillor Tovey inquired about property 1969 and 1971 Lakeshore Road West OMB Decision and the Section 37 Agreement Settlement. Mary Ellen Bench, City Solicitor, Kelly Yerxa, Deputy City Solicitor and Ed Sajecki, Commissioner of Planning and Building responded to the inquiry.

0086-2013 Moved by: N. Iannicca Seconded by: R. Starr

1. That the confidential report from the City Solicitor dated April 22, 2013 titled "Legal Advice Regarding 1969 and 1971 Lakeshore Road West OMB Decision and the Section 37 Agreement Settlement Offer" be received for information.
2. That the City Solicitor or her designate be authorized to prepare the Section 37 Agreement, execute Minutes of Settlement to the City Solicitor's satisfaction and if required, attend at the Ontario Municipal Board (the "Board") in support of the Agreement and the approval of the Zoning By-law and Official Plan Amendment to allow the Board's decision of August 2011 to be implemented.

Carried

- (ii) Personal matters about an identifiable individual, including municipal or local board employees re: **Verbal Update from the City Manager and CAO.**

Janice Baker reviewed options for the process to recruit the Commissioner of Corporate Services and Treasurer given the pending retirement of the current Commissioner later in 2013.

Council provided direction regarding the process to be followed.

- (iii) Advice that is subject to solicitor-client privilege including communications necessary for that purpose re: **Proposed Enbridge Line 9B Pipeline.**

Martin Powell, Commissioner of Transportation and Works provided a summary of the proposed Enbridge Line 9B Pipeline. Members of Council raised concerns about the proposed Enbridge Line 9B Pipeline. Mr. Powell, Jeff Smylie, Environmental and Drainage Engineer and Annie Thuan, Legal Counsel responded to their concerns.

0087-2013 Moved by: R. Starr

Seconded by: B. Crombie

1. That staff advise the National Energy Board that the City of Mississauga wishes to participate through Letter of Comment to the National Energy Board and Enbridge on the final List of Issues released on April 4, 2013;
2. That staff continue to work with other municipalities who are impacted by this proposal, and in order to provide technical comments to the National Energy Board, be authorized to retain external consultants for this purpose.

Carried

- (iv) Personal matters about an identifiable individual, including municipal or local board employees re: **Citizen Appointments to the Mississauga Appeal Tribunal and the Mississauga Cycling Advisory Committee.**

There was no discussion on both the matters.

0088-2013 Moved by: S. McFadden

Seconded by: N. Iannicca

That the following Citizen Member be appointed to the Mississauga Appeal Tribunal for the 2010-2014 term of office ending on November 30, 2014 or until a successor has been appointed, effective immediately, subject to confirmation that they do not have a criminal record for which a pardon has not been granted:

1. Jewel Amoah (Ward 10)

Carried

0089-2013 Moved by: C. Fonseca

Seconded by: S. McFadden

That the following Citizen Members be appointed to the Mississauga Cycling Advisory Committee for the 2010-2014 term of office ending on November 30, 2014 or until a successor has been appointed, effective immediately, subject to confirmation that they do not have a criminal record for which a pardon has not been granted:

1. Nimra Alam (Ward 10)
2. Joanne Y. deCloe (Ward 3)
3. Suzanne Doyle (Ward 8)

Carried

19. CONFIRMATORY BY-LAW

0110-2013 A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on May 8, 2013.

20. ADJOURNMENT – 1:53 p.m.

MAYOR

CLERK