



MINUTES

GENERAL COMMITTEE

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

WEDNESDAY, OCTOBER 23, 2013
IMMEDIATELY FOLLOWING SPECIAL COUNCIL

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

MEMBERS PRESENT: Mayor Hazel McCallion
Councillor Pat Mullin Ward 2
Councillor Chris Fonseca Ward 3
Councillor Frank Dale Ward 4 (Chair)
Councillor Bonnie Crombie Ward 5
Councillor Ron Starr Ward 6
Councillor Nando Iannicca Ward 7
Councillor Pat Saito Ward 9
Councillor Sue McFadden Ward 10
Councillor George Carlson Ward 11

MEMBERS ABSENT: Councillor Jim Tovey Ward 1
Councillor Katie Mahoney Ward 8

STAFF PRESENT: Janice Baker, City Manager
Gary Kent, Commissioner, Corporate Services and Chief Financial Officer
Ed Sajecki, Commissioner, Planning and Building
Martin Powell, Commissioner, Transportation and Works
Paul Mitcham, Commissioner, Community Services
Mary Ellen Bench, City Solicitor
Diana Rusnov, Manager, Legislative Services and Deputy Clerk
Sacha Smith, Legislative Coordinator, Office of the City Clerk

CALL TO ORDER - 9:09 AM

DECLARATIONS OF CONFLICT OF INTEREST - Nil

APPROVAL OF THE AGENDA

Approved (Councillor Starr)

PRESENTATIONS - Nil

DEPUTATIONS

- A. Lieutenant Colonel Fred Moore and Major Graham Walsh, Commanding Officers, Toronto Scottish Regiment with respect to a Remembrance Day Parade on Sunday, November 10, 2013.

Lieutenant Colonel Moore invited members of Council to attend a parade and service on November 10, 2013 at 11:00 am to commemorate Remembrance Day.

Mayor McCallion expressed concern as the event conflicts with events held by other Legions in Mississauga and suggested that in future they work with the Legions to avoid scheduling conflicts. Councillor Saito spoke to the matter and noted that it is difficult to avoid scheduling conflicts because there are many services that commemorate Remembrance Day.

MATTERS CONSIDERED

1. Vendor of Record Designations for the Supply and Delivery of Replacement Parts and Sublet Repair Services for Transit Buses

Corporate Report dated October 4, 2013 from the Commissioner of Transportation and Works with respect to Vendor of Record Designations for the supply and delivery of replacement parts and sublet repair services for transit buses.

RECOMMENDATION

1. That the vendors included on Appendix 1, attached, be designated as vendors of record for the supply and delivery of replacement parts and sublet repair services for Transit buses.

2. That the Purchasing Agent be authorized to execute annual blanket order contracts with the designated vendors of record for the supply and delivery of replacement parts and sublet repair services for Transit buses, as required.

Approved (Councillor Starr)

Recommendation GC-0588-2013

2. Assumption of Municipal Works (Ward 11)

Corporate Report dated October 4, 2013 from the Commissioner of Transportation and Works with respect to the assumption of municipal works.

RECOMMENDATION

That the City of Mississauga assume the municipal works as constructed by the developer under the terms of the Municipal Works Agreement for City File No. OZ 001/02, De Zen Construction Company Limited O/B/O 678604 Ontario Inc. associated with 98 William Street, (lands located north of the Streetsville Plaza, south of Caroline Street, west of Queen Street South, and east of St. Lawrence & Hudson Railway, in Z-39(E)) known as William Street Reconstruction and that the Letter of Credit in the amount of \$81,444.00 be returned to the developer.

Approved (Councillor Carlson)

Recommendation GC-0589-2013

3. Corporate Policy – Park Pathway Lighting Policy

Corporate Report dated September 16, 2013 from the Commissioner of Community Services with respect to the Park Pathway Lighting Policy.

Councillor Carlson spoke to the matter and noted there is a need for communication about the Policy as the public feels more lighting is better.

RECOMMENDATION

1. That the draft Corporate Policy entitled “Park Pathway Lighting” attached as Appendix 1 to the Corporate Report dated September 16, 2013 from the Commissioner of Community Services be approved.

2. That the existing Corporate Policy and Procedure “Park Path Lighting Design and Construction Standards” policy 05-02-06, attached as Appendix 2 be rescinded.

Approved (Councillor Crombie)

Recommendation GC-0590-2013

4. Corporate Policy – Filming on City of Mississauga Property

Corporate Report dated September 30, 2013 from the Commissioner of Community Services with respect to the Filming on City of Mississauga Property Policy.

Councillor Mullin spoke to the proposed amendment and explained that there have been concerns raised by residents about popular residential filming locations.

In response to a question from Councillor Starr regarding the approval of at least 80% of impacted residents, Susan Burt, Director, Culture explained the process of requesting signatures from affected residents. She further noted that if 80% of the signatures are obtained from the affected residents, a film permit would be issued. She further explained that the City only issues film permits for public property.

Councillor Iannicca expressed concern from an economic standpoint with the requirement of 80% to move forward with a filming permit. Ms. Burt noted that the standard is high, however the number of film permits issued have increased significantly and staff try to accommodate film companies where possible.

RECOMMENDATION

1. That the proposed revised Corporate Policy and Procedure – Filming on City of Mississauga Property, attached as Appendix 1 to the report dated September 30, 2013 from the Commissioner of Community Services, be approved and all necessary by-laws be enacted.
2. That a by-law be enacted to amend the Noise Control By-Law 360-79, as outlined in the report dated September 30, 2013 from the Commissioner of Community Services, entitled “Corporate Policy – Filming on City of Mississauga Property”.

Amended/Approved (Councillor Mullin)

Recommendation GC-0591-2013

5. Corporate Policy – Arena Ice Allocation Policy

Corporate Report dated September 25, 2013 from the Commissioner of Community Services with respect to the Arena Ice Allocation Policy.

In response to a question from Mayor McCallion, Paul Mitcham, Commissioner, Community Services explained that there is a decline in the number of people participating in the sport and noted that there has been pressure to allow more non-Residents, and staff are trying to address this with providing more flexibility. He further noted that allowing 5 % non-residents is consistent with other municipalities and staff would work with the associations to ensure that there is a non-resident fee.

Jason Klomp, Manager, Sports provided the ice rental fees at Vic Johnston Arena and the City rinks. He noted that Iceland Arena and Meadowvale 4 Rinks operate year-round. He further noted that the City rates increase during the summer months for affiliated groups.

Mayor McCallion, Councillors Iannicca and Crombie spoke to the Mississauga Hockey League, Mississauga Chiefs and the City's facilities. Mr. Mitcham recognized Bob Fletcher's help with formulating the Policy.

RECOMMENDATION

That the revised Corporate Policy and Procedure Arena Ice Allocation 08-03-03, attached as Appendix 1 to the Corporate Report dated September 25, 2013 from the Commissioner of Community Services be approved.

Approved (Councillor Iannicca)
Recommendation GC-0592-2013

6. Single Source Contract Award to Ridgeway Occupational Consultants Inc. for Occupational Health Services

Corporate Report dated September 30, 2013 from the Commissioner of Corporate Services and Chief Financial Officer with respect to a single source contract award to Ridgeway Occupational Consultants Inc. for occupational health services.

RECOMMENDATION

1. That the Purchasing Agent be authorized to execute the necessary contract with Ridgeway Occupational Consultants Inc. on a single source basis in the estimated amount of \$1,033,115.35 (exclusive of taxes) for the provision of an Employee Health Services Program for a term of five years ending December 31, 2018.
2. That the Purchasing Agent be authorized to issue contract amendments to increase the value of the contract where necessary to accommodate additional services subject to budget availability.

Approved (Councillor McFadden)

Recommendation GC-0593-2013

7. Ground Lease Agreement with Bell Mobility Inc. for the Use of a Portion of a Municipal Park known as Lisgar Fields (P-359) Located on the North Side of Doug Leavens Blvd. (Ward 10)

Corporate Report dated October 1, 2013 from the Commissioner of Corporate Services and Chief Financial Officer with respect to a Ground Lease Agreement with Bell Mobility for the use of a portion of a municipal park known as Lisgar Fields.

Councillor McFadden noted that Bell Mobility Inc. would pay \$30,000 to improve the Lisgar Fields Park, as Bell Mobility would be relocating a telecommunication tower into the Park.

RECOMMENDATION

That a by-law be enacted authorizing the Commissioner of Community Services and the City Clerk to execute a Ground Lease Agreement, and all documents ancillary thereto including amending agreements, between The Corporation of the City of Mississauga ("City") as Landlord and Bell Mobility Inc. ("Bell") as Tenant, for the use of a portion of a municipal park known as Lisgar Fields (P-359), for a term of five (5) years commencing on January 1, 2014 and expiring on December 31, 2018, together with three (3) options to extend of five (5) years each, to permit Bell to install and operate a telecommunication cell tower. The subject property, containing an area of approximately 48 square metres (517 square feet), is located on the north side of Doug Leavens Blvd., in the City of Mississauga, Region of Peel, in Ward 10.

Approved (Councillor McFadden)

Recommendation GC-0594-2013

8. Surplus Land Declaration and Sale of Lands to Peel Condominium Corporation No. 431 in Connection with the Bus Rapid Transit Project (Ward 5)

Corporate Report dated September 27, 2013 from the Commissioner of Corporate Services and Chief Financial Officer with respect to a surplus land declaration and sale of lands in connection with the Bus Rapid Transit Project.

RECOMMENDATION

1. That the irregular-shaped parcel of land located on the north side of Eglinton Avenue West, east of Orbitor Drive, containing an area of approximately 22.2 square metres (239.0 square feet), be declared surplus to the City's requirements for the purpose of sale to the adjoining owner, Peel Condominium Corporation No. 431 ("Condo 431"). The subject lands are legally described as Part of Block 10, Plan 43M-533 being designated as Parts 3 and 4 on the draft reference plan prepared by MMM Geomatics Ontario Limited, drawing No. 20-09-022-023, City of Mississauga, Regional Municipality of Peel, in Ward 5.
2. That a by-law be enacted authorizing the Commissioner of Transportation and Works and the City Clerk to execute an Agreement of Purchase and Sale, and all documents ancillary thereto, between The Corporation of the City of Mississauga (the "City") as Vendor and Peel Condominium Corporation No. 431 as Purchaser, for the irregular -shaped parcel of land located on the north side of Eglinton Avenue West, east of Orbitor Drive, containing an area of approximately 22.2 square metres (239.0 square feet), at a purchase price of \$5,500. The subject lands are legally described as Part of Block 10, Plan 43M-533 being designated as Parts 3 and 4 on the draft reference plan prepared by MMM Geomatics Ontario Limited, drawing No. 20-09-022-023, City of Mississauga, Regional Municipality of Peel, in Ward 5.
3. 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 for at least three weeks prior to the execution of an agreement for the sale of the subject land.

Approved (Councillor Crombie)
Recommendation GC-0595-2013

9. Renewal of the Investigator Services Agreement with Local Authorities Services Limited ('LAS') with respect to Closed Meeting Investigation Services

Corporate Report dated October 7, 2013 from the City Solicitor with respect to the renewal of the Investigator Services Agreement with Local Authorities Services Limited for closed meeting investigation services.

RECOMMENDATION

1. That the Investigator Services Agreement dated December 12, 2007 between The Corporation of the City of Mississauga and Local Authorities Services Limited ("LAS") be renewed in accordance with the automatic renewal provisions contained therein, until such time as the retainer or investigation fee increases.
2. That the Mayor and the City be authorized to execute the Addendum to the Investigator Services Agreement to give effect to a fee increase for the new term starting in 2014, in a form satisfactory to Legal Services.
3. That all necessary bylaws be enacted.

Approved (Councillor Iannicca)
Recommendation GC-0596-2013

10. Bill 69 – Prompt Payment Act, 2013

Corporate Report dated October 9, 2013 from the City Solicitor with respect to Bill 69 – *Prompt Payment Act*.

RECOMMENDATION

1. That the report titled "Bill 69 – *Prompt Payment Act, 2013*" by the City Solicitor be received for information.
2. That staff be authorized to make submissions to the Standing Committee on Regulations and Private Bills to outline the concerns with the proposed legislation as raised in this report from the City Solicitor, titled "Bill 69 – *Prompt Payment Act, 2013*".

3. That the report from the City Solicitor, titled “Bill 69 – *Prompt Payment Act, 2013*” be forwarded to the local MPPs and the Association of Municipalities of Ontario for their information.

Approved (Councillor Fonseca)
Recommendation GC-0597-2013

ADVISORY COMMITTEE REPORTS

Environmental Advisory Committee Report 6-2013 – October 1, 2013
(Recommendation EAC-0040-2013 to EAC-0044-2013)

Approved (Councillor Carlson)

COUNCILLORS' ENQUIRIES

Councillor Saito requested that a report come back from staff regarding the leash-free parks. She noted that there have been issues with young children in the leash free parks and suggested that children under a certain age should not be allowed in the leash-free parks. She further noted that there are dog walkers that may bring up to 10 dogs into the leash-free parks and it is difficult for them to supervise that many at one time and residents are complaining.

Councillor Mullin spoke to the matter and noted it would be good for staff to look at best practices in other municipalities.

RECOMMENDATION

That Community Services Department staff report back to General Committee on the issue of leash-free parks, including the age of children permitted and the number of dogs per person in leash-free parks.

Approved (Councillor Saito)
Recommendation GC-0603-2013

Councillor Carlson spoke to the opening of the new Goodfellows Restaurant in Streetsville.

OTHER BUSINESS/ANNOUNCEMENTS

Councillor Crombie announced that there would be a Fall Harvest Festival on October 27th in support of a food bank at the Frank McKechnie Community Centre.

Mayor McCallion noted that she met with the Mississauga Board of Trade with respect to the European Trade Agreement. She further spoke to Canada's infrastructure and if the infrastructure is in place for businesses to produce the products for the Free Trade Agreement. Councillor Starr spoke to the investment in infrastructure in China.

Councillor Saito announced the Swamp Monster Halloween event at the Erin Meadows Community Centre.

CLOSED SESSION

Pursuant to Subsection 239 (2) of the Municipal Act, Councillor Starr 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 requires that the motion 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 General Committee meeting to be held on October 23, 2013, shall be closed to the public to deal with the following matters:

- A. A proposed or pending acquisition or disposition of land by the municipality or local board – Acquisition of Lands at 7300 West Credit Avenue for the purpose of a Mississauga Transit Facility; and Execution of a Right of First Opportunity and Right of First Refusal Agreement over a portion of Park 317, with Orlando Corporation (Wards 5 and 9) – w9
- B. Personal matters about an identifiable individual, including municipal or local board employees – Verbal update from Ed Sajecki, Commissioner, Planning and Building – w7

This motion was voted on and carried at 10:05 am.

Item #57 - Acquisition of Lands at 7300 West Credit Avenue for the purpose of a Mississauga Transit Facility; and Execution of a Right of First Opportunity and Right of First Refusal Agreement over a portion of Park 317, with Orlando Corporation (Wards 5 and 9)

Martin Powell, Commissioner, Transportation and Works and Ron Sanderson, Manager, Realty Services spoke to the matter to explain the land purchase. Councillor Saito asked questions about the matter and staff responded to the questions.

Item #58 - Verbal update from Ed Sajecki, Commissioner, Planning and Building

Ed Sajecki, Commissioner, Planning and Building provided a verbal update with respect to personnel issue.

Committee moved out of closed session at 11:50 pm.

The following recommendation resulted from the In Camera session:

RECOMMENDATION

1. That Council enact a by-law authorizing the Commissioner of Transportation and Works and the City Clerk to execute an Agreement of Purchase and Sale, and all documents ancillary thereto, between Stevron Holdings Limited, a wholly-owned subsidiary of Orlando Corporation ("Orlando"), as Vendor and the Corporation of the City of Mississauga ("Mississauga"), as Purchaser, for the acquisition of approximately 4.183 hectares (10.336 acres) of vacant land municipally identified as 7300 West Credit Avenue, for the purpose of a Mississauga Transit Facility, at a purchase price of \$7,752,000. The lands are legally described as Part of Lot 12, Concession 5, West of Hurontario Street (Toronto Township), designated as Parts 1 and 13, Plan 43R-32440, City of Mississauga, Regional Municipality of Peel.
2. That Council enact a by-law authorizing the Commissioner of Community Services and the City Clerk to execute a Right of First Opportunity and Right of First Refusal Agreement ("ROFR" agreement), and all documents ancillary thereto, including any future amending agreements that may be required, between Orlando Corporation ("Orlando") and the Corporation of the City of Mississauga ("Mississauga"), providing Orlando with a right of first opportunity and a right of first refusal for a period of 10 years, to purchase all or any portion of the lands legally described as Part of Blocks 3, 4, 5 and 12, Plan 43M-832, Parts of Blocks 4 and 7 and all of Blocks 5 and 6, Plan 43M-900 and designated as Parts 1 to 11, 14 to 17, 21 to 29, 43R-17144. In consideration of the option rights, Orlando shall pay the City the sum of \$350,000, by way of credit against the purchase price payable by the City to Orlando for the acquisition of Orlando's lands at 7300 West Credit Avenue, as described in Recommendation 1 above.
3. That Council authorize the transfer of funds in the amount of \$350,000 from Transportation and Works Account No. 2-715868-08234 to the Cash-in-Lieu of Parkland Dedication Reserve Fund (Account 32121).

Approved (Councillor Saito)

Recommendation GC-0604-2013

RECOMMENDATION

That the verbal update from Ed Sajecki, Commissioner, Planning and Building, be received.

Received (Councillor Iannicca)

ADJOURNMENT – 11:51 AM