City of Mississauga

Agenda



Council

Date

2016/05/25

Time

9:00 AM

Location

Civic Centre, Council Chamber, 300 City Centre Drive, Mississauga, Ontario, L5B 3C1 Ontario

Members

Mayor Bonnie Crombie Councillor Jim Tovey Ward 1 Councillor Karen Ras Ward 2 Ward 3 Councillor Chris Fonseca Councillor John Kovac Ward 4 Councillor Carolyn Parrish Ward 5 Councillor Ron Starr Ward 6 Councillor Nando lannicca Ward 7 Councillor Matt Mahoney Ward 8 Councillor Pat Saito Ward 9 Councillor Sue McFadden Ward 10

Contact

Councillor George Carlson

Carmela Radice, Legislative Coordinator, Legislative Services 905-615-3200 ext. 5426 carmela.radice@mississauga.ca

Ward 11

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- 2. **APPROVAL OF AGENDA**
- 3. <u>DECLARATION OF CONFLICT OF INTEREST</u>
- 4. MINUTES OF PREVIOUS COUNCIL MEETING
- 4.1. May 11, 2016
- 5. **PRESENTATIONS** -Nil
- 6. **DEPUTATIONS**
- 6.1. Janaya Lo

Perry Lo and Janaya Lo will be speaking about her accomplishments as a pianist. Mayor Crombie will be presenting Ms. Lo with a certificate.

6.2. <u>Autism Therapy - Intensive Behaviour Intervention (IBI)</u>

Lina Pezzo, BCaBA, Sara Elkami, BCaBA and Josie Chaves a parent with child on the spectrum will speak to Intensive Behaviour Intervention Therapy (IBI) and its importance for all children regardless of age and scientific evidence that supports that this therapy is just as beneficial for autistic children 5 and older.

6.3. Mississauga Waterfront Festival (MWF) – June 17-19, 2016

Patricia Anderson Mary Isaacs, Trish Ryan and Catherine Deegan from Mississauga Waterfront Festival will present to Council this year's event.

7. PUBLIC QUESTION PERIOD - 15 Minute Limit

(In accordance with Section 43 of the City of Mississauga Procedure By-law 0139-2013, 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. INTRODUCTION AND CONSIDERATION OF CORPORATE REPORTS

8.1. Report dated May 2, 2016, from the Acting Commissioner of Transportation and Works re: **PRESTO Operating Agreement Renewal Update.**

Recommendation

- 1. That the report entitled PRESTO Operating Agreement REnewal Update dated May 2, 2016 be approved.
- 2. That staff be granted authority to negotiate a new PRESTO Operating Agreement with Metrolinx subject to COuncil

Motion

9. **PRESENTATION OF COMMITTEE REPORTS**

9.1. Audit Committee Report 2-2016 dated May 9, 2016.

Motion

9.2. Planning and Development Committee Report 7-2016 dated May 16, 2016.

Motion

9.3. General Committee Report 9-2016 dated May 18, 2016.

Motion

10. **UNFINISHED BUSINESS**

11. **PETITIONS**

11.1. A petition received from the Holy Remnant Apostolic Church on May 16, 2016 with approximately 288 signatures opposing the Official Plan Amendment (OZ/OPA/15/8 and T-M15004 W5) (Ward 5).

Receive and refer to the Planning and Building for a report back to Planning and Development Committee PDC-0036-2016/May 16, 2016

11.2. A petition received from Lancaster Public School on May 16, 2016 with approximately 330 signatures opposing the Official Plan Amendment (OZ/OPA/15/8 and T-M15004 W5) (Ward 5).

Receive and refer to the Planning and Building for a report back to Planning and Development Committee PDC-0036-2016/May 16, 2016

11.3. A petition received from Brandon Gate Variety on May 16, 2016 with approximately 627 signatures opposing the Official Plan Amendment (OZ/OPA/15/8 and T-M15004 W5) (Ward 5).

Receive and refer to the Planning and Building for a report back to Planning and Development Committee PDC-0036-2016/May 16, 2016

12. **CORRESPONDENCE**

- 12.1. Information Items
- 12.1.1. Mayor and Members of Council's declarations under the City of Mississauga Council Code of Conduct regarding gifts and benefits over \$500.00.

Receive for information

12.1.2. A letter from Baylis Medical requesting a special occasion permit for a Corporate Team Building Event on June 15, 2016 at 2645 Matheson Boulevard East, Mississauga, L4W 5S4.

Motion

12.1.3. A letter from Wesco Distribution Canada requesting a special occasion permit for their 3rd Annual Trade Show & BBQ on June 8, 2016 between 11:00 a.m. – 3:00 p.m. at 6170 Belgrave Road, Mississauga, L5R 4G8.

Motion

12.1.4. A statement dated May 18, 2016, from the Ministry of Municipal Affairs and Housing regarding the proposed amendments to the Municipal Elections Modernization Act.

Receive for information

- 12.2. Direction Items
- 12.2.1. Region of Peel is requesting that Council consent to the by-law to regulate waterpipe smoking in the Regional Municipality of Peel.

Direction Required

13. **NOTICE OF MOTION**

13.1. Councillor Parrish is requesting that staff prepare a light card stock "bookmark" with 10 languages the age requirements, time constraints and costs for the Seniors' \$1 Bus Fares Pilot Project and provide the "bookmarks" to transit drivers who choose to take them out on their routes and distribute them to seniors who are paying the full fares or travelling outside the specified time constraints.

Motion

13.2. Mayor Crombie is requesting Council to reconsider Resolution 0083-2016 based on new information gathered since the May 18, 2016 General Committee meeting.

Motion

- 14. MOTIONS
- 14.1. To approve recommendations from the following Committee Report:
 - (i) Recommendations AC-0003-2016 to AC-0006-2016 inclusive contained in the Audit Committee Report 2-2016 dated May 9, 2016.
 - (ii) Recommendations PDC-0032-2016 to PDC-0037-2016 inclusive contained in the Planning and Development Committee Report 7-2016 dated May 16, 2016.
 - (iii) Recommendations GC-0360-2016 to GC-0401-2016 inclusive contained in the General Committee Report 9-2016 dated May 18, 2016.
- 14.2. To close to the public a portion of the Council meeting to be held on May 25, 2016, to deal with various matters. (See Item 18 Closed Session).
- 14.3. To express sincere condolences to the family of Vince Cornacchia retired who passed away.

14.4. To request that the Ministry of Municipal Affairs and Housing and the Government of the Province of Ontario grant the City of Mississauga the right to expand its list of eligible of investments, in a manner that is consistent with the suggested amendments to the Ontario Regulation 373/11.

GC-0375-2016/May 18, 2016

15. INTRODUCTION AND CONSIDERATION OF BY-LAWS

15.1. A by-law to authorize the execution of a Development Agreement, and other related documents between Nowtash Holdings Ltd. And the Corporation of the City of Mississauga southeast corner of Martiz Drive and Skyway Drive (H OZ 15/002 W5) Owner: Nowtash Holding Ltd. Applicant: IBI Group (Ward 5).

PDC-0028-2016/May 22, 2016

15.2. A by-law to amend By-law 0225-2007, as amended being the Zoning By-law by changing "H-E2-126" to "E2-126" (H OZ 15/002 W5) Owner: Nowtash Holding Ltd. Applicant: IBI Group (Ward 5).

PDC-0028-2016/May 22, 2016

15.3. A by-law to amend By-law 555-2000, as amended being the Traffic By-law by adding Schedule 19 prohibited U-turns Tenth Line West between Eglinton Avenue West and Erin Centre Boulevard, by adding Schedule 31 driveway boulevard parking-curb to sidewalk on Naomi Crescent (Wards 7 and 10).

GC-00367-2016 and 0368-2016/May 18, 2016

15.4. A by-law to amend the Business Licensing By-law as amended by adding to Schedule 1 type of license and definition property owner.

GC-0371-2016/May 18, 2016

15.5. A by-law to provide for the Collection of the Final Tax Levies for the Year 2016.

GC-0377-2016/May 18, 2016

15.6. A by-law to levy business improvement area charges pursuant to Section 208 of the Municipal Act, 2001, S.O. 2001, c.25 as amended for the 2016 taxation year.

GC-0377-2016/May 18, 2016

15.7. A by-law to Establish the Tax Ratios and to Levy the Residential, Commercial, Industrial, Multi-Residential, Pipeline, Farmland and Managed Forest Taxes and to levy an amount upon Public Hospitals, Universities and Colleges for the Year 2016.

GC-0377-2016/May 18, 2016

15.8. A by-law to authorize the execution of a Public Sector Network Agreement (the "Agreement") between the Corporation of the City of Mississauga and the Corporation of the City of Brampton and the Corporation of the Town of Caledon and the Regional Municipality of Peel (collectively the "Parties").

GC-0378-2016/May 18, 2016

15.9. A by-law of the Corporation of the City of Mississauga to create a single application process to obtain Heritage permits for heritage properties designated under Part IV, or located in Heritage Conservation Districts designated under Part V of the Ontario Heritage Act.

GC-0394-2016/May 18, 2016

- 16. **INQUIRIES**
- 17. OTHER BUSINESS/ANNOUNCEMENTS
- 18. **CLOSED SESSION**

Pursuant to the Municipal Act, Section 239(2)

- 18.1. Advice that is subject to solicitor client privilege re: **Universal Drive Drainage Channel, Discontinuance of Action and Termination of Tolling Agreements (Ward 3).**
- 19. **CONFIRMATORY BILL**

A by-law to confirm the proceedings of the Council of The Corporation of the City of Mississauga at its meeting held on May 25, 2016.

20. **ADJOURNMENT**

City of Mississauga

Corporate Report



Date: 2016/05/02	Originator's files:
To: Mayor and Members of Council	
From: Geoff Marinoff, P. Eng, Acting Commissioner of Transportation and Works	Meeting date: 2016/05/25

Subject

PRESTO Operating Agreement Renewal Update

Recommendation

- 1. That the report entitled PRESTO Operating Agreement Renewal Update dated May 2, 2016 be approved.
- 2. That staff be granted authority to negotiate a new PRESTO Operating Agreement with Metrolinx subject to Council approval.

Report Highlights

- The City and Metrolinx have a ten year PRESTO Operating Agreement that expires on October 27, 2016.
- On April 22, 2015 Council approved a three year extension to the current Operating Agreement. All 905 municipalities collectively requested this extension on September 29, 2015.
- At the February 18, 2016 meeting with Mayors and Chairs, Minister Del Duca advised that the Province will not be pursuing a three year extension of the existing Agreement.
- The Province has signaled its intention to download a portion of the central system costs to participating municipalities.
- City staff at senior levels, in conjunction with all 905 PRESTO participants, have commenced discussions on a future PRESTO Operating Agreement.
- City staff request authority to negotiate a new PRESTO Operating Agreement subject to Council approval.

Background

The PRESTO Smart Card System was created to facilitate seamless inter-regional transit travel throughout the Greater Toronto and Hamilton Area (GTHA), to encourage the use of public transit. It is intended to allow customers to ride on any participating GTHA transit system without having to know the fare policies of each system.

Since 2004, Mississauga Transit, now MiWay, has been working with the Province's PRESTO Project Office to develop and implement this electronic fare payment system. On June 23, 2006, Council approved the City of Mississauga entering into a ten year Operating Agreement (2006-2016) with the Ministry of Transportation, other participating 905 municipalities, and GO Transit for the operation of the PRESTO system. The Greater Toronto Area Fare System (GTAFS) Operating Agreement set forth the roles and responsibilities for the Municipal Service Providers and the Province. It established a governance structure that defined the mechanisms for all of the parties to address ongoing operating requirements of the system.

Mississauga Transit hosted the Presto Pilot Program in April 2007 and MiWay launched the PRESTO fare card January 25, 2011 which was in year 5 of the Operating Agreement. MiWay has worked hard to promote PRESTO despite the absence of a 3rd party PRESTO reloading network. Approximately 51% of all revenue from fares is being collected through PRESTO.

At that time, the total Provincial funds for PRESTO were in excess of \$250 million. The cost sharing arrangement saw the Province fund 100% of the capital and operating costs of the Central System for 10 years (2006 – 2016). The Province also funded 33% of the capital costs of Municipal Service Provider systems. This funding model applied to all participating 905 municipalities.

Present Status

The current PRESTO Operating Agreement with Metrolinx is set to expire on October 27, 2016. The current Operating Agreement included a provision for three renewal terms of three years each, subject to the agreement of all parties. The Operating Agreement may be renewed by agreement of the Province and a majority of the Service Providers. However, the municipalities are required to provide the Province with a copy of a Council by-law or resolution to renew the agreement.

On April 22, 2015, Council authorized "...the renewal of the PRESTO Operating Agreement between the City of Mississauga, the Greater Toronto and Hamilton Area Transit Service Providers and Metrolinx for a further term of three years from October 27, 2016 to October 27, 2019". On September 29, 2015, the Transit Service Providers sent a joint letter with the appropriate resolutions to notify Metrolinx formally that the respective 905 Councils had authorized renewal of the existing agreement. On February 18, 2016, Minister Del Duca met

with the Mayors and Chairs of the 905 GTHA and Ottawa at which time he advised that the Province will not be pursuing a three extension of the existing agreement.

Comments

Current PRESTO Agreement:

There were two key considerations influencing the City of Mississauga's decision to enter into a ten year Operating Agreement (2006-2016) with the Ministry of Transportation for the operation of the PRESTO system:

- The collection of fare revenue through PRESTO would cost no more than the normal cost of collecting fare revenue at the time; and
- The Province had indicated that participation in PRESTO was a requirement for continued receipt of Provincial Gas Tax Funding.

Under the current PRESTO agreement the City pays PRESTO a 2 percent commission on all fees collected through the card program. The City is also responsible for two-thirds of the cost of all capital expenditures, and is responsible for all state of good repair and maintenance costs. In 2015, the cost of collecting revenue from fares was approximately \$4.4M or 5.8% of revenue from fares. Even though MiWay was not yet fully transitioned to PRESTO, this was well in excess of the pre-PRESTO cost of collecting fare revenue.

The City of Mississauga received just over \$15.0M in Provincial Gas Tax funding annually over the last five years. The provincial requirement for Mississauga to participate in PRESTO in order to continue receiving this funding is still in place. It should be noted that participation in PRESTO is not a prerequisite for provincial gas tax funding for other transit services outside of the GTHA with the exception of Ottawa.

TTC-PRESTO Agreement:

In November 2012, Metrolinx and the TTC entered in a 15 year agreement for PRESTO services. This agreement is substantially different than the current agreement between Metrolinx and the 905 Transit Service providers as the TTC agreement requires PRESTO to provide 100 percent funding for all hardware/infrastructure, capital and operating costs. The 5.15% commission that Metrolinx charges the TTC is lower than the overall 5.8% that the City currently pays for PRESTO.

905 Municipalities - PRESTO Agreement:

For over a year, PRESTO and the 905 Transit Service Providers have been engaged in discussions regarding a new agreement. The 905 position has been informed by these following considerations:

 Affordability of the PRESTO system for the 905 Transit Service Providers over the longer term;

- Full delivery of promised functionality from the current contract in a timely manner;
- An agreement that is financially equitable with the TTC terms and conditions; and
- A governance model that is balanced and reasonable for all parties and reflects a client relationship with PRESTO.

Metrolinx, during the discussions, identified a future "funding gap" in PRESTO in their budget forecasts. They have made it clear that they will only support the development of a new Operating Agreement that would include a new governance structure and a new pricing formula with a one year transition period.

On February 18, 2016 Minister Del Duca held a meeting with the Mayors and Chairs of the GTAH Transit Service Providers and Ottawa. He advised that that the Province would not be pursuing a three-year extension of the existing agreement, which had been formally requested by Ottawa and the 905 Councils. It was indicated that consideration would be given to a one year extension of the current Agreement, provided that an agreement in principal for a new approach, including greater cost sharing, can be reached by October 16, 2016.

Research presented by PRESTO indicated commission rates in other international cities range between 8-10%. With such commission rates being put in place the total costs of the fare card system for the 905 could balloon to 12 to 14% versus the 5.15% commission paid by the TTC.

Subsequent to the meeting with the Minister, the CEO of Metrolinx met with the CAO's of 905 municipalities, at their request, to discuss next steps. The following clear messages were given by the CAO's: PRESTO has not lived up the delivering the full functionality provided for in the current Agreement; any major increase in PRESTO costs is not acceptable; and, the TTC agreement has set a precedent.

Strategic Plan

The PRESTO GTHA fare card contributes to the strategic goal of Building a Reliable and Convenient System as the fare system eliminates the need for cash, tickets, or transfers and makes cross-boundary travel easier as riders do not need to maintain different sets of fare media.

Financial Impact

The Ministry of Transportation will no longer pay the full cost of the PRESTO Central System in the new PRESTO Operating Agreements. These costs will have to be borne by PRESTO member systems however the financial impact is uncertain at this time, subject to the outcome of negotiations.

Conclusion

The PRESTO Operating Agreement expires on October 27, 2016. City staff will continue to work in concert with other 905 municipalities to develop an agreement with Metrolinx that addresses outstanding deliverables, is financially equitable and sustainable over the longer term, and has a governance model that respects the needs of the participating municipalities. Council authority to negotiate a new PRESTO Operating Agreement is requested subject to final Council approval.

Geoff Marinoff, P. Eng, Acting Commissioner of Transportation and Works

Prepared by: Geoff Marinoff, P.Eng., Director of Transit

Audit Committee 2016/05/09

REPORT 2 - 2016

To: MAYOR AND MEMBERS OF COUNCIL

The Audit Committee presents its second report for 2016 and recommends: AC-0003-2016

That the report dated April 26, 2016 from the Director of Internal Audit with respect to final audit reports: 1. Community Services Department, Parks & Forestry Division – Urban Forestry Capital Contracts Audit, and 2. Transportation & Works Department, Works Operations and Maintenance Division – Corporate Fleet Audit, be received for information.

AC-0004-2016

That the report dated April 26, 2016 from the City Manager & Chief Administrative Officer regarding the status of outstanding audit recommendations as of March 31, 2016, be received for information.

AC-0005-2016

That the 2015 External Audit Findings Report dated April 18, 2016 from the Commissioner of Corporate Services and Chief Financial Officer, which includes the Audit Findings Report from KPMG for the fiscal year 2015 for the City of Mississauga (City), be received for information.

AC-0006-2016

That the 2015 Audited Financial Statements for City of Mississauga (consolidated), City of Mississauga Public Library Board, City of Mississauga Trust Funds, Clarkson Business Improvement Area, Port Credit Business Improvement Area, Streetsville Business Improvement Area, Malton Business Improvement Area, and Enersource Corporation be received.

REPORT 7 - 2016

To: CHAIR AND MEMBERS OF GENERAL COMMITTEE

The Planning and Development Committee presents its seventh for 2016 and recommends:

PDC-0032-2016

That the following Sign Variance **be deferred** to the June 13, 2016 Planning and Development Committee Meeting:

a) Sign Variance Application 16-00562, Ward 8 Erin Mills Development 3005 Ninth Line

To permit the following:

(i) One (1) billboard sign with electronic changing copy sign faces.

File: BL.03-SIG (2016)

PDC-0033-2016

That the following Sign Variance be granted:

 Sign Variance Application 15-08437, Ward 9
 Peel District School Board 2665 Erin Centre Blvd.

To permit the following:

- (i) One (1) ground sign identifying the occupants of the building and a business, product or services not located on the property on which the sign is located (third party advertising).
- (ii) One ground sign with an area of approximately 5.96m²

File: BL.03-SIG (2016)

PDC-0034-2016

That the Report dated April 26, 2016, from the Commissioner of Planning and Building regarding proposed City initiated amendments to the Official Plan and Zoning By-law 0225-2007, be received for information and notwithstanding planning protocol, that the Recommendation report be brought directly to a future Council meeting.

File: CD.01-MIS

PDC-0035-2016

That the Report dated April 26, 2016, from the Commissioner of Planning and Building regarding proposed City initiated amendments to the Official Plan and Zoning By-law 0225-2007, be received for information and notwithstanding planning protocol, that the Recommendation report be brought directly to a future Council meeting.

File: BL.09-COM

PDC-0036-2016

That the report dated April 26, 2016, from the Commissioner of Planning and Building regarding the applications by Your Home Developments (Brandon Gate) Inc. to permit 30 semi-detached homes under Files OZ 15/008 W5 and T-M 15004 W5, at 3233 Brandon Gate Drive, be received for information.

- 2 -

Files: OZ 15/008 W5 and T-M 15004 W5

PDC-0037-2016

That the Report dated April 26, 2016, from the Commissioner of Planning and Building regarding approval of the application under File T-M14003 W11, Cachet Estate Homes (Symphony) Inc., 5175, 5201 and 5215 Mississauga Road, east side of Mississauga Road, south of Melody Drive, be adopted in accordance with the following:

1. That the Plan of Subdivision under File T-M14003 W11, to create 15 lots and the extension of Symphony Court, be recommended for approval subject to the conditions contained in Appendix 4.

File: T-M14003 W11

General Committee 2016/05/18

REPORT 9-2016

To: MAYOR AND MEMBERS OF COUNCIL

The General Committee presents its ninth report for 2016 and recommends: GC-0360-2016

That the deputation by Lisa Boyce-Gonsalves, Community and Neighbourhood Development, Inclusion, Bryan Shone, Senior Service Manager, Peel Children's Aid "Kids in Care", Shiao Chong, Parent, 1:1 Inclusion Support Program and Lisa Kitchener, Manager, Respite and Leisure Services, Community Living Mississauga with respect to Access and Inclusion to Recreation, be received.

GC-0361-2016

That the deputation by Julius Lindsay, Community Energy Specialist with respect to the economic impact of climate change study, be received.

GC-0362-2016

That the Corporate Report dated April 26, 2016 from the Commissioner of Community Services entitled "Access and Inclusion to Recreation Services" be received for information.

GC-0363-2016

That the Corporate Report dated April 26th, 2016, from the Commissioner of Community Services, entitled "Climate Change Actions Update" be received for information.

GC-0364-2016

That the Corporate Report dated April 26th, 2016, from the Commissioner of Community Services, entitled "Climate Change Programs" be received for information.

GC-0365-2016

That the Draft Public Art Master Plan (PAMP) as outlined in Appendix 1 attached to the Corporate Report dated May 5, 2016 from the Commissioner of Community Services entitled "Draft Public Art Master Plan (PAMP)" be approved.

GC-0366-2016

That a by-law be enacted authorizing the Commissioner of Corporate Services and Chief Financial Officer to execute roof lease agreements at Huron Park Community Centre and Burnhamthorpe Community Centre, for the purpose of solar photovoltaic power generation; subject to the agreements being in a form satisfactory to the City Solicitor.

GC-0367-2016

That a by-law be enacted to amend the Traffic By-law 555-00, as amended, to implement lower driveway boulevard parking between the curb and sidewalk, at any time on the south, west and north side (outer circle) of Naomi Crescent.

(Ward 7)

GC-0368-2016

That a by-law be enacted to amend the Traffic By-law 555-00, as amended, to implement a Uturn prohibition, at any time, for northbound and southbound motorists on Tenth Line West between Eglinton Avenue West and Erin Centre Boulevard. (Ward 10)

GC-0369-2016

That a by-law be enacted to amend the Traffic By-law 555-00, as amended, to exempt Easter Sunday from the three-hour parking limit as outlined in the report from the Commissioner of Transportation and Works, dated May 4, 2016 and entitled "Exemption to the Three-hour Parking Limit on Easter Sunday".

GC-0370-2016

That Peel Condominium Corporation No. 221's request to have Pierpont Place, a private condominium road, assumed by the City be refused as outlined in the report dated May 2, 2016 from the Acting Commissioner of Transportation and Works titled "Request to Assume Private Condominium Road – Pierpont Place, Peel Condominium Corporation No. 221 (Ward 9)". (Ward 9)

GC-0371-2016That a by-law to amend the Business Licensing By-law 1-06, as amended, be enacted to set the licensing fees for outdoor clothing donation drop boxes in a form satisfactory to Legal Services as outlined in the report from the Acting Commissioner of Transportation and Works, dated May 3, 2016 and entitled "Supplementary Report - Amendments to the Business Licensing By-law 1-06, as amended, regarding Licensing Fees for Outdoor Clothing Donation Drop Boxes"

GC-0372-2016

That Dufferin Construction Company (Dufferin) be granted permission to extend the current temporary closure of Explorer Drive between Eglinton Avenue East and Skymark Avenue to undertake construction of an overpass bridge as part of the Mississauga Transitway project, ending at 6:00 a.m. on Monday July 4, 2016. (Ward 5)

GC-0373-2016

 That the proposed one-year pilot Community Recognition Program as outlined in the report dated April 28, 2016 from the Commissioner of Corporate Services and Chief Financial Officer, be approved.

- 2. That the new Draft Community Recognition Program Policy as outlined in Appendix 2 attached to the report dated April 28, 2016 from the Commissioner of Corporate Services and Chief Financial Officer, be approved.
- 3. That the Flag Protocol Policy be amended to align with the Community Recognition Policy as outlined in Appendix 3 attached to the report dated April 28, 2016 from the Commissioner of Corporate Services and Chief Financial Officer.

GC-0374-2016

- 1. That the Diverse Communities Promotions Plan outlined in the appendicies attached to the report dated April 28, 2016 from the Commissioner of Corporate Services and Chief Financial Officer, including the proposed advertising schedule for 2016, be approved.
- 2. That the set-up and implementation of the multicultural print media registration process outlined in the report dated April 28, 2016 from the Commissioner of Corporate Services and Chief Financial Officer, be approved.

GC-0375-2016

- That in compliance with Provincial legislation governing municipal investment practices, the "2015 Annual Report on Investment" dated April 27, 2016 from the Commissioner of Corporate Services and Chief Financial Officer be received for information.
- 2. That Council adopt the accompanying Resolution attached as Appendix 3 to the report dated April 27, 2016 from the Commissioner of Corporate Services and Chief Financial Officer requesting that the Ministry of Municipal Affairs and Housing grant the City of Mississauga the authority to expand its investment mandate as per Appendix 2 attached to this report.

GC-0376-2016

That the report of the Commissioner of Corporate Services and Chief Financial Officer dated April 20, 2016 titled "Transactions with Post-Secondary Institutions", be received for information.

GC-0377-2016

- 1. That the report of the Commissioner of Corporate Services and Chief Financial Officer dated April 14, 2016 titled 2016 Tax Ratios, Rates and Due Dates be received.
- 2. That the 2016 net operating levy be approved at \$435,331,137.
- 3. That the City of Mississauga's 2016 tax ratios remain unchanged and be set as follows:

Residential	1.000000
Commercial	1.409816
Industrial	1.570762
Multi-residential	1.778781
Pipeline	1.151172
Farmland	0.250000
Managed Forest	0.250000

- That the City of Mississauga's 2016 tax rates be established as outlined in Appendix 1 to the report dated April 14, 2016 from the Commissioner of Corporate Services and Chief Financial Officer.
- 5. That the 2016 residential tax due dates be set for July 7, August 4 and September 1, 2016
- 6. That the 2016 non-residential tax due date be set for August 4, 2016.
- 7. That the 2016 due dates for properties enrolled in one of the City's Pre-authorized Tax Payment Plans be set based on their chosen withdrawal date.
- 8. That the 2016 budgets of the Clarkson, Port Credit, Streetsville, and Malton Business Improvement Areas as set out in Appendix 2 requiring tax levies of \$73,000, \$792,266, \$293,424 and \$114,002 respectively, be approved as submitted, and that the necessary budget adjustments be made.
- 9. That the rates to levy the 2016 taxes for the Clarkson, Port Credit, Streetsville, and Malton Business Improvement Areas be established as set out in Appendix 3 to the report dated April 14, 2016 from the Commissioner of Corporate Services and Chief Financial Officer.
- 10. And that the necessary by-laws be enacted.

GC-0378-2016

That a by-law be enacted authorizing the Commissioner of Corporate Services and the City Clerk to execute and affix the Corporate Seal for the renewal of the Public Sector Network Agreement (the "Agreement") for a period of ten years commencing on the effective date of the Agreement to the satisfaction of the City Solicitor and as outlined in the Corporate Report Public Sector Network Agreement Renewal dated May 2, 2016.

GC-0379-2016

That the Corporate Report dated April 20, 2016 from the Commissioner of Corporate Services and Chief Financial Officer entitled "Towing Industry Advisory Committee Citizen Appointments" be deferred to the next General Committee meeting.

GC-0380-2016

- 1. That Park 519 located at 6627 Tenth Line, be named "Union Park".
- That Council waive the requirement for a 30-day consideration period as outlined in the City's "Property and Facility Naming and Dedications" Corporate Policy.
 (Ward 9)

GC-0381-2016

That the letter dated May 13, 2016 from Mickey Frost, Director, Enforcement to Uber Canada as per Resolution 0083-2016 and the letter dated May 16, 2016 from lan Black, General Manager, Uber Canada providing a response to the City, be received.

GC-0382-2016

WHEREAS the City of Mississauga Clock Tower be lit in purple on Thursday, May 19th to help raise awareness for World IBD Day,

AND WHEREAS May 19th is known as "World IBD Day", and countries and cities around the world are marking the day in a variety of ways including lighting landmarks in purple to raise awareness of IBD (Inflammatory Bowel Disease),

NOW THEREFORE BE IT RESOLVED that Council approves lighting of the Clock Tower purple on May 19th in support of IBD.

GC-0383-2016

- 1. That the deputation and associated presentation materials by Obie Agusiegbe, EnvironFocus to the Environmental Action Committee on May 3, 2016, be received;
- 2. That the matter be referred to staff to review and report back to the Environmental Action Committee with comments.

(EAC-0019-2016)

GC-0384-2016

That the deputation and associated PowerPoint presentation by Adam Vaiya, Partners in Project Green, to the Environmental Action Committee on May 3, 2016, be received. (EAC-0020-2016)

GC-0385-2016

That the deputation by Andrea J. McLeod, Environmental Specialist regarding 2016 Earth Markets, to the Environmental Action Committee on May 3, 2016, be received. (EAC-0021-2016)

GC-0386-2016

That the EAC Environmental Actions Summary Chart updated for the May 3, 2016 meeting of the Environmental Action Committee, be received. (EAC-0022-2016)

GC-0387-2016

That the verbal update from Brenda Osborne, Director, Environment regarding the 2016 Provincial Environmental Advisory Committee Symposium, be received. (EAC-0023-2016)

GC-0388-2016

That the deputation from Glenn Gumulka, Executive Director, SustainMobility regarding the 2016 Tour de Mississauga be received. (MCAC-0017-2016)

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GC-0389-2016

- That the Chair of the Mississauga Cycling Advisory Committee (MCAC) write a letter of support on behalf of the committee to the Minister of the Environment and Climate Change for the Provincial Cap and Trade Funding for Cycling Infrastructures.
- 2. That Council be requested to pass a resolution to endorse the Provincial Cap and Trade Funding for Cycling Infrastructures and that the Mayor write a letter of support to the Minister of the Environment and Climate Change.

(MCAC-0018-2016)

GC-0390-2016

That the Mississauga Cycling Advisory Committee (MCAC) purchase 75 t-shirts for the upcoming Community Rides and that the \$450.00 fee be covered by the MCAC 2016 budget. (MCAC-0019-2016)

GC-0391-2016

That the Memorandum dated May 2, 2016 and the PowerPoint Presentation entitled "Inspiration Port Credit – 1 Port Street East – Update for Information" from Ruth Marland, Strategic Leader, Strategic Community Initiatives, to the Heritage Advisory Committee on May 10, 2016, be received for information.

(HAC-0019-2016)

GC-0392-2016

- 1. That the Heritage Property Grant Program requests be approved as outlined in the report from the Commissioner of Community Services, dated April 15, 2016.
- 2. That staff be directed to examine the feasibility of an increase in grants. (HAC-0020-2016)

GC-0393-2016

That the property at 1293 Woodland Avenue, which is listed on the City's Heritage Register, is not worthy of heritage designation, and consequently, that the owner's request to demolish proceed through the applicable process.

(HAC-0021-2016)

GC-0394-2016

 That a revised heritage permit by-law be adopted, as outlined in this Corporate Report from the Commissioner of Community Services (dated April 14, 2016), in order to simplify the heritage permit application process and to delegate authority to staff to accept applications and provide consent on certain alterations of properties according to the Ontario Heritage Act (the "Act"), as amended. 2. That the existing heritage permit by-law 77-2014 be repealed. (HAC-0022-2016)

GC-0395-2016

That the Heritage Designation Sub-Committee Terms of Reference be approved as presented and that the Draft Heritage Designation Priorities be received. (HAC-0023-2016)

GC-0396-2016

That the Memorandum from Cecilia Nin Hernandez, Heritage Coordinator, dated April 14, 2016 entitled "New Construction on Listed Property at 46 Queen Street South" be received for information.

(HAC-0024-2016)

GC-0397-2016

That the Memorandum from Cecilia Nin Hernandez, Heritage Coordinator, dated April 14, 2016 entitled "Wartime Housing" including a copy of Kitchener's St. Mary's Heritage Conservation District Plan, be received for information. (HAC-0025-2016)

GC-0398-2016

That the Memorandum dated May 10, 2016 from Cecilia Nin Hernandez, Heritage Coordinator entitled "Committee of Adjustment Applications within the Old Port Credit Village HCD, 42 Front Street South and 43 John Street South" be received for information. (HAC-0026-2016)

GC-0399-2016

That the Living Arts Centre (LAC) Board be requested to include Mayor Crombie on the interview panel for the hiring of a new CEO for LAC.

GC-0400-2016

- 1. That the report dated January 18, 2016 from the Commissioner of Planning and Building, titled "Inspiration Port Credit Business Case for a Future Marina at 1 Port Street East", be received for information.
- 2. That staff report back to General Committee to set out an action plan to protect for a future marina at 1 Port Street East based on the Business Case recommendations, future City Master Plan, and further discussions with Canada Lands Company Limited.

(Ward 1)

GC-0401-2016

That the closed education session regarding Regional Governance, be received.

November 17, 2015

OFFICIAL PLAN AMENDMENT AND RE-ZONING PROTEST PETITION

ATTN: City of Mississauga Planning and Building Department

RE: Protest Petition Against Rezoning File #OZ/OPA15/8 and T-M 15004 W5

We, the undersigned members of the property tenant, The Holy Remnant Apostolic Church, do hereby protest the Official Plan Amendment, Rezoning, and Draft Plan of Subdivision of 3233 Brandon Gate Dr. Mississauga, ON

We are in opposition to the above proposal on account of the importance of the existing structure and the businesses/institutions therein to our organization and our community. As a religious organization, many of our members are dependent on our current location at the aforementioned address for various reasons. We utilize it as a place to gather, commune, learn, and draw strength from one another. It has also served as an important gathering place for our youth for many years; providing them with a place to volunteer their time and apply themselves to productive activities. Likewise, the neighboring businesses within the plaza provide valuable services to our community. For instance many families depend on the Convenience Store for their children's school supplies and other needed items. As a result, we hereby request that the above rezoning file numbers be denied on account of its detrimental effects to our organization and the community at large.

Sincerety,

Reverend Dr. Sidrell H. R. Williams

Senior Pastor

The Holy Remnant Apostolic Church

Members of Completed by: The Holy Remnant Date Completed: Petition To Deny and Remove Rezoning File #OZ/OPA15/8 and T-M 15004 W5

We, the undersigned members of the property tenant, The Holy Remnant Apostolic Church, do hereby protest the Official Plan Amendment, Rezoning, and Draft Plan of Subdivisions of 3233 Brandon Gate Dr. Mississauga, ON

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#### COUNCILLOR INFORMATION STATEMENT FOR GIFTS AND BENEFITS OVER \$500.00

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council within 30 days of receipt of any gift or benefit exceeding \$500.00, or where the total of the value of a gift or benefit, together with any other gift(s) or benefit(s) from the same source in the same calendar year, totals \$500.00 or more]

I, BONNIE CROMBIE	, Member of the Council of the City
of Mississauga, hereby state as follows:	
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- 1. In the attached list, every reference to a gift or benefit received by me includes every gift or benefit received, with my knowledge, by any family member of mine or a member of my staff, all as defined in the Council Code of Conduct (the "Code").
- 2. Attached is a complete list, subject only to the exceptions listed in paragraph 7 hereof, of every fee, advance, cash, gift, gift certificate, personal benefit, price reduction and other consideration received by me in this calendar year during the 30-day period immediately prior to the date of this Statement, connected directly or indirectly with the performance of my duties of office as a member of Council, of the following description:
  - (a) where the value of the gift or benefit exceeds \$500.00; and/or
  - (b) where the total value of all gifts and benefits received from any one source during the course of the calendar year in which it was received exceeds \$500.00.

(Herein referred to collectively as the "Paragraph 2 Gifts or Benefits")

- 3. Included in the list are particulars of the Paragraph 2 Gifts or Benefits, designated by reference to the applicable paragraph of Rule No. 2.1 of the Code:
  - 2.1.b any gift or benefit of a nature which normally accompanies the responsibilities of office and was received as an incident of protocol or social obligation;

- **2.1.e** a suitable memento of a function honouring me;
- 2.1.f food, lodging, transportation or entertainment provided by any government;
- 2.1.f food, lodging, transportation or entertainment provided by the organizer of a conference, seminar or other event where I either spoke or attended in an official capacity at an official event;
- 2.1.g any food or beverage consumed at a banquet, reception or similar event, where the attendance served a legitimate business purpose and the person extending the invitation or a representative of the organization was in attendance;
- 2.1.h the provision of communications to my offices, including subscriptions to newspapers and periodicals;
- 2.1.i any sponsorship or donation for a community event organized or run by me or on my behalf, where costs were incurred and the event held on or before Nomination Day.
- 4. Without limiting the generality of the information required to be included in this Councillor Information Statement, examples of the types of Paragraph 2 Gifts or Benefits received by me or a staff or family member which must be listed include each of the following:
  - (i) property (e.g. a book, flowers, gift basket, painting or sculpture, furniture, wine);
  - (ii) membership in a club or other organization (e.g. a golf club) at a reduced rate or at no cost;
  - (iii) any invitation to and/or tickets to attend an event (e.g. a sports event, concert, play) at a reduced rate or at no cost;
  - (iv) any invitation to attend a gala or fundraising event at a reduced rate or at no cost;
  - (v) any invitation to attend an event or function in the fulfilment of my official duties, as described in this Statement;

- (vi) in the case of an invitation to attend a charity golf tournament, a fundraising gala, a professional sports event, concert or a dinner, in addition to the data provided, the number of such events which I have attended as a guest of the same individual or corporation during the calendar year prior to the last such attendance;
- (vii) Use of real estate or significant assets or facilities (i.e. a vehicle, office, vacation property) at a reduced rate or at no cost;
- I have listed beside the description of each gift and benefit: the date it was received; the name of the donor or provider; the nature of the gift or benefit; the cost, value or estimated value of the gift or benefit; and the reference to every applicable paragraph of Rule No. 2.1 of the Code. Where I have received more than one gift or benefit from any one source during the last calendar year, I have listed opposite the name of the person or other source from whom the gift or benefit was received, the date and the value of all gifts and benefits which I have received from the same source over the past year.
- 6. I know of no facts or circumstances which create a conflict between my private interest and my public duty as a member of Council, by reason of my receipt or acceptance of any gift or benefit referred to in this Statement or otherwise.
- 7. In accordance with the Code, this list does not include the following:
  - 2.1.a compensation authorized by law paid to me by the City of Mississauga or its local board;
  - 2.1.c money, goods or services received by me, or on my behalf, for my municipal election campaign, duly reported in accordance with law;
  - 2.1.d services provided without compensation by persons volunteering their time.
- 8. The list, which forms part of this Statement, sets out all of the Paragraph 2 Gifts or Benefits, subject to permitted exceptions referred to in paragraph 7 hereof, received by me, or on my behalf, or by any member of my family or staff, during the period to which this Councillor

Information Statement applies. This Statement is submitted by me in good faith in accordance with the Code of Conduct governing Members of Council of the City of Mississauga.

Date: May 3'16

(Signature of Councillor)

This Councillor Information Statement, together with the attached List of Gifts and Benefits, may be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

Every Councillor Information Statement filed with the Integrity Commissioner will become a matter of public record.

#### COUNCILLOR INFORMATION STATEMENT

(List of Gifts and Benefits)

Date	Name of Donor	Nature of Gift or Benefit	Amount/Value	Donations by Same Donor during the same Calendar Year	Exception Paragraph under Rule No. 2.1
2016-03-30	Mohamad Fakih	Ticket: Ontario Liberal Heritage Dinner	\$1600	No	2.1 g (i) (ii)
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(Add more pages as required)

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

I, J. W. Lovey Member of the Council of the City of

Mississauga, HEREBY DECLARE as follows:

I have received no fee, advance, cash, gift, gift certificate, personal benefit, price reduction or other consideration in the past quarter year, connected directly or indirectly with the performance of my duties of office as a member of Council which exceeds in value the sum of \$500 or in the case of multiple gifts from the same source in this calendar year, exceeds in value \$500 in the aggregate, and to the best of my knowledge information and belief, no family member of mine nor a member of my staff (all as defined in the Code of Conduct) has received any such gift in the past quarter year, except as I may have disclosed in a Councillor Information Statement filed by me with the Integrity Commissioner within 30 days of receipt of any such gift.

Date: May 2/16

Signature of Councillor:

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze
Integrity Commissioner for the City of Mississauga
20736 Mississauga Road
Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

I,	KAREN RAS	, Member of the Council of the City of
Missis	sauga, HEREBY DECI	E as follows:
of offi from t knowl the Co in a C	eration in the past quarter as a member of Counter this can be same source in this can be deep information and be deep formation and be deep formation has received.	cash, gift, gift certificate, personal benefit, price reduction or other car, connected directly or indirectly with the performance of my duties which exceeds in value the sum of \$500 or in the case of multiple gifts dar year, exceeds in value \$500 in the aggregate, and to the best of my no family member of mine nor a member of my staff (all as defined in any such gift in the past quarter year, except as I may have disclosed ment filed by me with the Integrity Commissioner within 30 days of
Date:	April 29th, 2016	Signature of Councillor: Law Ras
	Quarterly Councillor Deci ce, by mail, fax, e-mail or	ion shall be filed with the City's Integrity Commissioner, Robert J.

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

movember 1. In each year during me ten	in of office of the Council of the City of Mississauga,
CHRIS FONSECA	, Member of the Council of the City of
Mississauga, HEREBY DECLARE as follo	nys:
consideration in the past quarter year, conne of office as a member of Council which exc from the same source in this calendar year, knowledge information and belief, no family the Code of Conduct) has received any such	it, gift certificate, personal benefit, price reduction or othe ected directly or indirectly with the performance of my dutie seeds in value the sum of \$500 or in the case of multiple gift exceeds in value \$500 in the aggregate, and to the best of my member of mine nor a member of my staff (all as defined in gift in the past quarter year, except as I may have disclosed by me with the Integrity Commissioner within 30 days of
April 30, 2016 Date: Signature	e of Councillot: MSFONSPOL
This Quarterly Councillor Declaration shall Swayze, by mail, fax, e-mail or delivery, as	be filed with the City's Integrity Commissioner, Robert J. follows:

Robert J. Swayze
Integrity Commissioner for the City of Mississauga

20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

I,	John	Kovac	 , Member	of the	Council	of the City	of
Mississauga,	HEREBY	DECLARE as follows:					

I have received no fee, advance, cash, gift, gift certificate, personal benefit, price reduction or other consideration in the past quarter year, connected directly or indirectly with the performance of my duties of office as a member of Council which exceeds in value the sum of \$500 or in the case of multiple gifts from the same source in this calendar year, exceeds in value \$500 in the aggregate, and to the best of my knowledge information and belief, no family member of mine nor a member of my staff (all as defined in the Code of Conduct) has received any such gift in the past quarter year, except as I may have disclosed in a Councillor Information Statement filed by me with the Integrity Commissioner within 30 days of receipt of any such gift.

Date: May 5, 2016 Signature of Councillor:

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

1. Carolyn Yarrish	, Member of the Council of the City of
Mississauga, HEREBY DECLARE as follows:	
consideration in the past quarter year, connected di of office as a member of Council which exceeds in from the same source in this calendar year, exceed knowledge information and belief, no family member the Code of Conduct) has received any such gift in	certificate, personal benefit, price reduction or other rectly or indirectly with the performance of my duties a value the sum of \$500 or in the case of multiple gifts in value \$500 in the aggregate and to the best of my ser of mine nor a member of my staff (all as defined in the past quarter year, except as I may have disclosed e with the Integrity Commissioner within 30 days of
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This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Signature of Councillor:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario LTK 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

ITo be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

, Member of the Council of the City of

Mississauga, HEREBY DECLARE as follows:

I have received no fee, advance, cash, gift, gift certificate, personal benefit, price reduction or other consideration in the past quarter year, connected directly or indirectly with the performance of my duties of office as a member of Council which exceeds in value the sum of \$500 or in the case of multiple gifts from the same source in this calendar year, exceeds in value \$500 in the aggregate, and to the best of my knowledge information and belief, no family member of mine nor a member of my staff (all as defined in the Code of Conduct) has received any such gift in the past quarter year, except as I may have disclosed in a Councillor Information Statement filed by me with the Integrity Commissioner within 30 days of receipt of any such gift.

W 3/16 Signature of Councillor

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

> Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 519-942-1233 Fax:

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

I, Nando lannicca	, Member of the Council of the City of
Mississauga, HEREBY DECLARE as follows:	

I have received no fee, advance, cash, gift, gift certificate, personal benefit, price reduction or other consideration in the past quarter year, connected directly or indirectly with the performance of my duties of office as a member of Council which exceeds in value the sum of \$500 or in the case of multiple gifts from the same source in this calendar year, exceeds in value \$500 in the aggregate, and to the best of my knowledge information and belief, no family member of mine nor a member of my staff (all as defined in the Code of Conduct) has received any such gift in the past quarter year, except as I may have disclosed in a Councillor Information Statement filed by me with the Integrity Commissioner within 30 days of receipt of any such gift.

Date: April 27,2016

Signature of Councillor:

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

I, Matt Mahmey, Member of the Council of the City of

Mississauga, HEREBY DECLARE as follows:

I have received no fee, advance, cash, gift, gift certificate, personal benefit, price reduction or other consideration in the past quarter year, connected directly or indirectly with the performance of my duties of office as a member of Council which exceeds in value the sum of \$500 or in the case of multiple gifts from the same source in this calendar year, exceeds in value \$500 in the aggregate, and to the best of my knowledge information and belief, no family member of mine nor a member of my staff (all as defined in the Code of Conduct) has received any such gift in the past quarter year, except as I may have disclosed in a Councillor Information Statement filed by me with the Integrity Commissioner within 30 days of receipt of any such gift.

Date: April 22201 Esignature of Councillor: Thus be

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

#### COUNCILLOR INFORMATION STATEMENT FOR GIFTS AND BENEFITS OVER \$500.00

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council within 30 days of receipt of any gift or benefit exceeding \$500.00, or where the total of the value of a gift or benefit, together with any other gift(s) or benefit(s) from the same source in the same calendar year, totals \$500.00 or more

I,	TO ·	, Member of the Council of the City
of Mississau	ga, hereby state as follows:	
	· · · · · · · · · · · · · · · · · · ·	nce to a gift or benefit received by me includes ge, by any family member of mine or a member of Conduct (the "Code").
other consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the consideration of the con	very fee, advance, cash, gift, gift of eration received by me in this cale	ect only to the exceptions listed in paragraph 7 certificate, personal benefit, price reduction and order year during the 30-day period immediately irectly or indirectly with the performance of my following description:
(a)	where the value of the gift or ben	efit exceeds \$500.00; and/or
(b)	<del>-</del>	and benefits received from any one source during which it was received exceeds \$500.00.
(Herein refer	red to collectively as the "Paragrapl	2 Gifts or Benefits")
3.	Included in the list are particulars	of the Paragraph 2 Gifts or Benefits, designated

any gift or benefit of a nature which normally accompanies the responsibilities

of office and was received as an incident of protocol or social obligation;

2.1.b

- **2.1.e** a suitable memento of a function honouring me;
- 2.1.f food, lodging, transportation or entertainment provided by any government;
- 2.1.f food, lodging, transportation or entertainment provided by the organizer of a conference, seminar or other event where I either spoke or attended in an official capacity at an official event;
- 2.1.g any food or beverage consumed at a banquet, reception or similar event, where the attendance served a legitimate business purpose and the person extending the invitation or a representative of the organization was in attendance;
- 2.1.h the provision of communications to my offices, including subscriptions to newspapers and periodicals;
- 2.1.i any sponsorship or donation for a community event organized or run by me or on my behalf, where costs were incurred and the event held on or before Nomination Day.
- 4. Without limiting the generality of the information required to be included in this Councillor Information Statement, examples of the types of Paragraph 2 Gifts or Benefits received by me or a staff or family member which must be listed include each of the following:
  - (i) property (e.g. a book, flowers, gift basket, painting or sculpture, furniture, wine);
  - (ii) membership in a club or other organization (e.g. a golf club) at a reduced rate or at no cost;
  - (iii) any invitation to and/or tickets to attend an event (e.g. a sports event, concert, play) at a reduced rate or at no cost;
  - (iv) any invitation to attend a gala or fundraising event at a reduced rate or at no cost;
  - (v) any invitation to attend an event or function in the fulfilment of my official duties, as described in this Statement;

- (vi) in the case of an invitation to attend a charity golf tournament, a fundraising gala, a professional sports event, concert or a dinner, in addition to the data provided, the number of such events which I have attended as a guest of the same individual or corporation during the calendar year prior to the last such attendance;
- (vii) Use of real estate or significant assets or facilities (i.e. a vehicle, office, vacation property) at a reduced rate or at no cost;
- I have listed beside the description of each gift and benefit: the date it was received; the name of the donor or provider; the nature of the gift or benefit; the cost, value or estimated value of the gift or benefit; and the reference to every applicable paragraph of Rule No. 2.1 of the Code. Where I have received more than one gift or benefit from any one source during the last calendar year, I have listed opposite the name of the person or other source from whom the gift or benefit was received, the date and the value of all gifts and benefits which I have received from the same source over the past year.
- 6. I know of no facts or circumstances which create a conflict between my private interest and my public duty as a member of Council, by reason of my receipt or acceptance of any gift or benefit referred to in this Statement or otherwise.
- 7. In accordance with the Code, this list does not include the following:
  - 2.1.a compensation authorized by law paid to me by the City of Mississauga or its local board;
  - 2.1.c money, goods or services received by me, or on my behalf, for my municipal election campaign, duly reported in accordance with law;
  - **2.1.d** services provided without compensation by persons volunteering their time.
- 8. The list, which forms part of this Statement, sets out all of the Paragraph 2 Gifts or Benefits, subject to permitted exceptions referred to in paragraph 7 hereof, received by me, or on my behalf, or by any member of my family or staff, during the period to which this Councillor

Information Statement applies. This Statement is submitted by me in good faith in accordance with the Code of Conduct governing Members of Council of the City of Mississauga.

MAY 2, 2016

(Signature of Councillor)

This Councillor Information Statement, together with the attached List of Gifts and Benefits, may be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

Every Councillor Information Statement filed with the Integrity Commissioner will become a matter of public record.

# COUNCILLOR INFORMATION STATEMENT (List of Gifts and Benefits)

Name of Councillor: PAT SAITO, WARD 9

Date	Name of Donor	Nature of Gift or Benefit Amount/Value Donations during the sa		Denations by Same Donor during the same Calendar Year	Exception Paragraph under Rule No. 2.1	
March 31, 2016	Enersource	Tresschauf to Constrainty it times stated to University delicipations	300.00		2-1.9	
April 14, 2016	Enersource	MBOT 55th Anniversaly Gala, two lickets	487.50		2-1.9	
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(Add more pages as required)

# QUARTERLY COUNCILLOR DECLARATION

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga.

	ue McFadden	, , , , , , , , , , , , , , , , , , ,	Member of the Counc	
	issauga, HEREBY DEC	LARE as follows:	, monder of the count	ar or me sorry or
consi of of from know the C in a	deration in the past quar fice as a member of Cou the same source in this in redge information and be lode of Conduct) has rec	ance, cash, gift, gift certificate ter year, connected directly or moil which exceeds in value the calendar year, exceeds in value elief, no family member of minerived any such gift in the past Statement filed by me with the	indirectly with the perform e sum of \$500 or in the case \$500 in the aggregate, and se nor a member of my staff quarter year, except as I m	ance of my duties e of multiple gifts to the best of my f (all as defined in ay have disclosed
Date:	May 1, 2016	Signature of Councillor:	Infelde	<u>***</u>
	Quarterly Councillor De ze, by mail, fax, e-mail	claration shall be filed with the or delivery, as follows:	City's Integrity Commissio	oner, Robert J.
	Robe	ort J. Swavze		

Robert J. Swayze
Integrity Commissioner for the City of Mississauga
20736 Mississauga Road
Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

Every Quarterly Councillor Declaration filed with the Integrity Commissioner will become a matter of public record.

# QUARTERLY COUNCILLOR DECLARATION

under the City of Mississauga Council Code of Conduct

[To be filed by every Member of Council on or by February 1st, May 1st, August 1st and November 1st in each year during the term of office of the Council of the City of Mississauga,

George Carlson	, Member of the Council of the City of
Mississauga, HEREBY DECLARE as follows:	
I have received no fee, advance, cash, gift, gift co- consideration in the past quarter year, connected dire- of office as a member of Council which exceeds in v from the same source in this calendar year, exceeds i knowledge information and belief, no family member the Code of Conduct) has received any such gift in t in a Councillor Information Statement filed by me receipt of any such gift.	ectly or indirectly with the performance of my duties value the sum of \$500 or in the case of multiple gifts in value \$500 in the aggregate, and to the best of my of mine nor a member of my staff (all as defined in the past quarter year, except as I may have disclosed
April 28, 2016  Date: Signature of Council	cillor:

This Quarterly Councillor Declaration shall be filed with the City's Integrity Commissioner, Robert J. Swayze, by mail, fax, e-mail or delivery, as follows:

Robert J. Swayze Integrity Commissioner for the City of Mississauga 20736 Mississauga Road Caledon, Ontario L7K 1M7

Phone: 519-942-0070 Fax: 519-942-1233

E-mail: robert.swayze@sympatico.ca

Every Quarterly Councillor Declaration filed with the Integrity Commissioner will become a matter of public record.

al



To Whom it May Concern,

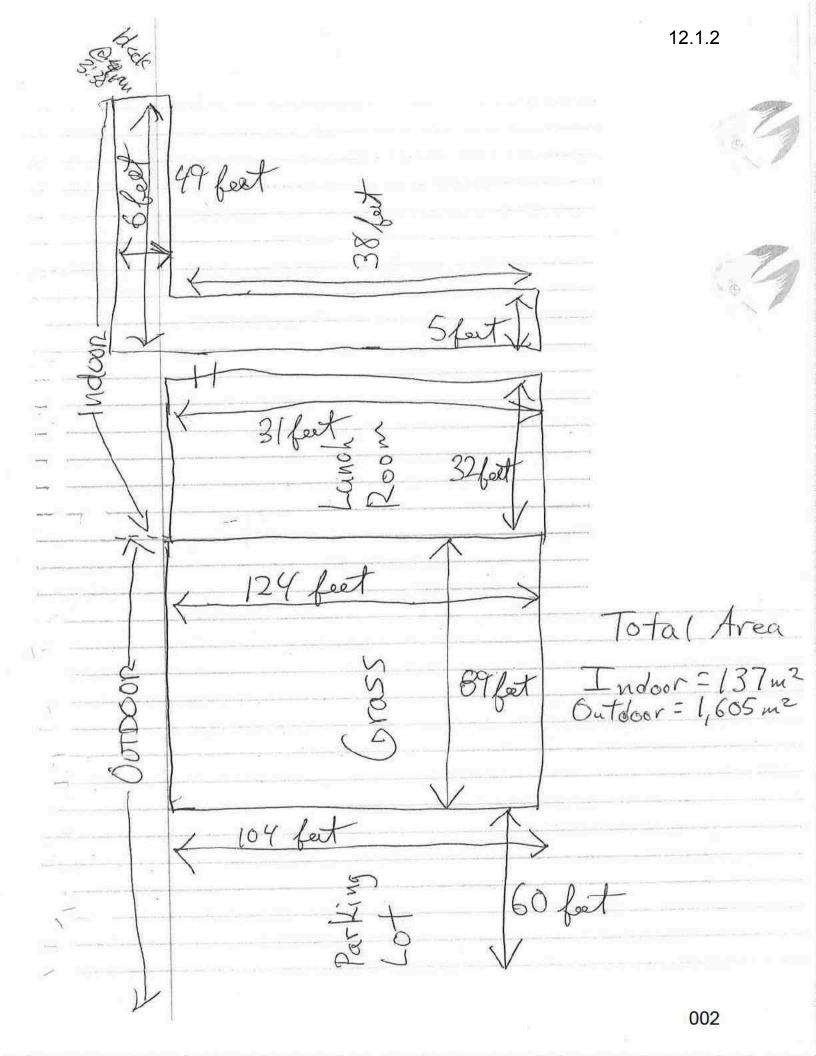
This letter is to inform all parties, that Baylis Medical will be hosting a corporate team building event on Wednesday June 15^{th,} 2016. The occasion is meant to act as a social event and alcohol will be served on the company's private property. In compliance with the Special Occasion's Permit, the attached drawing outlines exactly where alcohol will be served and consumed. Baylis Medical, assumes all responsibilities of the invited employees.

For further questions, please contact Eileen Gabriel at as she will be the onsite contact.

or at

Thank you.

Kris Shah, President Baylis Medical Company



12.1.3



Wesco Distribution, Inc. 6170 Belgrave Rd Mississauga, ON May 2, 2016

City of Mississauga - Fax 905.615.4181

Dear Office of City Clerk:

Wesco Distribution Canada is hosting its 3rd annual Trade Show & BBQ at our business location at 6170 Belgrave Rd in Mississauga on Wednesday June 8th, 2016 between 11:00am-3:00pm.

We are hoping to get approximately 400 customers out to this event. We will be serving alcohol however, we will <u>not</u> be charging for it and we have a catering smart serve certified bartender scheduled to serve for us. The event will be taken place in the parking lot of our Distribution Centre under a 120' x 40' tent. The tent permit has been issued. We also will be having a catered BBQ lunch served.

The local Police, Fire Department and Public health office have also already been contacted letting them know about our event.

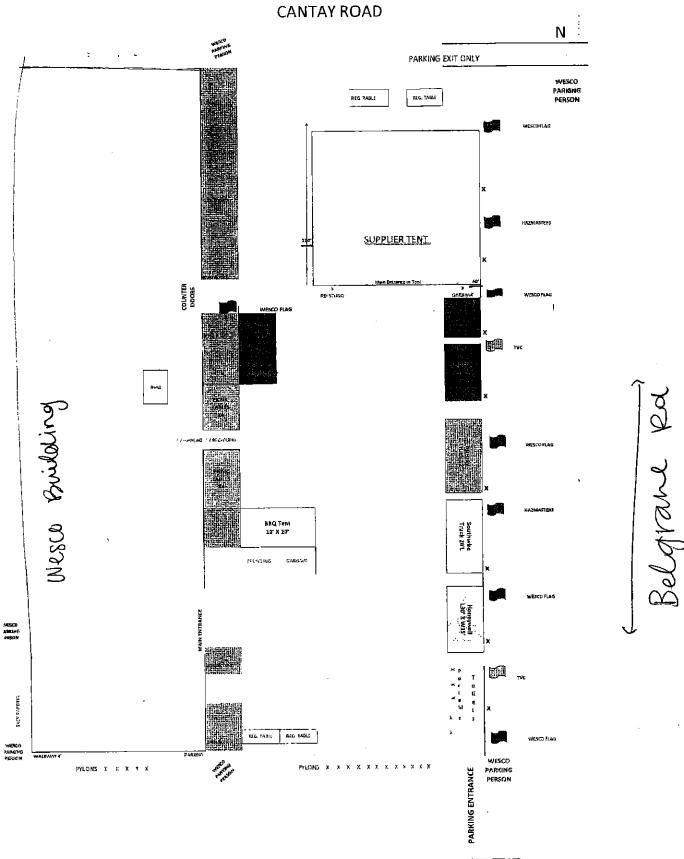
I have also attached a copy of the invitation and map of the event.

Contact information for the person over seeing this event is Christy Morrison, Regional Manager.

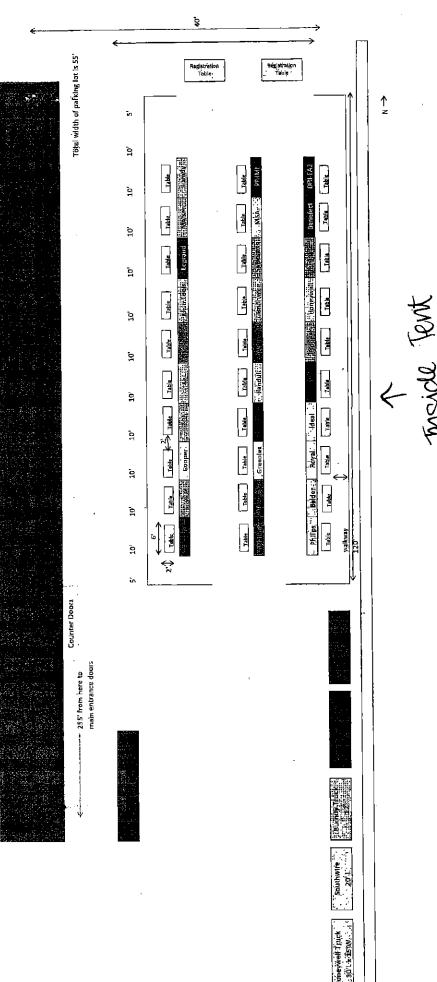
Please contact me once this is reviewed and let me know if you require anymore documentation.

Sincerely,

Ashlee Bowler -



Belgrand Ro



Inside Fent



# STATEMENT

Ministry of Municipal Affairs and Housing

#### MINISTER'S STATEMENT

May 18, 2016

Today Minister of Municipal Affairs and Housing Ted McMeekin released the following statement:

"In the past few weeks, we have heard from a number of individuals and organizations across Ontario about the proposed Municipal Elections Modernization Act, 2016 which is currently before the Standing Committee on Finance and Economic Affairs. Today we are proposing some further amendments for the committee to consider.

To align with the strong action we are taking provincially on electoral finance reform, and to make Bill 181 even stronger, we intend to bring forward amendments to the bill at the next meeting of the Standing Committee that would ban corporate and union contributions to council candidates in every municipality across the province. This would create an even playing field for all candidates. The ban would also apply to contributions to school board trustee candidates.

Other amendments that we are introducing include:

- Changing the definition of third party advertising so that it covers only advertisements supporting or opposing candidates and ballot item questions, and not issues. This will help create more flexibility by allowing charities and groups that undertake public outreach to continue their advocacy work throughout an election period, without being subject to a third party advertising framework.
- Restoring the current provision in the Municipal Elections Act, 1996 that allows volunteer firefighters to run for municipal office without having to take a leave of absence, or to resign if elected. This is especially vital in rural communities.

By bringing forward these amendments we hope to create more consistency around how local elections are run in Ontario, and help ensure that the rules governing how municipal leaders are elected reflect the real and evolving needs of our communities."



The Region of Peel is the proud recipient of the National Quality Institute Order of Excellence, Quality; the National Quality Institute Canada Award of Excellence Gold Award, Healthy Workplace; and a 2008 IPAC/Deloitte Public Sector Leadership Gold Award.

May 6, 2016

Resolution Number 2016-326

Ms. Crystal Greer City Clerk City of Mississauga 300 City Centre Drive Mississauga, ON L5B 3C1

Dear Ms. Greer:

Subject: Prohibiting Waterpipe Smoking in Specified Public Areas

I am writing to advise that Regional Council approved the following resolution at its meeting held on Thursday, April 28, 2016:

#### Resolution 2016-326:

That a by-law prohibiting waterpipe smoking in enclosed public places, enclosed workplaces, and specified outdoor public places in the Region of Peel, be presented for enactment;

And further, that a communication strategy to inform business owners and patrons of the by-law and the adverse health effects of smoking a waterpipe, be implemented;

And further, that the report of the Commissioner of Health Services and the Medical Officer of Health titled, "Prohibiting Waterpipe Smoking in Specified Public Areas" and accompanying by-law be forwarded to the Region's three local municipalities to request that each pass a resolution to consent to the by-law, as required by the Municipal Act, 2001, and that such a resolution be passed no later than June 1, 2016;

And further, that the Minister of Health and Long Term Care be requested to include the prohibition of the public use of Hookah/Shisha/Waterpipe smoking in provincial Smoke-Free Ontario legislation and regulations;

And further, that a copy of this resolution be sent to the Minister of Health and Long Term Care and Peel-area MPPs.

Please find enclosed a copy of the subject report and By-law 30-2016.

Veronica Montesdeoca Legislative Specialist

VM:hg

c: Janette Smith, Commissioner, Health Services, Region of Peel

Also sent to:

Carey deGorter, Clerk, Town of Caledon Peter Fay, City Clerk, City of Brampton



REPORT Meeting Date: 2016-04-28 Regional Council

DATE: April 18, 2016

REPORT TITLE: PROHIBITING WATERPIPE SMOKING IN SPECIFIED PUBLIC AREAS

FROM: Janette Smith, Commissioner of Health Services

Eileen de Villa, MD MBA MHSc CCFP FRCPC

Medical Officer of Health

#### RECOMMENDATION

That a by-law prohibiting waterpipe smoking in enclosed public places, enclosed workplaces, and specified outdoor public places in the Region of Peel, be presented for enactment;

And further, that a communication strategy to inform business owners and patrons of the by-law and the adverse health effects of smoking a waterpipe, be implemented;

And further, that the report of the Commissioner of Health Services and the Medical Officer of Health titled, "Prohibiting Waterpipe Smoking in Specified Public Areas" and accompanying by-law be forwarded to the Region's three local municipalities to request that each pass a resolution to consent to the by-law, as required by the *Municipal Act*, 2001, and that such a resolution be passed no later than June 1, 2016.

#### REPORT HIGHLIGHTS

- Peel Public Health is proposing a prohibition on the smoking of waterpipes (also known as hookah or narghile) in enclosed public places, enclosed workplaces, and specified outdoor public places in Peel region, which would take effect on November 1, 2016.
- Along with the by-law, Peel Public Health also recommends a strategy to communicate with waterpipe establishment owners and patrons regarding the by-law and the adverse health effects of waterpipe smoking.
- Waterpipe use is on the rise in Peel, particularly among young adults. Since 2009, there
  has been a noted increase in the number of waterpipe establishments operating in Peel,
  particularly in Mississauga. In 2013 18 per cent of Grade 12 students in the Region
  reported using a waterpipe in the last 12 months.
- Current and emerging research indicates that waterpipe smoking poses health risks to users and those exposed to the second-hand smoke. Most individuals are unaware of these risks or believe the risks are minimal.
- A number of Canadian jurisdictions, as well as several countries in the Middle East, where waterpipe smoking is believed to have originated, have already prohibited waterpipe use in public places.
- Recent consultations with individuals who visit waterpipe establishments in Peel indicate
  that, of those who were consulted, 72 per cent were 18-24 years old, 70 per cent visited
  the establishment mainly to socialize and 71 per cent believe that the associated health
  risks of smoking a waterpipe are minimal.

#### **DISCUSSION**

# 1. Background

Waterpipe smoking (also called hookah or narghile) presents direct health risks to users and those exposed to related second-hand smoke. Since 2009, there has been notable growth in the number of waterpipe establishments operating in Peel (see Appendix I for a map of current known locations). A 2013 survey of Peel students in grades 7 to 12 found that 10 per cent of students reported using a waterpipe in the past 12 months, versus 6 per cent who reported smoking cigarettes. Of additional concern was that 29 per cent of these students surveyed reported no knowledge of the potential health risks associated with regular waterpipe smoking.

The growing popularity of waterpipe smoking, particularly among students and young adults in Peel, mirrors trends observed in Canada and other high-income countries over the past decade. This has been driven largely by popular media attention around waterpipe smoking and declines in cigarette use related to more stringent regulation. This increasing participation in waterpipe smoking runs contrary to successful tobacco control policies that protect community health from the harmful effects of smoking and second-hand smoke.

In November 2015, Regional Council endorsed a resolution that called on the Medical Officer of Health to report back on measures to address the health risks of waterpipe smoking in indoor public places, including possible prohibition, and requested the completion of a stakeholder consultation. This took place in winter 2016 with a sample of waterpipe establishment owners and patrons with the objectives of:

- Learning about waterpipe establishments in the Region of Peel,
- Understanding behaviour related to waterpipe use,
- Determining awareness of the health risks associated with waterpipe use,
- Understanding potential impacts of a prohibition on public waterpipe use.

Peel Public Health delivered letters to all known waterpipe establishments in Peel informing them that consultations would be conducted by Ipsos-Reid. The names and contact information for all known waterpipe establishments were provided to Ipsos-Reid by Peel Public Health. Ipsos-Reid made numerous attempts to recruit the owner of each waterpipe establishment. They successfully recruited and interviewed the owners of 20 establishments.

This report presents the findings of this stakeholder consultation together with other relevant findings around waterpipe use, and closes by providing an overview of a proposed by-law to prohibit waterpipe smoking in public places in the Region and a related communications campaign to raise public awareness.

#### 2. Findings

## a) Stakeholder Consultations

Common themes and key findings from interviews with owners were:

 The majority of establishments reported having been in operation for five years or less:

- Most waterpipe establishments either operate as restaurants that provide waterpipe service, or as lounges that serve appetizers and provide waterpipe service;
- A minority of these establishments also serve alcohol;
- Most establishments stated that they target an older customer base (30 to 60 years old), with a minority targeting younger adults (19-25 years old);
- Respondents agreed that tobacco waterpipe is more harmful than herbal waterpipe smoking but felt that the health risks of both are minimal; and
- All anticipated that a ban on waterpipe smoking would negatively impact their business.

Patrons were also contacted during the consultation process at waterpipe establishments, with interviews conducted at different times and days of the week. 105 patrons were interviewed, with the following key findings emerging:

- The majority of patrons were 18-24 years old (72 per cent) and of self-identified Middle Eastern or South Asian background (81 per cent);
- 3 out of 4 respondents reported visiting waterpipe establishments at least once per week, with just under half reporting daily or near-daily waterpipe smoking;
- 70 per cent cited "socialization" as the main reason they visit waterpipe establishments;
- In addition to smoking at waterpipe establishments, many also smoke at home or in other public places such as parks, beaches and festivals; and
- A majority reported being aware of the various health risks of waterpipe use and believed that these risks are minimal.

## b) Consultations with Local Municipalities

Representatives from Peel Public Health and the local municipalities met in the summer of 2015 to discuss potential options to address the health risks associated with waterpipe use. None of the local municipalities in Peel currently license waterpipe establishments or prohibit the use of waterpipes within enclosed public places. Support was expressed for prohibition via a Regional by-law rather than through municipal licensing by-laws. A draft regional by-law regulating waterpipe use was then circulated to the local municipal staff for review and comment in February 2016.

Should Regional Council vote to enact the proposed by-law, the municipal Council of each of the Region's three local municipalities will be asked to pass a resolution to consent to the by-law, as required by the *Municipal Act, 2001*. Lower-tier consent is being requested by June 01, 2016 to support the proposed by-law effective date of November 01, 2016. Provided that the necessary consent is received from the local municipalities, the proposed by-law would come into effect as provided by Regional Council.

## c) History of Waterpipe Use

The exact origin of waterpipe smoking is not entirely clear, but waterpipe use has occurred for at least four centuries. Until the mid-1990s waterpipe smoking was largely practiced in the Middle East and traditionally used to smoke tobacco and other substances which produced a harsh smoke when smoked raw. With the development of sweetened/flavored tobacco and fast-lighting charcoal waterpipe smoking became

more appealing to users, particularly youth and the practice has become popular around the world.

As the development of sweetened waterpipes gained appeal among young people outside of the Middle East, waterpipe cafés and restaurants have opened around the world. The practice has grown most prevalent in Africa, Asia, and the Middle East, but similar growth has been observed in Peel Region, with waterpipe establishments growing from three known establishments in 2009 to 24 establishments currently known to be operating (23 in Mississauga and one in Brampton).

# d) Research Evidence

Peel Public Health staff have reviewed the best-available scientific research to characterize the health effects associated with all forms of waterpipe smoking and effects on air quality in waterpipe establishments. While this is a relatively new and growing area of research, key findings presently suggest that:

- Traditional tobacco waterpipe smoking is possibly associated with lung cancer, respiratory illness, reduced lung function, dental disease and negative pregnancy outcomes, including infants with low birth weight.
- Non-tobacco (herbal) waterpipe smoking can have negative health effects, such as harmful effects on lung cells and carbon monoxide exposure.
- Smoking a non-tobacco waterpipe negatively affects indoor air quality for indicators including carbon monoxide and fine particulate matter (PM _{2.5})¹. One study assessing the air quality in a sample of Toronto waterpipe establishments found the air to be hazardous to human health based on the United States Environmental Protection Agency (EPA) Air Quality Index and Health Canada's Residential Indoor Air Quality Guidelines.

#### e) Regulation in International Jurisdictions

Peel Public Health staff contacted the public health authority for several Middle Eastern countries where waterpipe smoking is common, including Lebanon, Turkey, Egypt, and Kuwait. These contacts reported that, similar to regulations around tobacco use, many of these countries now prohibit waterpipe smoking in all public places and private businesses.

## f) Regulation in Other Canadian Jurisdictions

A growing number of Canadian jurisdictions have regulated waterpipe use. Nova Scotia, Alberta and Quebec prohibit waterpipe smoking in enclosed public places. A number of municipalities in British Columbia prohibit the use of waterpipes in restaurant/bars and on outdoor patios.

In 2008, the City of Vancouver enacted a by-law that prohibited the burning of any substance using a waterpipe in indoor public places, including non-tobacco waterpipe products. The validity of the by-law was challenged by two waterpipe business owners on the grounds that the by-law is outside of the powers of the City to protect public

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¹ PM₂₅ is an air pollutant associated with increased risks for respiratory and heart disease

health, and that the by-law violates the Canadian Charter of Rights and Freedoms. The validity of the Vancouver by-law was affirmed in both trial and appellate courts.

## g) Regulation in Other Ontario Municipalities

The City of Toronto has prohibited the use of waterpipe devices in all licensed establishments. This by-law came into effect on April 1, 2016. Five other municipalities in Ontario have enacted municipal by-laws prohibiting the smoking of waterpipes in enclosed public places (Barrie, Bradford-West Gwillimbury, Chatham-Kent, Orillia and Peterborough). Other municipalities, including Ottawa, have prohibited waterpipe smoking in select outdoor areas on municipal property.

# h) Provincial Regulation of Tobacco Use

Provincially, the *Smoke-Free Ontario Act* (the "Act") prohibits smoking or holding of lit tobacco in various locations, including: enclosed public places, enclosed workplaces, restaurant and bar patios, within nine metres of designated health care facilities, and within 20 metres of playgrounds and outdoor sporting areas. The *Act* also regulates the sale and supply of tobacco to youth. The Peel Outdoor Smoking By-law is more restrictive than the Act in that it prohibits tobacco smoking within nine metres of municipal buildings. The Act does not regulate the smoking of substances other than tobacco, although such activities have been demonstrated to be adverse to human health.

At present, public health inspectors are hindered in the enforcement of the *Act* in waterpipe establishments as it is very difficult, without laboratory analysis, to differentiate between tobacco and non-tobacco shisha². Waterpipe tobacco products are often poorly labelled, making it difficult for inspectors to know whether or not tobacco shisha is being used in waterpipes. Further complicating matters is the common practice among establishment operators of transferring shisha from its original packaging into multipurpose plastic containers.

Amendments to the *Act* came into effect in January, 2016, including a prohibition on the sale of flavoured tobacco products and to expand on the powers of inspection and seizure for enforcement purposes. The inspection power permits public health inspectors to remove samples of shisha for laboratory analysis to determine whether tobacco is present.

While a step in the right direction, the amendments do not address the health risks associated with non-tobacco waterpipe smoking. Additionally, emerging research shows negative health outcomes for both users and those exposed to the second-hand smoke, regardless of whether or not waterpipes actually contain tobacco.

Since tobacco smoking is prohibited in enclosed public places, and bar and restaurant patios, food premises operators have also raised questions about why waterpipe smoking is not similarly regulated in these settings.

² Shisha is the product that is heated and smoked using a waterpipe.

# 3. Proposed Direction

# a) Proposed By-law

It is recommended that a Regional by-law prohibiting waterpipe smoking in prescribed places be enacted by Regional Council and scheduled to come into effect on November 1, 2016.

The authority for Regional Council to enact the by-law is derived from subsection 11(2) of the *Municipal Act, 2001* which provides that the Region may pass by-laws respecting the health, safety and well-being of persons, together with subsection 115(1) which provides that the Region may prohibit or regulate the smoking of tobacco in public places and workplaces. As indicated in this report, there is ample evidence of the adverse health effects of second-hand waterpipe smoke, justifying the enactment of a by-law pursuant to the above-noted provisions of the *Municipal Act, 2001*.

The proposed by-law prohibits smoking a waterpipe in:

An enclosed public place, enclosed workplace, restaurant or bar patio, a playground, sporting area, a spectator area adjacent to a sporting area, school, or any area under public ownership that is within 20 metres of any point on the perimeter of a playground, sporting area or spectator area adjacent to a sporting area.

The proposed by-law further specifies:

- That no proprietor, employer, or employee shall permit the smoking of a waterpipe in an enclosed public place, enclosed workplace, or restaurant or bar patio.
- No person shall provide or supply a waterpipe for use in an area where smoking a waterpipe is prohibited.
- That the smoking prohibition is in effect regardless of whether or not a notice is posted that waterpipe smoking is prohibited.

## b) Communication Strategy

Upon approval, the requirements of the by-law will be communicated through a targeted communication strategy. The objectives are to:

- Foster support for the prohibition of waterpipes in enclosed public places, enclosed workplaces and other prohibited areas within the Regional of Peel.
- Encourage compliance with the by-law.
- Educate waterpipe smokers about the associated health effects.

## c) Enforcement

Once enacted and in force, the responsibility for enforcement of the by-law will be that of the Region's public health inspectors. A progressive enforcement strategy that is rooted in education and awareness building will be used to gain support for compliance with the by-law.

A set fine schedule has been prepared and will be submitted to the Ministry of the Attorney General Crown Law Office for approval should the by-law be enacted. This will

enable enforcement staff to issue Provincial Offence Notices (i.e., tickets) for named offences. The fine amounts for offences under the by-law have been recommended to be between \$250 and \$300, consistent with the fines for similar offences under the *Smoke-Free Ontario Act*.

## **FINANCIAL IMPLICATIONS**

The estimated cost of the communication strategy is approximately \$40,000. This has been included in the Peel Public Health operating budget for 2016.

Given the approach to enforcement described above, it is expected that there will be an initial impact on enforcement staff but that this will decline over time. The need for dedicated staffing to enforce the proposed by-law is not anticipated.

## CONCLUSION

A progressive approach to protecting Peel residents from the harmful effects of second-hand smoke is consistent with Peel Public Health's "Living Tobacco Free" strategic priority. The increasing popularity of waterpipe smoking in public places in Peel poses a health risk to both the user and to those exposed to the second-hand smoke. This risk is most commonly assumed by young adults and students who are increasingly fond of the practice owing to popular media and misconceptions about the health risks.

The prohibition of waterpipe smoking in the same areas where tobacco smoking is already prohibited is a logical step in reducing health risks to both the user and to those exposed to the second-hand smoke. This also represents a fair solution to food premises operators who are required to comply with existing tobacco control regulations.

Janette Smith, Commissioner of Health Services

Eileen de Villa, MD MBA MHSc CCFP FRCPC Medical Officer of Health

**Approved for Submission:** 

putte Shich

D. Szwarc, Chief Administrative Officer

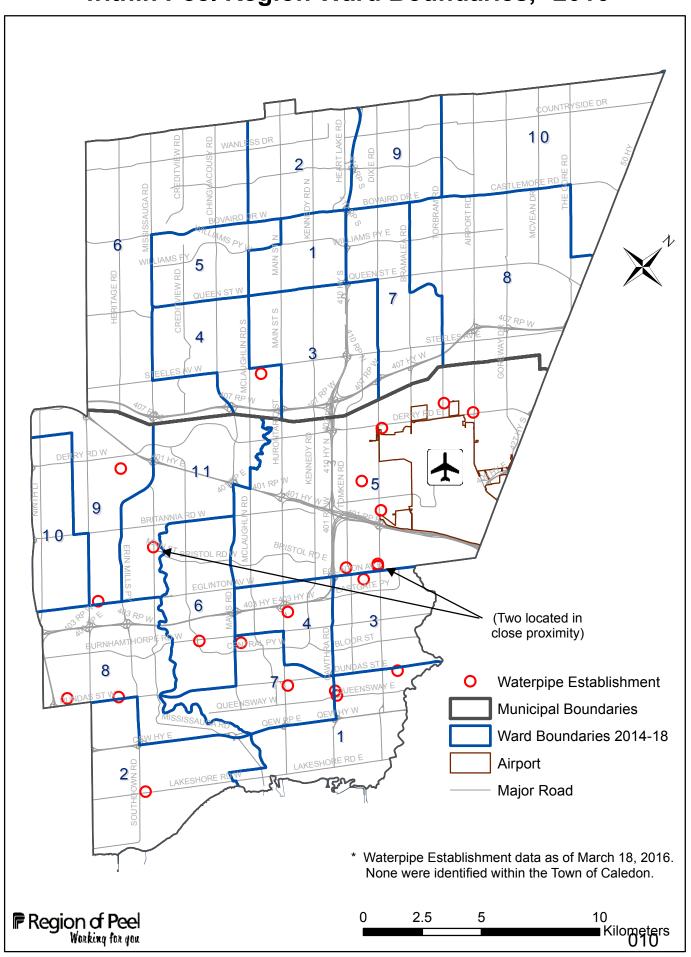
#### **APPENDICES**

1. Appendix I - Locations of Waterpipe Establishments in Peel

For further information regarding this report, please contact Paul Callanan, Director Environmental Health, Extension: 2802, <a href="mailto:paul.callanan@peelregion.ca">paul.callanan@peelregion.ca</a>

Authored By: Andrea Chiefari, Manager Environmental Health

# Locations of Waterpipe Establishments (Hookah Bars) within Peel Region Ward Boundaries,* 2016



#### THE REGIONAL MUNICIPALITY OF PEEL

#### BY-LAW NUMBER 30-2016

# A by-law to regulate waterpipe smoking in the Regional Municipality of Peel.

WHEREAS, waterpipe smoking has been associated with various disease and poor health outcomes, including lung cancer, negative pregnancy outcomes, poor oral health, dental disease, respiratory illness and impaired lung function linked to tobacco waterpipe formulations, and carbon monoxide exposure and reduced lung capacity linked to non-tobacco formulations;

AND WHEREAS, waterpipe smoking, in general, negatively affects indoor air quality for indicators including carbon monoxide and particulate matter, which are closely related to potential impacts on human health;

AND WHEREAS, subsection 11(2) of the Municipal Act, 2001, S.O. 2001, c. 25, provides that upper tier municipalities have the authority to pass by-laws respecting the health, safety and well-being of persons;

AND WHEREAS, subsection 115(1) of the Municipal Act, 2001, S.O. 2001, c. 25 provides that a municipality may prohibit or regulate the smoking of tobacco in public places and workplaces;

AND WHEREAS, it is desirable for the health, safety and well-being of the inhabitants of Peel Region to prohibit the use of waterpipes in enclosed public places, enclosed workplaces, and other specified areas within Peel Region to protect individuals from conditions hazardous to human health:

NOW THEREFORE, the Council of the Regional Corporation enacts as follows:

## **DEFINITIONS**

## 1. That in this By-law:

"Employee" means a person who performs any work for, or supplies any service to, an employer, or a person who receives any instruction or training in the activity, business, work, trade, occupation or profession of an employer;

"Employer" includes an owner, operator, proprietor, manager, superintendent, overseer, receiver or trustee of an activity, business, work, trade, occupation, profession, project or undertaking who has control or direction of, or is directly or indirectly responsible for, the employment of a person in it;

"Enclosed Public Place" means the inside of any place, building or structure, or vehicle or conveyance or a part of any of them,

(a) That is covered by a roof; and

(b) That employees work in or frequent during the course of their employment whether or not they are acting in the course of their employment at the time.

"Highway" means a highway as defined in the Municipal Act, 2001, S.O. 2001, c. 25

"Medical Officer of Health" means the Medical Officer of Health for the Regional Municipality of Peel, duly appointed under the Heath Protection and Promotion Act, R.S.O. 1990, c. H.7, as amended;

"Officer" means a Provincial Offences Officer or a public health inspector, acting under the direction of the Medical Officer of Health;

"Person" means an individual or a corporation;

"Playground" means an area where the public is ordinarily invited or permitted access, either expressly or by implication, whether or not a fee is charged for entry, that is primarily used for the purposes of children's recreation, and is equipped with children's play equipment including but not limited to slides, swings, climbing apparatuses, splash pads, wading pools, or sand boxes.

"Proprietor" means the person, governing body or agency which controls, governs or directs activity carried on within an Enclosed Public Place, Enclosed Workplace, or other area specified by this By-law and includes the person who is actually in charge thereof;

"Restaurant or Bar Patio" means an area where the public is ordinarily invited or permitted access, either expressly or by implication, whether or not a fee is charged for entry, or that is worked in or frequented by employees during the course of their employment, whether or not they are acting in the course of their employment at the time, and where food or drink is served or sold or offered for consumption, or that is part of or operated in conjunction with an area where food or drink is served or sold or offered.

"Roof" means a physical barrier of any size, whether temporary or permanent, that covers an area or place or any part of an area or place, and that is capable of excluding rain or impeding airflow, or both;

"School" means the lands or premises included in the definition of a school under the Education Act, R.S.O. 1990, c. E.2 or the building or the grounds surrounding the building of a private school as defined in the Education Act, where the private school is the sole occupant of the premises, or the grounds annexed to a private school as defined in the Education Act, where the private school is not the sole occupant of the premises.

"Spectator Area" means an area with tiered seating or benches;

"Smoke" or "Smoking" includes the use or carrying of any lighted or heated Waterpipe as well as the fumes or byproducts of heating or combustion associated with Waterpipe use.

"Sporting Area" means an area where the public is ordinarily invited or permitted access, either expressly or by implication, whether or not a fee is charged for entry, used primarily for the purposes of sports including, but without being limited to soccer, football, basketball, tennis, baseball, softball, cricket, skating, beach volleyball, running, swimming, or skateboarding.

"Waterpipe" means any lighted or heated smoking equipment used to burn or heat tobacco or a non-tobacco substance or a combination thereof, with which the vapor or smoke may be passed through a water basin before inhalation.

#### **PROHIBITIONS**

- 2. That no person shall Smoke a Waterpipe in:
  - (a) an Enclosed Public Place;
  - (b) an Enclosed Workplace;
  - (c) a Restaurant or Bar Patio;
  - (d) a Playground;
  - (e) a Sporting Area;
  - (f) a Spectator Area adjacent to a Sporting Area;
  - (g) a School; or
  - (h) any area under public ownership that is within 20 metres of any point on the perimeter of a Playground, Sporting Area or Spectator Area adjacent to a Sporting Area.
- That the prohibitions in this By-law shall apply whether or not a notice is posted that Waterpipe Smoking is prohibited;
- That no Person shall provide or supply a Waterpipe for use in an area where Smoking a Waterpipe is prohibited by this By-law;
- That no Proprietor, Employer, or Employee shall permit the Smoking of a Waterpipe in an Enclosed Public Place, Enclosed Workplace, or Restaurant or Bar Patio;

## **EXEMPTIONS**

- That this By-law does not apply to a Highway including a pedestrian sidewalk adjacent to a Highway, but does apply to public transportation vehicles and taxicabs on a Highway;
- That this By-law does not apply to the portion of a premises used primarily as a private dwelling;

#### **ENFORCEMENT**

 That where any Person contravenes any provision of this By-law, an Officer may direct such Person to comply with this By-law. Every Person so directed shall comply with such direction without delay;  That where an Officer has reasonable grounds to believe that an offence has been committed by a Person, the Officer may require the name, address, and proof of identity of that Person, and the Person shall supply the required information;

## **INSPECTIONS**

- 10. That an Officer may enter and inspect all buildings, structures or parts thereof that are subject to this By-law at any reasonable time for the purposes of determining whether there is compliance with this By-law;
- 11. That for the purposes of an inspection under this By-law, an Officer may:
  - (a) require the production for inspection of documents or things relevant to the inspection;
  - (b) inspect and remove documents or things relevant to the inspection for the purpose of making copies or extracts;
  - (c) require information from any person concerning a matter related to the inspection; and
  - (d) alone or in conjunction with a person possessing special or expert knowledge, make examinations or take tests, samples or photographs necessary for the purposes of the inspection.

#### **OBSTRUCTION**

12. That no Person shall hinder or obstruct, or attempt to hinder or obstruct, an Officer lawfully carrying out a power, duty or direction under this By-law;

# **OFFENCES**

- 13. That every Person other than a corporation who contravenes any provision of this By-law, is guilty of an offence and on conviction is liable, for every day or part thereof upon which such offence occurs or continues, to a fine of not more than \$10,000 for a first offence; and not more than \$25,000 for any subsequent conviction;
- 14. That every corporation which contravenes any provision of this By-law, is guilty of an offence and on conviction is liable, for every day or part thereof upon which such offence occurs or continues, to a fine of not more than \$50,000 for a first offence and not more than \$100,000 for any subsequent conviction:
- 15. That without limiting any other section of this By-law, every Person who contravenes any provision of this By-law is guilty of an offence and on conviction is liable to a fine in accordance with the *Provincial Offences Act*, R.S.O. 1990, c. P.33;
- 16. That if any Person is in contravention of any provision of this By-law, and the contravention has not been corrected, the contravention of the provision shall be deemed to be a continuing offence for each day or part of a day that the contravention remains uncorrected;

- 17. That for the purposes of this By-law, subsequent conviction means a conviction for an offence which occurs after the date of conviction for an earlier offence under this By-law;
- 18. That where any Person contravenes any provision of this By-law, such person shall be responsible for all costs incurred by the Region directly related to the contravention;

#### **SEVERABILITY**

19. That if any section or sections of this By-law, or parts thereof are found by any court of competent jurisdiction to be illegal or beyond the power of Regional Council to enact, such section or sections or parts thereof shall be deemed to be severable from this By-law and all remaining sections or parts of this By-law shall be deemed to be separate and independent therefrom and to be properly enacted and to be of full force and effect:

#### CONFLICT

20. That in the event of a conflict between any provision of this By-law and any applicable Act or regulation, the provision that is the most restrictive prevails;

#### **EFFECTIVE DATE**

21. That this By-law shall come into force and take effect on November 1, 2016, provided that the conditions in subsection 115(5) of the *Municipal Act*, 2001, S.O. 2001, c. 25 have been satisfied;

# SHORT TITLE

22. That the short title of this By-law is the "Peel Waterpipe Smoking By-law".

READ THREE TIMES AND PASSED IN OPEN COUNCIL this 28th day of April, 2016.

Regional Clerk

Regional Chair

# Motion Moved By: Councillor Parrish

Wednesday, May 11, 2016

WHEREAS reports from Transportation indicate continued confusion on the part of the City's seniors both regarding the \$1 Seniors' Bus Fare program and the time restrictions for such discounts; and

WHEREAS drivers have communicated that the very elderly with little or no English appear totally unaware of the reduced fares and drivers don't have the time, language skills or printed materials to enlighten those seniors; and

WHEREAS there is an extensive information plan for the Affordable Transportation Pilot Program to be launched in co-operation with the Region that can include Seniors' \$1 Pilot information at no extra cost; and

WHEREAS Communications has the expression "Important Information" translated into the City's top ten foreign languages;

## THEREFORE BE IT RESOLVED:

- 1. Communications prepare a simple, light card stock "bookmark" with the 10 language alerts on one side and simple, clear age requirements, time constraints and costs for the Seniors' \$1 Bus Fares Pilot project on the other; and
- 2. Sufficient handouts be prepared for those transit drivers who choose to take them on their routes and distribute them to seniors who are paying the full fares or traveling outside the specified non-peak times.

## **Notice of Motion**

#### **Reconsidering Resolution 0083-2016**

Whereas Council passed Resolution 0083-2016 on May 11, 2016 that recommended the creation of a committee to develop a pilot program for transport network companies (TNCs) to operate in Mississauga, subject to prescribed conditions; and

Whereas Uber, the only TNC company currently operating in Mississauga has signalled in correspondence to the City of Mississauga's Enforcement Department in response to the May 11, 2016 motion that they are willing to work with the City of Mississauga on the development of such a pilot program; and

Whereas at the May 18, 2016 General Committee Meeting, Council requested and awaits further clarification from Uber on their position on the pilot program; and

Whereas based on feedback from Uber, changes to Resolution 0083-2016 may be required; and Whereas a motion to reconsider is required to re-open debate on Resolution 0083-2016...

Therefore be it resolved that reconsideration be given to Resolution 0083-2016 based on new information gathered since the May 18, 2016 General Committee Meeting.

R. Cumbie



# RESOLUTION 0083-2016 adopted by the Council of The Corporation of the City of Mississauga at its meeting on May 11, 2016

0083-2016 Moved by: Pat Saito Seconded by: Chris Fonseca

Whereas Mississauga is home to a vibrant for hire vehicle industry that provides quality service, while maintaining public safety; and

Whereas the for hire vehicle industry has worked cooperatively with city staff and City Council for many years to institute rules to govern the industry in an effort to ensure public safety and quality service; and

Whereas the for hire vehicle industry globally is modernizing as a result of the development of new technologies and mobile applications; and

Whereas Transport Network Companies (TNCs) are currently operating in contravention of the Mississauga Public Vehicle by-law; and

Whereas the purpose of the Public Vehicle by-law is to protect consumer safety and ensure fairness in the for hire vehicle industry; and

Whereas consumers have signaled that they want greater choice in the for hire vehicle marketplace; and

Whereas other cities in Ontario and across Canada have regulated TNCs in a variety of different ways based on the needs of their local residents; and

Whereas some TNCs have successfully undertaken pilot programs in major cities in the United States, such as Anchorage and Detroit to showcase and demonstrate their technology and services:

Whereas the City of Mississauga has undertaken an extensive review of the for hire vehicle industry and engaged in thorough public and stakeholder consultation on proposed changes to the Public Vehicle by-law; and

Whereas some TNCs have provided feedback to the Public Vehicle Advisory Committee and Council that they would be open to a pilot program; and

Whereas Mississauga City Council has a long history of making policies that are in the best interests of its residents and our businesses; and

Whereas City Council has approved the Capture option as recommended by PVAC on April 19,  $2016\square$ 

Now therefore be it resolved that that a committee be created with the aim to developing a terms of reference for a limited one-year pilot program to allow Transport Network Companies (TNCs) to operate in Mississauga to determine how TNCs can operate within the Mississauga marketplace and under Council regulation; and

Be it further resolved that this committee be comprised of two Councilors, one being the Chair of the Public Vehicle Advisory Committee (PVAC), and the Mayor as ex officio, and one of each of the following: a citizen representative, a taxi cab industry representative, and a representative from the TNC sector; and

Be it further resolved that this Committee will work with enforcement staff to develop a report with recommendations on the framework for a pilot for the September 21, 2016 General Committee meeting; and

Be it further resolved that Council instruct all TNCs operating in Mississauga to cease operations in this city until such time as the pilot program is instituted; and non-compliance will result in the Committee being disbanded;

Be further resolved that Councillor Starr and Councillor Ras be appointed to the Committee and;

That a representative be appointed by the Taxi Industry and TNCs by Monday, May 16, 2016 and:

That staff be directed to contact the citizen representative's on PVAC to confirm one representative to sit on the Committee.

# **Recorded Vote**

	YES	NO	ABSENT	ABSTAIN
Mayor B. Crombie	Χ			
Councillor J. Tovey	Χ			
Councillor K. Ras	Χ			
Councillor C. Fonseca	Χ			
Councillor J. Kovac	Χ			
Councillor C. Parrish		Χ		
Councillor R. Starr	Χ			
Councillor N. Iannicca	Χ			
Councillor M. Mahoney	Χ			
Councillor P. Saito	Χ			
Councillor S. McFadden	Χ			
Councillor G. Carlson		Х		

Carried (10, 2)