



Council Meeting Minutes

Tuesday, May 22, 2007
9:30 PM
Council Chambers

PRESENT:

Mayor David Ryan

COUNCILLORS:

D. Dickerson
R. Johnson
B. Littley
J. O'Connell
D. Pickles

Absent: Councillor McLean

ALSO PRESENT:

T. J. Quinn - Chief Administrative Officer
E. Buntsma - Director, Operations & Emergency Services
N. Carroll - Director, Planning & Development
T. Melymuk - Director, Office of Sustainability
G. Paterson - Director, Corporate Services & Treasurer
D. Bentley - City Clerk
D. Shields - Deputy Clerk

(I) ADOPTION OF MINUTES

Moved by Councillor Johnson
Seconded by Councillor Dickerson

Planning & Development Committee Minutes May 7, 2007
Executive Committee Minutes May 14, 2007
Council Meeting Minutes April 16, 2007, May 14, 2007
In Camera Council Meeting Minutes April 10, 2007, May 14, 2007

CARRIED

A recorded vote was held to reconfirm the recorded vote within the Special Council minutes held on May 14, 2007, Item #2, Resolution # 101/07.



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(II) PRESENTATIONS

1. D. Patrick McNeil
Senior Vice President Nuclear Generation Development
Ontario Power Generation
Re: Presentation regarding Ontario Power Generation's
work on the Pickering B Refurbishment and Continued
Operation Environmental Assessment

Mr. McNeil, Senior Vice President, Nuclear Generation Development, Ontario Power Generation appeared before Council and gave a presentation and update on the Pickering B Refurbishment and the continued Operation Environmental Assessment. He noted that Ontario Power Generation continues to inform the public through public consultation events, newsletters, advertising and website information on Ontario Power Generation and Nuclear Power.

A question and answer period ensued.

(III) CORRESPONDENCE

1. CORR. 25-07
PATTIE L. BARRIE, CLERK
MUNICIPALITY OF CLARINGTON
40 Temperance St., Bowmanville, ON

Resolution # 102/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 25-07 from Pattie L. Barrie, Clerk, Municipality of Clarington with respect to the goal of gas stations to provide at least one full-service pump at the same price as the self-service pump to accommodate persons with disabilities, be received for information.

CARRIED

2. CORR. 26-07
INKY MARK, MP
HOUSE OF COMMONS
Dauphin-Swan River-Marquette, Manitoba



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Resolution # 103/07

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 26-07 from Inky Mark, M.P., Dauphin - Swan River – Marquette, Manitoba, requesting that the Government of Canada enact Bill C-417, the Canadian Soldiers' and Peacekeepers' Memorial Wall Act, be endorsed.

CARRIED

3. CORR. 27-07
GTA/905 HEALTHCARE ALLIANCE
200 Front Street West, Suite 2501, Toronto, ON

Resolution # 104/07

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 27-07, being a News Release from the GTA/905 Healthcare Alliance advising that the Town of Markham has added its voice to call on the Province to fix growing health and social services funding gap in GTA/905, be endorsed.

CARRIED

4. CORR. 28-07
KIMBERLEY KITTERINGHAM
DEPUTY CLERK
TOWN OF MARKHAM
101 Town Centre Blvd., Markham, ON

Resolution # 105/07

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 28-07 from Kimberley Kitteringham, Deputy Clerk, Town of Markham, advising that at its May 14, 2007 General Committee meeting, the Council of the Town of Markham, passed a resolution relating to the GTAA Airport Taxi/Limousine issue and requesting the City of Pickering to adopt a similar resolution, be received for information.

CARRIED



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5. CORR. 29-07
P.M. MADILL, REGIONAL CLERK
REGION OF DURHAM
605 Rossland Road East, Whitby, ON

Resolution # 106/07

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 29-07 from P.M. Madill, Regional Clerk, Region of Durham advising that Report 2007-MOH-17 of the Commissioner & Medical Officer of Health with respect to the regulation of pesticide use was passed by Regional Council on April 18, 2007 and further, requesting that comments be sent back to the Health & Social Services Committee for further discussion, be referred to the Director, Operations & Emergency Services to report.

CARRIED

6. CORR. 30-07
THE HONOURABLE JIM BRADLEY
MINISTER RESPONSIBLE FOR SENIORS
400 University Ave., 6th Floor
Toronto, ON

Resolution # 107/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 30-07 from Jim Bradley, Minister Responsible for Seniors requesting the City of Pickering's participation in the 2007 Senior Achievement Award Program, be received for information.

CARRIED

7. CORR. 31-07
MIKE COLLE, MINISTER
MINISTRY OF CITIZENSHIP AND IMMIGRATION
6TH Floor, 400 University Avenue
Toronto, ON



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Resolution # 108/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 31-07 from Mike Colle, Minister, Ministry of Citizenship and Immigration, requesting the City of Pickering's participation in the Lincoln M. Alexander Award 2007, be received for information.

CARRIED

8. CORR. 32-07
LINDA ROBERTS
COMMITTEE COORDINATOR

Resolution # 109/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 32-07 from Linda Roberts, Committee Coordinator with respect to the Heritage Pickering Advisory Committee's Terms of Reference and 2007 workplan be received and filed.

CARRIED

9. CORR. 33-07
DERRYN V. GILL
CHAIR, BOARD OF DIRECTORS
SPINA BIFIDA & HYDROCEPHALUS ASSOCIATION OF ONTARIO
555 Richmond Street West, Box 103, Suite 1006, Toronto, ON

Resolution # 110/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 33-07 from Spina Bifida & Hydrocephalus Association of Ontario be received and that the City of Pickering proclaim June, 2007 Spina Bifida and Hydrocephalus Awareness Month.

CARRIED



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(IV) COMMITTEE REPORTS

a) REPORT PD 2007-02 OF THE PLANNING & DEVELOPMENT COMMITTEE

2. Director, Planning & Development, Report PD 14-07
Planning and Conservation Land Statute Law Amendment Act, 2006 Bill 51

COUNCIL DECISION

1. That Pickering Council receive and endorse Report PD 14-07 on the *Planning and Conservation Land Statute Law Amendment Act, 2006*, Bill 51;
 2. That Pickering Council direct City staff to proceed with the required administrative changes to the planning process, as set out in the *Planning and Conservation Land Statute Law Amendment Act, 2006*, Bill 51;
 3. That Pickering Council direct City staff to report, through the recently initiated Official Plan Review, on the policy changes required to implement various new development controls made available to municipalities through the *Planning and Conservation Land Statute Law Amendment Act, 2006*, including complete applications, zoning with conditions, employment land redesignation, development permit system and external/sustainable design elements;
 4. That Pickering Council enact a by-law to delegate to the Director, Planning & Development or his designate, responsibility for determining whether certain *Planning Act* applications constitute complete applications, as set out in Appendix I to Report PD 14-07, and
 5. Further, that the option to establish a Local Appeal Body for decisions of the Committee of Adjustment not be pursued at this time, due to the associated administrative and financial requirements.
3. Director, Planning & Development, Report PD 12-07
J.D.S. Investments Limited
Plan of Subdivision 40M-1231
Almack Construction Limited
Plan of Subdivision 40M-1427
Sandbury Building Corporation
Plan of Subdivision 40M-1437
Plan 40R-9929
Final Assumption of Plans of Subdivision



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COUNCIL DECISION

1. That Report PD 12-07 of the Director, Planning & Development regarding the Assumption of Plans 40M-1231, 40M-1427, 40M-1437 and 40R-9929, be received;
2. That the highways being Diefenbaker Court, Pickering Parkway, The Esplanade South and Valley Farm Road within Plan 40M-1231 be assumed for public use;
3. That the highways being Livingston Street and Bovingdon Place within Plan 40M-1427 be assumed for public use;
4. That the highways being Daylight Court, Cattail Court, Rainy Day Drive, Edmund Drive, Sundown Crescent, Lightfoot Place and Steeple Hill within Plan 40M-1437, and the connecting link of Steeple Hill (Part 2, 40R-9929) be assumed for public use;
5. That the services required by the Subdivision Agreements relating to Plans 40M-1231, 40M-1427, 40M-1437 and a portion of 40R-9929, which are constructed, installed or located on lands dedicated to, or owned by the City, or on lands lying immediately adjacent thereto, including lands that are subject to easements transferred to the City, be accepted and assumed for maintenance, save and except from Blocks 19 to 24, Plan 40M-1231, the remainder of Block 25, Plan 40M-1231 and all of Block 22, Plan 40M-1427;
6. That the Subdivision Agreements and any amendments thereto relating to Plans 40M-1231, 40M-1427 and 40M-1437 be released and removed from title;
7. That By-law 1416/82 (Places of Amusement) be amended to include the roads being Diefenbaker Court, Pickering Parkway, The Esplanade South and Valley Farm Road within Plan 40M-1231;
8. That By-law 1416/82 (Places of Amusement) be amended to include the roads being Livingston Street and Bovingdon Place within Plan 40M-1427;
9. That By-law 1416/82 (Places of Amusement) be amended to include the roads being Daylight Court, Cattail Court, Rainy Day Drive, Edmund Drive, Sundown Crescent, Lightfoot Place and Steeple Hill within Plan 40M-1437 and the connecting link of Steeple Hill, being Part 2, Plan 40R-9929;



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10. That Council enact a By-law to dedicate Blocks 17 and 18, Plan 40M-1231 as public highway; and
 11. That Council enact a By-law to dedicate that part of Block 25, Plan 40M-1231, designated as Part 1, Plan 40R-21924 as public highway.
4. Director, Planning & Development, Report PD 16-07
Street Name Change from Sheppard Avenue to Merritton Road
Being Sheppard Avenue east of Fairport Road, legally described as
Kingston Road (also known as King's Hwy. No. 2)

COUNCIL DECISION

1. That Report PD 16-07 of the Director, Planning & Development regarding the street name change of Sheppard Avenue east of Fairport Road, legally described as Kingston Road (also known as King's Hwy. No. 2) to Merritton Road be received; and
2. That Council enact a By-law to formally change the name of Sheppard Avenue east of Fairport Road, legally described as Kingston Road (also known as King's Hwy. No. 2) to Merritton Road.

Resolution # 111/07

Moved by Councillor Johnson
Seconded by Councillor Pickles

That Planning and Development Committee Report PD 2007-02 be adopted, save and except Item 1.

CARRIED

1. Director, Planning & Development Report PD 15-07
Zoning By-law Amendment Application A 10/06
Coughlan Homes
2000 Brock Road
Part of Lot 19, Concession 1, City of Pickering

Resolution # 112/07



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Moved by Councillor Johnson
Seconded by Councillor Pickles

COUNCIL DECISION

1. That Report PD 15-07 of the Director, Planning & Development, regarding Coughlan Homes Zoning By-law Amendment Application A 10/06 be received;
2. That Zoning By-law Amendment Application A 10/06 submitted by Coughlan Homes, on lands being Part of Lot 19, Concession 1, City of Pickering, to amend the zoning to permit the development of the subject property for a residential use that will contain 71 townhouse dwelling units be approved subject to the conditions outlined in Appendix II to Report PD 15-07, and
3. Further, that the zoning by-law to implement Zoning By-law Amendment Application A 10/06, as set out in Appendix I to Report PD 15-07, be forwarded to City Council for enactment.

CARRIED

b) REPORT EC 2007-07 OF THE EXECUTIVE COMMITTEE

1. Director, Operations & Emergency Services, Report OES 18-07
Amendment to Lease Agreement
- TELUS Communication Site ON 1256
- Sideline 24 North of Highway 407
-

COUNCIL DECISION

1. That Report OES 18-07 of the Director, Operations & Emergency Services regarding an amendment to the Lease Agreement for a TELUS communication site in the City of Pickering be received; and
2. That the Mayor and Clerk be authorized to execute the Amending Agreement in a form satisfactory to the City Solicitor and the Director, Corporate Services & Treasurer with TM Mobile Inc. (TELUS) to allow TELUS to expand the area of the compound and install an additional shelter on the existing communication site.



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2. Director, Operations & Emergency Services, Report OES 19-07
No Parking By-law, Sunbird Trail
- Amendment to By-law 6604/05
-

COUNCIL DECISION

1. That Report OES 19-07 of the Director, Operations & Emergency Services regarding a proposed amendment to the municipal traffic by-law 6604/05 be received; and
 2. That the attached draft by-law be enacted to amend Schedule "2" to By-law 6604/05 to provide for the regulation of parking on Highways or parts of Highways under the jurisdiction of the Corporation of the City of Pickering and on private and municipal property.
3. Director, Operations & Emergency Services, Report OES 20-07
Speed Limit and Stop Control By-law, Strouds Lane
- Amendment to By-law 6604/05
-

COUNCIL DECISION

1. That Report OES 20-07 of the Director, Operations & Emergency Services regarding a proposed amendment to the municipal traffic By-law 6604/05 be received; and
 2. That the attached draft by-laws be enacted to amend Schedules 6, 7 and 9 to By-law 6604/05 to provide for the regulation of through highways, stop controls and speed limits on highways or parts of highways under the jurisdiction of the Corporation of the City of Pickering and on private and municipal property.
4. Director, Operations & Emergency Services, Report OES 21-07
No Parking By-law, Edgewood Road
- Amendment to By-law 6604/05
-

COUNCIL DECISION

1. That Report OES 21-07 of the Director, Operations & Emergency Services regarding a proposed amendment to the municipal traffic By-law 6604/05 be received; and



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2. That the attached draft by-law be enacted to amend Schedule "2" to By-law 6604/05 to provide for the regulation of parking on Highways or parts of Highways under the jurisdiction of the Corporation of the City of Pickering and on private and municipal property.

5. Director, Operations & Emergency Services, Report OES 22-07
Supply and Delivery of 5 Ton Dump Truck with Snow Plow and Wing
- Quotation No. Q-19-2007

COUNCIL DECISION

1. That Report OES 22-07 of the Director, Operations & Emergency Services regarding the supply and delivery of a 5 Ton Dump Truck with snow plow and wing be received;
2. That Quotation No. Q-19-2007 submitted by Donway Ford Sales Ltd. for the supply and delivery of a 5 Ton Dump Truck with snow plow and wing in the amount of \$ 223,636.08 including GST and PST (license fee extra) be accepted;
3. That the total gross purchase cost of \$223,636.08 and a net purchase cost of \$211,865.76 be approved;
4. That Council authorize the Director, Corporate Services & Treasurer to finance the project through the issuance of debt through the Regional Municipality of Durham;
 - a) Debt financing not exceeding the amount of \$210,000 for a period not exceeding five (5) years, at a rate to be determined, be approved and the balance of approximately \$1,866 plus financing costs be financed from current funds;
 - b) Financing and repayment charges in the amount of approximately \$47,800 be included in the annual Current Budget for the City of Pickering commencing in 2008 and continuing thereafter until the loan is repaid;
 - c) The Director, Corporate Services & Treasurer has updated the City's Annual Repayment Limit for 2007 and this limit has not been exceeded, therefore, the Ontario Municipal Board approval is not required;



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- d) The Treasurer be authorized to take any actions necessary in order to effect the foregoing ; and
 5. Further, that staff at the City of Pickering be given the authority to give effect thereto.
 6. Director, Operations & Emergency Services, Report OES 23-07
Supply and Delivery of Two (2)
Four Wheel Drive Utility Tractors
-

COUNCIL DECISION

1. That Report OES 23-07 of the Director, Operations & Emergency Services regarding the supply and delivery of two (2) four wheel drive utility tractors, be received;
2. That Quotation No. Q-21-2007, as submitted by Hutchinson Farm Supply for the supply and delivery of two (2) four wheel drive utility tractors with ancillary equipment without the snow blower option in the amount of \$91,348.20 (PST and GST included), be accepted;
3. That the total gross purchase cost of \$91,348.20 and net purchase cost of \$86,540.40 as outlined in Report OES 23-07 of the Director, Operations & Emergency Services, be approved;
4. That the Council of the City of Pickering authorize the Director, Corporate Services & Treasurer to finance the project through a five-year internal loan in the amount of \$86,000 and the balance of \$540 (plus licencing cost) be funded from the 2007 Current Budget; and
5. Further, that the appropriate officials of the City of Pickering be authorized to give effect thereto.
7. Director, Corporate Services & Treasurer, Report CS 18-07
Formal Quotations – Quarterly Report for Information

COUNCIL DECISION

That Report CS 18-07 of the Director, Corporate Services & Treasurer regarding Formal Quotations – Quarterly Report for Information, be received for information.



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Resolution # 113/07

Moved by Councillor Johnson
Seconded by Councillor Pickles

That Executive Committee Report EC 2007-07 be adopted.

CARRIED

(V) NOTICES OF MOTION

SEATON NEIGHBOURHOOD PLANNING

Resolution # 114/07

Moved by Councillor Johnson
Seconded by Councillor Pickles

WHEREAS the Provincial Central Pickering Development Plan (the "CPDP") was approved in May 2006; and

WHEREAS the CPDP requires the City of Pickering to commence the preparation of detailed Neighbourhood Plans within one year of the approval of this Plan; and

WHEREAS the CPDP also requires the preparation of a Master Environmental Servicing Plan ("MESP") for Seaton prior to or concurrent with the first Neighbourhood Plan; and

WHEREAS North Pickering Community Management Inc. has retained Sernas Associates to undertake the MESP for Seaton; and

WHEREAS the Regional Municipality of Durham is preparing a Request for Proposals for the completion of a Regional Master Class Environmental Assessment ("RMCEA") for water and sewer in Seaton; and

WHEREAS there are inter-relationships and inter-dependencies between the Neighbourhood Plans, the MESP and the RMCEA; and

WHEREAS the CPDP states that the notion of sustainability is integral to every dimension of the Plan, and requires the City of Pickering to establish performance measures for a number of elements of sustainable development, which measures are to be incorporated in Neighbourhood Plans; and



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WHEREAS the City of Pickering is playing a leadership role in sustainability through its Sustainable Pickering initiative, and on numerous occasions has emphasized the need for the Seaton community to be developed as model of sustainability;

NOW THEREFORE the Council of the Corporation of the City of Pickering authorizes staff as follows to initiate the process for hiring an appropriate consulting firm to:

1. prepare Neighbourhood Plans for all neighbourhoods in Seaton, including the establishment of appropriate sustainability performance measures; and
2. provide peer review services for the City regarding the Seaton MESP and RMCEA; and

THAT the Province amend the CPDP to include the Highway 407 Employment Lands as a "Neighbourhood" within Seaton; and

THAT the consulting assignment not commence until the benefiting landowners agree to cover all costs associated with the consulting services, and the Province agree to include the Highway 407 Employment Lands as a Neighbourhood; and

THAT a copy of this resolution be forwarded to the Ministry of Municipal Affairs and Housing, the Ministry of Public Infrastructure Renewal, the Ontario Realty Corporation, the Regional Municipality of Durham, the North Pickering Community Management Inc., Sernas Associates, and M.P.P Wayne Arthurs.

CARRIED

(VI) **BY-LAWS**

- 6759/07 Being a By-law to dedicate Blocks 17 and 18, Plan 40M-1231, Pickering as public highway.
- 6760/07 Being a by-law to change the name of Kingston Road (also known as King's Hwy. No. 2) to Merritton Road in the City of Pickering.
- 6761/07 Being a By-law to dedicate that part of Block 25, Plan 40M-1231, Pickering, designated as Part 1, 40R-21924 as public highway.
- 6762/07 Being a by-law to amend Restricted Area (Zoning) By-law 3036, as amended, to implement the Official Plan of the City of Pickering, Region of Durham in Part of Lot 19, Concession 1, City of Pickering (A 10/06).



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- 6763/07 Being a By-law to delegate certain authority under the Planning Act to the Director, Planning & Development.
- 6764/07 Being a By-law to amend By-law 6604/05 providing for the regulating of parking, standing and stopping on highways or parts of highways under the jurisdiction of the City of Pickering and on private and municipal property.
- 6765/07 Being a By-law to amend By-law 6604/05 to provide for the regulation of vehicular maximum rates of speeds on Highways or parts of Highways under the jurisdiction of the Corporation of the City of Pickering and on private and municipal property.
- 6766/07 Being a By-law to amend By-law 6604/05 to provide for the erection of Stop signs on certain intersections within the City of Pickering.
- 6767/07 Being a by-law to amend By-law 6604/05 providing for the regulating of parking, standing and stopping on highways or parts of highways under the jurisdiction of the City of Pickering and on private and municipal property.
- 6768/07 Being a by-law to exempt those parts of Blocks 7 and 13, Plan 40M-1599, Pickering, designated as Parts 1, 2, 3 and 4, Plan 40R-23482 from part lot control.
- 6770/07 Being a by-law to appoint By-law Enforcement Officers for the Purpose of Enforcing Parking Restrictions on Private Property.

THIRD READING:

Councillor Johnson, seconded by Councillor Littley, moved that By-law Numbers 6759/07 through 6770/07, save and except By-law 6769/07, be adopted and the said by-laws be now read a third time and passed and that the Mayor and Clerk sign the same and the seal of the Corporation be affixed thereto.

CARRIED

The following by-law received First and Second reading and was referred to staff for further clarification.

- 6769/07 Being a by-law to restrict all campaign election signs being located on public boulevards, or property within the City of Pickering.



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Resolution # 115/07

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That By-law 6769/07 be referred back to staff for further clarification.

CARRIED

(VII) CONFIDENTIAL MATTERS

In Camera Meeting of Council

In accordance with the In Camera provisions of the *Municipal Act*, a meeting was held prior to the regularly scheduled meeting. The purposes of the In Camera meeting were to deal with labour relations or employee negotiations; advice that is subject to solicitor-client privilege, including communications necessary for that purpose and a matter of which Council may hold a closed meeting (MFIPPA).

Refer to the In Camera minutes for further information.

1. Confidential Verbal Update from the Chief Administrative Officer with respect to the Duffin Creek Water Pollution Control Plant

A verbal update was given by the Chief Administrative Officer at the In Camera meeting of Council held on May 22, 2007.

2. Memorandum dated May 22, 2007 from the Director of Corporate Services & Treasurer to the Chief Administrative Officer with APTA Negotiations

Correspondence was provided at the In Camera meeting of Council held on May 22, 2007.

3. Review of Applications for Appointment to the Accessibility Advisory Committee, Pickering Public Library Board and the Durham Trails Coordinating Committee

Resolution # 116/07

Moved by Councillor Dickerson
Seconded by Councillor Littley

That Garry Wayne Cuthbert be appointed to the Accessibility Advisory Committee for a term ending December 31, 2008;



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That Jetmire (Mika) Midolo be appointed to the Pickering Public Library Board, for a term ending December 31, 2008; and

That Jason Murray be appointed as the City of Pickering representative on the Durham Trails Coordinating Committee.

CARRIED

(VII) CONFIRMATION BY-LAW

By-law Number 6771/07

Councillor Johnson, seconded by Councillor Littley, moved for leave to introduce a By-law of the City of Pickering to confirm those proceedings of the Council of The Corporation of the City of Pickering at its Regular Meeting of May 22, 2007.

CARRIED

(VIII) ADJOURNMENT

The meeting adjourned at 10:25 pm.

DATED this 22nd day of May, 2007

MAYOR DAVID RYAN

**DEBI A. BENTLEY
CITY CLERK**