



Council Meeting Minutes

Monday, July 13, 2009
7:30 PM
Council Chambers

PRESENT:

Mayor David Ryan

COUNCILLORS:

- D. Dickerson
- B. Littley
- B. McLean
- J. O'Connell
- D. Pickles

ABSENT:

R. Johnson

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. Wilcox - City Clerk
- M. Gadzovski - Stormwater & Environmental Engineer
- R. Pym - Principal Planner, Development Review
- D. Shields - Deputy Clerk

(I) INVOCATION

Mayor Ryan called the meeting to order and led Council in the saying of the Invocation.

(II) DISCLOSURE OF INTEREST

No disclosures of interest were noted.



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(III) ADOPTION OF MINUTES

Resolution # 162/09

Moved by Councillor Dickerson
Seconded by Councillor McLean

Council Minutes, June 15, 2009;
Joint Planning & Development & Executive Committee Minutes, July 6, 2009

CARRIED

(IV) DELEGATIONS

1. Lon Harnish
Pickering Rotary Club
Re: Pickering Ribfest

Lon Harnish, Pickering Rotary Club appeared before Council to thank Council and City staff for their assistance with the ribfest event. Mr. Harnish presented a photo album of the 2nd Annual Ribfest to Council in appreciation of their support for the event.

(V) CORRESPONDENCE

1. CORR. 67-09
JIM KARYGIANNIS, MP
SCARBOROUGH-AGINCOURT
3850 Finch Avenue E., Suite 206
Scarborough, ON M1T 3T6

Resolution # 163/09

Moved by Councillor McLean
Seconded by Councillor Littley

That CORR. 67-09 from Jim Karygiannis, MP, Scarborough-Agincourt, requesting Council support of a Private Member's Bill regarding an amendment to the Motor Vehicle Safety Act be endorsed.

CARRIED



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2. CORR. 68-09
REGIONAL COUNCILLOR BILL MCLEAN
CITY OF PICKERING

Resolution # 164/09

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 68-09 received from Councillor Bill McLean with respect to Region of Durham Report 2009-WR-12 of the Commissioner of Works regarding 'Results of Clear Bags Pilot Study in the Municipality of Clarington and the City of Pickering' be received for information.

CARRIED

3. CORR. 69-09
MARISA CARPINO
SUPERVISOR, CULTURE & RECREATION
CITY OF PICKERING

Resolution # 165/09

Moved by Councillor Dickerson
Seconded by Councillor McLean

That CORR 69-09 from Marisa Carpino, Supervisor, Culture & Recreation, submitting the 2008 Annual Report on behalf of the Pickering Museum Village Advisory Committee be received for information.

CARRIED

4. CORR. 70-09
STEPHEN REYNOLDS
DIVISION HEAD, CULTURE & RECREATION
CITY OF PICKERING

Resolution # 166/09

Moved by Councillor Dickerson
Seconded by Councillor McLean



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That CORR. 70-09 from Stephen Reynolds, Division Head, Culture & Recreation, on behalf of the Pickering Museum Village Advisory Committee, seeking Council endorsement with respect to the de-accessioning of artifacts which no longer fit within the mandate of the Pickering Museum Village be endorsed.

CARRIED

5. CORR. 71-09
STEPHEN REYNOLDS
DIVISION HEAD, CULTURE & RECREATION
CITY OF PICKERING

Resolution # 167/09

Moved by Councillor Dickerson
Seconded by Councillor McLean

That CORR. 71-09 from Stephen Reynolds, Division Head, Culture & Recreation, on behalf of the Pickering Museum Village Advisory Committee, seeking Council endorsement with respect to expand mandated time period at Pickering Museum Village to include Pickering Township's development from 1810 to 1920 be endorsed.

CARRIED

6. CORR. 72-09
ROGER ANDERSON, REGIONAL CHAIR
REGIONAL MUNICIPALITY OF DURHAM
605 Rossland Road East
Whitby, ON L1N 6A3

Resolution # 168/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 72-09 from Roger Anderson, Regional Chair, Regional Municipality of Durham, seeking Council support with respect to the continuing loss of services from local hospitals in Durham Region be endorsed.

CARRIED



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7. CORR. 73-09
DEBBIE LEROUX, CLERK
TOWNSHIP OF UXBRIDGE
51 Toronto Street South
Box 190
Uxbridge, ON L9P 1T1

Resolution # 169/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 73-09 from Debbie Leroux, Clerk, Township of Uxbridge, seeking council endorsement of a resolution passed at a meeting of Council held on June 22, 2009 with respect to the preservation of the Altona Inn be endorsed.

CARRIED

8. CORR. 74-09
PATTI BARRIE, MUNICIPAL CLERK
MUNICIPALITY OF CLARINGTON
40 Temperance Street
Bowmanville, ON L1C 3A6

Resolution # 170/09

Moved by Councillor O'Connell
Seconded by Councillor Dickerson

That CORR. 74-09 from Patti Barrie, Municipal Clerk, Municipality of Clarington, seeking Council endorsement with respect to a resolution passed at a meeting held on June 15, 2009 with respect to having the noxious weed known as Giant Hogweed included on the noxious weeds list be received.

CARRIED

Resolution # 171/09

Moved by Councillor McLean
Seconded by Councillor Dickerson



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That the rules of procedure be suspended in order to introduce a Motion with respect to CORR. 75-09 and 76-09 from the Indo-Canadian Cultural Association of Durham Inc.

CARRIED ON A 2/3
MAJORITY VOTE

9. CORR. 75-09
SHASHI BHATIA
INDO-CANADIAN CULTURAL ASSOCIATION
OF DURHAM INC.
1894 Bainbridge Drive
Pickering, ON L1V 6G6

Resolution # 172/09

Moved by Councillor McLean
Seconded by Councillor Dickerson

That CORR. 75-09 from Shashi Bhatia, Indo-Canadian Cultural Association of Durham Inc., requesting the City of Pickering waive the rental fees for the Pickering Recreation Complex in order to host their celebrations for the Heritage Festival of India be received.

CARRIED

10. CORR. 76-09
SHASHI BHATIA
INDO-CANADIAN CULTURAL ASSOCIATION
OF DURHAM INC.
1894 Bainbridge Drive
Pickering, ON L1V 6G6

Resolution # 173/09

Moved by Councillor Pickles
Seconded by Councillor O'Connell



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That CORR. 76-09 from Shashi Bhatia, Indo-Canadian Cultural Association of Durham Inc., requesting the City of Pickering proclaim August 15, 2009 as India Independence Day be declared.

CARRIED

Moved by Councillor Dickerson
Seconded by Councillor Pickles

That the rules of procedure be suspended in order to change the order of business whereas Item 1 being Director, Corporate Services & Treasurer, Report CS 26-09 of Reports New and Unfinished Business be placed as the first report on the agenda following correspondence.

CARRIED ON A 2/3
MAJORITY VOTE

(VI) NEW AND UNFINISHED BUSINESS

1. Director, Corporate Services & Treasurer, Report CS 26-09
2009 Development Charges Study for the City of Pickering

A detailed question and answer period ensued.

Resolution # 174/09

Moved by Councillor McLean
Seconded by Councillor Littley

1. That Report CS 26-09 of the Director, Corporate Services & Treasurer be received;
2. That the Development Charges Background Study dated May 22, 2009 as amended July 6, 2009 prepared by Watson and Associates Economists Ltd. as required under Section 10(1) of the *Development Charges Act, 1997* and this report be approved;
3. That the **Residential Development Charges** for the unit types as included in Table 1 below be approved to be imposed on a uniform basis effective August 1, 2009:



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**TABLE 1
CITY OF PICKERING RESIDENTIAL DEVELOPMENT CHARGES
Per Residential Dwelling Unit**

Effective August 1, 2009

SERVICE	SINGLE & SEMI- DETACHED	ALL OTHER DWELLING UNITS	APARTMENTS	
			TWO BEDROOM & LARGER	ONE BEDROOM & SMALLER
Development – related Studies	87	62	47	35
Fire Protection	259	186	140	103
Transportation - Roads & Related Operations	4,516 278	3,241 200	2,445 150	1,793 110
Stormwater Management	1,365	980	739	542
Parks & Recreation - Parkland Dev. & Trails Recreation Facilities	424 2,249	304 1,614	229 1,217	168 893
Library	516	370	279	205
TOTAL	9,694	6,957	5,246	3,849

4. That the **Non-Residential (Commercial, Industrial and Institutional) Development Charge** remain at \$30.78 per square metre (\$2.86 per square foot) effective August 1, 2009 to June 30, 2010 and effective July 1, 2010 at the rate of \$31.97 per square metre (\$2.97 per square foot). This represents the charge for roads and related services only;
5. That the proposed capital programs contained in the Background Study be indicative of Council's intention to ensure that the studies and capital expenditures required to meet the increase in need for services related to the forecasted development will be met, as required under Paragraph 3 of subsection 5(1) of the *Development Charges Act, 1997*;



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INDEXING

6. That the Director, Corporate Services & Treasurer be directed that residential and non-residential Development Charges may be indexed annually on July 1 each year by applying the annual change in the Statistics Canada Quarterly "Construction Price Statistics" to March 31 of each year, unless otherwise approved by Council;

EXEMPTIONS

7. That all exemptions and exceptions be as required under the *Development Charges Act, 1997* and as defined in the proposed By-law;

TRANSITION PROVISION

8. That any bona fide and complete residential permit applications received prior to August 1, 2009 and non-residential permit applications received prior to July 1, 2010 will be subject to the development charge rates that prevail prior to this effective date;

ADMINISTRATION

9. That the City continue the Reserve established for the City's share (ie. the non-development charge portion) of the costs of services included in the Development Charges Study and that contributions be included in the Annual Current Budget for consideration by Council;
10. That the originally proposed By-law has been modified since the public meeting on June 8, 2009, and Council confirms that no further public meeting under the *Development Charges Act, 1997* (S.12) is necessary as a result;
11. That the Clerk of the City of Pickering be instructed to undertake the By-law passage notification provisions under the *Development Charges Act, 1997* and *Ontario Regulation 82/98*;
12. That the By-law attached to this report be read three times and approved at this meeting of Council; and,
13. That the appropriate staff of the City of Pickering be authorized to give effect thereto.

CARRIED LATER IN
THE MEETING ON A
RECORDED VOTE
(See Following Motions)



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Resolution # 175/09

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That Report CS 26-09 of the Director, Corporate Services & Treasurer be referred to a Special Meeting of Council for further clarification and discussion.

MOTION DEFEATED
ON A RECORDED
VOTE AS FOLLOWS:

YES

Councillor Dickerson
Councillor O'Connell

NO

Councillor Littley
Councillor McLean
Councillor Pickles
Mayor Ryan

Resolution # 176/09

Moved by Councillor Littley
Seconded by Councillor Dickerson

That Item 4 of the main motion and Item 12 of the main motion, Section 10 c) and 11 (1)(a) and (b) of the draft by-law be amended to reflect the following:

That the non-residential development charge for stormwater management in the amount of .90¢ per square foot be phased in for 2010.

CARRIED LATER IN
THE MEETING
ON A RECORDED
VOTE AS FOLLOWS:

YES

Councillor Dickerson
Councillor Littley
Councillor McLean
Councillor O'Connell
Mayor Ryan

NO

Councillor Pickles



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Resolution # 177/09

Moved by Councillor O'Connell
Seconded by Councillor Dickerson

That the amendment (Res. # 176/09) be further amended by deleting "be phased in for 2010" and inserting "be changed immediately".

CARRIED ON A
RECORDED VOTE
AS FOLLOWS:

YES

Councillor Dickerson
Councillor Littley
Councillor McLean
Councillor O'Connell
Mayor Ryan

NO

Councillor Pickles

The main motion was then CARRIED, AS AMENDED, ON A RECORDED VOTE AS FOLLOWS:

YES

Councillor Littley
Councillor McLean
Councillor Pickles
Mayor Ryan

NO

Councillor Dickerson
Councillor O'Connell

[The affect of the amendments on the draft development charge by-law is 10 c) changes to (100%) from (0%) and 11 (1)(a) changes to \$40.47 per square metres (\$3.76 per square foot) and 11 (1)(b) changes to \$41.65 per square metre (\$3.87 per square foot).]

(VI) COMMITTEE REPORTS

- a) REPORT JT 2009-01 OF THE JOINT PLANNING & DEVELOPMENT & EXECUTIVE COMMITTEE

Part A - PLANNING AND DEVELOPMENT REPORTS

3. Director, Planning & Development, Report PD 22-09
City Response to Seaton Natural Heritage System Management Plan and Master Trails Plan – Final Report, October 2008, prepared by Schollen & Company Inc. for Ministry of Municipal Affairs and Housing

COUNCIL DECISION

1. That Report PD 22-09 of the Director, Planning & Development, regarding the *Seaton Natural Heritage System Management Plan and Master Trails Plan, Final Report* (SNHSMP & MTP - the Management Plan), prepared by Schollen & Company Inc. and Associates, dated October 2008, be received;
2. That the comments contained in Report PD 22-09 on the SNHSMP & MTP be endorsed and that Council advise the Ministers of Municipal Affairs and Housing and Energy and Infrastructure that:
 - a) in implementing the Plan;
 - (i) no costs should be borne by existing City taxpayers for the Natural Heritage System (NHS) restoration or for the on and off-road trails in the neighbourhoods, in light of the high standards expected;
 - (ii) establishment of a separate Heritage Committee for Seaton needs further review; and,
 - (iii) since renewable energy facilities are permissible uses within the NHS, a management strategy should be identified for this purpose and be reflected in the preparation of restoration/revegetation plans for the NHS lands;
 - b) the City supports;
 - (i) use of the Management Plan as a guide for a sustainable Seaton NHS as the report is a comprehensive and well thought-out prescription to achieve long-term objectives for the restoration of an expanded natural heritage system, construction of a trail system in the NHS and to fulfill cultural heritage objectives in the NHS;
 - (ii) retention of the NHS lands in public ownership over the long-term;
 - (iii) establishment of a First Nations Interpretive Centre; and,
 - (iv) continued City involvement in discussions and decisions on a future management structure, plans and programs for the Seaton natural heritage system, trails network and cultural heritage programs, including the role of Heritage Pickering.



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3. That Council request the Ministers of Municipal Affairs and Housing and Energy and Infrastructure to expand the range of uses permissible within the NHS to include recreational uses such as parks and playfields in those lands that buffer the key natural heritage features; and,
 4. Further, that a copy of Report PD 22-09 and Pickering Council's resolution on this matter be forwarded to the Ministry of Municipal Affairs and Housing, the Ministry of Energy and Infrastructure, Ontario Realty Corporation, the Region of Durham, the Toronto and Region Conservation Authority, Heritage Pickering Advisory Committee, and the Seaton Trail Management Plan Steering Committee.
4. Director, Planning & Development, Report PD 23-09
Zoning By-law Amendment Application A 7/08
S. Golvin & JMPPM Holdings Inc.
Part of Lot 19, Range 3 B.F.C.
(Part 1, 40R-10527 and Part 1, 40R-8832)
City of Pickering

COUNCIL DECISION

1. That Report PD 23-09 of the Director, Planning & Development be received;
2. That Zoning By-law Amendment Application A 7/08 be approved to broaden the range of permitted mixed employment uses for the subject property including offices, personal service uses, sales outlets, and various light industrial uses on lands being Part of Lot 19, Range 3 B.F.C., Part 1, 40R-10527 and Part 1, 40R-8832;
3. That the zoning by-law to implement Zoning By-law Amendment Application A 7/08, as set out in Appendix I to Report PD 23-09, as amended reflecting the deletion of Item (2)(d)(vi) of the draft by-law, be forwarded to City Council for enactment; and
4. Further, that Council authorize the Chief Administrative Officer to negotiate with the owners of the subject lands (known as Part of Lot 19, Range 3 B.F.C., identified as Part 1, 40R-10527 and Part 1, 40R-8832) to acquire a portion of the property for public stormwater management purposes, and report back to Council on the general terms and conditions of a possible land purchase.



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PART B - EXECUTIVE COMMITTEE REPORTS

1. Director, Corporate Services & Treasurer, Report CS 17-09
2008 Year End Audit

COUNCIL DECISION

1. That Report CS 17-09 of the Director, Corporate Services & Treasurer be received;
 2. That the Audit Results Report as submitted by Deloitte & Touche LLP be received for information; and,
 3. That the 2008 draft Audited Consolidated Financial Statements for the City of Pickering be forwarded to Council for approval.
2. Director, Corporate Services & Treasurer, Report CS 21-09
Section 357/358 of the Municipal Act – Adjustment to Taxes

COUNCIL DECISION

1. That Report CS 21-09 of the Director, Corporate Services & Treasurer be received;
 2. That the write-offs of taxes as provided under Section 357/358 of the *Municipal Act*, 2001 be approved; and,
 3. That the appropriate officials of the City of Pickering be authorized to take the necessary action to give effect hereto.
3. Director, Corporate Services & Treasurer, Report CS 23-09
Tow Truck "Anti-Chasing" Amendment to Traffic & Parking By-law 6604/05

COUNCIL DECISION

1. That Report CS 23-09 of the Director, Corporate Services & Treasurer be received;
2. That the draft Tow Truck Anti-Chasing By-law, included as Attachment 1, providing restrictions regarding tow trucks within the City of Pickering, be enacted; and,



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3. That the appropriate staff of the City of Pickering be given the authority to give effect thereto.
 4. Director, Operations & Emergency Services, Report OES 37-09
Tender for Facilities Cleaning Services
- Tender No. T-3-2009
-

COUNCIL DECISION

1. That Report OES 37-09 from the Director, Operations & Emergency Services regarding Facilities Cleaning Services Ltd. be received;
2. That Tender No. T-3-2009 submitted by Arsenal Cleaning Services Ltd. for facilities cleaning services, in the amount of \$115,104 plus GST for year 1 and \$118,578 plus GST for year 2 be approved subject to the annual review and extension to the contract by the Manager, Supply & Services for the following facilities:

Pickering Municipal Facilities

Operations Centre
East Shore Community Centre
Fire Hall #5 (Administration Office)

Pickering Public Libraries

Main Branch
Claremont Branch
Greenwood Branch
Petticoat Creek Branch
Whitevale Branch

3. That the appropriate City of Pickering officials be authorized to take necessary action to give effect thereto.
 5. Director, Operations & Emergency Services, Report OES 40-09
Southeast Collector Trunk Sewer
-Haul Roads
-

COUNCIL DECISION

1. That Report OES 40-09 of the Director, Operations & Emergency Services regarding the Southeast Collector Trunk Sewer associated haul routes be received;
2. That the City of Pickering approves of the use of Scarborough-Pickering Townline Road, Rosebank Road, Fairport Road, Dixie Road and Third

Concession Road as described in and subject to the conditions outlined in Report OES 40-09 as haul routes for the construction of the Southeast Collector Trunk Sewer; and

3. That a copy of Report OES 40-09 be sent to the Region of York and the Region of Durham.
7. Director, Operations & Emergency Services, Report OES 42-09
Roof Replacement – Pickering Public Library and Fire Hall #2
-Tender No. T-12-2009

COUNCIL DECISION

1. That Report OES 42-09 of the Director, Operations & Emergency Services regarding Roof Replacement at Pickering Public Library and Fire Hall #2 be received;
2. That Tender T-12-2009 submitted by Crawford Roofing Corporation at a cost of \$214,200 (GST included) be accepted;
3. That staff be authorized to negotiate with the low bidder to undertake the additional roofing work at Petticoat Creek and Whitevale Library, at a cost not to exceed the project costing as outlined in the report;
4. That the total gross project cost of \$259,350 (GST included) and a net project cost of \$247,000 including the tender amount and other associated costs be approved;
5. That Council authorize the Director, Corporate Services & Treasurer to finance the project as follows:
 - a) the sum of \$65,000, as provided for in the 2009 approved Capital Budget for Fire Services, to be financed through property taxes;
 - b) the sum of \$74,000 as provided for in the 2009 approved Capital Budget for Libraries-Central & Whitevale and Petticoat Creek Library and Community Centre, to be financed through Provincial Grants-Investing in Ontario;
 - c) the amount of \$100,000, as provided for in the 2009 approved Capital Budget for Library-Central, to be financed through Federal Gas Tax funding;



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- d) the additional amount of \$8,000 for Petticoat Creek Library and Community Centre Roof Rehabilitation to be funded from Federal Gas Tax;
 - e) the Director, Corporate Services & Treasurer be authorized to take any actions necessary in order to affect the foregoing; and
6. That the appropriate City of Pickering officials be authorized to take necessary action to give effect thereto.

Resolution # 178/09

Moved by Councillor Pickles
Seconded by Councillor McLean

That the Report of the Joint Planning & Development and Executive Committee, JT 2009-01 dated July 6, 2009 be adopted save and except Planning & Development Reports Items 1 and 2 and Executive Committee Report Item 6.

CARRIED

1. Director, Planning & Development, Report PD 20-09
Draft Plan of Subdivision SP-2008-01
Zoning By-law Amendment Application A 1/08
Mattamy (Brock Road) Limited
Part Lots 17 & 18, Concession 3
City of Pickering

A detailed question and answer period ensued.

Resolution # 179/09

Moved by Councillor Pickles
Seconded by Councillor McLean

- 1. That Draft Plan of Subdivision SP-2008-01 submitted by Mattamy (Brock Road) Limited, to permit a plan of subdivision on lands being on Part Lots 17 & 18, Concession 3, and subject to the comments of Report PD 20-09, as amended, reflecting the addition of Lots 2, 3, 24, 25, 26 and 27 be endorsed;
- 2. That the proposed conditions of draft plan of subdivision to implement Draft Plan of Subdivision SP-2008-01 as set out in Appendix I to Report PD 20-09, be endorsed;



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- 3. That prior to Council's consideration of the implementing zoning by-law, the owner provide the City with a letter of commitment with respect to the nature and timing of the development of the mixed use block adjacent to Brock Road; and
- 4. Further, that Zoning By-law Amendment Application A 1/08 submitted by Mattamy (Brock Road) Limited, to amend the zoning of the subject property to implement Draft Plan of Subdivision SP-2008-01, as outlined in Appendix II to Report PD 20-09 be endorsed.

MOTION TIED AND DEFEATED LATER IN THE MEETING ON A RECORDED VOTE (See Following Motion)

Resolution # 180/09

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That application A 1/08 be deferred until a full comprehensive conceptual plan for all of Duffin Heights Neighbourhood (including all land holdings) has been brought forward.

MOTION DEFEATED ON A RECORDED VOTE AS FOLLOWS:

YES

Councillor Dickerson
Councillor O'Connell

NO

Councillor Littley
Councillor McLean
Councillor Pickles
Mayor Ryan

The main motion was TIED AND DEFEATED ON A RECORDED VOTE AS FOLLOWS:

YES

Councillor McLean
Councillor Pickles
Mayor Ryan

NO

Councillor Dickerson
Councillor Littley
Councillor O'Connell



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2. Director, Planning & Development, Report PD 21-09
Proposed Rogers Wireless Cell Tower Installation and Land Lease
Sideline 34, Between Regional Road 27 (Whitevale Road) and Highway 407
City of Pickering
-

Resolution # 181/09

Moved by Councillor Pickles
Seconded by Councillor McLean

1. That Report 21-09 of the Director, Planning & Development, requested by City Council through Correspondence CORR 29-09, be received;
2. That a By-law be enacted to authorize the Mayor and the Clerk to execute a Lease Agreement with Rogers Wireless ("Rogers"), substantially on the terms set out in this Report, in a form satisfactory to the City Solicitor and the Director, Corporate Services & Treasurer and Rogers Wireless for those lands consisting of part of the road allowance between Lots 34 and 35, Concession 5 (Sideline 34, north of Regional Road 27 (Whitevale Road)), for the purposes of installing and maintaining communications equipment; and
3. Further, that the Director, Planning & Development be authorized to provide Industry Canada with a letter of support for this cell tower installation, on Sideline 34 between Regional Road 27 (Whitevale Road) and Highway 407, following the execution of the lease agreement.

CARRIED

6. Director, Operations & Emergency Services, Report OES 41-09
Frenchman's Bay Harbour Entrance Environmental Assessment
-Status Update
-

Resolution # 182/09

Moved by Councillor Pickles
Seconded by Councillor McLean



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1. That Report OES 41-09 of the Director, Operations & Emergency Services concerning the Frenchman's Bay Harbour Entrance Environmental Assessment be received for information;
2. That both the East and West breakwater walls be proposed and built fully accessible and included as part of the preferred alternative submitted with the EA documents; and
3. That Council endorse the submission of the Draft Environmental Study Report (ESR) to the Ministry of the Environment.

CARRIED

(VI) NEW AND UNFINISHED BUSINESS (Continued)

2. Director, Corporate Services & Treasurer, Report CS 14-09
Updated Sign By-law

General discussion ensued on this matter. Clarification was requested on the amendment that was approved at the Joint Planning & Development and Executive Committee meeting held on July 6, 2009.

Resolution # 183/09

Moved by Councillor Pickles
Seconded by Councillor McLean

1. That Report CS 14-09 of the Director, Corporate Services & Treasurer be received;
2. That the proposed sign by-law, included as Attachment #1, providing regulations for signs erected within the City of Pickering, be enacted; and
3. Further, that the appropriate staff of the City of Pickering be given the authority to give effect thereto.

REFERRED LATER
IN THE MEETING
(See Following Motion)



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Resolution #184/09

Moved by Councillor McLean
Seconded by Councillor O'Connell

That Report CS 14-09 of the Director, Corporate Services & Treasurer be referred back to staff for further investigation and clarification.

CARRIED

3. Director, Operations & Emergency Services, Report OES 34-09
Re: Sideline 4 Road Reconstruction – Phase Two
- Tender T-10-2009 for Sideline 4 Road Reconstruction – Phase Two

Resolution # 185/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

1. That Report OES-34-09 of the Director, Operations & Emergency Services regarding Sideline 4 Road Reconstruction – Phase Two be received;
2. That Tender T-10-2009 submitted by Montgomery MacEwen Contracting for Sideline 4 Road Reconstruction – Phase Two at a cost of \$868,333.66 (GST included) be accepted;
3. That the total gross project cost of \$1,071,000 (GST included) including the tender amount and other associated costs and the total net project cost of \$1,020,000 be approved;
4. That Council authorize the Director, Corporate Services & Treasurer to finance the project as follows:
 - a) that the sum of \$680,000 be financed by the issue of debentures by The Regional Municipality of Durham over a period not to exceed ten (10) years, at a rate to be determined;
 - b) that the sum of \$190,000 be funded from the Development Charges Reserve Fund;
 - c) that the sum of \$150,000 be funded from the Third Party Contribution Reserve Fund;



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- d) that the annual repayment charges in the amount of approximately \$84,880 be included in the annual Current Budget for the City of Pickering commencing in 2010, continuing thereafter until the loan is repaid, and any financing cost to be paid out of the Current Budget;
 - e) the Director, Corporate Services & Treasurer has updated the City's 2009 Annual Repayment Limit and certified that this loan and the repayment thereof falls within the City's Annual Repayment Limit (Limit) for debt and financial obligations, as established by the Province for municipalities in Ontario, and would not cause the City to exceed the updated Limit, and therefore, Ontario Municipal Board approval is not required prior to City Council's authorization;
 - f) undertake the financing of this project or portions thereof that cannot be accommodated through the foregoing through internal loans, Infrastructure Ontario – OSIFA Loan Program, or a financial institution offering long term financing under similar terms and conditions;
 - g) to make any changes, adjustments, and revisions to amounts, terms, conditions or any other actions necessary in order to effect the above directions of Council;
 - h) the Treasurer is authorized to take any actions necessary in order to effect the foregoing;
5. That the draft by-law attached to this report be enacted; and
 6. That the appropriate City of Pickering officials be authorized to take necessary action to give effect thereto.

CARRIED

4. Director, Operations & Emergency Services, Report OES 43-09
Supply & Delivery of 4-Ton Dump Truck
-Tender No. T-14-2009
-

Resolution # 186/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

1. That Report OES 43-09 of the Director, Operations & Emergency Services regarding the supply and delivery of a 4-Ton Dump Truck be received;



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2. That Tender No.T-14-2009, as submitted by Scarborough Truck Centre Inc. for the supply and delivery of a 4-Ton Dump Truck with Snow Plow and Wing, and Electronic Salt Metering, in the amount of \$166,071.00 (PST and GST extra) be accepted;
3. That the total gross purchase cost of \$187,660.23 and a net purchase cost of \$179,356.68 be approved;
4. That Council authorize the Director, Corporate Services & Treasurer to finance the project as follows;
 - a) the sum of \$179,000 be financed by the issue of debentures through the Regional Municipality of Durham for a period not exceeding five (5) years, at a rate to be determined;
 - b) that the balance of \$356.68 plus financing costs be funded from 2009 Current Funds;
 - c) that the financing and repayment charges in the amount of approximately \$40,200 be included in the annual Current Budget for the City of Pickering commencing in 2010 and continuing thereafter until the loan is repaid;
 - d) that the Director, Corporate Services and Treasurer has certified that this loan and the repayment thereof falls within the City's debt and financial obligations approved annual repayment limit for debt and other financial obligations for 2009 as established by the Province for municipalities in Ontario;
 - e) to undertake the financing of this project or portions thereof that cannot be accommodated through the foregoing through internal loans, the Ontario Strategic Infrastructure Financing Authority (OSIFA) – Loan Program or a financial institution offering long term financing under similar terms and conditions;
 - f) that the Treasurer be authorized to make any changes, adjustments, and revisions to amounts, terms, conditions or take any actions necessary in order to effect the foregoing; and
5. That the draft by-law attached to this report be enacted; and
6. That the appropriate City of Pickering Officials be authorized to take necessary action to give effect thereto.

CARRIED



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(IX) BY-LAWS

- 6965/09 Being a by-law to regulate signs in the City of Pickering.
- 6969/09 Being a by-law to appoint By-law Enforcement Officers for the purpose of enforcing parking restrictions on private property.
- 6970/09 Being a by-law to dedicate those parts of Lot 4, Registrar's Compiled Plan 282, Pickering, being Parts 47, 49, 51 and 52, Plan 40R-25121 as public highway (Rockwood Drive)
- 6971/09 Being a by-law to dedicate certain roads within the City of Pickering, Regional Municipality of Durham as public highways.
- 6972/09 Being a by-law to dedicate that Part of Block 32, Plan 40M-1987, Pickering, being Part 5, Plan 40R-25661, as public highway.
- 6973/09 Being a by-law to amend By-law No. 6604/05
- 6974/09 Being a by-law to amend Restricted Area (Zoning) By-law 2511, as amended, to implement the Official Plan of the City of Pickering, Region of Durham on Part of Lot 19, Range 3, B.F.C., Part 1, 40R-8832 and part 1, 40R-10527, in the City of Pickering, (A 7/08)
- 6975/09 Being a by-law to confirm the authorization of the issuance of debentures in the amount of \$179,000 for the supply and delivery of a 4-Ton Dump Truck in the City of Pickering
- 6976/09 Being a by-law to authorize the Sideline 4 Road Reconstruction – Phase Two in the City of Pickering and the issuance of debentures therefore in the amount of \$680,000.
- 6977/09 Being a by-law to authorize the execution of a Lease Agreement between the Corporation of the City of Pickering and Rogers Communications Inc. for the leasing of the those lands consisting of part of the road allowance between Lots 34 and 35, Concession 5 (Sideline 34, north of Regional Road 27 (Whitevale Road)), for the purposes of installing and maintaining communications equipment.
- 6978/09 Being a By-law regarding Development Charges.



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THIRD READING:

Councillor Dickerson, seconded by Councillor McLean moved that By-law Number 6969 /09 to 6978/09, save and except By-law Number 6965/09, be adopted, and the said by-law 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

6965/09 Being a by-law to regulate signs in the City of Pickering.

REFERRED PREVIOUSLY
IN THE MEETING UNDER
REPORTS NEW AND
UNFINISHED BUSINESS
(Report CS 14-09)

(X) OTHER BUSINESS

1. The Chief Administrative Officer was requested to action the following:
 - a) Councillor O'Connell requested that the Director, Planning & Development investigate the health and safety aspects of AM Satellite Towers.
 - b) Councillor Littley gave notice that she would be bringing forward a Notice of Motion regarding the description used for Council Travel Expenses.
 - c) Councillor Dickerson requested from staff the hours of operation for the washrooms at Progress Park.

(XI) CONFIRMATION BY-LAW

By-law Number # 6979/09

Councillor Littley, seconded by Councillor Pickles, 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 July 13, 2009.

CARRIED



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(XII) ADJOURNMENT

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That the meeting be adjourned at 10:35 pm.

CARRIED

DATED this 13th day of July, 2009


MAYOR DAVID RYAN


DEBI A. WILCOX
CITY CLERK