



Council Meeting Minutes

Tuesday, February 17, 2009

7:30 PM

Council Chambers

PRESENT:

Mayor David Ryan

COUNCILLORS:

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

ALSO PRESENT:

T. Melymuk - (Acting) Chief Administrative Officer
N. Carroll - Director, Planning & Development
A. Allison - City Solicitor
S. Reynolds - Division Head, Culture & Recreation
D. Wilcox - City Clerk
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.

(III) ADOPTION OF MINUTES

Resolution # 32/09

Moved by Councillor Johnson
Seconded by Councillor McLean



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In Camera Council Minutes, January 19, 2009
Council Meeting Minutes, January 19, 2009
Special Council Minutes, February 2, 2009
In Camera Council Minutes, February 2, 2009
Special Planning & Development Committee Minutes, February 2, 2009
Planning & Development Committee Minutes, February 2, 2009
Executive Committee Minutes, February 9, 2009

CARRIED

(IV) DELEGATIONS

1. David Middleton
Durham Environmental Advisory Committee
Re: Information on Environmental Awards
Run by the Durham Environmental Advisory Committee
[Refer to CORR. 15-09]

David Middleton of the Durham Environmental Advisory Committee (DEAC) appeared before Council to explain the Durham Environmental Awards process. Mr. Middleton stated that the awards were created to highlight the positive examples of what we can do as individuals for the environment. He also explained the different types of awards and requested on behalf of DEAC that the City of Pickering complete nominations forms for citizens they feel might be deserving of the awards. Mr. Middleton noted that nominations must be submitted by March 2nd, 2009.

2. Chaitanya Kalevar
Just One World
Re: Nuclear Issues

Chaitanya Kalevar appeared before Council and stated that he still feels that Council has not answered his questions regarding nuclear issues. He reiterated that he does agree with Council's position on supporting the refurbishment of the Pickering nuclear site and also noted that we need to change the way we do things. Mr. Kalevar noted his concerns regarding house insurance and the limited criteria and coverage available for nuclear accidents.

3. Professor Robert MacDermid
Political Science, York University
Re: Reforms to the Ontario Municipal Elections Act
[Refer to CORR. 12-09]



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Professor Robert MacDermid appeared before Council requested their support of the Town of Ajax motion regarding election reforms with respect to campaign contributions with the aid of a powerpoint presentation. Professor MacDermid stated that he had completed studies on municipal election campaign contributions. He noted that he felt Corporation and Trade Unions should not be allowed to contribute to a municipal candidates campaign. He stated that by banning Corporations and Trade Unions from contributing would eliminate the perception of unfair influence. Professor MacDermid stated that the Ministry of Municipal Affairs and Housing should take a look at the Municipal Elections Act and review campaign financing.

(V) CORRESPONDENCE

1. CORR. 12-09
BLAIR LABELLE
MANAGER, LEGISLATIVE SERVICES/DEPUTY CLERK
TOWN OF AJAX
65 Harwood Ave. South
Ajax, ON L1S 2H9

Resolution #33/09

Moved by Councillor Dickerson
Seconded by Councillor Pickles

That CORR. 12-09 from Blair Labelle, Manager of Legislative Services/Deputy Clerk, Town of Ajax, requesting Council's endorsement of a resolution passed by Ajax Town Council on February 9, 2009 concerning prohibiting corporate and trade union contributions to municipal election campaigns and that Ajax be notified of this decision be received for information.

CARRIED ON A
RECORDED VOTE

YES

Councillor Dickerson
Councillor McLean
Councillor Pickles
Mayor Ryan

NO

Councillor Johnson
Councillor Littley
Councillor O'Connell



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2. CORR. 13-09
BLAIR LABELLE
MANAGER, LEGISLATIVE SERVICES/DEPUTY CLERK
TOWN OF AJAX
65 Harwood Ave. South
Ajax, ON L1S 2H9

Resolution #34/09

Moved by Councillor Dickerson
Seconded by Councillor Johnson

That CORR. 13-09 from Blair Labelle, Manager, Legislative Services/Deputy Clerk, Town of Ajax with respect to a resolution passed by Ajax Town Council on January 12, 2009, regarding the Friends of Ajax-Pickering Hospital East LHIN's Clinical Services Plan, be received for information.

CARRIED

3. CORR. 14-09
SHELLY VAN EMPEL
LEGISLATIVE ADMINISTRATOR
TOWN OF MILTON
150 Mary Street
Milton, ON L9T 6Z5

Resolution # 35/09

Moved by Councillor O'Connell
Seconded by Councillor Dickerson

That CORR. 14-09 from Shelly van Empel, Legislative Administrator, Town of Milton, with respect to a resolution passed on January 26, 2009 regarding the implementation of the \$100m hospital growth funding commitment ensuring that growth funding is targeted to high growth hospitals and social services, the Health Based Allocation Model and to develop a health care and social services growth plan for Ontario high growth communities to complement Places to Grow, be endorsed.

CARRIED



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4. CORR. 15-09
DURHAM ENVIRONMENTAL
ACHIEVEMENT ADVISORY COMMITTEE
(DEAC) ENVIRONMENTAL ACHIEVEMENT AWARDS
605 Rossland Road East
Whitby, ON L1N 6A3
-

Resolution # 36/09

Moved by Councillor Dickerson
Seconded by Councillor O'Connell

That CORR. 15-09 from the Durham Environmental Achievement Advisory Committee with respect to submitting nominations for the 2009 DEAC Environmental Achievement Awards, be received for information.

CARRIED

5. CORR. 16-09
BLAIR LABELLE
MANAGER OF LEGISLATIVE SERVICES/DEPUTY CLERK
TOWN OF AJAX
65 Harwood Ave. South
Ajax, ON L1S 2H9
-

Resolution # 37/09

Moved by Councillor Dickerson
Seconded by Councillor McLean

That CORR. 16-09 from Blair Labelle, Manager, Legislative Services, Deputy Clerk, advising that at a meeting of the Ajax General Government Committee held on January 22, 2009, a resolution with respect to bottled water and the feasibility of establishing a bottle free area was passed, be received for information.

CARRIED

6. CORR. 17-09
HEATHER BROOKS
DIRECTOR, WATERSHED PLANNING &
NATURAL HERITAGE
CENTRAL LAKE ONTARIO CONSERVATION



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100 Whiting Avenue
Oshawa, ON L1H 3T3

Resolution # 38/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 17-09 from Heather Brooks, Watershed Planning & Natural Heritage, Central Lake Ontario Conservation, advising that at a meeting held January 20, 2009, a resolution was passed with respect to staff reports regarding Wildlife Monitoring Program (Long Term), Aquatic Monitoring Program (2009-2013) and the Aquatic Monitoring Program 2006 and 2007 Annual Reports, be received for information.

CARRIED

7. CORR. 18-09
P.M. MADILL, REGIONAL CLERK
REGION OF DURHAM
605 Rossland Road East
Whitby, ON L1N 6A3

Resolution # 39/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 18-09 from P.M. Madill, Regional Clerk, Region of Durham, advising that at a meeting of Regional Council held January 28, 2009, a recommendation was passed regarding encouraging municipalities to seek advice from the Durham Agricultural Advisory Committee in matters and areas of consideration that may affect the viability and future of the farming industry in Durham Region, be received for information.

CARRIED

8. CORR. 19-09
REGIONAL COUNCILLOR BILL MCLEAN
Pickering Civic Complex
One the Esplanade
Pickering, ON L1V 6K7



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Resolution # 40/09

Moved by Councillor McLean
Seconded by Councillor O'Connell

That CORR. 19-09 from Regional Councillor Bill McLean, expressing his concerns in relation to the Do Not Call List, be endorsed.

CARRIED

9. CORR. 20-09
DAVE STELL, COMMUNICATIONS SPECIALIST
AJAX-PICKERING BOARD OF TRADE
144 Old Kingston Road
2nd Floor, Suite 10
Ajax, ON L1T 2Z9

Resolution # 41/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 20-09 from Dave Stell, Communications Specialist, Ajax-Pickering Board of Trade, forwarding a copy of a letter of support which was sent to the Canadian Chamber of Commerce in relation to American Protectionism currently being considered by the U.S. government, be received for information.

CARRIED

10. CORR. 21-09
CHAITANYA KALEVAR
JUST1WORLD

Resolution # 42/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That CORR. 21-09 from Chaitanya Kalevar, Just 1 World, with respect to the election contribution profile of Pickering Councillors, be received for information.

CARRIED



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11. CORR. 22-09
JAYME HARPER
PFLAG CANADA

Resolution # 43/09

Moved by Councillor O'Connell
Seconded by Councillor Pickles

That CORR. 22-09 from Jayme Harper, PFLAG Canada, be received and that the City of Pickering proclaim May 17, 2009 as International Day Against Homophobia.

CARRIED

12. CORR. 23-09
KIRSTEN SCHMIDT-CHAMBERLAIN
EXECUTIVE DIRECTOR
DURHAM HOSPICE
209 Dundas St. East
Lower Level Units 1 & 2
Whitby, ON L1N 7H8

Resolution # 44/09

Moved by Councillor O'Connell
Seconded by Councillor Pickles

That CORR. 23-09 from Kirsten Schmidt-Chamberlain, Executive Director, Durham Hospice, be received and that the City of Pickering proclaim May 3 – 9, 2009 as Hospice Palliative Care Week.

CARRIED

13. CORR. 24-09
SHEILA CARSON, CHAIR
TEACHERS OF ENGLISH AS A SECOND
LANGUAGE ASSOCIATION OF ONTARIO
27 Carlton Street, Suite 405
Toronto, ON M5B 1L2

Resolution # 45/09



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Moved by Councillor O'Connell
Seconded by Councillor Pickles

That CORR. 24-09 from Sheila Carson, Chair, Teachers of English as a Second Language Association of Ontario, be received and that the City of Pickering proclaim December 6-12, 2009 English as a Second Language Week.

CARRIED

14. CORR. 25-09
FRANK MACPHEE, PRESIDENT
Durham Region Home Builders' Association
King Street Postal Outlet
P.O. Box 26064, 206 King Street East
Oshawa, ON L1H 1C0

Resolution # 46/09

Moved by Councillor O'Connell
Seconded by Councillor Pickles

That CORR. 25-09 from Frank MacPhee, President, Durham Region Home Builders' Association, be received and that the City of Pickering proclaim April, 2009 as "New Homes Month".

CARRIED

VI) COMMITTEE REPORTS

a) REPORT PD 2009-03 OF THE PLANNING & DEVELOPMENT COMMITTEE

1. Director, Planning & Development, Report PD 09-09
Grand Oak Homes (Eastern Division) Ltd.
Plan of Subdivision 40M-1488
Final Assumption of Plan of Subdivision

COUNCIL DECISION

1. That Report PD 09-09 of the Director, Planning & Development regarding the Final Assumption of Plan of Subdivision 40M-1488 be received;



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2. That the highways being Alpine Lane, Wildwood Crescent (formerly Forsyth Lane), Hollyhedge Drive and Major Oaks Road within Plan 40M-1488 be assumed for public use;
 3. That the services required by the Subdivision Agreement relating to Plan 40M-1488, 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; and
 4. That the Subdivision Agreement and any amendments thereto relating to Plan 40M-1488 be released and removed from title.
2. Director, Planning & Development, Report PD 10-09
Comments on the final report *Size and Location of Urban Growth Centres in the Greater Golden Horseshoe*, prepared by the Ontario Growth Secretariat, Ministry of Energy and Infrastructure, November 2008
-

COUNCIL DECISION

1. That Report PD 10-09 of the Director, Planning & Development, regarding the report *Size and Location of Urban Growth Centres in the Greater Golden Horseshoe*, prepared by the Ontario Growth Secretariat, Ministry of Energy and Infrastructure November 2008, be received; and
 2. Further, that as part of the conformity exercise for the Provincial Growth Plan through the Pickering Official Plan Review, the Planning & Development Department take appropriate follow up action to:
 - a) delineate the precise Urban Growth Centre (UGC) boundary, and
 - b) establish land use designations and corresponding policies to define the specific types and densities of uses in the UGC which support and encourage development envisioned by the Growth Plan.
 3. Director, Planning & Development, Report PD 11-09
Final Rouge River Watershed Plan
Comments on Rouge River Watershed Plan: Towards a Healthy and Sustainable Future and Implementation Guide, prepared by the Toronto and Region Conservation Authority
-

COUNCIL DECISION



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1. That Report PD 11-09 of the Director, Planning & Development regarding the Final Rouge River Watershed Plan, be received;
2. That *the Final Rouge River Watershed Plan: Towards a Healthy and Sustainable Future and Implementation Guide*, be received; and
3. Further, that City staff be authorized to work with the Toronto and Region Conservation Authority (TRCA) to implement the recommendations of the Rouge River Watershed Plan, appropriate to the City of Pickering.

Resolution # 47/09

Moved by Councillor Johnson
Seconded by Councillor McLean

That the Report of the Planning and Development Committee PD 2009-03, dated February 2, 2009, be adopted.

CARRIED

b) REPORT EC 2009-02 OF THE EXECUTIVE COMMITTEE

1. (Acting) Chief Administrative Officer, Report CAO 02-09
Sustainable Pickering
-2008 Update and 2009 Work Program

COUNCIL DECISION

1. That Council receive Report CAO 02-09 of the (Acting) Chief Administrative Officer providing an update on the 2008 Sustainable Pickering initiative and 2009 work program ;
2. That Council authorize staff and the Sustainable Pickering Advisory Committee to continue to work on the City's Sustainable Pickering initiative with the continued assistance in 2009 of Durham Sustain Ability as outlined in this Report ; and
3. That Council agree to the City's participation in "Earth Hour" on March 28, 2009 and authorize staff and the Sustainable Pickering Advisory Committee to take the appropriate actions to engage residents, business and institutions to also participate in this event.



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2. Director, Corporate Services & Treasurer, Report CS 01-09
City Policy ADM 060
-Records Management Policy

COUNCIL DECISION

1. That Report CS 01-09 of the Director, Corporate Services & Treasurer be received;
 2. That Policy ADM 060 Records Management Policy, be approved; and
 3. That the appropriate officials be given the authority to give effect thereto.
3. Director, Corporate Services & Treasurer, Report CS 02-09
Section 357/358 of the *Municipal Act* – Adjustment to Taxes

COUNCIL DECISION

1. That Report CS 02-09 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 thereto.
4. Director, Operations & Emergency Services, Report OES 08-09
Telus Mobility Lease Renewal
Sideline 24, Between Highway 7 and Highway 407

COUNCIL DECISION

1. That Report OES 08-09 of the Director, Operations & Emergency Services be received; and
2. That the Mayor and the Clerk be authorized to execute a lease renewal agreement with TM Mobile Inc. ("Telus") substantially on the terms set out in this Report.



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5. Proclamation – Black History Month

COUNCIL DECISION

That the month of February be proclaimed Black History Month in the City of Pickering and that the Pickering Advisory Committee on Race Relations & Equity be so advised.

Resolution # 48/09

Moved by Councillor Dickerson
Seconded by Councillor Littley

That the Report of the Executive Committee EC 2009-02, dated February 9, 2009, be adopted,

CARRIED

(VII) BY-LAWS

6934/09 Being a by-law to dedicate Block 12, Plan 40M-1502, Pickering as public highway (Fawndale Road). (By-law attached)

6935/09 Being a by-law to appoint By-law Enforcement Officers for the purpose of enforcing parking restrictions on private property. (By-law attached)

THIRD READING:

Councillor Dickerson, seconded by Councillor Johnson moved that By-law Numbers 6934/09 and 6935/09, 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

(VIII) OTHER BUSINESS

Resolution # 49/09

Moved by Councillor Pickles
Seconded by Councillor McLean



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That the rules of procedure be suspended in order to introduce a motion with respect to ensuring fair and appropriate municipal election financing.

CARRIED ON A
2/3 MAJORITY VOTE

ENSURING FAIR AND APPROPRIATE MUNICIPAL ELECTION FINANCING

Resolution # 50/09

Moved by Councillor Pickles
Seconded by Councillor Littley

WHEREAS the Government of Ontario regulates municipal election finances through the *Municipal Elections Act, 1996* for municipalities in Ontario; and

WHEREAS a number of persons have suggested that municipal election finances should be reviewed with a view to tighten rules and procedures regarding campaign donations and expenditures and provide greater transparency; and

WHEREAS the rules for municipalities should be consistent to all municipalities across Ontario

NOW THEREFORE BE IT RESOLVED THAT the City of Pickering requests the Province of Ontario to undertake a review of the *Municipal Elections Act, 1996* to ensure the rules regarding election financing and expenses are appropriate and transparent;

AND FURTHER that input is sought from all Ontario municipalities and the public;

AND FURTHER that this resolution be forwarded to the Premier of Ontario, Minister of Municipal Affairs and Housing and the MPPs of Pickering, and the Association of Municipalities of Ontario.

CARRIED ON A
RECORDED VOTE

YES

NO

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



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(IX) CONFIDENTIAL MATTERS

In accordance with Procedural By-law 6746/07 and the provisions of the *Municipal Act*, an In Camera meeting of Council was held prior to the regularly scheduled meeting.

Resolution # 51/09

Moved by Councillor McLean
Seconded by Councillor Dickerson

That Council go In Camera in accordance with the provisions of the *Municipal Act* for the purpose of dealing with personal matters about an identifiable individual, including municipal or local board employees.

CARRIED

a) Appointments to Boards and Committees

Refer to the In Camera minutes for further information. [City Clerk has custody and control of the In Camera minutes.]

Moved by Councillor McLean
Seconded by Councillor Dickerson

That the following appointments be confirmed thereto for a term to expire on November 30, 2010:

i) Accessibility Advisory Committee

Terence Arvisais
Alton Atkinson
Sharon Farrell
Jacques Tardif

ii) Heritage Pickering Advisory Committee

Terence Arvisais
Susan Gardner
Joanne Glasser
Kelly McLean



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iii) Pickering Museum Village Advisory Committee

Alan Espenlaub

CARRIED

(X) CONFIRMATION BY-LAW

By-law Number #6936/09

Councillor Johnson, seconded by Councillor McLean, 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 February 17, 2009.

CARRIED

(XI) ADJOURNMENT

Moved by Councillor Johnson
Seconded by Councillor McLean

That the meeting be adjourned at 10:00 pm.

CARRIED

DATED this 17th day of February, 2009


MAYOR DAVID RYAN
DEBI A. WILCOX
CITY CLERK