

SIXTEENTH Meeting - Regular Session

The Town of Oakville Council met in regular session this 2nd day of May, 2005 in Council Chambers of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

- Present: Mayor - Ann Mulvale
- Councillors
- Tom Adams
 - Keith Bird
 - Cathy Duddeck
 - Allan Elgar
 - Marc Grant
 - Jeff Knoll
 - Mike Lansdown
 - Fred Oliver
 - Ralph Robinson
 - Renee Sandelowsky
 - Chris Stoate
 - Janice Wright
- Staff
- M. J. Chechalk, CAO / Town Manager
 - L. Reed, Commissioner, Corporate Services
 - D. Lunardo, Commissioner, Community Services
 - D. Cash, Commissioner, Planning & Development
 - D. Gates, Town Solicitor
 - D. Carr, Director, Strategic Services
 - N. deVaal, Director, Recreation & Culture
 - V. Clark, Interim Fire Chief
 - R. Sumak, Deputy Fire Chief
 - D. Bloomer, Director, Engineering & Construction
 - P. Cheatley, Director, Planning Services
 - C. McConnell, Manager, Current Planning & Urban Design
 - L. Musson, Planner
 - M. Maxwell, Manager of Aquatic Services
 - S. Fanelli, Recreation Supervisor
 - L. Veres, Recreation Supervisor
 - C. Gall, Recreation Supervisor
 - J. Wood, Outdoors Pool Coordinator
 - H. Kress, Recreation Coordinator
 - S. Amaral, Glen Abbey Aquatic Assistant
 - A. Hignett, QE Park Aquatics Coordinator
 - B. Gmora, Program Coordinator, Youth Development Centre
 - C. Best, Town Clerk
 - K. Patrick, Supervisor, Council & Committee Services

Declarations of Pecuniary Interest

Councillor Adams declared a pecuniary interest on Item 6 of the Administrative Services Committee meeting of April 26, 2005 – Property Tax Assistance to Seniors, as relief options involving the banking sector were being discussed by Members of the Committee and he is employed in the banking sector.

Confirmation of Minutes of the previous Council Meeting(s)

**Minutes of the Regular Session of Council, APRIL 11, 2005
Reconvened April 13, 18, 19, 2005**

Minutes of the Regular Session of Council, APRIL 18, 2005

Minutes of the Regular Session of Council, APRIL 25, 2005

Moved by Councillor Wright

Seconded by Councillor Knoll

That the minutes of the regular meetings of Council dated April 11, 2005, April 18, 2005 and April 25, 2005 be approved.

CARRIED

PRESENTATIONS

Don Egan, Oakville's representative from the Office of the Fire Marshall presented to the Town of Oakville a certificate of compliance in recognition of the Town providing the public education and prevention requirements of the *Fire Protection and Prevention Act 1997*.

Nina deVaal, Director of Recreation & Culture presented the 'High Five Champion Award' to Carol Gall, Recreation Supervisor and Jennifer Fruscella, Aquatic Assistant for their support and inspiration with respect to the implementation of the 'High Five' program on behalf of Parks & Recreation Ontario (PRO).

Nina deVaal, Director of Recreation & Culture presented a Certificate of Recognition to Heather Kress, Recreation Coordinator for her five years of involvement on the annual conference committee on behalf of Parks & Recreation Ontario (PRO).

Nina deVaal, Director of Recreation & Culture presented the 'Community Contribution Awards' to the Oakville Sports Council and the Oakville Youth Development Centre for the contributions both have made to the enhancement of quality of life in the Oakville community.

Nina deVaal, Director of Recreation & Culture presented the 'Jocelyn Palm Cup' to the Town of Oakville for its outstanding contribution to the National Lifeguard Service.

Nina deVaal, Director of Recreation & Culture presented the 'President's List Certificate' to Bradley Johnson, Aquatic Assistant, Recreation and Culture Department, a volunteer examiner who has made significant contributions on furthering Lifesaving programs.

STANDING COMMITTEE / COMMITTEE OF THE WHOLE REPORTS

Community Services Committee, APRIL 26, 2005

Moved by Councillor Robinson

Seconded by Councillor Duddeck

That the recommendations of the Community Services Committee meeting of April 26, 2005 be approved, except for Item 5 – Proposed Transit Fare Rates 2005 and 2006 – Supplemental Report and that the Park and Recreation Advisory Committee minutes of March 9, 2005 be separated for the purpose of an amendment to the motion and that Item 1 - Extended On-Street Parking Consideration – 425 Kerr Street be approved, as amended to include a change to the time period as follows:

(continued)

Community Services Committee, APRIL 26, 2005 continued

That twenty-five (25) on-street parking permits for residents of 425 Kerr Street be granted for the period **June 1, 2005 to September 30, 2005**, subject to a notice being circulated by the Property Managers of 425 Kerr St. to area residents advising of the on-street parking requirements.

CARRIED

Moved by Councillor Adams

Seconded by Councillor Wright

That Item 5 – Proposed Transit Fare Rates 2005 and 2006 – Supplemental Report of the Community Services Committee meeting of April 26, 2005 be approved, as amended to include the following clause after clause 2;

That staff provide further options for aligning student and senior fares over time as part of the 2006 Budget Committee considerations.

CARRIED

Moved by Councillor Sandelowsky

Seconded by Councillor Adams

That the Parks and Recreations Advisory Committee minutes of March 9, 2005 be received and that the following amendment to Item 4(a) relating to graffiti removal be approved:

That the Parks and Recreation Advisory Committee recommend that Council consider the introduction of a policy for rapid graffiti removal on private and public property; and

That Staff be requested to consult with agencies, including the three Business Improvement Areas and the Halton Regional Police, and report back in a reasonable time on options for the removal of graffiti from public and private property.

CARRIED

Administrative Services Committee, APRIL 26, 2005

Moved by Councillor Knoll

Seconded by Councillor Elgar

That the recommendations of the Administrative Services Committee meeting of April 26, 2005 be approved, except for Item 6 – Property Tax Assistance to Seniors which is to be separated in recognition of Councillor Adams' pecuniary interest and Confidential Item C-4(a) – Taxicab Licensing By-law which is to be separated for the purpose of an in-camera discussion.

CARRIED

The Mayor called for a separate vote on Item 6 – Property Tax Assistance to Seniors of the Administrative Services Committee meeting of April 26, 2005 in recognition of Councillor Adams pecuniary interest.

CARRIED

(Councillor Adams having declared a pecuniary interest did not vote with respect to this matter.)

Moved by Councillor Adams

Seconded by Councillor Wright

That consideration of Confidential Item C-4(a) – Taxicab Licensing By-law of the Administrative Services Committee meeting of April 26, 2005 be referred to the in-camera session of tonight's meeting.

CARRIED

AGENDA ITEMS

IN-CAMERA

Moved by Councillor Wright

Seconded by Councillor Elgar

That Council resolve into a closed meeting session for the purpose of receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose, personal matters about an identifiable individual, including municipal employees and the security of the property of the municipality relating to Confidential Items C1 to C4, inclusive and Item C-4(a) of the Administrative Services Committee meeting of April 26, 2005.

CARRIED

Council resolved in-camera at 8:00 p.m.

Council resolved out of camera at 11:05 p.m.

While in-camera, Council passed a motion to proceed past the hour of 11:00 p.m. but no later than 11:30 p.m.

Administrative Services Committee, APRIL 26, 2005 – Confidential Item C-4(a) – Taxicab Licensing By-law

Moved by Councillor Knoll

Seconded by Councillor Elgar

That Confidential Item C-4(a) – Taxicab Licensing By-law of the Administrative Services Committee meeting of April 26, 2005 be approved.

CARRIED

C-1. Personnel Matters

- **Verbal Update and Confidential Report and By-law(s), from CAO/Town Manager**

Moved by Councillor Duddeck

Seconded by Councillor Stoate

That the verbal update from the CAO / Town Manager with respect to personnel matters be received.

CARRIED

C-2. Citizen Appointments to Advisory Committees – Cultural Advisory and Oakville Harbours Advisory

- Confidential Report from the Clerk's Department, April 26, 2005

Moved by Councillor Duddeck

Seconded by Councillor Stoate

1. That the following citizens be appointed to the new Cultural Advisory Committee for the terms as noted:
 - i. Andrew Stinton 1 year term ending December 31, 2006
 - ii. Mary Chapin 1 year term ending December 31, 2006
 - iii. Margaret Perschy 2 year term ending December 31, 2007
 - iv. Deborah Sewell 3 year term ending December 31, 2008;
2. That Jane Hawkrigg and Julian Wise be appointed to the Cultural Advisory Committee on an interim basis, as representatives of the Heritage Services and Performing Arts communities, respectively, pending the establishment of the Heritage Services Community Development Committee and the Performing Arts Community Development Committee;
3. That Councillors Duddeck and Stoate be appointed to the Cultural Advisory Committee; and
4. That the following citizens be appointed to the Oakville Harbours Advisory Committee for the terms as noted, to fill the two vacancies arising from the resignations of Graham Henrickson and Bill Loyen.
 - i. Mark Dowinton 2 year term ending December 31, 2007
 - ii. Richard O'Hare 3 year term ending December 31, 2008

CARRIED

C-3. Oakville Hydro - Shareholders Meeting May 5, 2005

- Confidential Report from the CAO/Town Manager, April 25, 2005

Moved by Councillor Duddeck

Seconded by Councillor Stoate

That the verbal update in preparation for the May 5, 2005 Oakville Hydro Shareholders meeting be received.

CARRIED

C-4. Property Matters

- Verbal Update from the CAO/Town Manager

Staff direction was provided in-camera with respect to property matters.

REGIONAL REPORTS AND QUESTION PERIOD REGARDING TOWN BOARDS AND ADVISORY COMMITTEES

Councillor Lansdown reported that the 'Lunch & Learn' organized by McMaster University and the Region of Halton for May 19, 2005 commences at 11:30 a.m. at the Oakville Club and the speaker will be Dr. Paul Bates speaking on 'Business Ethics'. The cost to attend is \$50.00.

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Knoll

Seconded by Councillor Duddeck

That this be authority to give first, second, third and final reading to the following by-laws:

2005-059 A by-law to appoint the Board of Management for the Kerr
Street Business Improvement Area (ASC – Item #1)

2005-065 A by-law to confirm proceedings of a meeting of Council.

CARRIED

ADJOURNMENT

Moved by Councillor Elgar

Seconded by Councillor Bird

That this meeting now adjourn.

CARRIED

The meeting adjourned at 11:09 p.m.

ANN MULVALE
MAYOR

CATHIE L. BEST
TOWN CLERK

SEVENTH Meeting - Regular Session

The Community Services Committee met in regular session this 26th day of April, 2005 in Committee Room 1 of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

Present: Chairperson - Councillor Ralph Robinson
Mayor - Ann Mulvale
Councillors - Cathy Duddeck
- Marc Grant
- Renee Sandelowsky
- Chris Stoate (Left 8:10 p.m., Returned 9:23 p.m.)
- Janice Wright

Staff - R. Green, Commissioner of Infrastructure Services
- K. Patrick, Supervisor, Council & Committee Services
- D. Bloomer, Director, Engineering & Construction
- E. Pilon, Director, Transit Services
- B. Elias, Assistant Town Solicitor
- H. Ellison, Manager of Parking / Halton Court Services
- J. Aitken, Manager of Surveys
- D. Wong, Traffic Engineer

Also Present: Councillors - Tom Adams (Arrived 9:15 p.m.)
- Jeff Knoll (Arrived 9:45 p.m.)

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

Agenda Items

1. **Extended on-Street Parking Consideration – 425 Kerr Street**
- **Report from the Department of Engineering & Construction, April 14, 2005**

Moved by Mayor Mulvale

That twenty-five (25) on-street parking permits for residents of 425 Kerr Street be granted for the period May 2, 2005 to July 31, 2005, subject to a notice being circulated by the Property Managers of 425 Kerr St. to area residents advising of the on-street parking requirements.

CARRIED

2. **Niagara to GTA Corridor Environmental Assessment – Draft Terms of Reference**
- **Report from the Department of Engineering & Construction, April 11, 2005**

Moved by Councillor Wright

That this staff report Niagara to GTA Corridor Environmental Assessment Draft Terms of Reference dated April 11, 2005 be received.

CARRIED

3. **2005 Traffic Signal Construction Program – Eighth Line at Granby Drive and Dalebrook Drive at Postridge Drive**
- **Report from the Department of Engineering & Construction, April 11, 2005**

Moved by Councillor Wright

That the Town's proposed 2005 Traffic Signal Construction Program consisting of new traffic signal installations at

- Eighth Line and Granby Drive; and
- Dalebrook Drive and Postridge Drive; be approved.

CARRIED

4. **Correspondence from Hassard Chiropractic Clinic – Request for Access over Town Property west from Nelson Street**
- **Report from the Department of Engineering & Construction, April 15, 2005**

Moved by Councillor Duddeck

That Staff be directed to commence a public consultation process regarding the possibility of creating a laneway that would run westerly from Nelson Street, north of Lakeshore Road West and report back to the Community Services Committee upon completion of the process.

CARRIED

5. **Proposed Transit Fare Rates 2005 and 2006 – Supplemental Report**
- **Report from the Transit Services, April 7, 2005**

Moved by Councillor Stoate

That the Transit fare rates for 2005 as detailed in Table 1 of the report dated April 7, 2005 be implemented effective June 6, 2005 recognizing that the Table has been modified from that presented to the Community Services Committee on March 22, 2005 based on input from the Citizens Transit Advisory Committee; and

That the proposed Transit fare rates for 2006 as detailed in Table 1 of the report dated April 7, 2005 be forwarded to the 2006 Budget Committee for consideration; and

That the staff report dated March 15, 2005 from Transit Services, attached to the report dated April 7, 2005 as Appendix 'A', with respect to a proposed fare increase be received; and

That the Citizens Transit Advisory Committee minutes of April 5, 2005, attached as Appendix 'B', be received.

CARRIED

ADVISORY COMMITTEE MINUTES

Parks & Recreation Advisory Committee (March 9, 2005)

Moved by Councillor Wright

That the following recommendations (Item 4 (a) and (b) of the minutes) of the Park & Recreation Advisory Committee from its meeting of March 9, 2005 be approved and the remainder of the minutes be received:

4 (a) Graffiti Removal

(Clerk's note: This matter arose during the discussion of the Zero Tolerance Policy as per Item 4 (a) of the Parks & Recreation Advisory Committee minutes):

That the Parks and Recreation Advisory Committee recommend that Council consider the introduction of a policy for rapid graffiti removal on Town owned property.

4 (b) - Cycling Committee

Whereas the Parks and Recreation Advisory Committee believes that cycling and walking are important activities that provide for both physical activity and transportation.

The Parks and Recreation Advisory Committee recommends that Council request staff to prepare a report on the feasibility of a bicycling and walking advisory committee to provide advise on issues relating to these activities including advocacy, design issues and advising on priorities relating to bicycle and walking facilities; and

That until such a committee is formed, the Parks and Recreation Advisory Committee fill this role.

CARRIED

Seniors Advisory Committee (January 26, 2005)

Oakville Harbours Advisory Committee (March 23, 2005)

Moved by Councillor Wright

That the minutes of the Seniors Advisory Committee meeting of January 26, 2005 and the minutes of the Oakville Harbours Advisory Committee meeting of March 23, 2005, be received.

CARRIED

ADJOURNMENT

Moved by Councillor Duddeck

That this meeting now adjourn.

CARRIED

The meeting adjourned at 9:48 p.m.

FIFTH Meeting - Regular Session

The Administrative Services Committee met in regular session this 26th, day of April, 2005 in the Oakville Room at Town Hall, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

Present: Chairperson - Councillor Fred Oliver
Councillors - Tom Adams (Left at 9:14 p.m)
- Jeff Knoll
- Allan Elgar
- Keith Bird (Arrived 8:22 p.m)
- Mike Lansdown

Staff: - L. Reed, Commissioner, Corporate Services
- C. Best, Town Clerk
- M. Lewis, Director of Finance & Treasurer
- J. Huctwith, Assistant Town Solicitor
- M. Millman, Manager of Realty Services
- E. Roberts, Manager of Revenue & Tax Collector
- P. Bouillon, Assistant Clerk
- K. Galione, Elections & Special Projects Co-ordinator
- N. Karamians, Committee Co-ordinator

Also Present: Councillor - Chris Stoate (Arrived 8:11 p.m)

Items

**1. Appointments to the Board of Management for the Kerr Street Business Improvement Area
- Report from the Clerk's Department, April 15, 2005**

Moved by Councillor Knoll

1. That Councillor Duddeck be appointed as the Council representative on the Board of Management for the Kerr Street Business Improvement Area (BIA); and
2. That By-law 2005-059, 'A by-law to appoint the Board of Management for the Kerr Street Business Improvement Area' be passed, appointing the elected citizen members and Councillor Duddeck to hold office until November 30, 2006.

CARRIED

**C-1. Lease Renewal Agreement – Management Board of Cabinet/Provincial Court and Town of Oakville
- Confidential Report from the Legal Department, April 8, 2005**

Moved by Councillor Knoll

1. That the lease renewal agreement for the Provincial Court facilities including the use of the Council Chambers for a three-year term be approved; and
2. That the Mayor and Clerk be authorized to execute the lease amending agreement when prepared.

CARRIED

**C-2. New Lease – 505 Chartwell Road, Oakville
- Confidential Report from the Legal Department, April 5, 2005**

Moved by Councillor Knoll

That the lease agreement for 505 Chartwell Road be approved and that the Mayor and Clerk be authorized to execute the subject lease.

CARRIED

**C-3. Assessment Appeals Initiated by the Town for the 2005 Taxation Year
- Confidential Report from the Finance Department, April 11, 2005**

Moved by Councillor Knoll

That the confidential report from the Finance Department dated April 11, 2005 be received.

CARRIED

**2. 2003 Municipal Election – Final Financial Statements
- Report from the Clerk's Department, April 15, 2005**

Moved by Councillor Adams

That the Clerk's Department report dated April 15, 2005 concerning the 2003 Municipal Election – Final Financial Statements, be received for information.

CARRIED

**3. 2005 Ontario Municipal Partnership Fund and Other Provincial Funding
- Report from the Finance Department, April 6, 2005**

Moved by Councillor Adams

1. That the Ministry of Finance be advised that the 2005 allocation of \$305,000 from the Ontario Municipal Partnership Fund (OMPF) to the Town of Oakville has been included in the 2005 Operating Budget for the benefit of property owners, and is being utilized in accordance with the conditions of the OMPF program; and further
2. That the balance of the Finance Department report dated April 6, 2005 be received for information.

CARRIED

**4. Quarterly Progress Report and Financial Results as of March 31, 2005
- Report from the Finance Department, April 15, 2005**

Moved by Councillor Adams

1. That the Quarterly Progress Report and Financial Results as of March 31, 2005, be received; and
2. That the transfers to/from the Reserves and Reserve Funds and transactions as contained in the Finance Department report dated April 15, 2005 concerning the 'Quarterly Progress Report and Financial Results as of March 31, 2005' be approved.

CARRIED

5. Request for A Minor Variance to the Sign By-law from McDonald's Restaurant – 2510 Hampshire Gate
- Report from the Clerk's Department, March 15, 2005

Moved by Councillor Elgar

That the request for a minor variance to the Sign By-law from McDonald's Restaurant to permit the location of a larger ground sign at 2510 Hampshire Gate, be referred back to staff for further review and consultation with the applicant.

CARRIED

6. Property Tax Assistance to Seniors
- Report from the Finance Department, March 24, 2005

Declarations of Pecuniary Interest

Councillor Adams declared a pecuniary interest on item 6, "Property Tax Assistance to Seniors", as relief options involving the banking sector were being discussed by Members of the Committee and he is employed in the banking sector.

Moved by Councillor Bird

1. That the Province of Ontario be advised that reassessment programs result in a negative financial impact on Ontario's seniors;
2. That the Province be requested to revisit the issue of providing an annual provincially funded program to ease the property tax burden on seniors; and
3. That staff be requested to review options to provide tax relief incentives to seniors, including proposals discussed at this meeting, and report back to the Administrative Services Committee addressing the merits of such options, cost implications and legislative restrictions.

CARRIED

(Councillor Adams declared a pecuniary interest on this item and did not vote.)

In-camera

Moved by Councillor Knoll

That this Committee proceed in-camera for the purpose of receiving advice that is subject to solicitor-client privilege, including communications necessary for that purpose relating to confidential item C-4.

CARRIED

The Committee resolved in camera at 9:25 p.m.

The Committee resolved out of camera at 9:44 p.m.

**C-4. (A) Taxicab Licensing By-law
- Confidential Report from the Clerk's Department, April 15, 2005**

Moved by Councillor Knoll

That staff be directed to proceed with the Taxicab Licensing By-law review based upon the existing policies relating to ownership of taxicab plates.

CARRIED

**(B) Taxicab By-law Review Process
- Confidential Report from the Legal Department, April 15, 2005**

Moved by Councillor Knoll

That the confidential report from the Legal Department dated April 15, 2005 be received.

CARRIED

Adjournment

Moved by Councillor Knoll

That this meeting now adjourn.

CARRIED

The meeting adjourned at 9:45 p.m.