

**THIRTY-SIXTH Meeting - Regular Session**

The Town of Oakville Council met in regular session this 7th day of November 2005 in the South Atrium of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:00 p.m.

Present: Mayor - Ann Mulvale

Councillors - Cathy Duddeck  
- Allan Elgar  
- Marc Grant  
- Jeff Knoll  
- Mike Lansdown  
- Ralph Robinson  
- Renee Sandelowsky  
- Chris Stoate  
- Janice Wright (Left at 10:25 p.m)

Staff - M. J. Chechalk, CAO / Town Manager  
- R. Green, Commissioner of Infrastructure Services  
- D. Cash, Commissioner, Planning and Development  
- G. Lalonde, Acting Commissioner of Corporate Services  
- J. Huctwith, Assistant Town Solicitor  
- N. deVaal, Director of Recreation & Culture  
- C. McConnell, Manager of Current Planning and Urban Design  
- C. Best, Town Clerk  
- A. Ramsay, Manger of Long Range Planning  
- B. Stan, Planner  
- N. Karamians, Committee Coordinator

Regrets: Councillors - Tom Adams  
- Keith Bird  
- Fred Oliver

**Declarations of Pecuniary Interest**

No declarations of pecuniary interest were declared.

**Confirmation of Minutes of the Previous Council Meeting(s)**

**Minutes of the Regular Session of Council, OCTOBER 17, 2005**

**Minutes of the Regular Session of Council, OCTOBER 24, 2005  
(Reconvened November 1, 2005)**

Moved by Councillor Wright

Seconded by Councillor Duddeck

That the minutes of the regular meetings of Council dated October 17, 2005, and October 24, 2005, which reconvened on November 1, 2005, be approved.

CARRIED



**PRESENTATIONS**

Mary Cardamone, President, Oakville Chamber of Commerce provided an overview with respect to the Chamber of Commerce activities to date and plans for 2006.

**STANDING COMMITTEE / COMMITTEE OF THE WHOLE REPORTS**

**Community Services Committee, OCTOBER 25, 2005**

Moved by Councillor Robinson

Seconded by Councillor Grant

That the recommendations of the Community Services Committee meeting of October 25, 2005 be approved.

CARRIED

**Administrative Services Committee, OCTOBER 25, 2005**

Moved by Councillor Elgar

Seconded by Councillor Duddeck

That the recommendations of the Administrative Services Committee meeting of October 25, 2005 be approved.

CARRIED

**2006 Budget Committee, NOVEMBER 2, 2005**

Moved by Councillor Knoll

Seconded by Councillor Wright

That the recommendations of the 2006 Budget Committee meeting of November 2, 2005 be approved.

CARRIED

**AGENDA ITEMS**

- C-1. By-law 2005-188 – Appointment of Deputy Fire Chief, Support Services**  
**- Confidential Report from the Fire Chief and Commissioner of Community Services, October 31, 2005**

Moved by Councillor Wright

Seconded by Councillor Duddeck

That By-law 2005-188 be approved, appointing Mr. Kenneth McMullen as Deputy Fire Chief, Support Services, effective December 5, 2005.

CARRIED

**NEW BUSINESS**

Moved by Councillor Knoll

Seconded by Councillor Wright

That Section 6.1 of the Procedural By-law be waived in order to address two proposed notices of motion this evening and that a new item of a congratulatory nature also be considered as an item of new business.

CARRIED UNANIMOUSLY



**NEW BUSINESS: CONTINUED**

Moved by Councillor Lansdown

Seconded by Councillor Robinson

That Council compliment and thank the students and staff of Abbey Park High School for their contribution to our community, demonstrated by their planting of some 400-500 trees in Riverview Park on October 22, 2005 recognizing their work builds on their initial planting of a similar number of trees in this park a year ago, which have enjoyed a 96% success rate;

That Petro-Canada Ltd. be thanked for its corporate generosity in funding this appreciated community project, for the second year in a row; and

That staff be requested to confirm Council's appreciation to both parties in writing.

CARRIED

**Notice of Motion Regarding OMB Reform**

Moved by Councillor Wright

Seconded by Councillor Duddeck

WHEREAS the Town of Oakville has forwarded a motion to the provincial government requesting reform of the Ontario Municipal Board (OMB);

WHEREAS the interest in this important matter is not limited to when legislation is introduced into Queen's Park but also of equal importance is when the provisions resulting from OMB reform take effect;

WHEREAS it must be recognized that the existing inadequate OMB framework remains in effect for all appeals to the OMB until the reforms are proclaimed and creates a huge exposure to the sustainability of decisions made by democratically elected municipal councils on planning matters;

NOW THEREFORE BE IT RESOLVED THAT the Council of Oakville requests that the Provincial Government of Ontario reform the role of the OMB and also proclaim the reforms as soon as possible;

AND BE IT FURTHER RESOLVED THAT the Council of Oakville, on behalf of the people served by all orders of government, thanks MPP Kevin Flynn for his OMB reform question of the Honourable John Gerretsen.

CARRIED UNANIMOUSLY



**Notice of Motion Regarding Development Charges Legislation and Provincial Fiscal Gap**

Moved by Councillor Wright

Seconded by Councillor Duddeck

WHEREAS the provincial government must acknowledge that the existing fiscal tools at the disposal of the Municipal Order of Government are inadequate;

WHEREAS the Association of Municipalities of Ontario identified a \$3 billion Provincial Municipal fiscal gap;

WHEREAS it is acknowledged by the Council of Oakville that this government inherited a deficit and that it is unrealistic to expect that the fiscal gap can be corrected immediately, however, the gap needs to be acknowledged and it is respectfully submitted that the provincial government should work with AMO to evolve a plan to address the fiscal gap;

WHEREAS in the interim the Province should, at a minimum, move to restore the provisions included in Provincial Development Charges Legislation prior to a previous government installing mandatory discounts;

WHEREAS MPP Flynn, as a former Municipal Councillor, is acutely aware of the millions of dollars of revenue lost as a result of these provincially imposed cuts and that the return of these previous revenues will have no impact on the Provincial budget, as they are a cost of doing business for the development sector and should be recognized as such; and

WHEREAS, as a result of the much higher densities proposed under Provincial Places to Grow legislation, restoration of full Development Charges is essential for the Town of Oakville to manage, in a fiscally responsible way, Provincial growth requirements;

NOW THEREFORE BE IT RESOLVED THAT MPP Kevin Flynn be requested, at his earliest opportunity to ask the Minister of Municipal Affairs and Housing what his government's time line is for both amendments to the province's Development Charges Legislation and negotiations to address the fiscal gap identified by AMO.

CARRIED UNANIMOUSLY

**IN-CAMERA**

Moved by Councillor Wright

Seconded by Councillor Duddeck

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 with respect to Item 1.

CARRIED

Council resolved in-camera at 7:30 p.m.

Council resolved out of camera at 8:45 p.m.



Agenda Items

1. Parkway Belt West Plan Amendment  
CreekBank Developments Limited  
File No. 42.15.26

- Report from the Planning Services Department, September 23, 2005

Moved by Councillor Wright

Seconded by Councillor Duddeck

That Council refer the Parkway Belt Amendment matter back to staff to be heard at the same time as a Town-initiated Official Plan amendment which establishes a Special Study Area to address the parameters for the future development/conservation of the lands including the range of land uses, directions on building heights, density, development setbacks, protection of natural features and open space.

LOST

Moved by Councillor Elgar

Seconded by Councillor Sandelowsky

1. That the Ministry of Municipal Affairs and Housing be advised that the Town of Oakville does not support the removal of the tableland portion of 2362 Upper Middle Road (Parcel 1) from the Parkway Belt West Plan area;
2. That staff be directed, in the event that the lands are removed from the Parkway Belt West Plan by the Minister of Municipal Affairs, to initiate an amendment to the Official Plan to provide for the conservation and protection of these lands and to ensure the lands remain outside the community boundary as defined in the Town's Official Plan;
3. That staff be directed to examine the Parkway Belt policies and mapping as part of the Official Plan Review.

*Mayor Mulvale transferred the Chair to Acting Mayor Wright in order to speak to Item 1.*

*Acting Mayor Wright transferred the Chair back to the Mayor.*

CARRIED on a recorded vote  
Council voting as follows:

Recorded Vote

Yeas

Councillor Knoll  
Councillor Grant  
Councillor Elgar  
Councillor Duddeck  
Councillor Wright  
Councillor Stoate  
Councillor Sandelowsky  
Councillor Robinson  
Mayor Mulvale

Nays

Councillor Lansdown



**REGIONAL REPORTS AND QUESTION PERIOD REGARDING TOWN BOARDS  
AND ADVISORY COMMITTEES**

Councillor Knoll advised and invited everyone to the unveiling of the Trafalgar Memorial on November 10, 2005 at 2:30 p.m and provided a brief update with respect to the history of the Memorial and its connection to the Township of Trafalgar and the efforts of the Memorial Volunteer Committee.

**REQUESTS FOR REPORTS**

Moved by Councillor Grant

Seconded by Councillor Knoll

That the Oakville Fire Department be requested to provide a report addressing the use of chimineas and outdoor fireplaces.

CARRIED

**CONSIDERATION AND READING OF BY-LAWS**

Moved by Councillor Elgar

Seconded by Councillor Duddeck

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

2005-173 A by-law to amend By-law 1984-1 (The Traffic By-law) as amended.

2005-188 A by-law to appoint a Deputy Fire Chief, Support Services

2005-195 A by-law to confirm the proceedings of a meeting of Council.

CARRIED

**ADJOURNMENT**

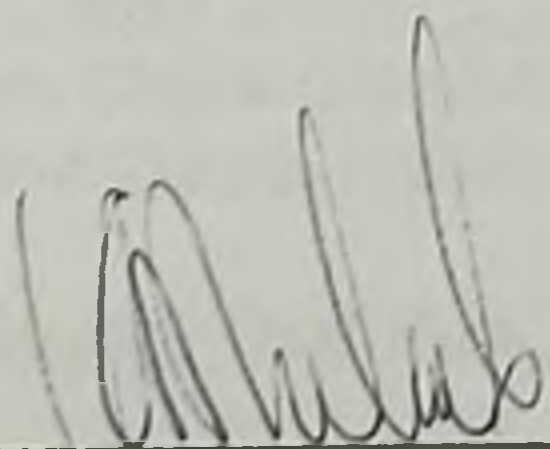
Moved by Councillor Knoll

Seconded by Councillor Elgar

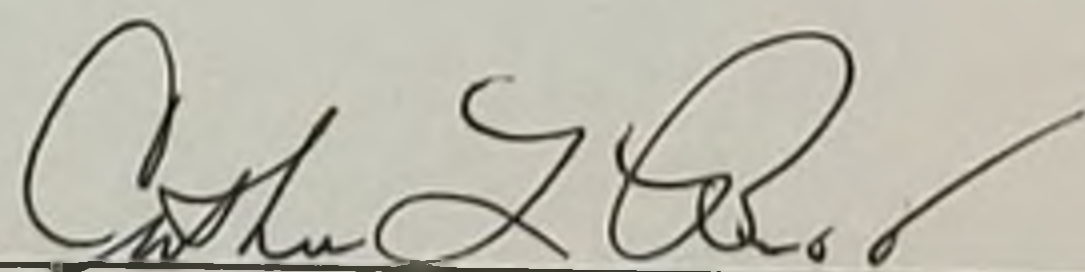
That this meeting now adjourn.

CARRIED

The meeting adjourned at 10:31 p.m.



ANN MULVALE  
MAYOR



CATHIE L. BEST  
TOWN CLERK



## SIXTEENTH Meeting - Regular Session

The Community Services Committee met in regular session this 25<sup>th</sup> day of October 2005, in the South Atrium of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:30 p.m.

- Present: Chairperson - Councillor Janice Wright
- Councillors - Cathy Duddeck  
- Marc Grant  
- Ralph Robinson  
- Renee Sandelowsky  
- Chris Stoate
- Staff - R. Green, Commissioner of Infrastructure Services  
- D. Lunardo, Commissioner of Community Services  
- D. Bloomer, Director of Engineering and Construction  
- D. Lambert, Manager, Design and Construction  
- M. Brennan, Manager, Iroquois Ridge Community Centre  
- L. Morgan, Committee Coordinator

### Declarations of Pecuniary Interest

There were no declarations of pecuniary interest.

### AGENDA ITEMS

#### 1. Oakville Arena – Status Report

- Report from Michael Brennan, Manager, Iroquois Ridge Community Centre, Recreation and Culture Department, September 5, 2005

Moved by Councillor Duddeck

1. That the report from the Recreation and Culture Department, dated August 5, 2005, and entitled "Oakville Arena – Status Report", be received;
2. That the Capital repair program as identified in Appendices A and B, be referred to the 2006 budget; and
3. That the decommission date of the Oakville Arena be deferred pending completion of the Ice Provision Strategy, currently being developed as part of the Parks, Recreation, Culture and Library Master Plan.

CARRIED

#### 2. By-law Amendment 2005-173 to By-law 1984-1 (Traffic By-law)

- Report from Chris Clapham – Traffic Technologist, Engineering and Construction Department, October 13, 2005

Moved by Councillor Duddeck

That By-law 2005-173, a by-law to amend By-law 1984-1 (Traffic By-law), be approved.

CARRIED



3. Halton Court Services – GO Transit Agreement  
- Report from Lynn Horlor, Controller, Finance Department,  
October 13, 2005

Moved by Councillor Duddeck

1. That the agreement reached between Halton Court Services and Greater Toronto Transit (GO Transit), as approved by the Joint Management Board of Halton Court Services, be received for information; and
2. That the City of Burlington be authorized to sign the agreement on behalf of Halton Court Services.

CARRIED

4. Lower Base Line Class Environmental Assessment Study  
(Regional Road 25 to Trafalgar Road)  
- Report from Darnell Lambert, Manager, Design and Construction,  
Engineering and Construction Department, October 14, 2005

Moved by Councillor Sandelowsky

That the report dated October 14, 2005, from the Engineering and Construction Department, entitled "Lower Base Line Class Environmental Assessment Study", be referred to Heritage Oakville for its review and comment back to the Community Services Committee.

CARRIED

5. Subsidy for Private Ice  
- Report from Nina de Vaal, Director, Recreation and Culture,  
September 21, 2005

Moved by Councillor Robinson

That the report dated September 21, 2005, from the Director, Recreation and Culture, entitled "Subsidy for Private Ice", be received, and that a one-time subsidy for the Oakville Hornets and the Oakville Speed Skating Club for the 2005/2006 season be allocated as follows:

1. That the funding source for the 2005 portion (in the amount of \$29,459.23) be derived:
  - (a) first from any savings at year-end in the Community Services Commission budget;
  - (b) if no savings exist in the Commission budget, then funding be provided from savings in the overall Town budget; and
  - (c) if no savings exist at year-end in the overall Town budget, then the funding will be provided from the Tax Stabilization reserve; and
2. That the funding for the 2006 portion (in the amount of \$29,459.23) be referred to the 2006 budget process.

CARRIED



6. Non-Tax Supported Program Sustainability  
- Report from Nina de Vaal, Director, Recreation and Culture and Eleanor James, CEO, Oakville Public Library, September 5, 2005

Moved by Councillor Grant

That the proposed policy for Non-Tax Supported Program Sustainability (attached as Appendix A to the September 5, 2005 report of the Director, Recreation and Culture and the CEO of the Oakville Public Library) be approved; and that the operating procedures (attached as Appendix B to such report) be endorsed acknowledging that these procedures may be updated by staff in future as required.

CARRIED

7. Cultural Advisory Committee (September 14, 2005)

Moved by Councillor Duddeck

That the minutes of the Cultural Advisory Committee meeting of September 14, 2005, be received.

CARRIED

8. Seniors Advisory Committee (September 28, 2005)

Moved by Councillor Duddeck

That the minutes of the Seniors Advisory Committee meeting of September 28, 2005, be received.

CARRIED

#### ADJOURNMENT

Moved by Councillor Stoate

That this meeting now adjourn.

CARRIED

The meeting adjourned at 8:55 p.m.



**FOURTEENTH Meeting - Regular Session**

The Administrative Services Committee met in regular session this 25th, day of October, 2005 in the Oakville Room at the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

- Present: Chairperson - Councillor Allan Elgar
- Mayor - Ann Mulvale (Arrived at 7:37 p.m)
- Councillors - Tom Adams  
- Keith Bird  
- Jeff Knoll  
- Mike Lansdown  
- Fred Oliver
- Staff: - L. Reed, Commissioner of Corporate Services  
- C. Best, Town Clerk  
- P. Elliott-Spencer, Acting Director of Finance & Treasurer  
- L. Horlor, Controller  
- E. Roberts, Manager of Revenue & Tax Collector  
- P. Bouillon, Assistant Clerk  
- N. Karamians, Committee Co-ordinator
- Also Present: Councillor - Cathy Duddeck

**Declarations of Pecuniary Interest**

No declarations of pecuniary interest were declared.

**Items**

**1. Establishment of Trust Fund – Halton Information Providers**

- Report from the Finance Department, October 13, 2005

Moved by Councillor Bird

That the establishment of a Town of Oakville Trust Fund on behalf of the Oakville Public Library in Trust for Halton Information Providers (HIP) be approved.

CARRIED

**2. Request for Sign Variance from Westbury International Corporation at 2020 Winston Park Drive**

- Report from the Clerk's Department, September 28, 2005

Moved by Councillor Adams

That the request for a minor sign variance to the Sign By-law from Westbury International Corporation at 2020 Winston Park Drive be referred back to staff for further consultation with the applicant with respect to the consolidation of the requested second ground sign with the single sign currently on site.

CARRIED



3. Request for a Minor Variance to the Sign By-law from Rocco's Plum Tomato Restaurant at 111 Trafalgar Road

- Report from the Clerk's Department, September 30, 2005

Moved by Mayor Mulvale

That the request for a minor variance to the Sign By-law to permit two additional projecting signs at Rocco's Plum Tomato Restaurant, 111 Trafalgar Road, be deferred pending receipt of comments from the Downtown Business Improvement Area (BIA) Board of Management.

CARRIED

5. Preliminary Update – Market Value Re-assessment for 2006 Taxation

- Report from the Finance Department, October 17, 2005

Moved by Councillor Lansdown

That the report from the Finance Department dated October 17, 2005 be received for information.

CARRIED

4. 2006 Council and Committee Schedule

- Report from the Clerk's Department, October 11, 2005

Moved by Councillor Lansdown

1. That the 2006 Council and Committee Schedule be approved as proposed in Draft 2 of the October 11, 2005 report from the Town Clerk subject to a further review in June 2006 of the requirement for Standing Committees to meet during the months of July and August;
2. That November 27, 2006 be reserved as the date for a final meeting of the 2003-2006 Council, however should the Mayor, in consultation with the Town Clerk, determine that this meeting is not required, the meeting be cancelled and notice of such cancellation be provided by the Clerk's Department; and
3. That a Special Committee of the Whole meeting be scheduled to take place on Monday, January 30, 2006 to receive the annual report and work plans of Council's Advisory Committees.

CARRIED

ADVISORY COMMITTEE MINUTES:

6. Special Committee Against Impaired Driving (Tuesday, September 20, 2005)

Moved by Mayor Mulvale

That the minutes of the Special Committee Against Impaired Driving from its meeting of September 20, 2005 be received.

CARRIED



Adjournment

Moved by Mayor Mulvale

That this meeting now adjourn.

CARRIED

The meeting adjourned at 9:50 p.m.