

FOURTY-THIRD Meeting - Regular Session

The Town of Oakville Council met in regular session this 19th day of December 2005 in the 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 (Left at 10:46 p.m.)
 - Marc Grant
 - Jeff Knoll
 - Mike Lansdown
 - Fred Oliver
 - Ralph Robinson (Arrived at 7:33 p.m.)
 - Renee Sandelowsky (Left at 10:46 p.m.)
 - Chris Stoate
 - Janice Wright
- Staff
- M. J. Chechalk, CAO / Town Manager
 - R. Green, Commissioner of Infrastructure Services
 - G. Lalonde, Acting Commissioner of Corporate Services
 - N. deVaal, Director, Recreation & Culture
 - E. Bourns, Director, Human Resources
 - E. James, CEO Oakville Public Library
 - C. Wigg, HR Consultant
 - R. Boyes, Fire Chief
 - B. Sumak, Deputy Fire Chief, Operation
 - K. McMullen, Deputy Fire Chief, Support Services
 - B. Durdin, Assistant Deputy Fire Chief
 - M. Harrison, Public Education/Special Projects Officer
 - C. Santoro, OPFFA President
 - D. Carr, Town Solicitor
 - P. Elliott-Spencer, Acting Director of Finance & Treasurer
 - J. Lanaus, Acting Director, Information Systems & Solutions
 - D. Lambert, Manager of Design & Construction
 - C. Best, Town Clerk
 - K. Patrick, Supervisor of Council & Committee Services

Regrets: None

Declarations of Pecuniary Interest

No declaration of pecuniary interest were declared.

Confirmation of Minutes of the previous Council Meeting(s)

Minutes of the Regular Session of Council, DECEMBER 5, 2005

Minutes of the Regular Session of Council, DECEMBER 6, 2005

Minutes of the Regular Session of Council, DECEMBER 12, 2005

Moved by Councillor Adams

Seconded by Councillor Duddeck

That the minutes of the regular meetings of Council dated December 5, 2005, December 6, 2005 and December 12, 2005 be approved.

CARRIED

PRESENTATION

Richard Boyes, Fire Chief provided a presentation with respect to holiday fire safety and introduced K. McMullen, Deputy Chief, Support Services.

DELEGATIONS

Andy Miksys, re: Lower Base Line Class Environmental Assessment Study (Regional Road 25 to Trafalgar Road), Item #5 of the Community Services Committee meeting of December 13, 2005.

Roger Lapworth, re: Staff Complement, Item #1 on this evening's agenda.

STANDING COMMITTEE / COMMITTEE OF THE WHOLE REPORTS

2006 Budget Committee, NOVEMBER 30, 2005

Moved by Councillor Knoll

Seconded by Councillor Grant

That the recommendations of the 2006 Budget Committee meeting of November 30, 2005 be approved.

CARRIED

Community Services Committee, DECEMBER 13, 2005

Moved by Councillor Knoll

Seconded by Councillor Lansdown

That the recommendations of the Community Services Committee meeting of December 13, 2005 be approved subject to the separation of Item 3 – By-law Amendment 2005-214 to By-law 1984-1 (Traffic By-law) and Item 5 – Lower Base Line Class Environmental Assessment Study (Regional Road 25 Trafalgar Road) for further discussion.

CARRIED

Community Services Committee, DECEMBER 13, 2005 continued

The Mayor called for the vote on the recommendation from the Community Services Committee meeting of December 13, 2005 pertaining to Item 3 - By-law Amendment 2005-214 to By-law 1984-1 (Traffic By-law) which was moved by Councillor Knoll and seconded by Councillor Lansdown.

CARRIED

Moved by Councillor Adams

Seconded by Councillor Sandelowsky

That Item 5 - Lower Base Line Class Environmental Assessment Study (Regional Road 25 Trafalgar Road) of the Community Services Committee meeting of December 13, 2005, be approved as amended to include an additional clause 4:

4. That staff not proceed with any detailed design based upon the approved Environmental Assessment Study, beyond that which is required to facilitate the bridge and its approach structure without reporting back to Council.

CARRIED

Administrative Services Committee, DECEMBER 13, 2005

Moved by Councillor Adams

Seconded by Councillor Knoll

That the recommendations of the Administrative Services Committee meeting of December 13, 2005 be approved subject to the separation of Item 1 – Request for a Minor Variance to the Sign By-law from Canadian Tire at 2510 Hyde Park Gate and Item 2 – Request for a Minor Variance to the Sign By-law from Canadian Tire at 400 Dundas Street East for further discussion.

CARRIED

WAIVING OF PROCEDURE BY-LAW

Moved by Councillor Adams

Seconded by Councillor Bird

That in accordance with Section 3.4 (9) of the Procedure By-law, leave be given to permit Mark Rogers from J. D. Rogers & Associates Inc. to speak to Item 1 and 2 of the Administrative Services Committee meeting of December 13, 2005.

CARRIED

Moved by Councillor Bird

Seconded by Councillor Oliver

That consideration of Item 1 – Request for a Minor Variance to the Sign By-law from Canadian Tire at 2510 Hyde Park Gate and Item 2 – Request for a Minor Variance to the Sign By-law from Canadian Tire at 400 Dundas Street East be tabled.

CARRIED

AGENDA ITEMS

1. **Staff Complement**

- **Report from the Human Resources Department, December 12, 2005**

Moved by Councillor Elgar

Seconded by Councillor Sandelowsky

That consideration of this item be referred to the 2006 Budget Committee.

The Mayor transferred the Chair to the Acting Mayor in order to speak to this issue.

The Mayor resumed the Chair.

MOTION LOST on a recorded vote
Council voting as follows:

Recorded Vote

Yeas

Councillor Elgar
Councillor Adams
Councillor Sandelowsky

Nays

Councillor Knoll
Councillor Grant
Councillor Duddeck
Councillor Bird
Councillor Wright
Councillor Stoate
Councillor Robinson
Councillor Oliver
Councillor Lansdown
Mayor Ann Mulvale

Moved by Councillor Knoll

Seconded by Councillor Wright

That all positions, listed in Appendix A of the report of the Director of Human Resources dated December 12, 2005, be approved effective January 1, 2006 except for the Supervisor, Turf Maintenance and the Committee Coordinator position which would be referred to the 2006 Budget Committee for consideration.

MOTION WITHDRAWN

Moved by Councillor Knoll

Seconded by Councillor Wright

That ten (10) additional staff positions, listed in Appendix A of the report of the Director of Human Resources dated December 12, 2005, be approved effective January 1, 2006.

The Mayor transferred the Chair to the Acting Mayor in order to speak to this issue.

The Mayor resumed the Chair.

(continued)

Item 1 - Staff Complement continued

CARRIED on a recorded vote
Council voting as follows:

Recorded Vote

Yeas

Councillor Knoll
Councillor Grant
Councillor Duddeck
Councillor Bird
Councillor Wright
Councillor Stoate
Councillor Robinson
Councillor Oliver
Councillor Lansdown
Mayor Ann Mulvale

Nays

Councillor Elgar
Councillor Adams
Councillor Sandelowsky

Motion to Proceed Beyond 11:00 p.m.

Moved by Councillor Duddeck

Seconded by Councillor Adams

That this meeting proceed past the hour of 11:00 p.m., but no later than 11:30 p.m.

CARRIED

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

Councillor Lansdown advised that the Oakville Harbours Advisory Committee will be hosting the 2006 Boating Symposium on March 1, 2006 and members of the public are welcome to attend.

REQUESTS FOR REPORTS

Moved by Councillor Wright

Seconded by Councillor Grant

That staff be requested to hire the appropriate resources to review the Shareholder Direction to the Oakville Hydro Corporation and report back to Council prior to its final approval of the 2006 Operating and Capital Budgets and that staff work with Oakville Hydro to expedite this review, recognizing that a Shareholders Presentation has been scheduled by Oakville Hydro Corporation to take place in February, 2006 which would provide an opportunity for the Oakville Hydro Board of Directors and Oakville Council to jointly discuss the findings of this review.

CARRIED

IN-CAMERA

Moved by Councillor Knoll

Seconded by Councillor Grant

That Council resolve into a closed meeting session for the purpose of dealing with matters pertaining to personal matters about identifiable individuals, including municipal employees pertaining to Items C1, C2 and C3.

CARRIED

Consideration and Reading of By-laws continued

By-law 1995-231; By-law 1995-198; By-law 1995-136;
By-law 1994-201; By-law 1994-115; By-law 1994-77;
By-law 1993-214; By-law 1993-123; By-law 1993-116;
By-law 1993-106; By-law 1992-184; By-law 1992-99;
By-law 1991-270; By-law 1991-226; By-law 1991-197;
By-law 1991-45; By-law 1990-224; By-law 1990-201;
By-law 1990-58; By-law 1990-28; By-law 1990-27;
By-law 1989-219; By-law 1989-104; By-law 1989-84;
By-law 1989-80; By-law 1988-173; By-law 1988-56;
By-law 1987-100; By-law 1986-78; and By-law 1985-201

2005-215 A by-law to confirm proceedings of a meeting of Council.

2005-216 A by-law to appoint a Director of Finance and Treasurer

CARRIED

ADJOURNMENT

Moved by Councillor Bird

Seconded by Councillor Knoll

That this meeting now adjourn.

CARRIED

The meeting adjourned at 11:29 p.m.

ANN MULVALE
MAYOR

CATHIE L. BEST
TOWN CLERK

FOURTH Meeting - Regular Session

The 2006 Budget Committee met in regular session this 30TH day of November 2005, in the Oakville Room of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

Present: Chairperson - Councillor Jeff Knoll

Mayor - Ann Mulvale
Councillors - Cathy Duddeck
- Ralph Robinson
- Chris Stoate

Staff:

- P. Elliott-Spencer, Acting Director of Finance & Treasurer
- N. Sully, Manager Client Support & Financial Reporting
- D. Cash, Commissioner Planning & Development
- R. Green, Commissioner Infrastructure Services
- G. Lalonde, Acting Commissioner Corporate Services
- D. Lunardo, Commissioner Community Services
- C. Mark, Director of Parks & Open Space
- D. Cozzi, Director of Roads & Works
- D. Bloomer, Director of Engineering & Construction
- S. Switzer, Director of Building Services
- P. Cheatley, Director of Planning Services
- J. Kwast, Director of Development Services
- A. Ramsay, Manager of Long Range Planning
- C. McConnell, Manager of Current Planning and Urban Design
- D. Lambert, Manager of Design & Construction
- K. Patrick, Supervisor, Council & Committee Services

Also Present:

Councillors - Allan Elgar
- Mike Lansdown

Councillor Knoll called the meeting to order at 7:30 p.m.

Regrets

None

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

AGENDA ITEMS

Planning & Development Commission – Presentation on Service Levels

Moved by Councillor Duddeck

That the service level presentation from the Planning & Development Commission be received.

CARRIED

Infrastructure Services Commission – Presentation on Service Levels

Motion to Proceed Beyond 11:00 p.m.

Moved by Mayor Mulvale

That this meeting proceed beyond the hour of 11:00 p.m.

CARRIED

Moved by Councillor Robinson

That the service level presentation from the Infrastructure Services Commission be received.

CARRIED

Adjournment

Moved by Councillor Duddeck

That this meeting now adjourn.

CARRIED

The meeting adjourned at 11:30 p.m.

NINETEENTH Meeting - Regular Session

The Community Services Committee met in regular session this 13th day of December 2005, in the Trafalgar Room of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:30 p.m.

- Present: Chairperson - Councillor Jeff Knoll
- Mayor - Ann Mulvale
Councillors - Ralph Robinson
- Renee Sandelowsky
- Chris Stoate
- Staff - R. Green, Commissioner of Infrastructure Services
- D. Lunardo, Commissioner of Community Services
- E. James, CEO, Oakville Public Library
- N. de Vaal, Director of Recreation and Culture
- D. Bloomer, Director of Engineering and Construction
- B. Sumak, Deputy Fire Chief, Operations
- B. Elias, Assistant Town Solicitor
- J. Aitken, Manager of Surveys and Drafting
- C. Wigg, Human Resources Consultant
- L. Morgan, Committee Coordinator
-
- Also Present: Councillor - Mike Lansdown
- Regrets: Councillors - Tom Adams
- Cathy Duddeck

Declarations of Pecuniary Interest

There were no declarations of pecuniary interest.

AGENDA ITEMS

- 1. Extended On-Street Parking Consideration – 283 Douglas Avenue**
- Report from the Engineering and Construction Department,
December 1, 2005

Moved by Mayor Mulvale

That three (3) on-street parking permits for the residents of 283 Douglas Avenue be granted for the period December 20, 2005 to January 31, 2006.

CARRIED

- 2. Fuel Tank Removal and Site Remediation – Central Fire Station**
- Report from the Fire Chief, December 1, 2005

Moved by Mayor Mulvale

1. That an additional \$136,700.00 be approved to the current Fire Department Capital Project, (4330..0411), for the underground fuel tank(s) removal and site remediation at Central Fire Station; and

(continued)

Item 2 - Fuel Tank Removal and Site Remediation – Central Fire Station (continued)

2. That the funding source be a combination of savings from current Fire Department capital projects and funds that would be available by reprioritized and deferring existing approved capital projects.

CARRIED

**3. By-law Amendment 2005-214 to By-law 1984-1 (Traffic By-law)
- Report from the Engineering and Construction Department,
December 2, 2005**

Moved by Mayor Mulvale

That By-law 2005-214, a by-law to amend By-law 1984-1 (Traffic By-law), be approved.

CARRIED

**4. Correspondence from Hassard Chiropractic Clinic, 2361 Lakeshore Road West – Request for Access over Town Property Westerly from Nelson Street
- Report from the Engineering and Construction Department,
November 17, 2005**

Moved by Councillor Sandelowsky

That the request from the Hassard Chiropractic Clinic at 2361 Lakeshore Road West and from Mr. Gerard Stempilet of 2355-2359 Lakeshore Road West, to either purchase Town land or create an access laneway over Town land westerly from Nelson Street to the rear of their respective properties, be referred back to staff to:

1. investigate the feasibility of creating a vehicular access between the two properties, in consultation with the applicant and the Fire Department; and
2. review the conditions contained in the Site Plan for 2351 Lakeshore Road West with respect to the reduced rear yard setback and the impact on the proposed residential units adjacent to the Town-owned lands.

CARRIED

**5. Lower Base Line Class Environmental Assessment Study (Regional Road 25 to Trafalgar Road)
- Report from the Engineering and Construction Department,
December 13, 2005**

Moved by Councillor Stote

1. That the recommendation from the Heritage Committee to Oakville Council of December 6, 2005, on the matter of the Lower Base Line Class Environmental Assessment Study attached as Appendix 'C' to the report dated December 13, 2005, from the Engineering and Construction Department, be received;

(continued)

**Item 5 - Lower Base Line Class Environmental Assessment Study
(Regional Road 25 to Trafalgar Road)** (continued)

2. That the Class Environmental Assessment Study Report and preferred alternative dated November 2005, for the reconstruction of Lower Base Line from Fourth Line to Regional Road 25, be approved with the following requirements:
 - a. a Heritage Consultant be used during the detailed design;
 - b. the Henderson Park bridge structure be inventoried and documented prior to its removal;
 - c. the easterly abutment of the Henderson Park bridge be reviewed to determine if technically feasible for it to remain in situ and if not, review the potential salvage of existing stone and reuse in the immediate area;
 - d. a minimally engineering appearance be maintained in the design; and
 - e. signs with the name of the bridge crossing be installed as the bridge approaches; and
3. That the "Notice of Completion" be published for this study in the local newspaper and the Environmental Study Report be placed on the public record for a 30 day review period.

CARRIED

6. Landmark Half Marathon Proposal

- **Report from the Recreation and Culture Department,
November 18, 2005**

Moved by Councillor Stoate

1. That the Landmark Sport Group's request for support for the proposed Oakville Half Marathon not be approved; and
2. That staff be requested to develop a policy addressing the issue of for-profit events that may request financial assistance from the Town and/or offer economic benefits to the Town.

CARRIED

7. 2006 Courage Brothers' Polar Bear Dip for World Vision

- **Report from the Recreation and Culture Department,
November 21, 2005**

Moved by Councillor Robinson

1. That the Courage Brothers' Polar Bear Dip for World Vision's request for a full fee waiver not be approved; and
2. That the Town of Oakville provide financial support to the World Vision Polar Dip Event in the form of a fee waiver of 30 percent of the total fee as per the Fee Waiver for Community Events Policy.

CARRIED

8. Foresters Big Swim for Arthritis

- **Report from the Recreation and Culture Department,
December 1, 2005**

Moved by Mayor Mulvale

1. That, due to insufficient time to assess the implications of the proposal, the Town not participate in the Foresters Big Swim for Arthritis event in the year 2006; and
2. That staff explore possible future involvement in this event with the organizers, within the limitations of the Town policies pertaining to fundraising events and subsidies.

CARRIED

9. 2006 Space Requirements

- **Report from the Commissioners of Community and Corporate Services,
December 5, 2005**

Moved by Councillor Robinson

That Council waive the requirements of the Purchasing By-law to facilitate the rental and installation of a temporary portable building adjacent to Town Hall in 2006 to address additional space requirements necessary to accommodate the 2006 North Oakville Secondary Plan (NOSP) Ontario Municipal Board (OMB) hearing.

CARRIED

10. Cultural Advisory Committee (November 23, 2005)

Moved by Mayor Mulvale

That the following recommendation pertaining to Item 4 (a) of the Cultural Advisory Committee from its meeting held on November 23, 2005, be approved and the remainder of the minutes received:

Item 4(a) - Oakville Arts Council Presentation

That the Cultural Advisory Committee's offer to support any review process that may be undertaken regarding the future sustainability of the Oakville Arts Council, be endorsed.

CARRIED

11. Harbours Advisory Committee (November 23, 2005)

Moved by Mayor Mulvale

That the minutes of the Harbour Advisory Committee from its meeting held on November 23, 2005, be received.

CARRIED

Beyond the Hour

Moved by Mayor Mulvale

That this meeting proceed beyond the hour of 11:00 p.m. but no later than 11:30 p.m.

CARRIED

IN-CAMERA

Moved by Mayor Mulvale

That Committee resolve into a closed meeting session for the purpose of dealing with a matter pertaining to labour relations or employee negotiations with respect to confidential Item C1.

CARRIED

Committee resolved in-camera at 10:45 p.m.

Council resolved out of camera at 11:00 p.m.

C1. Library Compensation Study, Implementation of Results

- **Confidential Report from the Oakville Public Library, November 1, 2005**

Moved by Councillor Stoate

That the revised pay schedule for Library employees be approved for implementation in 2006.

CARRIED

ADJOURNMENT

Moved by Councillor Robinson

That this meeting now adjourn.

CARRIED

The meeting adjourned at 11:01 p.m.

SEVENTEENTH Meeting - Regular Session

The Administrative Services Committee met in regular session this 13th, day of December, 2005 in the Oakville Room at the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:30 p.m.

Present: Chairperson - Councillor Fred Oliver

Councillors - Mike Lansdown
- Keith Bird
- Marc Grant
- Allan Elgar

Staff: - G. Lalonde, Acting Commissioner of Corporate Services
- D. Carr, Town Solicitor
- C. Best, Town Clerk
- K. Galione, Election & Special Projects Manager
- P. Bouillon, Assistant Clerk
- J. Barry, Acting Supervisor By-law Enforcement
- N. Karamians, Committee Co-ordinator

Regrets: Councillor - Janice Wright

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

AGENDA ITEMS

C-1. Sale of Lands – Speers Road

- Confidential Report from the Legal Department, December 7, 2005

Moved by Councillor Elgar

1. That the lands described as Part 1 on Reference Plan 20R-16180 be transferred to Cooper Construction; and
2. That the Mayor and Clerk be authorized to execute all requisite documentation.

CARRIED

1. Request for a Minor Variance to the Sign By-law from Canadian Tire at 2510 Hyde Park Gate

- Report from the Clerk's Department, November 29, 2005

Moved by Councillor Bird

1. That the request for a minor variance to the Sign By-law from Canadian Tire at 2510 Hyde Park Gate be denied; and
2. That the applicant be encouraged to bring forward an amended application which would eliminate the illumination of the "Living, Fixing, Playing" sign.

CARRIED

2. Request for a Minor Variance to the Sign By-law from Canadian Tire at 400 Dundas Street East

- Report from the Clerk's Department, November 29, 2005

Moved by Councillor Bird

1. That the request for a minor variance to the Sign By-law from Canadian Tire at 400 Dundas Street East be denied; and
2. That the applicant be encouraged to bring forward an amended application which would eliminate the illumination of the "Living, Fixing, Playing" sign.

CARRIED

3. Governance – Corporate Policy and Procedure Review

- Report from the Council Policy Task Force & the Clerk's Department, November 1, 2005

Moved by Councillor Lansdown

1. That the revised Corporate Policy Manual clearly distinguish between policy and procedure in accordance with the following:
 - a. Policies are broad statements of purpose
 - b. Procedures define how the policy will be enacted
2. That the revised Corporate Policy Manual identify policies and procedures where applicable under broad subject definitions rather than by Department and that the standard Policy and Procedure templates attached as Appendix "A" to the November 1, 2005 report of the Policy Task Force be approved;
3. That the following revised Policies, attached as Appendix "C" to the November 1, 2005 report of the Policy Task Force be approved and the former Policies be rescinded:
 - a. Policy Governing Policy and Procedures (G-Gen-001), new Policy
 - b. Flag Protocol (G-Gen-002), replacing former Policy 04-02-07
 - c. Proclamations (G-Gen-003), replacing former Policy 04-02-06
 - d. Access to Records and Information (G-Gen-004), replacing former Policies 01-01-08 and 04-02-03
 - e. Use of Corporate Resources During an Election (G-Ele-001), replacing former Policy 01-01-04
 - f. Automatic Election Recount (G-Ele-002), new Policy
 - g. Public Listing of Residents' and Associations and Community Groups (G-Brd-001), replacing former Policy 04-02-04
 - h. Boards, Committees, Agencies and Associations (G-Brd-002), replacing former Policies 01-02-02 and 04-02-05
4. That the Council Policy Task Force continue to review Corporate Policies in accordance with the provisions of this report and bring forward further recommendations to the Administrative Services Committee as appropriate; and
5. That Staff update Corporate Procedures as required in future and circulate such amendments to Council for its information and attention if required.

CARRIED

Adjournment

Moved by Councillor Grant

That this meeting now adjourn.

CARRIED

The meeting adjourned at 8:04 p.m.