

NINETEENTH Meeting - Regular Session

The Town of Oakville Council met in regular session this 15th day of May 2006 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 - R. Green, Acting CAO
- G. Lalonde, Acting Commissioner of Corporate Services
- D. Lunardo, Commissioner of Community Services
- P. Cheatley, Acting Co-Commissioner Planning,
Development & Building Services
- D. Carr, Town Solicitor
- P. Elliott-Spencer, Director of Finance & Treasurer
- N. Chandra, Assistant Town Solicitor
- C. Mark, Director of Parks & Open Space
- N. de Vaal, Director of Recreation & Culture
- E. James, CEO, Oakville Public Library
- L. Veres, Recreation Supervisor
- B. deHoog, Road Corridor / Permit Coordinator
- C. Best, Town Clerk
- K. Patrick, Supervisor of Council & Committee Services

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, MAY 1, 2006

Minutes of the Regular Session of Council, MAY 8, 2006

Moved by Councillor Grant

Seconded by Councillor Duddeck

That the minutes of the regular meetings of Council dated May 1, 2006 and May 8, 2006 be approved.

CARRIED

STANDING COMMITTEE / COMMITTEE OF THE WHOLE REPORTS

Community Services Committee, MAY 9, 2006

Moved by Councillor Robinson Seconded by Councillor Knoll

That the recommendations of the Community Services Committee meeting of May 9, 2006 be approved, subject to the separation of Item 3 - Bronte Butterfly Foundation – Draft Memorandum of Understanding for further discussion.

CARRIED

The Mayor called for the vote on the recommendation from the Community Services Committee meeting of May 9, 2006 pertaining to Item 3 - Bronte Butterfly Foundation – Draft Memorandum of Understanding.

CARRIED

2006 Budget Committee, MAY 4, 2006

Moved by Councillor Knoll Seconded by Councillor Grant

That the recommendations of the 2006 Budget Committee meeting of May 4, 2006 be approved.

CARRIED

Community Services Committee, MARCH 21, 2006

4. Hassard Chiropractic Clinic – Request for Access Over Town Property Westerly from Nelson Street

- Report from the Department of Engineering and Construction, March 10, 2006

(Clerk's Note: This item was deferred from the Council Meetings of March 27, 2006 and April 18, 2006.)

Moved by Councillor Knoll Seconded by Councillor Grant

That consideration of this item be deferred until further notice from the applicant or his solicitor.

CARRIED

WAIVING OF PROCEDURE BY-LAW

Moved by Councillor Duddeck Seconded by Councillor Oliver

That in accordance with Section 1.2(2), the rules of the Procedure By-law be waived to permit the introduction of a Notice of Motion for discussion this evening and to permit delegations to speak to this notice of motion, and that this issue be the first item of discussion this evening.

CARRIED

DELEGATIONS

Pam Damoff, Chair and Glenn Woolfrey, Vice Chair of the Oakville Santa Claus Parade Committee, re: Notice of Motion introduced this evening regarding the Santa Claus Parade Route.

Ian Waid, re: Notice of Motion introduced this evening regarding the Santa Claus Parade Route.

Kathy Graham, re: Notice of Motion introduced this evening regarding the Santa Claus Parade Route.

Richard Messier, re: Notice of Motion introduced this evening regarding the Santa Claus Parade Route.

NOTICE OF MOTION – NEW BUSINESS

Santa Claus Parade - Route Change

Moved by Councillor Oliver

Seconded by Councillor Duddeck

That a volunteer committee be formed (which would involve the immediate stakeholders – residents' groups, Downtown and Kerr Street BIA's, Region of Halton, Police, Ambulance & Fire, etc.) to work with the Santa Claus Parade Committee to review the issue after the 2006 parade, to address the inclusion of Kerr Street in future parades;

That if any further reports regarding this issue arise, they are to be reported through the Community Services Committee instead of directly to Council and that such reports be submitted early in the calendar year.

CARRIED

AGENDA ITEMS

1. **Heritage Permit Application from the May 9, 2006 Meeting of the Heritage Oakville Committee Regarding 68 Thomas Street**
- **Report from Heritage Oakville Committee**

Moved by Councillor Stoate

Seconded by Councillor Bird

That the following Heritage Oakville recommendation be approved:

A) 68 Thomas Street

That the application (File HP19/06-42.20T) by Heather Leaver and Eric Currie to construct a new ridge line over the master bedroom that is lower than the main ridge line on the existing house at 68 Thomas Street in the Old Oakville Heritage Conservation District be approved in accordance with the drawings prepared by Gus Ricci Architect, dated April 17, 2006 and received by the Planning Services Department on May 2, 2006.

CARRIED

IN-CAMERA

Moved by Councillor Stoate

Seconded by Councillor Adams

That Council resolve into a closed meeting session for the purpose of dealing with personal matters about identifiable individuals, including municipal employees pertaining to Items C1 and C4, for the receiving of advice that is subject to solicitor-client privilege pertaining to Item C2 and for litigation or potential litigation, including matters before administrative tribunals affecting the municipality pertaining to Item C3.

CARRIED

Council resolved in-camera at 10:23 p.m.

Council resolved out of camera at 11:28 p.m.

While in-camera Council gave direction to Staff with respect to Item C3 and passed the following motions:

Moved by Councillor Bird

Seconded by Councillor Grant

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

CARRIED

C-1. **Licensing Appeal Committee Decision – April 19, 2006**
- **Confidential Report from the Clerk's Department, April 24, 2006**

Moved by Councillor Knoll

Seconded by Councillor Grant

That the decision rendered by the Licensing Appeal Committee on April 19, 2006 to uphold the staff recommendation to suspend a Taxicab Driver's Licence, be approved.

CARRIED

Moved by Councillor Stoate

Seconded by Councillor Wright

That this meeting recess to reconvene Tuesday, May 16, 2006 at 6:00 p.m.

CARRIED

RECESS

Moved by Councillor Elgar

Seconded by Councillor Knoll

That this meeting now recess.

CARRIED

The meeting recessed at 11:30 p.m.

NINETEENTH Meeting - Regular Session

The Town of Oakville Council reconvened in regular session on May 16, 2006 to complete the Council Meeting of May 15, 2006. The meeting took place in the Council Chambers of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 6:00 p.m.

- Present: Mayor - Ann Mulvale
- Councillors - Tom Adams
- Cathy Duddeck
- Allan Elgar
- Marc Grant
- Jeff Knoll (Arrived at 6:05 p.m.)
- Mike Lansdown (Arrived at 6:05 p.m.)
- Fred Oliver
- Ralph Robinson
- Renee Sandelowsky
- Chris Stoate
- Janice Wright
- Staff: - R. Green, Acting CAO
- G. Lalonde, Acting Commissioner of Corporate Services
- D. Carr, Town Solicitor
- C. Best, Town Clerk
- K. Patrick, Supervisor of Council & Committee Services
- Regrets: Councillors - Keith Bird

IN-CAMERA

Moved by Councillor Duddeck Seconded by Councillor Grant

That Council resolve into a closed meeting session for the purpose of dealing with personal matters about an identifiable individual, including municipal employees pertaining to Item C4 and the receiving of advice that is subject to solicitor-client privilege pertaining to Item C2.

CARRIED

Council resolved in-camera at 6:02 p.m.

Council resolved out of camera at 7:14 p.m.

While in-camera Council gave direction with respect to Item C4 and passed the following motion:

- C-2. **Proposed Notice of Motion**
- **Confidential Report from the Legal Department, May 8, 2006**

Moved by Councillor Stoate Seconded by Councillor Grant

That the report dated May 8, 2006 from the Legal Department be received.

CARRIED

NEW BUSINESS

In accordance with Section 6.1 of the Procedure By-law this revised Notice of Motion is submitted by Councillors Oliver and Wright for consideration at the next Council Meeting of May 29, 2006.

WHEREAS the appropriateness of "in camera" meetings is being questioned by the public;

WHEREAS informal brainstorming sessions among Members of Council may be seen to be advancing the business of Council outside its structured meetings;

WHEREAS Ad Hoc Committees are being formed and doing work without a Council endorsed Terms of Reference;

WHEREAS all Members of Council should be privy to the same information in order to serve the public;

WHEREAS the perception of the public is that it is increasingly being left out of the democratic process; and

WHEREAS the aforementioned may have a deleterious effect on the well being of the Corporation;

THEREFORE BE IT RESOLVED that Council authorize an immediate and thorough review of the Council and its Committees and report back to this Council no later than June 19, 2006 on areas of potential improvement; and

That staff be authorized to hire independent resources to facilitate this review within the required time frame.

Moved by Councillor Lansdown Seconded by Councillor Oliver

That in accordance with Section 1.2(2), the rules of the Procedure By-law be waived to permit the Notice of Motion to be considered this evening.

MOTION LOST

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Adams Seconded by Councillor Knoll

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

- | | |
|----------|---|
| 2006-105 | A by-law to repeal By-law 2000-161, A By-law to appoint M. Joann Chechalk as Town Manager for The Corporation of the Town of Oakville |
| 2006-106 | A by-law to appoint an Acting Chief Administrative Officer (Raymond G. Green) for The Corporation of the Town of Oakville |
| 2006-125 | A by-law to confirm proceedings of a meeting of Council. |

CARRIED

ADJOURNMENT

Moved by Councillor Elgar

Seconded by Councillor Knoll

That this meeting now adjourn.

CARRIED

The meeting adjourned at 7:25 p.m.

ANN MULVALE
MAYOR

CATHIE L. BEST
TOWN CLERK

SEVENTH Meeting - Regular Session

The Community Services Committee met in regular session this 9th day of May 2006, in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:40 p.m.

- Present: Chairperson - Councillor Ralph Robinson
- Councillors - Tom Adams
- Cathy Duddeck
- Jeff Knoll
- Renee Sandelowsky
- Chris Stoate
- Staff - R. Green, Commissioner of Infrastructure Services
- D. Lunardo, Commissioner of Community Services
- D. Carr, Town Solicitor
- E. James, CEO, Oakville Public Library
- D. Bloomer, Director of Engineering and Construction
- N. de Vaal, Director of Parks and Culture
- C. Mark, Director of Parks and Open Space
- D. Lambert, Manager of Design and Construction
- M. Millman, Manager of Realty Services
- D. Vernescu, Manager of Capital Assets/Facilities Management
- L. Morgan, Committee Coordinator

Also Present: Councillor - Mike Lansdown

Declarations of Pecuniary Interest

There were no declarations of pecuniary interest.

AGENDA ITEMS

1. **Declaration of Surplus and Sale of Lands – Permanent Easement to Bell Canada – Sandpiper Road/Third Line – Part of Block 48, Plan 20M-658 – Part 1, Plan 20R-15613**
- Report from Department of Parks and Open Space and Realty Services, Legal Department, April 26, 2006

Moved by Councillor Adams

1. That the lands described as Part 1, Plan 20R-15613 be declared surplus to the needs of the Town of Oakville; and
2. That the Legal Department be directed to give notice to the public of the proposed disposition of said lands in compliance with the *Municipal Act* and Town of Oakville by-law 1995-71.

CARRIED

**C-4. Bronte Butterfly Foundation – Draft Memorandum of Understanding
- Confidential Report from Legal Department, May 2, 2006**

(Clerk's Note: Confidential Item C4 was subsequently released as a public report on May 9, 2006, with the consent of the Town Solicitor.)

Moved by Councillor Adams

That the report of the Legal Department dated May 2, 2006, be received.

CARRIED

**2. Parks, Recreation, Culture and Library Master Plan
- Report from the Departments of Recreation and Culture,
Parks and Open Space and Oakville Public Library, April 28, 2006**

Moved by Councillor Knoll

1. That the Parks, Recreation, Culture and Library Master Plan dated April 27, 2006, as per Appendix A of the subject report, be received subject to the deletion of Recommendation E4 regarding the White Oaks Branch Library, and be made available for public and stakeholder group comment;
2. That a public meeting for further consultation take place on May 25, 2006, at 7:00 p.m., at the Town Hall;
3. That staff report back to the Community Services Committee with a final plan on June 13, 2006;
4. That, in the development of the final plan:
 - a. staff review an enhanced ratio of soccer fields to players in consultation with the Oakville Soccer Club;
 - b. staff provide additional options to enhance funding with respect to Recommendations C24, C26 and C28 regarding the Trails Systems and Natural Heritage Connections; and
 - c. staff report back on the issue of private/public partnerships with respect to the proposal brought forward by the Oakville Soccer Club and address wider applications of that approach; and
5. That Council support maintaining existing outdoor pools and consider developing new outdoor pools in the future, and that staff include this initiative in the final plan.

CARRIED

Beyond the Hour

Moved by Councillor Knoll

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

CARRIED

3. **Bronte Butterfly Foundation – Draft Memorandum of Understanding**
- **Report from the Commissioner, Infrastructure Services, and
Commissioner, Community Services, May 1, 2006**

Moved by Councillor Knoll

1. That the Bronte Butterfly Foundation's capital request of \$500,000.00 from the Cash-in-lieu of Parkland Reserve, be approved subject to the conditions and principles set out in the revised draft Memorandum of Understanding distributed May 9, 2006, and in accordance with the staff report dated April 3, 2006, attached as Appendix B to the report dated May 1, 2006, from the Commissioners of Infrastructure Services and Community Services; and
2. That the Mayor and Clerk be authorized to sign the revised Memorandum of Understanding.

CARRIED

4. **Upper Middle Road Improvements, Street 'A' Extension
(Colonel William Parkway) and 2400mm Sanitary Sewer Extension
Class Environmental Assessment Study (Third Line to 600 Metres West
of Bronte Road and North to the Palermo West Community)**
- **Report from the Department of Engineering and Construction,
April 13, 2006**

Moved by Councillor Stoate

1. That the Class Environmental Assessment Study Report and preferred alternative, dated April 2006, for improvements to Upper Middle Road (Regional Road 38) from Postmaster Drive to 600 metres west of Bronte Road (Regional Road 25), extension of Street A (Colonel William Parkway – CWP) from Upper Middle Road to Palermo West Community, and extension of a 2400mm sanitary sewer from Third Line to Bronte Road, be approved; and
2. 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

5. **Oakville Youth Advisory Committee** (April 13, 2006)

Moved by Councillor Duddeck

That the minutes of the Oakville Youth Advisory Committee from its meeting held on April 13, 2006, be received.

CARRIED

C-1. Agreement of Purchase and Sale – Park 3, Plan 20R-16495 – Dundas Street being Part of PIN 24924-0429

- Confidential Report from Realty Services, Legal Department
April 19, 2006

Moved by Councillor Adams

That the Agreement of Purchase and Sale together with all requisite documents for the sale of lands to the Region of Halton designated as Part 3 on Reference Plan 20R-16495, be authorized for execution.

CARRIED

C-2. Agreement of Purchase and Sale/License Agreement – Parts 1 to 5, Plan 20R-16577, and Parts 18, 19, 21, 22, 23 and 25, Plan 20R-14575 – Intake Tunnel from Lake Ontario to Rebecca Street

- Confidential Report from Realty Services, Legal Department
April 19, 2006

Moved by Councillor Adams

1. That the Agreement of Purchase and Sale together with all requisite documents for the sale to the Region of Halton designated as Parts 2, 3, and 4, on Reference Plan 20R-16577, and Parts 18, 19, 21, 22, 23 and 25, Plan 20R-14575, be authorized for execution; and
2. That the License Agreement for Parts 1 and 5, Reference Plan 20R-16577, be authorized for execution.

CARRIED

IN-CAMERA

Moved by Councillor Adams

That Committee resolve into a closed meeting session for the purpose of dealing with a matter pertaining to a proposed or pending acquisition of land for municipal purposes with respect to confidential Item C3 - Halton Police Station – White Oaks Boulevard.

CARRIED

Committee resolved in-camera at 11:20 p.m.

Committee resolved out of camera at 11:24 p.m.

C-3. Halton Police Station – White Oaks Boulevard

- Confidential Report from Capital Assets/Facilities Management,
April 27, 2006

Moved by Councillor Adams

That the recommendations contained in the confidential report dated April 27, 2006, from Capital Assets/Facilities Management, be approved.

CARRIED

ADJOURNMENT

Moved by Councillor Adams

That this meeting now adjourn.

CARRIED

The meeting adjourned at 11:25 p.m.

EIGHTH Meeting - Regular Session

The 2006 Budget Committee met in regular session this 4th day of May 2006, in the Trafalgar Room of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 1:00 p.m.

- Present: Chairperson - Councillor Jeff Knoll
Mayor - Ann Mulvale
Councillors - Cathy Duddeck
- Ralph Robinson (Arrived 1:05 p.m.)
- Staff - M. J. Chechalk, CAO / Town Manager
- P. Elliott-Spencer, Director of Finance & Treasurer
- N. Sully, Manager Client Support & Financial Reporting
- G. Lalonde, Acting Commissioner of Corporate Services
- S. Switzer, Acting Co-Commissioner of Planning, Development & Building Commission
- P. Cheatley, Acting Co-Commissioner of Planning, Development & Building Commission
- R. Green, Commissioner of Infrastructure Services
- D. Lunardo, Commissioner of Community Services
- K. Patrick, Supervisor of Council & Committee Services
- J. Marcovecchio, Committee Coordinator
- Regrets: Councillor - Chris Stoate
- Also Present:
Councillors - Marc Grant
- Mike Lansdown
- Fred Oliver
- Renee Sandelowsky
- Janice Wright

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

Agenda Items

1. Opening Remarks Councillor Jeff Knoll, Chair, 2006 Budget Committee

The following presentations were made by the Finance Department as outlined in the handout dated May 4, 2006 which was distributed at the meeting:

- 2. Debrief of 2006 Budget Process**
 - Patti Elliott-Spencer, Director of Finance & Treasurer
- 3. Transitional Budget Committee for 2007 Budget Process**
 - Gord Lalonde, Acting Commissioner of Corporate Services

(continued)

Item 2 - Debrief of 2006 Budget Process and Item 3 - Transitional Budget Committee for 2007 Budget Process continued

Moved by Mayor Mulvale

1. That Council provide direction to staff on the 2007 Budget Process through its Administrative Services Committee recognizing that the 2007 Budget Committee will not be struck until December 2006;
2. That staff be directed to prepare a Budget Directions Report to be presented to the Administrative Services Committee Meeting on June 27, 2006 at which time budget directions and targets be established by Council for the 2007 Budget; and
3. That during the 2007 Budget process;
 - a. separate Budget Committee meetings be held for each of the Commissions to deal with service links, service levels, and costs at the same meeting; and
 - b. staff provide public education on municipal budgeting and finances throughout the Budget Process.

CARRIED

Adjournment

Moved by Mayor Mulvale

That this meeting now adjourn.

CARRIED