

FORTY-SECOND Meeting - Regular Session

The Town of Oakville Council met in regular session this 16th day of November 2009, in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:00 p.m.

- Present: Mayor - Rob Burton
- Councillors - Tom Adams
- Keith Bird (Left at 7:39 p.m.)
- Cathy Duddeck
- Allan Elgar
- Marc Grant
- Alan Johnston
- Roger Lapworth
- Max Khan
- Jeff Knoll
- Fred Oliver (Left at 7:56 p.m.)
- Staff - R. Green, Chief Administrative Officer
- G. Lalonde, Commissioner of Corporate Services
- D. Lunardo, Commissioner of Community Services
- D. Bloomer, Commissioner of Infrastructure and Transportation Services
- D. Carr, Town Solicitor
- C. Best, Town Clerk
- L. Morgan, Committee Coordinator
- Regrets: Councillors - Mary Chapin
- Ralph Robinson

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, **NOVEMBER 2, 2009**

Confidential Minutes of the Closed Session of Council, **NOVEMBER 2, 2009**

Minutes of the Regular Session of Council, **NOVEMBER 9, 2009**

Moved by Councillor Oliver

Seconded by Councillor Duddeck

That the minutes of the regular meetings of Council dated November 2, 2009 and November 9, 2009, and the confidential minutes of the closed session of Council dated November 9, 2009, be approved.

CARRIED

Delegation(s)

Margaret McWilliam on behalf of members of the Bronte B.I.A., re: Local Boards, Item 4 of the Administrative Services Committee meeting of November 10, 2009.

Standing Committee / Committee of the Whole Reports

Standing Committee Reports

2010 Budget Committee, **NOVEMBER 5, 2009**

2010 Budget Committee, **NOVEMBER 9, 2009**

Moved by Councillor Adams Seconded by Councillor Knoll

That the recommendations of the 2010 Budget Committee meetings of November 5, 2009 and November 9, 2009, be approved.

CARRIED

Community Services Committee, **NOVEMBER 10, 2009**

Moved by Councillor Adams Seconded by Councillor Duddeck

That the recommendations of the Community Services Committee meeting of November 10, 2009, be approved.

CARRIED

Administrative Services Committee, **NOVEMBER 10, 2009**

Moved by Councillor Oliver Seconded by Councillor Knoll

That the recommendations of the Administrative Services Committee meeting of November 10, 2009, be approved, as corrected by the Town Clerk in the November 13, 2009 memorandum distributed at the meeting regarding Item C-2, and subject to the separation of Item 4 – Local Boards.

CARRIED

Moved by Councillor Johnston Seconded by Councillor Adams

That the recommendation of the Administrative Services Committee meeting of November 10, 2009, pertaining to Item 4, clause 2, be amended in the final paragraph to read as follows:

“that these revised constitutions and policies be standardized, where possible, into a single format and submitted to Council in future for approval and that staff strive to bring the results forward by the end of January 2010;”

CARRIED

Confidential Report of the Administrative Services Committee, **NOVEMBER 10, 2009**

Supplemental Confidential Report re: Item 3 and Item C-1 of the Administrative Services Committee meeting of November 10, 2009 – Solicitor-Client Privilege

(continued)

Moved by Councillor Knoll

Seconded by Councillor Lapworth

That the confidential report of the closed session of the Administrative Services Committee meeting of November 10, 2009, be approved and the supplemental confidential report regarding Item 3 and Item C-1 of the Administrative Services Committee meeting of November 10, 2009, be received.

CARRIED

CLOSED SESSION

Moved by Councillor Grant

Seconded by Councillor Duddeck

That Council resolve into a closed meeting session to deal with matters pertaining to the security of the property of the municipality relating to Item C-1.

CARRIED

Council resolved into closed session at 7:27 p.m.

Council resolved back into open session at 8:04 p.m.

AGENDA ITEM(S)

C-1. Oakville Hydro Corporation

- **Confidential Report from Chief Administrative Officer,
November 12, 2009**

Moved by Councillor Elgar

Seconded by Councillor Knoll

That the November 12, 2009 report from the Chief Administrative Officer regarding the Oakville Hydro Corporation be received.

CARRIED

NEW BUSINESS

(Notice of Motion, Emergency, Congratulatory or Condolence)

In accordance with Section 6.1(2) of the Procedure By-law, the following Notice of Motion, moved by Councillor Adams, seconded by Councillor Khan, will be considered at the next Council meeting to be held on November 30, 2009:

WHEREAS the demand for student housing in the community is currently exceeds the available supply of residence housing on campus at Sheridan College; and

WHEREAS off campus student housing is creating challenges for local residents;

THEREFORE BE IT RESOLVED that Council request Sheridan College to provide additional student residence space on campus; and

THAT a copy of this Resolution be forwarded to local Members of Provincial Parliament, Minister of Training, Colleges and Universities, Sheridan College Board of Governors and Dr. Robert W. Turner, President and CEO, Sheridan College.

CONSIDERATION AND READING OF BY-LAWS

Moved by Councillor Johnston

Seconded by Councillor Grant

That the following by-law(s) be passed:

2009-187 A by-law to confirm the proceedings of a meeting of Council.

CARRIED

ADJOURNMENT

The Mayor adjourned the meeting at 8:06 p.m.

ROB BURTON
MAYOR

CATHIE L. BEST
TOWN CLERK

AGENDA ITEM(S)

1. **Overview of the 2010 Operating and Capital Budget**
- **Report from Finance Department, October 15, 2009**

Moved by Councillor Knoll

That the presentation from the Finance Department on the 2010 Operating and Capital Budget and the memo dated November 4, 2009 from the Finance Department, be received.

CARRIED

ADJOURNMENT

The Chair adjourned the meeting at 10:15 a.m.

SIXTEENTH Meeting - Regular Session

The Community Services Committee met in regular session this 10th day of November 2009, in the Council Chamber of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville, commencing at 7:00 p.m.

- Present: Chairperson - Councillor Tom Adams
- Mayor - Rob Burton (Arrived 7:02 p.m.)
Councillors - Mary Chapin
- Cathy Duddeck
- Allan Elgar
- Marc Grant
- Staff - R. Green, Chief Administrative Officer
- J. Clohecy, Commissioner of Planning and Development Services
- D. Anderson, Director of Planning Services
- N. de Vaal, Director of Recreation and Culture
- C. Mark, Director of Parks and Open Space
- J. Huctwith, Assistant Town Solicitor
- L. Morgan, Committee Coordinator
- Regrets: Councillor - Ralph Robinson

Declarations of Pecuniary Interest

There were no declarations of pecuniary interest.

AGENDA ITEMS

1. **Lighting of Sports Fields in Residential Neighbourhoods**
- **Report from Commissioner of Community Services,
November 3, 2009**

Moved by Councillor Grant

That this matter be tabled until later in the meeting.

CARRIED

2. **Cemetery - Proposed 2010 Rates & Fees**
- **Report from Department of Parks and Open Space,
October 14, 2009**

Moved by Councillor Elgar

That the 2010 Cemetery Rates and Fees Schedule be approved.

CARRIED

3. **Environmental Strategic Plan Advisory Committee
(September 23, 2009)**

Moved by Councillor Elgar

That Item 5(b) of the minutes of the Environmental Strategic Plan Advisory Committee meeting of September 23, 2009, be approved and the remainder of the minutes be received:

5(b) **Update - Glenorchy Conservation Area Plan Master Plan and
Stage 1 Concept Alternatives**

That the Environmental Strategic Plan Advisory Committee recommends to Council that staff advise the Region of Halton of its concerns relating to the environmental impacts regarding the proposed installation of pipe infrastructure across the Glenorchy Conservation Area included as an option in the Wastewater (Sewage) Trunk Sewer from Boyne Pumping Station to Dundas St./Third Line, Mid-Halton Wastewater (Sewage) Treatment Plant Expansion and Effluent Sewer as part of the Municipal Class Environmental Assessment Study public consultation process.

CARRIED

4. **Seniors Advisory Committee (September 23, 2009)**

Moved by Councillor Duddeck

That the minutes of the Seniors Advisory Committee meeting of September 23, 2009, be received.

CARRIED

5. **Parks and Recreation Advisory Committee (October 7, 2009)**

Moved by Councillor Duddeck

That the minutes of the Parks and Recreation Advisory Committee meeting of October 7, 2009, be received.

CARRIED

6. **Youth Advisory Committee (October 8, 2009)**

Moved by Councillor Duddeck

That the minutes of the Youth Advisory Committee meeting of October 8, 2009, be received.

CARRIED

7. **Cultural Advisory Committee (October 21, 2009)**

Moved by Councillor Duddeck

That the minutes of the Cultural Advisory Committee meeting of October 21, 2009, be received.

CARRIED

1. **Lighting of Sports Fields in Residential Neighbourhoods**
- **Report from Commissioner of Community Services,
November 3, 2009**

Moved by Councillor Grant

That this matter be lifted from the table.

CARRIED

The meeting recessed at 8:20 p.m. and reconvened at 8:26 p.m.

Moved by Mayor Burton

1. That the Lighting Study be referred back to staff to be updated by information on light trespass standards from recognized reference standards and experts;
2. That staff develop for Council's consideration research to support a draft by-law to regulate the impacts from light trespass on residential properties near lit school playing fields, including but not limited to consulting the LEED Canada SSC8 publication and Professor Peter Hiscocks of Ryerson University; and
3. That staff identify opportunities to upgrade mitigation of light trespass on residential areas from existing lit playing fields when use of those fields increases as a result of any upgrades.

CARRIED

ADJOURNMENT

The Chair adjourned the meeting at 8:28 p.m.

SIXTEENTH Meeting - Regular Session

The Administrative Services Committee met in regular session this 10th day of November, 2009 in Committee Room 1 of the Oakville Municipal Building, 1225 Trafalgar Road, Oakville commencing at 7:00 p.m.

- Present: Chairperson - Councillor Roger Lapworth
- Mayor - Rob Burton (arrived at 8:35 p.m.)
Councillors - Keith Bird
- Jeff Knoll
- Fred Oliver
- Staff - G. Lalonde, Commissioner of Corporate Services
- C. Best, Town Clerk
- V. Tytaneck, Assistant Town Clerk
- L. Bourns, Director, Human Resources
- E. Roberts, Manager, Revenue and Taxation
- J. Huctwith, Assistant Town Solicitor
- C. Tino, Committee Coordinator
- Regrets: Councillors - Alan Johnston
- Max Khan
- Also Present: Councillors - Tom Adams
- Mary Chapin
- Allan Elgar
- Marc Grant

Declarations of Pecuniary Interest

No declarations of pecuniary interest were declared.

AGENDA ITEM(S)

1. **WSIB Presumptive Legislation Update**
- **Report from Human Resources, October 22, 2009**

Moved by Councillor Bird

That the report dated October 22, 2009, from the Human Resources Department, be received.

CARRIED

2. **Council Approval to Write off Uncollectible Taxes**
- **Report from Finance Department, October 14, 2009**

Moved by Councillor Knoll

That the taxes deemed to be uncollectible as summarized in Appendix A and detailed in Appendix B of the report from the Finance Department dated October 14, 2009 in the amount of \$35,705.62 plus \$26,280.04 in accrued late payment charges, be approved.

CARRIED

With the consensus of the Committee Item 3 was postponed to be dealt with out of order in conjunction with the confidential agenda Item C-1.

4. Local Boards

- Report from Clerk's Department, October 21, 2009

Moved by Councillor Knoll

1. That the following direction (clauses 2 and 3) be provided with respect to expectations and requirements for future governance and oversight of local boards, based on the review of the October 21, 2009 report from the Clerk's Department;
2. That the three local BIA Boards of Management be requested to update their constitution and policies to ensure:
 - a. that the principles of accountability and transparency are maintained;
 - b. clear rules of procedure for board meetings are introduced and made publicly available;
 - c. rules of procedure are incorporated to address vacancies on the board of directors, which would result in a request for council to amend the relevant appointment by-law in accordance with the provisions of the Municipal Act;
 - d. legislated policies are addressed and adhered to;
 - e. records management practices are adhered to ensuring appropriate records retention and access to such records; and
 - f. submission of an annual report, including financial and audit findings, for council's consideration, as part of the annual budget approval for the following year; andthat these revised constitutions and policies be submitted to council in future for approval and that staff strive to bring the results forward by the end of January, 2010;
3. That staff be requested to review the matter of Council representation on external boards with these boards and report back to Council after the 2010 municipal election.

CARRIED

5. **Committee Review**

- **Report from Clerk's Department, October 22, 2009**

Moved by Councillor Knoll

1. That the following amendments to the Town's Board and Committee structure be authorized:
 - a) The Licensing Appeal Committee and Biting Dog Appeal Committee be combined to create an expanded appeal committee and a revised terms of reference be brought forward for approval.
 - b) The Taxicab Review Committee and Uptown Core Committee be sunsetted.
 - c) The Building and Development Liaison Committee be confirmed as a Working Group.
2. That the terms of reference for the Licensing Appeal Committee as reconstituted reflect its delegated authority as the final appeal body for issues within its mandate and delete member representation from the Taxicab Review Committee;
3. That the terms of reference for the Property Standards Committee, attached as Appendix A to the report dated October 22, 2009 from the Clerk's Department, be approved;
4. That the current status of advisory committees be confirmed whereby such committees are not allocated budgets for outreach initiatives and memberships unless specifically authorized by council; and
5. That future citizen appointments to boards and committees be concurrent with the term of council.

CARRIED

6. **Holcim (Canada) Inc. Community Advisory Panel**

- **Report from Clerk's Department, October 27, 2009**

Moved by Councillor Oliver

That Councillor Bird be nominated to the Holcim (Canada) Inc. Community Advisory Panel.

CARRIED

CLOSED SESSION

Moved by Councillor Oliver

That this Committee resolve into a closed meeting session for the purpose of dealing with a matter pertaining to personal matters about an identifiable individual with respect to Items C-1 and C-2.

CARRIED

Committee resolved into closed session at 8:20 p.m.

Committee resolved out of closed session at 8:42 p.m.

**3. Request to Waive Realty Taxes and Late Payment Charges:
703 - 2263 Marine Drive**

- **Report from Finance Department, October 14, 2009**

**C-1. Request to Waive Realty Taxes and Late Payment Charges:
703 – 2263 Marine Drive**

- **Report from Finance Department, October 14, 2009**

(Resolution disclosed publicly following Council approval.)

Moved by Councillor Bird

1. That the request to waive realty taxes and late payment charges for the property located at: 703-2263 Marine Drive, as detailed in the report of the Finance Department of October 14, 2009, be denied;
2. That the Legal Department provide further information to Council at its November 16, 2009 meeting, on options for collection of realty taxes and late payment charges available to The Corporation of the Town of Oakville; and
3. That the confidential report dated October 14, 2009, from the Finance Department (Item C-1), be received.

CARRIED

C-2. Vacancies for Various Advisory Committees

- **Report from Clerk's Department, October 9, 2009**

Moved by Councillor Oliver

That a sub-committee be formed to be chaired by Councillor Knoll, consisting of Councillors Knoll, Oliver and Lapworth to review applications and interview applicants, if desired, and bring forward recommendations to fill the vacancies on Advisory Committees.

CARRIED

ADJOURNMENT

Moved by Councillor Bird

That this meeting now adjourn.

CARRIED

The meeting adjourned at 8:44 p.m.