

**CITY OF BURLINGTON**

**COUNCIL MINUTES**

**REGULAR MEETING OF COUNCIL NO. 3**

**DATE OF MEETING:**

Monday, January 30, 2006.

**PLACE OF MEETING:**

Council Chambers, Level 2, City Hall at 7:00 p.m.

**MEMBERS PRESENT:**

Councillors Rick Craven, John Taylor, Jack Dennison, Mike Wallace, Carol D'Amelio and Mayor Robert MacIsaac.

**MEMBERS ABSENT:**

Councillor Joan Lougheed (regrets).

**STAFF PRESENT:**

Tim Dobbie, Kim Phillips, Tim Commisso, Joan Ford, Scott Tipping, Andrea Robinson, Fran Agnew, Steve Zorbas, Pooja Patel, Cameron Gosse, Marg MacVinnie, Catherine Talbot and Jen Knight.

**PROCLAMATION:**

- Heritage Week

February 18 to 26, 2006

**CONFIRMATION OF MINUTES:**

10.

Moved by: Councillor Wallace

Seconded by: Councillor Craven

THAT the minutes of the following meetings of Council be hereby confirmed:

Regular meeting of Council No. 19-05 held Monday, December 12, 2005 and special meetings of Council No. 1-06 held Thursday, January 12, 2006 and No. 2-06 held Wednesday, January 18, 2006.

**MOTION CARRIED**

**RECOGNITION AND ACHIEVEMENTS:**

Mayor MacIsaac presented Civic Recognition Awards to students from Sundance Studios.

Silver Medals for Speech and Drama were awarded to:

David Kelly - Royal Conservatory of Music, Grade 2

Kyle Sanders - Royal Conservatory of Music, Grade 3

Stephanie Traina - Royal Conservatory of Music, Grade 4

Brett Rayner - Royal Conservatory of Music, Grade 6

Top Dancer in Grade 5 Ballet was awarded to:

Taylor Hunt - British Association of Teachers of Dancing

Mayor MacIsaac congratulated the students on their success in the performing arts and said he will look forward to seeing them on the stage of Burlington's Performing Arts Centre.

**PRESENTATIONS:**

- The Waterfront Center Annual Honor Award for Burlington's Downtown Waterfront Implementation Plan was presented by Catherine Talbot, Manager of Policy and Community Development to Mayor MacIsaac and members of Council. The framed certificate and medal were awarded for a quality waterfront project selected in a juried competition.
- Steve Zorbas, City Treasurer, announced the City of Burlington's receipt of the GFOA 2005 Distinguished Budget Presentation Award, special performance measures recognition, for the fiscal year beginning January 1, 2005. Zorbas said that it's the third successive year receiving this award and noted that many municipalities in the United States are adopting Burlington's capital budget system. Zorbas thanked members of the staff team who contributed to the award; Joan Ford, Scott Tipping, Andrea Robinson, Pooja Patel, Cameron Gosse and Elisabeth Lewis.

**DECLARATIONS OF INTEREST:**

The following member of Council declared an interest in the following items:

Councillor Dennison- Item CD-7-06-1 - Direction 9.4.9, as it relates directly to Cedar Springs Health, Racquet and Sportsclub, which he and his children own.

Item BP-1-06 - Specific to meeting room rentals, recreational swimming and swim programs, pool revitalization and school break programs, as he and his children own and operate Cedar Springs Health, Racquet and Sportsclub which provides similar services.

**DELEGATIONS:**

None.

**REPORT OF MUNICIPAL OFFICERS:**

ADM-2-06 Confidential report regarding an insurance claim.  
File: 405-02 (F-16/06)

**COMMITTEE OF THE WHOLE PROCEEDINGS:**

11. Moved by: Councillor Wallace  
Seconded by: Councillor Dennison

THAT the following reports:

**REPORT OF THE STANDING COMMITTEES:**

Community Development Committee Report No. 1-06  
Meeting of January 16, 2006.

Community and Corporate Services Committee Report No. 1-06  
Meeting of January 17, 2006.

Audit Committee Meeting Report No. 1-06  
Meeting of January 18, 2006.

Budget and Strategic Planning Committee Report No. 1-06  
Meeting of January 18, 2006.

**REPORT OF MUNICIPAL OFFICERS**

Recommendation of Municipal Officers Report No. 2-06

be now considered in the Committee of the Whole.

**MOTION CARRIED**

Council resolved into Committee of the Whole at 7:19 p.m. - Mayor MacIsaac in the Chair.

The following amendment was presented by Councillor D'Amelio:

CD-7-06-1 RECEIPT AND ENDORSEMENT OF REVISED OFFICIAL PLAN DIRECTIONS AND AUTHORIZATION TO RELEASE THE DRAFT COMPREHENSIVE AMENDMENTS TO THE OFFICIAL PLAN AND ZONING BY-LAW FOR PUBLIC CONSULTATION

THAT Item No. CD-7-06-1 of Community Development Committee Report No. 1-06, be amended by removing the words “applications to amend” and replacing them with the words “amendments to” in the sixth paragraph and by removing the words “as part of” and replacing them with the words “separately from” in the seventh paragraph.

**AMENDMENT CARRIED**

COMMUNITY DEVELOPMENT COMMITTEE REPORT NO. 1-06 was approved as amended.

COMMUNITY AND CORPORATE SERVICES COMMITTEE REPORT NO. 1-06 was approved as presented.

AUDIT COMMITTEE MEETING REPORT NO. 1-06 was approved as presented.

BUDGET AND STRATEGIC PLANNING COMMITTEE REPORT NO. 1-06 was approved as presented.

RECOMMENDATIONS OF MUNICIPAL OFFICERS REPORT NO. 2-06 was approved as presented.

Council resumed at 7:36 p.m. and the Chair reported as follows:

12. Moved by: Councillor Wallace  
Seconded by: Councillor Taylor

THAT the report of the Committee of the Whole presented the following reports:

**REPORT OF THE STANDING COMMITTEES:**

Community Development Committee Report No. 1-06  
Meeting of January 16, 2006. As amended.

Community and Corporate Services Committee Report No. 1-06  
Meeting of January 17, 2006. As presented.

Audit Committee Meeting Report No. 1-06  
Meeting of January 18, 2006. As presented.

Budget and Strategic Planning Committee Report No. 1-06  
Meeting of January 18, 2006. As presented.

**REPORT OF MUNICIPAL OFFICERS**

Recommendation of Municipal Officers Report No. 2-06  
As presented.

be hereby adopted.

**MOTION CARRIED**

**COMMUNITY DEVELOPMENT COMMITTEE REPORT NO. 1-06**

To: The Council of the Corporation of the City of Burlington.

Report of Meeting No. 1.

DATE OF MEETING: Monday, January 16, 2006.

PLACE OF MEETING: Council Chambers, Level 2, City Hall at 7:00 p.m. (Public), 9:24 p.m. (In Camera), and 9:50 p.m. (Public).

MEMBERS PRESENT: Councillors Carol D'Amelio (Chair), Rick Craven, John Taylor, Jack Dennison, and Mayor Robert MacIsaac.

MEMBERS ABSENT: Councillors Mike Wallace (Regrets) and Joan Lougheed (Regrets).

STAFF PRESENT: Tim Dobbie, Tim Commisso, Kelly Yerxa, Tom Eichenbaum, Doug Dalgarno, Bruce Krushelnicki, Paul Smithson, George Kotsifas, Jason Schmidt-Shoukri, Helen Walihura, Brian Chire, Alana Mullaly, Andrea Smith, Mike Greenlee, Reg Bainbridge, Liz Daly, Fran Agnew, Robin van de Lande, Steve Zorbas, Alan Magi, Philip Kelly, Deb Caughlin, Les Bartha, and Mariana Iglesias.

**DECLARATIONS OF INTEREST:**

The following member of Council declared an interest in the following item and refrained from discussion and voting on this item:

Councillor Dennison - Item CD-7-06, Direction 9.4.9, as it relates directly to Cedar Springs Health, Racquet and Sportsclub, which he and his children own.

**DELEGATIONS:**

1. Ron Young, 4255 Kane Crescent, Burlington L7M 5C2, representing Alton Central Landowners, appeared and spoke in support of the staff report presenting the results of a staff review of site conditions in new subdivisions. Young stated that the Alton Central Landowners have reviewed the conditions and are comfortable with them. Young added

**DELEGATIONS:** (Continued)

that the Letter of Understanding submitted by Mattamy Homes Limited supports this position as well.

File: 510-01 (1-CD)

See Recommendations CD-5-06-1 and CD-5-06-2

2. Chris Povell, Metropolitan Consulting, 2290 Queensway Drive, Burlington L7R 3T2, representing Embee Jovic Limited, appeared and spoke to the staff report presenting the results of a staff review of site conditions in new subdivisions. Povell stated that he was in general agreement with the staff recommendations in Appendix "A", however he expressed concern with two conditions in Appendix "B". Povell noted that his concern was not with the intent of the conditions, but with the wording in conditions 3(i) and 3(iii) regarding the matter of timing. Povell said that it would be practical to undertake weed cutting within forty-eight hours of a request by the City, however regrading and seeding would not be practical within that time frame. Povell indicated that he would like to see the wording changed in 3(iii) to maintain the intent, but to allow for groups of lots or blocks that would not be developed for some time to be exempt from this condition at the City's discretion.

File: 510-01 (2-CD)

See Recommendations CD-5-06-1 and CD-5-06-2

3. Richard Lewis, Paletta International Corporation, 4480 Paletta Court, Burlington L7L 5R2, appeared to speak to the staff report presenting the results of a staff review of site conditions in new subdivisions. Lewis advised that he has concerns with the recommendations made in the report, as the primary purpose of the report was to deal with homeowners' complaints. Lewis noted that there is a difference between the tasks of a developer and those of a builder. Lewis said that the developer should not be held responsible for the actions of the builder. Lewis commented that he agreed that there should be some action taken to deal with conditions in subdivisions, but to ask the developer for securities of \$50,000 for parkland that they are no longer using is unfair. Lewis stated that the City already has the necessary requirements and conditions in place for developers and that there should be separate requirements for builders. Lewis requested that the Committee direct staff to reconsider the recommendations made in the report.

File: 510-01 (3-CD)

See Recommendations CD-5-06-1 and CD-5-06-2

4. Dave Morris, Chair, Heritage Burlington LACAC, 2111 Kevin Crescent, Burlington L7M 4E3, appeared to speak to the City Manager's report providing a draft Heritage Communication Program. Morris spoke to the changes made in the permit process due to the passage of Bill 124 and the best way to communicate these changes to the general public. Morris indicated that the passage of Bill 124 necessitates a shorter processing

**DELEGATIONS:** (Continued)

time for review of building permit applications, which would require the issuance of a heritage clearance prior to application for a permit. Morris said that this new process would actually shorten the previous processing time. Morris explained that the comments that Heritage Burlington LACAC provides on building permit and development applications are advisory only. Morris commented that this new process change is good news for the property owner. Morris added that Heritage Burlington LACAC feels that sending out information to each owner on the inventory is a good idea as it will assist in educating them and keeping them informed. Morris noted that sending information to owners of properties adjacent to homes listed on the inventory may cause more confusion than is warranted. Morris advised that members of Heritage Burlington LACAC would be pleased to attend any Ward meetings at the Councillor's request to provide information to the public on heritage matters and Bill 124 process changes.  
File: 520-01 (4-CD)

See Recommendations CD-8-06-1 and CD-8-06-2

**RECOMMENDATIONS:**

A. ITEMS FOR RECEIPT:

THAT the following items, having been given due consideration by the Community Development Committee, be received and filed:

- CD-5-06-2 Correspondence dated January 6, 2006, from David Madeira, Project Manager, Mattamy Homes Limited – Halton Division, 2360 Bristol Circle, Suite 300, Oakville L6H 6M5, concerning a Letter of Undertaking – New Draft Plan conditions.  
File: 510-03/04
  
- CD-7-06-2 Correspondence dated January 16, 2006, from E. J. Fothergill, President, Fothergill Planning & Development Inc., 62 Daffodil Crescent, Hamilton L9K 1E1, concerning the report providing Draft Official Plan policies.  
File: 505-07
  
- CD-8-06-2 Appendix “A” to City Manager’s Report CM-01/06, dated December 20, 2005, concerning a draft Heritage Communications Program.  
File: 520-01

**RECOMMENDATION CARRIED**

**RECOMMENDATIONS:** (Continued)

**B. STAFF DIRECTIONS:**

CD-13-06     **UNDELEGATION OF SITE PLAN APPROVAL FOR THE PROPERTY AT 445 ELIZABETH STREET (NINCO DEVELOPMENTS)**

THAT in accordance with By-law 95-1993, as amended, the site plan required under File No. 535-35/05, by Ninco Construction Ltd. for the property located at 445 Elizabeth Street, be forwarded to the Community Development Committee and Council for consideration.

File: 535-35/05 (Councillor D'Amelio)

**RECOMMENDATION CARRIED**

**C. ITEMS FOR CONSIDERATION:**

CD-1-06     **APPROVAL TO ASSUME FAIRVIEW VILLAGE PHASE 4 SUBDIVISION, REGISTERED PLAN 20M-809**

THAT the subdivision registered as Plan 20M-809, be assumed; and

THAT all works and services under the jurisdiction of the City within the subdivision be accepted and become the property of the City of Burlington; and

THAT the Regional Municipality of Halton be so advised; and

THAT Subdivision Agreement Instrument Number HR91527 be released, except for the following conditions:

32 (a), (f), (g), (h), (i) and (l) affecting all lots; and

32 (b) affecting lots 18 to 27 and 40 to 48 inclusive; and

32 (c) affecting all street townhouse units flanking Fairview Street being lots 1, 65 and 66; and

32 (d) affecting all street townhouse units fronting on Inverary Road; and

32 (e) affecting all interior street townhouse units; and

32 (j) affecting lots 1, 18 to 27 inclusive, 40 to 48 inclusive, 65 and 66; and

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CD-1-06 (Continued)

32 (k) affecting lots 2 to 17 inclusive, 28 to 39 inclusive, 49 to 64 inclusive and 67 to 76 inclusive; and

THAT the City Solicitor be authorized to prepare any necessary documents and the Mayor and City Clerk be authorized to sign them; and

THAT the City Clerk be directed to present the necessary by-law to Council to accept all the works and services of the said plan of subdivision and assume the following streets as public highway:

<u>STREET NUMBER</u>	<u>PARCEL</u>	<u>PIN</u>
Angela Court	Plan 20M-809	07033-0975
Iris Court	Plan 20M-809	07033-0976

AND THAT the City Solicitor or her designate be authorized to amend the parcel designation in the by-law, if necessary, upon registration of the by-law.

File: 510-07/99 (E-4/06)

**RECOMMENDATION CARRIED**

CD-2-06 **APPROVAL OF CONSTRUCTION ON STRATHEDEN DRIVE, STRATHALLAN AVENUE, NEWBOLD DRIVE AND NEWBOLD COURT AS LOCAL IMPROVEMENTS - CONTRACT 06-03**

THAT, pursuant to Ontario Regulation 119/03 of the *Municipal Act 2001*, the Road Drainage Improvements on Stratheden Dr., Strathallan Ave., Newbold Dr. and Newbold Ct. be constructed as local improvements under Section 4, as set out in Engineering Department Report E-05/06, dated December 16, 2005; and

THAT, pursuant to Ontario Regulation 119/03 of the *Municipal Act 2001*, the new Sidewalks and Curb & Gutters on Stratheden Dr. and Strathallan Ave. be constructed as local improvements under Section 4, as set out in Engineering Department Report E-05/06, dated December 16, 2005; and

THAT the estimated total amount of \$1,407,000 be financed from Capital Order No. RL0081 as follows:

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CD-2-06 (Continued)

Debentures – Property Owners’ Share	\$ 69,965.26
Debentures – City’s Share	<u>\$ 1,337,034.74</u>
TOTAL	<u>\$ 1,407,000.00</u>

AND THAT the City Clerk be directed to prepare and advertise the necessary by-laws at the direction of the Director of Engineering.

File: 570.02-176 (E-5/06)

**RECOMMENDATION CARRIED**

CD-3-06 **RECEIPT OF MEMORANDUM WITH DIRECTION TO NOTIFY THE REALTORS ASSOCIATION OF HAMILTON-BURLINGTON OF THE STATUS OF THE SIGN BY-LAW REVIEW PROCESS**

THAT the Memorandum dated December 20, 2005, from Angela Morgan, Manager of Administration and By-laws, concerning a request from the Realtors Association of Hamilton-Burlington requesting an exemption from the Sign By-law to allow the placement of directional signs on private property, be received; and

THAT the Manager of Administration and By-laws be directed to inform the Realtors Association of Hamilton-Burlington of the Sign By-law review process and subsequent progress of the review.

File: 530-01 (Mayor MacIsaac)

**RECOMMENDATION CARRIED**

CD-5-06 **APPROVAL TO INCLUDE NEW CONDITIONS FOR DRAFT PLAN APPROVED SUBDIVISIONS AND APPROVAL OF SODDING AND GRADING SCHEDULE**

THAT the recommended measures for dealing with areas of concern in new subdivisions contained in Appendix ‘A’ to Engineering Department Report E-6/06, dated January 5, 2006, be approved; and

THAT the new conditions of subdivision approval contained in Appendix ‘B’ to Engineering Department Report E-6/06, dated January 5, 2006, as amended by revising Conditions 3(i) and 3(iii) respectively, to read as follows:

“3(i) Agree to regrade and seed within 7 days, and cut weeds and remove debris within 48 hours, of a request by the City on any undeveloped lots or blocks as may be required.

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CD-5-06 (Continued)

3(iii) Agree to grade, place topsoil and seed any lot or block within 7 days of initial grading or topsoil stripping and which is not intended for development within 45 days. This requirement may vary depending on the season of the activity. The City will exercise discretion in applying the seeding requirement. In addition, temporary perimeter post and wire fencing is to be installed for any school or park block.”

be adopted and applied to all draft plan approved subdivisions, including the Alton community; and

THAT Appendix ‘C’ (Sodding and Grading Schedule) to Engineering Department Report E-6/06, dated January 5, 2006, be adopted as an Engineering Department policy.

File: 510-01 (E-6/06)

**RECOMMENDATION CARRIED**

CD-6-06

**ENDORSEMENT OF COMMENTS CONCERNING THE “PLACES TO GROW PROPOSED GROWTH PLAN” AND AUTHORIZATION TO SIGN THE JOINT RESPONSE BEING PREPARED BY HALTON REGION AND THE LOCAL MUNICIPALITIES**

THAT Planning Department Report PL-8/06, dated December 7, 2005, be received; and

THAT the comments outlined in Appendix No. 1 to Planning Department Report PL-8/06, dated December 7, 2005, be adopted as the City of Burlington response to the “Places to Grow Proposed Growth Plan”; and

THAT the City’s comments be forwarded to the Minister of Public Infrastructure Renewal, Local M.P.P.s, the Region of Halton, The Town of Oakville, The Town of Milton and the Town of Halton Hills;

AND THAT the Director of Planning be authorized to sign the Joint Response being prepared by Halton Region and the Local Municipalities providing comments on the “Places to Grow Proposed Growth Plan”.

Files: 110-03 and 145-01 (PL-8/06)

**RECOMMENDATION CARRIED**

**RECOMMENDATIONS:** (Continued)C. **ITEMS FOR CONSIDERATION:** (Continued)CD-7-06-1 **RECEIPT AND ENDORSEMENT OF REVISED OFFICIAL PLAN DIRECTIONS AND AUTHORIZATION TO RELEASE THE DRAFT COMPREHENSIVE AMENDMENTS TO THE OFFICIAL PLAN AND ZONING BY-LAW FOR PUBLIC CONSULTATION**

THAT the comments received by staff in response to the Directions Reports prepared as part of the Five-Year Official Plan Review, and the staff response to the comments, included under separate cover to Planning Department Report PL-1/06, dated December 20, 2005, be received; and

THAT the revised Official Plan Directions contained in the Appendix to Planning Department Report PL-1/06, dated December 20, 2005, be received and endorsed as a basis for the proposed Official Plan and Zoning By-law Amendments to be prepared to implement the Five-Year Official Plan Review; and

THAT the draft comprehensive amendments to the Official Plan included under separate cover to Planning Department Report PL-1/06, dated December 20, 2005, and the draft comprehensive amendments to the Zoning By-law included under separate cover to Planning Department Report PL-1/06, dated December 20, 2005, be received and released to agencies, stakeholders and the general public for consultation and additional comment for a further three month period, in accordance with the approved Official Plan Review Communication Plan; and

THAT following the completion of this second phase of public consultation, any further revisions to the Directions, and the final recommended comprehensive amendments to the Official Plan and Zoning By-law 2020, containing any further revisions arising as a result of the consultation process, be brought forward for consideration at a statutory public meeting of the Community Development Committee to be tentatively scheduled for June 2006; and

THAT a copy of this resolution be forwarded to all parties on the Five-Year Official Plan Review notification list; and

THAT the City Clerk be directed to schedule a Special Community Development Committee meeting, to hold a statutory public meeting under the *Planning Act*, R.S.O. 1990, c.P.13, in June 2006 to consider **amendments to** the City's Official Plan and Zoning By-law 2020, as amended, as part of the Official Plan Review; and

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CD-7-06 (Continued)

THAT the City Clerk be further directed to schedule a Special Community Development Committee meeting to consider land use policies in the City of Burlington's rural planning area, in association with the Greenbelt Conformity Exercise, **separately from** the Official Plan Review.  
File: 505-07 (PL-1/06)

**RECOMMENDATION CARRIED AS AMENDED**

CD-8-06-1 **APPROVAL OF HERITAGE COMMUNICATION PROGRAM**

THAT the draft Heritage Communication Program as outlined in Appendix "A" to City Manager's Report CM-1/06, dated December 20, 2005, as amended by revising the third Recommended Course of Action to read as follows:

"3. Notify neighbours of all designated properties, and neighbours of all listed properties, if the Ward Councillor so chooses."

be approved; and

THAT the General Manager of Development and Infrastructure ensure that the heritage communications are forwarded to the appropriate homeowners involved.  
File: 170-17 (CM-1/06)

**RECOMMENDATION CARRIED**

CD-9-06 **DEFERRAL OF CONSIDERATION OF LEGAL DEPARTMENT REPORT PERTAINING TO THE JUDICIAL REVIEW PROCEEDINGS FOR SPLASH CRUISING BAR AND NIGHT CLUB**

THAT consideration of Legal Department Report L-1/06, dated January 2, 2006, concerning legal advice pertaining to the judicial review proceedings for Splash Cruising Bar and Night Club, be deferred to the Community Development Committee meeting on February 6, 2006.  
File: 710-02 (L-1/06)

**RECOMMENDATION CARRIED**

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CD-10-06 **WITHDRAWAL OF ITEM FROM THE COMMUNITY DEVELOPMENT COMMITTEE AGENDA**

THAT, at the request of staff, Confidential Legal Department Report L-2/06, dated January 2006, be withdrawn from the January 16, 2006 Community Development Committee agenda for consideration at the Community Development Committee meeting on February 6, 2006.

File: 575-03-K.24

**RECOMMENDATION CARRIED**

CD-11-06 **WITHDRAWAL OF ITEM FROM THE COMMUNITY DEVELOPMENT COMMITTEE AGENDA**

THAT, at the request of staff, Confidential Legal Department Report L-3/06, dated January 2006, be withdrawn from the January 16, 2006 Community Development Committee agenda to be considered at a subsequent meeting.

File: 103-03

Note: This item was considered at a Special meeting of Council on January 12, 2006, as Motion No. 3.

CD-12-06 **APPROVAL OF RECOMMENDATION CONCERNING STATUS OF NEGOTIATIONS – POST SECONDARY INSTITUTION**

THAT the recommendation, as outlined in Confidential City Manager’s Report CM-2/06, dated January 12, 2006, be approved.

File: 135-01 (CM-2/06)

**RECOMMENDATION CARRIED**

**PUBLIC MEETING:**

**PUBLIC MEETING NO. 1-2006 – APPLICATION TO AMEND THE CITY’S ZONING BY-LAW 2020, AS AMENDED, TO INCORPORATE MINIMUM INTERNAL DIMENSIONS FOR GARAGES IN RESIDENTIAL DEVELOPMENTS**

The Community Development Committee, in accordance with Section 34 of the Planning Act, as amended, held Public Meeting No. 1-2006 on January 16, 2006, to consider an application to amend the City’s Zoning By-law 2020, as amended, to incorporate minimum internal dimensions for garages in residential developments.

**PUBLIC MEETING:** (Continued)

Staff Overview:

None.

Delegations:

None.

The Community Development Committee approved the following recommendation for consideration by Council:

CD-4-06      PROPOSED AMENDMENT TO COMPREHENSIVE ZONING BY-LAW 2020, AS AMENDED, PRESCRIBING MINIMUM INTERNAL DIMENSIONS FOR PRIVATE GARAGES

1. THAT Part 1 of Comprehensive Zoning By-law 2020, as amended, General Conditions and Provisions, Section 2.26, General Parking Provisions, is hereby amended by deleting clause (1) and substituting the following therefore:

“(1)    Parking Space Size & Accessibility

- (a) Each parking space shall have a minimum area of 16.5 square metres and be readily accessible at all times for the parking and removal of a motor vehicle without the necessity of moving any other vehicle or obstruction.

The minimum internal dimensions for a private garage are 6.0m depth x 3.0m width x 2.0m height. The minimum internal dimensions for unobstructed area in the private garage are 5.5m depth x 3.0m width x 2.0m height. One step is permitted in the unobstructed area.

- (b) Accessibility shall not apply to a parking space in a garage which is for the exclusive use of the dwelling unit, provided the driveway serving the garage has a minimum length of 5.5 metres.

Accessibility is not required for 20% of the required occupant parking in townhouse, stacked townhouse, maisonette, fourplex and apartment buildings”; and

- (2) THAT Part 17 of Comprehensive Zoning By-law 2020, as amended, Definitions, is hereby amended by revising the definition of “Garage – Private” to add the following at the end of the paragraph:

**PUBLIC MEETING:** (Continued)

CD-4-06 (Continued)

“The minimum internal dimensions for a private garage are 6.0m depth x 3.0m width x 2.0m height. The minimum internal dimensions for unobstructed area in the private garage are 5.5m depth x 3.0m width x 2.0m height. One step is permitted in the unobstructed area.”

THAT By-law 2020.200 attached as Appendix “I” to Planning Department Report PL-6/06, dated October 31, 2005, be enacted and passed by Council; and

THAT Council certifies that By-law 2020.200 conforms with the Official Plan for the City of Burlington; and

THAT there are no applications to alter the Official Plan with respect to the subject matter.

File: 520-03-01/05 (PL-6/06)

**RECOMMENDATION CARRIED**

**ADJOURNMENT:** 9:52 p.m.

**COMMUNITY & CORPORATE SERVICES COMMITTEE REPORT NO. 1-06**

To: The Council of the Corporation of the City of Burlington.

Report of Meeting No. 1.

DATE OF MEETING: Tuesday, January 17, 2006.

PLACE OF MEETING: Council Chambers, Level 2, City Hall at 7:00 p.m. (Public), 7:45 p.m. (In Camera), and 9:00 p.m. (Public).

MEMBERS PRESENT: Councillors John Taylor (Acting Chair), Rick Craven, Jack Dennison, Carol D'Amelio and Mayor Rob MacIsaac.

MEMBERS ABSENT: Councillors Joan Lougheed (regrets) and Mike Wallace (regrets).

STAFF PRESENT: Tim Dobbie, Bob Carrington, Leo DeLoyde, Janet Lunn, Catherine Talbot, Steve Thurlow, Donna Clegg, John Crass, Allan Magi, Mark Covert, Liz Daly, Steve Zorbas, Jyoti Zuidema, Roy Male, Sandy O'Reilly, Dale Lipnicky, Mike Mueller, Rick Lipsitt, Marg MacVinnie, Helen Walihura, John Lee and Evelyn Eichenbaum.

**DECLARATIONS OF INTEREST:**

None.

**DELEGATIONS:**

1. Kathy Mills, CAO for the Centre for Skills Development and Training, 860 Harrington Court, Burlington L7N 3N4, appeared and presented an update on the Bay Area Learning Centre's activities and its impact on the community. Mills gave an overview of the Centre for Skills Development and Training from its inception in 1988 to its current location and scope as the Bay Area Learning Centre. Mills outlined the services offered by the Centre which include: career services, pre-apprenticeship programs, 'English as a Second Language' programs, continuing education, and corporate development services.

**DELEGATIONS:** (Continued)

## 1. (Continued)

Mills explained that the Centre works with over 150 employers; in 2005, 22,625 clients were served, and the projection for 2006 is that over 30,000 clients will be served. Mills also explained that there are several partners housed within the Bay Area Learning Centre including: Charles Sturt University, Community Development Halton, Halton Multicultural Council, and McMaster University Centre for Continuing Education.  
File: 126-01 (1-CC)

See Recommendation CC-6-06

2. Bill Bonnell, representing the Quinte Street NTC, 2005 Quinte Street, Burlington L7L 7V5, appeared and spoke in support of the Quinte Street Neighbourhood Traffic Management Plan. Bonnell explained that the residents' committee has worked with City staff and Councillor D'Amelio for nearly a year in order to get the traffic circles in place to reduce speeding along Quinte Street.  
File: 750-14 (2-CC)

See Recommendation CC-7-06-1

**RECOMMENDATIONS:**A. ITEMS FOR RECEIPT:

THAT the following items, having been given due consideration by the Community & Corporate Services Committee, be received and filed:

CC-1-06-2 Confidential Appendix A to Parks and Recreation Department Report PR-3/06, dated December 7, 2005, concerning appointment of new members to the Tansley Woods Board.  
File: 925-12 (PR-3/06)

CC-2-06 Report updating the status of forestry-related initiatives currently underway, and outlining significant budget pressures within the forestry program.  
Files: 435 and 820-01 (RPM-1/06)

CC-4-06 Report outlining a fiscal impact model as it relates to residential greenfield build out and beyond.  
File: 435-01 (F-8/06)

**RECOMMENDATIONS:** (Continued)**ITEMS FOR RECEIPT:** (Continued)

- CC-6-06 Correspondence dated December 15, 2005, from Jane Ball, The Centre for Skills Development and Training, 860 Harrington Court, Burlington L7N 3N4, concerning a presentation providing an update on the Bay Area Learning Centre's activities and its impact on the community.  
File: 126-01
- CC-7-06-2 Memorandum dated January 17, 2006, from Evelyn Eichenbaum attaching a written submission in regards to the Quinte Street Neighbourhood Traffic Management Plan from John and Susan Gallimore, 5258 Nova Crescent, Burlington L7L 7B8.  
File: 750-14
- CC-9-06-1 Confidential report outlining the Burlington Electricity Services Incorporated Business Plans for 2006-2010.  
File: 125-01 (F-10/06)
- CC-9-06-2 Confidential memorandum from Sandy O'Reilly providing additional information relevant to Confidential Finance Department Report F-10/06, dated January 2, 2006, regarding the Burlington Electricity Services Incorporated Business Plans.  
File: 125-01 (F-10/06)
- CC-10-06-2 Confidential memorandum dated January 13, 2006, from Janet Lunn as a follow-up to the Council workshop of January 5, 2006 regarding the proposed Organizational Design of the Parks and Recreation Department.  
File: 901-07 (PR-6/06)

**RECOMMENDATION CARRIED****B. STAFF DIRECTION:**

- CC-13-06 **DIRECTION FOR A STAFF REPORT CONCERNING TRAFFIC CALMING MEASURES TO BE CONSIDERED FOR INSTALLATION IN THE ALTON COMMUNITY**

THAT the Directors of Engineering, and Transit and Traffic, be directed to report to the Community Development Committee on traffic calming measures to be considered as part of the original design and construction of roads in the Alton Community.

File: 750-14 (Mayor MacIsaac)

**RECOMMENDATION CARRIED**

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:**

CC-1-06-1 **APPROVAL OF APPOINTMENTS TO THE TANSLEY WOODS BOARD**

THAT pursuant to the Memorandum of Understanding and Constitution for the Tansley Woods Board, the citizens identified in Confidential Appendix A to Parks and Recreation Department Report PR-3/06, dated December 7, 2005, be appointed to the Tansley Woods Board and serve the terms as identified therein, or until their successor is appointed.  
File: 925-12 (PR-3/06)

**RECOMMENDATION CARRIED**

CC-3-06 **RECEIPT OF THE 2005 OUTDOOR FESTIVAL AND EVENTS ANNUAL REPORT**

THAT the 2005 Outdoor Festival & Events Annual Report outlined in Parks and Recreation Department Report PR-5/06, dated December 12, 2005, be received.  
File: 170-03 (PR-5/06)

**RECOMMENDATION CARRIED**

CC-5-06 **RECEIPT OF THE BURLINGTON HYDRO INCORPORATED BUSINESS PLAN**

THAT the Burlington Hydro Incorporated Business Plans be received.  
File: 125-01 (F-9/06)

**RECOMMENDATION CARRIED**

CC-7-06-1 **APPROVAL OF THE QUINTE STREET NEIGHBOURHOOD TRAFFIC MANAGEMENT PLAN**

THAT the Neighbourhood Traffic Management (NTM) Plan outlined in Transit and Traffic Department Report TT-1/06, dated January 2, 2006, be approved by Council; and

THAT the estimated cost of \$55,000 for constructing these works be funded through TC 0015 Traffic Calming Projects; and

THAT By-Law 1984-1 as amended, be further amended to include Quinte Street from Upper Middle Road to Blue Spruce Avenue as a Through Highways – Yield, in Schedule 14; and

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CC-7-06-1 Continued

THAT the Director of Transit and Traffic commit to undertake the appropriate studies to evaluate the effectiveness of the traffic calming measures one year after completion of all works; and

THAT the City Clerk issue a notice of completion with Ministry of the Environment and Energy (M.O.E.E.) in accordance with the Class Environmental Assessment Process (EA).

File: 750-14 (TT-1/06)

**RECOMMENDATION CARRIED**

CC-8-06 **APPROVAL OF THE DOWNTOWN WATERFRONT NAMING PROGRAM**

THAT the proposed Downtown Waterfront Naming Program as outlined in Community Services Division Report COMSERV-1/06, dated January 2, 2006, incorporating the following names as outlined in Appendix C, be approved:

The Waterfront at Downtown Burlington

- Spencer Smith Park
- The Brant Street Pier
- Discovery Landing
- The Beachway; and

THAT Community Services Division Report COMSERV-1/06, dated January 2, 2006, be forwarded to the Region of Halton for updating of relevant documents.

File: 580-01 (COMSERV-1/06)

**RECOMMENDATION CARRIED**

CC-10-06-1 **APPROVAL OF THE PROPOSED ORGANIZATIONAL DESIGN AND BUSINESS STRATEGY FOR THE PARKS AND RECREATION DEPARTMENT AND RELATED STAFF DIRECTIONS**

THAT the proposed Organizational Design of the Parks and Recreation Department, as outlined in Parks and Recreation Department Report PR-6/06, dated January 6, 2006, be approved; and

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CC-10-06-1 Continued

THAT the proposed Organizational Design impacts as outlined in Appendix E of Parks and Recreation Department Report PR-6/06, dated January 6, 2006, be referred to the 2006 current budget deliberations for consideration by Council; and

THAT the Director of Parks and Recreation undertake to further study the business areas identified as warranting additional review in the Parks and Recreation Department Report PR-6/06, dated January 6, 2006; and

THAT the Director of Parks and Recreation, in conjunction with the Director of Human Resources and the General Manager of Community Services, be authorized to inform Parks and Recreation staff about the Organizational Design, prior to the Council meeting of January 30, 2006; and

THAT the Director of Parks and Recreation be authorized to release a public version of this report to internal and external stakeholders; and

THAT the Parks and Recreation Department's Business Strategy, received by Council as Item CC-217-05 on December 12, 2005, be adopted; and

THAT the Director of Parks and Recreation be directed to meet with the Tansley Woods Board to discuss their role, given the new Organizational Design of the Parks and Recreation Department; and

THAT the Director of Parks and Recreation be directed to develop and present by September 30, 2006, an implementation strategy for a corporate building maintenance function to assume responsibility for the maintenance, repair and renewal of all City buildings, including those operated by local boards and community groups.

File: 901-07 (PR-6/06) (Councillor Craven) (Mayor MacIsaac)

**RECOMMENDATION CARRIED**

CC-11-06 **APPROVAL OF CONFIDENTIAL RECOMMENDATION REGARDING NON-UNION SALARY STRUCTURE**

THAT the recommendation concerning the non-union salary structure as presented in Appendix A to Confidential Human Resources Department Report HR-1/06, dated January 6, 2006, be approved.

File: 301-08 (HR-1/06)

**RECOMMENDATION CARRIED**

**RECOMMENDATIONS:** (Continued)

C. **ITEMS FOR CONSIDERATION:** (Continued)

CC-12-06      **APPROVAL OF 2006 INTERIM TAX LEVY**

THAT By-law 3-2006 which provides for the levy of the 2006 interim taxes be approved.

File: 415-02-01 (F-4/06)

NOTE: This item was approved by Council at its meeting held on January 18, 2006, as Motion No. 6.

**ADJOURNMENT:** 9:05 p.m.

**AUDIT COMMITTEE REPORT NO. 1-06**

To: The Council of the Corporation of the City of Burlington.

Report of Meeting No. 1.

DATE OF MEETING: Wednesday, January 18, 2006.

PLACE OF MEETING: Council Chambers, Level 2, City Hall  
at 6:00 p.m.

MEMBERS PRESENT: Councillors Rick Craven (Chair), Carol  
D'Amelio and Mayor Robert MacIsaac.

MEMBER ABSENT: Councillor Joan Lougheed (Regrets).

OTHER COUNCILLOR MEMBERS  
PRESENT: Councillors Wallace (left at 6:20 p.m.) and  
Taylor.

STAFF PRESENT: Tim Dobbie, Leo DeLoyde, Bob Carrington,  
Betty Wong, Sandra O'Reilly, and John  
Bolognone.

**DECLARATIONS OF INTEREST:**

None.

**DELEGATIONS:**

None.

**PRESENTATION:**

Evan McDade, Partner, Grant Thornton LLP and Melanie Dugard, Senior Manager, Assurance and Business Advisory Services, Grant Thornton LLP, were in attendance and presented the 2005 Audit Plan for the City of Burlington.

**RECOMMENDATIONS:**

A. **ITEM FOR RECEIPT:**

None.

**RECOMMENDATIONS:** (Continued)

B. **STAFF DIRECTIONS:**

None.

C. **ITEMS FOR CONSIDERATION:**

A-1-06 **RECEIPT AND APPROVAL OF EXTERNAL AUDIT PLAN FOR 2005 YEAR-END**

THAT the 2005 Audit Plan received from Grant Thornton LLP, Auditors to the City of Burlington be approved as submitted.  
File: 125-01 (F-5/06)

**RECOMMENDATION CARRIED**

A-2-06 **APPROVAL OF 2005 INTERNAL AUDIT REPORT**

THAT Finance Department Report F-7/06, dated December 20, 2005 on internal audit findings and recommendations be approved; and

THAT the Director Finance report back to the Audit Committee on the success of the implementation of recommended action items.  
File: 430-03 (F-7/06)

**RECOMMENDATION CARRIED**

**ADJOURNMENT:** 6:25 p.m.

**BUDGET & STRATEGIC PLANNING COMMITTEE REPORT NO. 1-06**

To: The Council of the Corporation of the City of Burlington.

Report of Meeting No. 1.

DATE OF MEETING: Wednesday, January 18, 2006.

PLACE OF MEETING: Council Chambers, Level 2, City Hall, at 7:00 p.m.

MEMBERS PRESENT: Councillors Rick Craven (Chair), Jack Dennison, John Taylor, Carol D'Amelio, Mike Wallace, and Mayor Robert MacIsaac.

MEMBER ABSENT: Councillor Joan Lougheed (Regrets).

STAFF PRESENT: Tim Dobbie, Leo DeLoyde, Bob Carrington, Tim Commisso, Steve Zorbas, Joan Ford, Scott Tipping, Steve Thurlow, Donna Clegg, Nancy Shea Nicol, Roy Male, Italo DiPietro, Liz Daly, Mike Mueller, Elisabeth Lewis, Andrea Robinson, Sue Zwicker, Tom Eichenbaum, Fran Agnew, Janet Lunn, Pam Belgrade, Wendy Schick, and John Bolognone.

**DECLARATION OF INTEREST:**

The following member of Council declared an interest in the following item and refrained from discussion and voting on this item:

Councillor Dennison – Item BP-1-06 – specific to meeting room rentals, recreational swimming and swim programs, pool revitalization, school break programs, as he and his children own and operate Cedar Springs Health, Racquet and Sportsclub which provides similar services.

**DELEGATIONS:**

None.

**PUBLIC MEETING:**

**PUBLIC MEETING NO. 1-2006 – 2006 PROPOSED CURRENT BUDGET OVERVIEW**

The Budget and Strategic Planning held a public meeting on Wednesday, January 18, 2006, in order to consider an overview of the 2006 current budget.

**PUBLIC MEETING:** (Continued)**PUBLIC MEETING NO. 1-2006** (Continued)Staff Overview:

Steve Zorbas, City Treasurer, and Scott Tipping, Co-ordinator of Current Budget and Policies, provided a PowerPoint presentation on the proposed 2006 Current Budget. Zorbas indicated that the proposed budget had been prepared in accordance with the Council direction including a tax rate increase not to exceed 4%, with additional decision packages not to exceed an additional 1.5% tax rate increase. Tipping advised that the gross expenditures in the proposed budget totalled \$138,900,000, with the major service area, community services, representing \$77,500,000 of the City's proposed total expenditures. Tipping added that human resource costs accounted for \$70,200,000 of the proposed current budget. Tipping stated that the proposed 2006 net levy equals \$81,307,049, with one-time expenditures funded from one-time revenue sources amounting to \$504,705. Tipping noted that the additional 1.5% tax increase, which addresses strategic and priority decision units, totalled \$1,215,449. Tipping said that the proposed budget, performance measure targets, rates and fees were being tabled this evening and that the detailed review and approval would take place at the Budget and Strategic Planning Committee meeting scheduled for February 8, 2006. Zorbas added that the proposed budget reflects the commitment and effort of the Budget Review Task Force and the Executive Budget Committee, as well as the many budget representatives in the departments.

Delegations:

1. Les Armstrong, 118 Fairwood Place West, Burlington L7T 4B6, representing the Heritage Umbrella Group ("HUG"), appeared and spoke in support of the 2006 HUG budget submission. Armstrong provided an overview of the HUG mission statement, goals, and work plan, and asked for the Committee's support of their submission.  
File: 435-03 (1-BP)
2. Cheryl Harrison, 274 Belvenia Road, Burlington L7L 2G4, representing the Burlington Accessible Transit Committee, appeared and spoke in support of the Transit and Traffic Department 2006 current budget submission to include the hiring of an additional driver for the Handi-van service. Harrison indicated that although the use of accessible taxis has helped in transporting the number of Handi-van users, the number of wheelchair accessible taxis is limited making it impossible for the taxis to accommodate the demand. Harrison suggested that the hiring of the additional driver is vital to alleviate the present demand for the Handi-van service. Harrison also presented the Committee's 2005-2006 work plan, newsletter, and membership list. Harrison noted that although many of their

**PUBLIC MEETING:** (Continued)**PUBLIC MEETING NO. 1-2006** (Continued)b) Delegations: (Continued)2. Continued

goals had been accomplished, the Committee continues to be committed to completing any outstanding goals and looking at areas where improvement of the service is necessary. Harrison added their objective remains the provision of flexibility in transportation for people with physical disabilities.  
File: 435-03 (2-BP)

3. Denise Dickie, President of the Board of Directors, The Burlington Art Centre ("BAC"), 1333 Lakeshore Road, Burlington L7S 1A9, appeared and spoke in support of the BAC's 2006 budget submission. Dickie indicated that the BAC request for \$546,550 reflects a 4% increase in current funding and includes the reallocation of monies from capital. Dickie advised that the BAC Board and staff recognize the fiscal challenges that the City is facing for 2006, and with this request, they believe that they are continuing their important joint venture and contributing to the City's Future Focus VI, Pillars for Success, of building a vibrant community. Dickie added that for every dollar that the City contributes to their operations, the BAC delivers an additional \$3 dollars of service value in the visual arts. Dickie commented on their business case for a Marketing Assistant, a new full-time position at the BAC. Dickie stated that there is a confirmed grant from the Bay Area Arts and Heritage Stabilization Program, which will provide \$20,000 in seed money for this position in the first year. Dickie said that they are seeking a matching grant of \$20,000 from the City of Burlington to move this initiative forward. Dickie noted that this is the first time that the BAC has requested funding for a new staff position.  
File: 435-03 (3-BP)

4. Jason Murphy, President of the Burlington Sound of Music Festival, appeared and spoke in support of the Burlington Sound of Music Festival's request for additional funding for 2006. Murphy indicated that they are requesting interim incremental funding of \$16,000 for the 2006 Festival to offset the financial impact of the construction at the waterfront. Murphy advised that the additional monies are required to move the location of festival activities and offer a similar audience and capacity and experience for 2006.  
File: 435-03 (4-BP)

**PUBLIC MEETING:** (Continued)

**PUBLIC MEETING NO. 1-2006** (Continued)

The Budget & Strategic Planning Committee, having considered the comments from staff and the delegations, approved the following recommendation for consideration by Council:

**BP-1-06** 2006 PROPOSED CURRENT BUDGET OVERVIEW

WHEREAS the City Treasurer was directed to prepare the proposed 2006 Current Budget with a tax rate increase not to exceed 4.0%; and

WHEREAS the proposed 2006 Current Budget, Performance Measurement targets and proposed 2006 Rates & Fees, as outlined in Finance Department Report F-3/06, dated December 16, 2005, and detailed in Budget Book#3, result in a net tax levy of \$81,307,049; and

WHEREAS incremental decision packages, not to exceed an additional 1.5% tax rate increase, were to be presented for consideration on matters not accommodated within the 4.0% budget; and

WHEREAS the priority list of incremental decision units total \$1,215,449; and

WHEREAS Finance Department Report F-3/06, dated December 16, 2005, outlines a strategy for realigning roadway capital renewal costs from the current budget to the 2006 capital program;

NOW THEREFORE BE IT RESOLVED THAT the proposed 2006 Current Budget, Performance Measurement targets, rates & fees and Decision Packages be received and tabled for detailed review and approval at the special budget meeting of the Budget and Strategic Planning Committee on February 8, 2006; and

THAT any budget amendments approved by the Budget and Strategic Planning Committee be applied against the net tax levy amount of \$81,307,049.

File: 435-03 (F-3/06)

**RECOMMENDATION CARRIED**

**ITEMS FOR RECEIPT:**

THAT the following items having been given due consideration by the Budget and Strategic Planning Committee be received and filed:

BP-2-06 Business plan for the implementation of the Burlington Tourism Service Model.  
File: 435-03

BP-3-06 Correspondence dated January 13, 2006, from Jason Murphy, President of the Burlington Sound of Music Festival, concerning their request for additional funding for 2006.  
File: 435-03

**PUBLIC MEETING:** (Continued)

**PUBLIC MEETING NO. 1-2006** (Continued)

**ITEMS FOR RECEIPT:** (Continued)

BP-4-06 Correspondence dated January 18, 2006, from Cheryl Harrison, 274 Belvenia Road, Burlington L7L 2G4, concerning the Transit and Traffic Department 2006 current budget submission to include hiring an additional driver for the Handi-van service and Committee work plan.  
File: 435-03

BP-5-06 Correspondence from Ian Ross, Executive Director, Burlington Art Centre ("BAC"), 1333 Lakeshore Road, Burlington L7S 1A9, concerning the BAC's 2006 budget submission.  
File: 435-03

**RECOMMENDATION CARRIED**

**ADJOURNMENT:** 8:23 p.m.

**REPORT OF MUNICIPAL OFFICERS NO. 2-06**

**ITEM FOR CONSIDERATION:**

ADM-2-06 **CONFIDENTIAL REPORT REGARDING INSURANCE CLAIM**

THAT the Mayor or City Clerk be authorized to execute a full and final release in favour of Union Gas Limited as part of the settlement in this matter.  
File: 405-02 (F-16/06)

**RECOMMENDATION CARRIED**

**MOTIONS:**

13. Moved by: Councillor Wallace  
Seconded by: Councillor Dennison

**ITEMS FOR RECEIPT:**

THAT the following items having been considered by Council be received and filed:

- Memorandum dated January 27, 2006, from Liz Daly, Director of Corporate Communications, regarding heritage communications materials.
- Memorandum dated January 26, 2006, from Catherine Talbot, Manager of Policy and Community Development, regarding pier district and construction and implications on 2006 festivals and events.

**MOTION CARRIED**

14. Moved by: Councillor Wallace  
Seconded by: Councillor Dennison

**COUNCIL INFORMATION PACKAGES:**

THAT the following Information Packages having been prepared and distributed to Council be received and filed:

December 16 and 22, 2005 and January 6, 13 and 20, 2006.

**MOTION CARRIED**

15. Moved by: Councillor Wallace  
Seconded by: Councillor Craven

**INTRODUCTION AND ADOPTION OF BY-LAWS:**

THAT the following by-laws be now introduced, entitled and numbered as indicated below, enacted and passed:

**By-law No. Title**

- 2-2006 A by-law to amend By-law 1984-1, as amended, being a by-law for the regulation of traffic and parking.  
File: 750-07 (DA-102-05 and DA-105-05)
- 4-2006 A by-law to exempt Blocks 32, 34, Plan 20M-942 from part lot control, Valfour Developments (2001) Inc., Ward 6.  
File: 511-01/06 (DA-11-06)

**INTRODUCTION AND ADOPTION OF BY-LAWS:** (continued)

<u>By-law No.</u>	<u>Title</u>
6-2006	A by-law to amend By-law 130-1976, being a by-law for Fire Route Curb Parking. File: 110-05-01 (DA-2-06)
7-2006	A by-law to exempt Block 59, Plan 20M-794 from Part Lot Control, Fernbrook Homes (Bronte Woods) Limited, Ward 6. File: 511-05/05 (DA-06-06)
8-2006	A by-law to assume Fairview Village Phase 4 Subdivision, Registered Plan 20M-809, Ward 4. File: 510-07/99 (CD-1-06)
9-2006	A by-law to amend By-law 31-2004 and By-law 140-2004, being a by-law to establish a tariff of fees for the processing of development applications. File: 435-04
10-2006	A by-law to amend By-law 56-2005, being a by-law under the <i>Building Code Act, 1992</i> respecting construction, demolition, change of use, occupancy, transfer of permits and inspections. File: 510-03
11-2006	A by-law to exempt Blocks 33, 35, Plan 20M-942 from part lot control, Valfour Developments (2001) Inc., Ward 6. File: 511-02/06 (DA-11-06)
2020.200	A by-law to amend By-law 2020, as amended, rezoning residential lands throughout the City to implement minimum internal dimensions for private garages. File: 520-03-01/05 (CD-4-06)

**MOTION CARRIED**

Councillor Wallace announced his resignation, effective the end of this week, after serving eleven and a half years as a Councillor with the City of Burlington. Wallace confirmed that this is his last council meeting as Ward 5 Councillor and a member of Burlington Council. Councillor Wallace commended city staff for their professionalism and as a team dedicated to the community. Wallace thanked colleagues and his friends on council for their support and help, noting that former mayor Walter Mulkewich taught him what it means to be community oriented. Councillor Wallace thanked Mayor MacIsaac as a great leader, pushing the envelope, visualizing what could be and looking outside borders. Councillor Wallace thanked his constituents for their support. Wallace stated that neighbour to neighbour issues have been the most difficult for him, especially when there is limited funding ability to help. Wallace indicated that he will be representing Burlington on a different level, acting as a voice for issues and will continue to work with this council.

Mayor MacIsaac thanked Councillor Wallace for his work on numerous city projects and with his constituents. The mayor spoke of Councillor Wallace's leadership and his moderating voice. MacIsaac noted that Wallace has been a hands-on councillor, and that a Performing Arts Centre will be Councillor Wallace's legacy. Mayor MacIsaac wished Wallace success and congratulations.

Councillor Craven indicated that it was Councillor Wallace who was first to shake his hand and congratulate him on his election. Craven spoke of Wallace's guidance, support and excellent leadership and wished him and his family all the best.

Councillor D'Amelio stated that she has thoroughly enjoyed working with Councillor Wallace for over eleven years and respects him greatly. D'Amelio spoke of Wallace's moderating voice and his ability to break tension, and extended her congratulations.

Councillor Taylor said that he accepts Councillor Wallace's resignation with regret and appreciated Wallace's fantastic contributions to life in this community. Taylor stated that he appreciated Wallace's common sense approach and wise words, and looks forward to the new MP assisting in the G.T.A. with infrastructure issues.

Councillor Dennison commented that Councillor Wallace took up a more active lifestyle and supported the move to a downsized council. Dennison commended Wallace's contribution to saving the Paletta Mansion structure and wished him well in his new role.

16.

Moved by: Councillor Taylor  
Seconded by: Councillor D'Amelio

WHEREAS the Council of the Corporation of the City of Burlington has accepted the resignation of Councillor Mike Wallace;

NOW THEREFORE, THE COUNCIL OF THE CORPORATION OF THE CITY OF BURLINGTON HEREBY ENACTS AS FOLLOWS:

THAT, pursuant to Section 263 of the *Municipal Act, 2001*, R.S.O. 2001, C.M.45, the Council of the City of Burlington formally declares the Office of Councillor, Region and City for ward five to be vacant effective February 6, 2006; and

THAT the City Clerk be directed to call a Special Council Meeting on February 7, 2006, immediately following the Community and Corporate Services Committee Meeting to consider the Committee's recommendation to Council regarding Item CC-24-06, Clerks Report CL-1-06, regarding Vacancy Options related to Office of Councillor, Ward 5.

**MOTION CARRIED**

17.

Moved by: Councillor Wallace  
Seconded by: Councillor Craven

**CONFIRMATION OF PROCEEDINGS:**

THAT By-law Number 12-2006, being a by-law to confirm the proceedings of Council at its regular meeting held Monday, January 30, 2006, be read a first, second, third time and enacted and passed.

**MOTION CARRIED**

**STATEMENTS BY MEMBERS:**

Councillor Craven spoke of a public information meeting regarding the new retail plaza on Plains Road, to be held on Thursday, February 9, 7:00 to 9:00 p.m. in the Community Room at Aldershot Pool.

Craven noted a Public Meeting regarding Kiwanis arena renovations will be held on Monday, February 13, 2006 from 7:00 to 9:00 p.m. in the Community Room at Aldershot Pool.

A West Burlington Economic Development Workshop will be held to discuss the changing nature of Aldershot on Thursday, February 16, 2006 at 6:00 to 9:00 p.m. at the LaSalle Park Pavilion.

**STATEMENTS BY MEMBERS:** (continued)

Councillor Craven recently attended Burlington Museums exhibit “Well Heeled”, a display that reflects the 200 year history of shoes. The exhibit at the Joseph Brant Museum will run until April 13, 2006.

Councillor Taylor announced a special Ward 3 meeting to discuss Burlington’s Official Plan and issues including heritage on Thursday, February 9, 2006 from 7:15 to 9:15 p.m. in the Program Room at Angela Coughlan Pool.

**ADJOURNMENT:**

17.

Moved by: Councillor Wallace  
Seconded by: Councillor Dennison

THAT this Council do now adjourn to meet again at the call of the Mayor.

**MOTION CARRIED**

Time: 8:00 p.m.

---

Kim Phillips  
CITY CLERK

---

Robert S. MacIsaac  
MAYOR