



Regular Meeting of Council Agenda

Date: July 15, 2019
Time: 5:30 pm
Location: Council Chambers Level 2, City Hall

NOTE: The first hour of this meeting will be in closed session to discuss a confidential Human Resources labour relations matter. Delegations and all delegation items will begin at 6:30 pm.

1. **Call to Order:**
2. **National Anthem:**
3. **Regrets:**
 - 3.1 Councillor Lisa Kearns
4. **Proclamations:**
 - 4.1 India Independent Nation Day: August 15, 2019
 - 4.2 Terry Fox Day: September 15, 2019
5. **Motion to Approve Council Minutes:**
 - 5.1 Regular meeting of Council June 17, 2019
 - 5.2 Special meeting of Council June 17, 2019
6. **Recognitions and Achievements:**
7. **Presentations:**
8. **Declarations of Interest:**
9. **Delegations:**

In order to speak at a Council meeting, individuals must register as a delegation no later than 12:00 noon on the day of the meeting. To register, complete the online application at www.burlington.ca/delegation, email cityclerks@burlington.ca or phone 905-335-7600 ext.

7805.

10. Recommendations from Standing Committees:

10.1 Committee of the Whole meeting of July 8 and 11, 2019

- a. Update to emergency and continuity management program by-law (BFD-01-19)
- b. Assumption of Multinational Five Investments Limited Phase 2B Subdivision (CW-35-19)
- c. 2019 Capital budget variance and project closure (F-32-19)
- d. Santa 5 K road race (COW-09-19)
- e. Waterfront Centre roof replacement (PR-08-19)
- f. Enterprise Resource Planning (ERP) program update (IT-03-19)
- g. Federation of Canadian Municipalities (FCM) Conference (M0-05-19)
- h. 2018-2022 Burlington's Plan from Vision to Focus (V2F) (CM-15-19)
- i. Approval to expropriate - Waterdown Road from Craven Avenue to Mountain Brow Road (L-19-19)
- j. Burlington Transit's five-year business plan update (TR-03-19)
- k. Alternative transit service delivery models (COW-10-19)
- l. Tree removal – 3061 Balmoral Ave (RPF-11-19)
- m. Enterprise risk – labour market (HR-02-19)
- n. 2020 budget framework (F-28-19)
- o. Financial condition assessment (F-29-19)
- p. Update to the corporate energy and emissions management plan (CW-08-19)
- q. Construction and Mobility Management Policy (CW-27-19)
- r. Direction regarding spray pad at Tansley Woods Park (COW-08-19) (SD-26-19)

- s. Burlington Economic Development Corporation (BEDC) and consideration of Municipal Development Corporation (MDC) (MO-04-19)
- t. D-Day Anniversary - Juno Beach trip (MO-03-19)
- u. Award of RFP-204-19 design build and install LaSalle Marina floating wave break (CW-31-19)
- v. LaSalle Park Marina Agreement and Operating Model (CM-05-19)
- w. Direction regarding scheduling of standing committee meetings (SD-24-19)
- x. Direction regarding 2020 budget process (SD-25-19)
- y. Red Tape Red Carpet Task Force recommendations referred from Planning and Development Committee meeting held July 9, 2019 (MO-06-19)

10.2 Planning and Development meeting of July 9, 2019

- a. Recommendation report for a zoning by-law amendment to extend the temporary use to permit entertainment/recreational uses on downtown patios (PB-35-19)
- b. Information report for a plan of subdivision and zoning by-law amendment for 143 Blue Water Place and 105 Avondale Court (PB-53-19)
- c. Corrections to 441 Maple Avenue official plan amendment and rezoning applications (PB-56-19)
- d. State of the Business Improvement Areas (BIAs) 2019 (PB-03-19)
- e. Maple Avenue cycling facilities (PD-05-19, SD-22-19)
- f. Downtown Streetscape Guidelines (PB-50-19)
- g. Red Tape Red Carpet Task Force recommendations (MO-06-19)
- h. Endress+Hauser Canada Limited (PD-04-19, SD-23-19)
- i. Recommendation report for official plan and zoning by-law amendments for 1085 Clearview Ave., 1082, 1086 and 1090 St. Matthew's Ave. (PB-31-19)

11. Motion to Approve Standing Committee Minutes:

11.1 Committee of the Whole meeting of July 8 and 11, 2019

11.2 Planning and Development meeting of July 9, 2019

12. Reports of Municipal Officers:

13. Notices of Motion:

14. Motions:

14.1 Motion to Move into Closed Session

14.2 Motion to Move into Open Session

14.3 Proposed CN Milton Logistics Hub

Whereas CN is proposing a logistics truck and rail hub, consisting of approximately 160 ha (400 acres) of the 486 ha (1200 acres) of land it owns around its existing mainline rail, east of Tremaine Road and south of Britannia Road, in the Town of Milton. CN has not disclosed its plans for the remaining lands on this site; and

Whereas The hub will operate 24 hours a day, seven days a week and result in 1,600 truck trips to and from the site each day. This congestion poses a risk to the safety of motorists, cyclists, pedestrians and families in the area; and

Whereas the proposed site is immediately adjacent to existing and future residential areas. Approximately 34,000 current and future residents, twelve schools, two long-term care homes and one hospital are located within one kilometer of the site. The site will generate increased levels of noise, air pollution and lighting, and significantly impact the community's health and safety; and

Whereas efforts to protect the environment will be impacted by the effect of emissions, storm water discharge, water takings and watercourse alterations; and

Whereas the project will result in less serviceable employment lands and potentially fewer jobs for Halton. The site and the surrounding area currently plan for 1,500 jobs and this project will only result in 130 jobs; and

Whereas the project is currently being assessed by a Canadian Environmental Assessment Agency Joint Review Panel Process; and

Whereas the Halton Municipalities have identified significant non-rail aspects of the project that raise concerns for residents and the community and have brought forward these concerns to the Panel.

Now therefore be it resolved that the City of Burlington supports the May 29, 2019

submissions of the Halton Municipalities to the review panel established under the Canadian Environmental Assessment Act, 2012 (“CEAA”) including, in particular, the findings that the Proposed CN Milton Logistics Hub Project is likely to cause significant adverse environmental effects, as further outlined in Report No. LPS78-19 re: “CEAA Panel Review of the Proposed CN Milton Logistics Hub”, attached as Appendix A – Halton Region Report No. LPS78-19; and

That the City supports the May 29, 2019 submissions for setting out the “interests of the localities” relevant to CEAA and section 98 of the Canada Transportation Act (“CTA”), as further outlined in Report No. LPS78-19 re: “CEAA Panel Review of the Proposed CN Milton Logistics Hub”; and

That the City supports the future submission to the Canadian Environmental Assessment Review Panel for the Proposed CN Milton Logistics Hub by the Halton Municipalities of such further information, including oral and written presentations and remarks, as advances the May 29, 2019 submissions and matters relevant to the CEAA and section 98 of the CTA, as further outlined in Report No. LPS78-19 re: “CEAA Panel Review of the Proposed CN Milton Logistics Hub”; and

That the City Clerk forward a copy this resolution to the Canadian Environmental Assessment Review Panel for the Proposed CN Milton Logistics Hub; and

That the City Clerk forward a copy of this resolution to the Town of Halton Hills, the Town of Milton, the Town of Oakville and Conservation Halton, Halton’s MPs and MPPs, the Federation of Canadian Municipalities, the City of Mississauga, the Regional Municipality of Peel and the Ontario Ministry of Municipal Affairs and Housing.

14.4 Regional Governance Review

Whereas the Regional Governance Review Terms of Reference for Special Advisors Michael Fenn and Ken Seiling states that all materials produced by the Special Advisors, including research, analysis, reports and recommendations, are the exclusive property of the Ministry of Municipal Affairs and Housing and may be released publicly at the discretion of the Ministry; and

Whereas the Regional Governance Review must be transparent in the interest of accountability and in consideration of the potential impacts to local and regional municipal governments and the communities they serve; and

Whereas the Association of Municipal Managers, Clerks and Treasurers of Ontario (AMCTO) has requested that the report of the Special Advisors to the Minister of Municipal Affairs and Housing, containing the findings and recommendations be made public; and

Now therefore be it resolved that Burlington City Council endorse AMCTO's position that the report prepared by the Special Advisors, regarding the Regional Governance Review, be publicly released upon its completion and presentation to the Minister of Municipal Affairs and Housing; and

That the City Clerk circulate a copy of this resolution to Minister of Municipal Affairs and Housing, Jane McKenna, M.P.P., Effie Triantafilopoulos, M.P.P., Parm Gill, M.P.P., Special Advisors Michael Fenn and Ken Seiling, AMCTO, AMO and all GTA municipalities.

15. Motion to Receive and File Council Information Packages:

15.1 Council Information Package June 27, 2019

15.2 Council Information Package July 4, 2019

15.3 Council Information Package July 11, 2019

16. Motion to Receive and File Information Items:

16.1 Memo regarding amendment to Zoning By-law 2020 to extend the temporary use to permit entertainment/recreational uses on outdoor patios in the downtown (PB-35-19)

17. Motion to Consider Confidential Items:

18. Motion to Approve By-Laws:

18.1 42-2019: A by-law to amend By-law 64-2016, being a by-law to provide for the rules of order of Council and its Committees.

18.2 43-2019: A by-law to assume parcels of land in the City of Burlington as Public Highway.

18.3 44-2019: A by-law to amend By-law 86-2007, as amended, being a by-law for the regulation of traffic.

18.4 45-2019: A by-law to appoint Municipal Law Enforcement Officers for the City of Burlington.

18.5 46-2019: A by-law to provide for an Emergency and Continuity Management Program and repeal by-law 87-2015 and repeal by-law 40-2017 being a by-law to provide for an Emergency and Continuity Management Program.

18.6 47-2019: A by-law to assume parcels of land in the City of Burlington as Public Highway.

- 18.7 48-2019: A by-law to authorize the expropriation of lands for the purposes of the reconstruction, realignment, widening and improvement of Waterdown Road from Craven Avenue to Mountain Brow Road and works ancillary thereto.
- 18.8 49-2019: A by-law to amend By-law Number 105-2001, designating the property located at 736 King Road, for the purposes of correcting a technical error and of satisfying the requirements of the Ontario Heritage Act.
- 18.9 2020-411: A by-law to amend Zoning By-law 2020, as amended, to permit entertainment/recreation uses on downtown patios through a temporary use by-law with a timeframe not to exceed 3 years.

19. Motion to Confirm Proceedings of the Council Meeting:

20. Statements by Members:

21. Motion to Adjourn: