

CITY COUNCIL

A G E N D A

Date of Meeting: Wednesday, February 4, 1998
Time: 9:30 a.m.
Location: Metro Hall Council Chamber
55 John Street, Toronto

Enquiry: Madeline Brown
**Interim Contact -
Council**
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O CANADA.

MOMENT OF SILENCE.

1. CONFIRMATION OF MINUTES.

2. COMMUNICATIONS.

- (a) From the City Clerk (January 15, 1998) advising that the Community and Neighbourhood Services Committee endorsed the recommendations embodied in the report dated December 30, 1997, from the Acting Medical Officer of Health on the implementation of the Healthy Babies, Healthy Children Program; and requested the Acting Medical Officer of Health to report to the Children's Action Committee, the Interim Board of Health and the Community and Neighbourhood Services Committee on the requirements necessary to ensure that the Healthy Babies, Healthy Children Program, meets current standards.

(For consideration with Clause No. 1 of Report No. 1 of The Interim Board of Health)

- (b) From the President, Local 79, Canadian Union of Public Employees (January 26, 1998) regarding the implementation of the Healthy Babies, Healthy Children Program, indicating that, in order to ensure a consistent level of service for all residents of the new City, Council should recommend the direct employment of all lay home visitors and all new employees in the program be permanently and directly employed by the City.

(For consideration with Clause No. 1 of Report No. 1 of The Interim Board of Health)

- (c) From the Functional Lead - Legal Services (January 15, 1998) advising of the procedures relating to the appointment of members of the Board of Health and recommending that a by-law establishing the size of the Board of Health be enacted.

(For consideration with Clause No. 2 of Report No. 2 of The Interim Board of Health)

- (d) From the Commissioner of Transportation (January 19, 1998) reporting, as requested by the Urban Environment and Development Committee, on whether the City of Toronto has received an equitable portion of the funds allocated by the Province to municipalities for highway transfers relative to the quantity and size of the highways that were downloaded to the City.

(For consideration with Clause No. 2 of Report No. 1 of The Urban Environment and Development Committee)

- (e) From Ms. E. Hudson, President, Toronto Region Architectural Conservancy (January 27, 1998) expressing opposition to the proposed demolition of the cottages at 399, 401 and 403 King Street East, noting that these houses form part of a Heritage District.

(For consideration with Clause No. 15 of Report No. 1 of The Toronto Community Council)

- (f) From the Acting Executive Commissioner, Community and Neighbourhood Services (January 29, 1998) providing a context for the presentation planned for Council concerning the services available to and needed by children within the City of Toronto; outlining the set of principles which will guide the work of the Children's Action Committee; and requesting endorsement of such principles.

(For consideration with Clause No. 2 of Report No. 1 of The Community and Neighbourhood Services Committee)

3. PETITIONS.
4. ENQUIRIES AND ANSWERS.
5. PRESENTATION OF REPORTS OF THE STANDING COMMITTEES, COMMUNITY COUNCILS AND OTHER COMMITTEES.
6. DECLARATIONS OF INTEREST.

Members of Council are requested to indicate the Report and Clause number wherein they have an interest together with the nature of the interest.

7. CONSIDERATION OF REPORTS OF STANDING COMMITTEES, COMMUNITY COUNCILS AND OTHER COMMITTEES.

Report No. 1 of The Urban Environment and Development Committee,
Report No. 1 of The Emergency and Protective Services Committee,
Report No. 1 of The Works and Utilities Committee,
Report No. 1 of The Community and Neighbourhood Services Committee,
Report No. 1 of The Corporate Services Committee,
Report No. 1 of The Strategic Policies and Priorities Committee,
Report No. 1 of The East York Community Council,
Report No. 1 of The Etobicoke Community Council,
Report No. 1 of The North York Community Council,
Report No. 1 of The Scarborough Community Council,
Report No. 1 of The Toronto Community Council,
Report No. 1 of The York Community Council,
Report No. 1 of The Interim Board of Health, and
Report No. 2 of The Interim Board of Health.

8. INTRODUCTION AND CONSIDERATION OF GENERAL BILLS NOT PREVIOUSLY INTRODUCED.

Bill No. 21 To amend further By-law No. 20-85, a by-law "Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area", being a by-law of the former Municipality of Metropolitan Toronto".

Bill No. 22 To Govern Proceedings of the Council and the Committees thereof.

Bill No. 23 To appoint a Deputy Mayor.

Bill No. 24 To appoint a Budget Chair.

Bill No. 25 To amend Zoning By-law No. 12466 of the former City of Scarborough with respect to the L'Amoreaux Community.

9. MOTIONS PREVIOUSLY CALLED AND NOT DISPOSED OF.

10. MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN.

11. NOTICES OF MOTION.

(a) **Moved by: Councillor Duguid**

Seconded by: Councillor Tzekas

“WHEREAS City Council at its Inaugural Meeting held on January 2, 6, 8 and 9, 1998, during its consideration of the final report of the Toronto Transition Team, adopted the following motion:

‘It is recommended that Recommendation 11 of the final report of the Toronto Transition Team be amended to provide that, until the matter of salaries for Members of Council and tax-free portions has been resolved, the salaries for Councillors be set at \$64,505.13, one-third tax free, as it was for the previous Metropolitan Councillors; and, further, that the Mayor's salary also remain the same as the previous Metropolitan Chairman;’; and

WHEREAS the Provincial legislature has not yet amended legislation as it pertains to Councillors' salaries and benefits; and

WHEREAS the residents of the City of Toronto deserve and desire diligence and fiscal responsibility with respect to expenditures by and for their elected Councillors;

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 47 of the Council Procedural By-law, the issue of salaries for the Mayor and Members of City Council be reopened for further consideration;

AND BE IT FURTHER RESOLVED THAT the interim salary for Councillors be established at \$61,300.00, and that the Mayor's salary be set at \$101,083.50;

AND BE IT FURTHER RESOLVED THAT upon passage of Provincial legislation eliminating the tax-exempt provisions for municipal representatives, City of Toronto Councillor Salaries be set at \$79,500.00; that the Mayor's salary be set at \$140,000.00, as recommended by the Transition Team's Final Report;

AND BE IT FURTHER RESOLVED THAT the Council of the City of Toronto request that the Minister of Municipal Affairs of the Province of Ontario introduce legislation at the earliest possible time to amend tax-exempt provisions for salaries;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(b) **Moved by:** Councillor Nunziata

Seconded by: Councillor Holyday

“WHEREAS the Provincial Transition Team recommended a salary level of \$79,500.00 for Members of Council with the one-third tax free allowance being eliminated; and

WHEREAS the one-third tax free allowance has not yet been eliminated by legislation and will not for the foreseeable future;

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 47 of the Council Procedural By-law, the issue of salaries for the Mayor and Members of City Council be reopened for further consideration;

AND BE IT FURTHER RESOLVED THAT the salary for the Mayor and Members of Council be established at the level recommended by the Transition Team;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(c) **Moved by: Councillor Mahood**

Seconded by: Councillor Ootes

“**WHEREAS** the Transition Team recommended a salary of \$79,500.00 for Councillors, and \$140,000.00 for the Mayor, which assumed that the one-third tax free expense allowance would be eliminated in 1998; and

WHEREAS the current Municipal Act does not immediately eliminate the one-third tax free expense allowance;

WHEREAS, until such time as the one-third tax free allowance is eliminated, Members of Council wish to take home the same net pay as the Transition Team recommended; and

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 47 of the Council Procedural By-law, the issue of salaries for the Mayor and Members of Council be re-opened for further consideration;

AND BE IT FURTHER RESOLVED THAT Council strongly urge the Province of Ontario to immediately eliminate the one-third tax free allowance;

AND BE IT FURTHER RESOLVED THAT the Transition Team recommendations be adopted when the one-third tax free allowance is eliminated by the Province of Ontario;

AND BE IT FURTHER RESOLVED THAT, until such time as the Province of Ontario eliminates the one-third tax free expense allowance, the salary of a Councillor be set at \$63,915.00 (including the continuation of the Type 6 agreement) and the salary of the Mayor be set at \$101,084.00, in order to ensure that all Members of Council receive the same net pay as recommended by the Transition Team;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(d) **Moved by:** **Councillor Minnan-Wong**

Seconded by: **Councillor Davis**

“**WHEREAS** the issue of Councillors’ salaries has undermined the credibility of Council; and

WHEREAS Members of Council must demonstrate the highest degree of integrity and accountability; and

WHEREAS the setting of salary for Members of Council must be open, public and transparent;

NOW THEREFORE BE IT RESOLVED THAT Council may not increase their salaries, except during the period 90 days before a Municipal election;

AND BE IT FURTHER RESOLVED THAT 30 days’ notice be required before any motion is considered by Council;

AND BE IT FURTHER RESOLVED THAT any increase in salary must be published in a major daily newspaper;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(e) **Moved by:** **Councillor Ootes**

Seconded by: **Councillor Chong**

“**WHEREAS** City Council at its meeting held on January 2, 6, 8 and 9, 1998, adopted the following recommendations:

- ‘(1) each Councillor be provided with a global budget of \$70,000.00 to cover office expenses, including communicating with constituents;
- (2) Councillors be allocated sufficient funds within the General Council budget to cover the salaries and benefits for one (1) Executive Assistant, one (1) Constituency Assistant and one (1) Administrative Assistant;

- (3) each Councillor be given the latitude to hire the equivalent of three (3) full-time staff from the following classifications: Executive Assistant, Constituency Assistant, Administrative Assistant and Clerical Assistant; and
- (4) on an interim basis, the salary range for the Executive Assistant and the Constituency Assistant be that of the Executive Assistant in the former Municipality of Metropolitan Toronto and the salary range for the Administrative Assistant and the Clerical Assistant be that of the Administrative Assistant and the Clerk Grade 3 position in the former Municipality of Metropolitan Toronto; and

WHEREAS in order to make an informed decision, City Council requires additional information in this regard; and

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 47 of the Council Procedural By-law, the foregoing decision of City Council be reopened for further consideration;

AND BE IT FURTHER RESOLVED THAT this matter be referred to the Corporate Services Committee for further consideration at its meeting to be held on February 16, 1998, and the City Clerk be requested to submit a report to the Corporate Services Committee providing a review of the budgets for the former Members of Metropolitan Council, taking into account costs associated with newsletters, distribution, telephone equipment, office furniture, supplies, advertising, postage, courier services, photocopy charges, constituency meetings, and any other miscellaneous items, as well as any additional costs associated with the operation of a Councillor's office;

AND BE IT FURTHER RESOLVED THAT, having regard that the City of Toronto Councillors should take the lead in ensuring that constituents are receiving full value for their tax dollars, the Corporate Services Committee be requested to provide direction in this matter, taking into consideration the number of constituents per ward and the additional responsibilities assumed by Members of City Council as a result of amalgamation;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(f) **Moved by: Councillor Sgro**

Seconded by: Councillor Berardinetti

“WHEREAS on November 10, 1997, the citizens of the City of Toronto voted by over 67 percent against the establishment of permanent charity casinos;

WHEREAS on September 27, 1997, the Government of Ontario awarded eight (8) companies, thirty-six (36) full-time and eight (8) part-time charity gaming clubs in municipalities throughout the Province of Ontario;

WHEREAS the Government of Ontario has awarded seven (7) charity gaming clubs to five (5) companies in the City of Toronto;

WHEREAS at the time the NDP government introduced the issue of casinos, the then leader of the third party Mike Harris warned that: Gaming doesn’t come cheap...it brings crime; it brings prostitution; it brings a lot of things that areas didn't have before. There is a big cost to pay.’;

WHEREAS on numerous occasions Premier Mike Harris and the Minister Consumer and Commercial Relations, Dave Tsubouchi, have implied that municipalities will have the final veto on whether they want to permit any permanent charity gaming clubs in their communities;

WHEREAS the Minister of Economic Development and Tourism, Al Palladini, said, ‘We are not going to force a municipality to have a casino in their area if they don't want them.’;

WHEREAS the Province of Ontario has approved the installation of up to 20,000 video lottery terminals in racetracks, permanent charity gaming clubs and eventually bars, over the next few years;

WHEREAS in addition to gaming tables each permanent charity gaming club will have one hundred and fifty (150) video lottery terminals;

WHEREAS video lottery terminals are considered the ‘most addictive’ form of gambling;

WHEREAS Nova Scotia Supreme Court Justice Douglas MacLellan (when sentencing a woman who stole money from a charity to feed her gambling habit) stated: ‘If video lottery terminals are going to be allowed, society is going to have to recognize there is going to be more crime.’;

WHEREAS on November 23, 1997, a young father in Winnipeg committed suicide by hanging himself. His was the second suicide in a month attributed, by bereaved family members to an addiction to video lottery terminals;

WHEREAS the location of permanent charity gaming clubs in neighbourhoods throughout Toronto will not attract sufficient tourists. It will only attract people from local neighbourhoods. This will impact local businesses such as movie theatres, bowling alleys and restaurants, as people begin to shift their leisure dollars to casinos;

WHEREAS on May 13, 1997, the Metropolitan Toronto Board of Trade sent a letter to both Ministers Dave Tsubouchi and William Saunderson stating, ‘...we believe that the establishment of several casinos, of the type proposed, will not generate sufficient tourist revenue to offset the loss of leisure spending by the area's residents...’;

WHEREAS the social, economic and planning impact, on communities, of 24-hour, 7-day-a-week-operation of permanent charity clubs and the installation of video lottery terminals at your local licensed restaurant, bingo hall or racetrack have not been studied; and

WHEREAS the Metropolitan Toronto Board of Trade has requested both Ministers Dave Tsubouchi and William Saunderson to put the plan of charity gaming clubs on hold until there is ‘full disclosure of all aspects of the impact of the charity gaming clubs in Toronto’ and calls for a ‘comprehensive study’ of the issue;

THEREFORE BE IT RESOLVED THAT Council advise the Province of Ontario that it opposes the establishment of permanent charity gaming clubs either as stand-alone facilities or in conjunction with racetracks or bingo halls;

AND BE IT FURTHER RESOLVED THAT Council also advise the Province of Ontario that it is opposed to the installation of the highly addictive video lottery terminals in any facilities, such as bingo halls, liquor licensed establishments, off-track betting establishments and racetracks;

AND BE IT FURTHER RESOLVED THAT Council requests that the Province of Ontario respect the wishes of the taxpayers who overwhelmingly voted against the establishment of permanent charity gaming clubs, by advising the successful bidders that Council has exercised its ‘veto’ and that no permanent charity gaming clubs can be located in the City of Toronto;

AND BE IT FURTHER RESOLVED THAT Council immediately establish a task force co-chaired by Councillor Judy Sgro and Councillor Lorenzo

Berardinetti to study the social, economic and planning impacts of both charity gaming clubs and video lottery terminals;

AND BE IT FURTHER RESOLVED THAT the task force be assigned staff from Clerks, Planning and Legal Department to assist with any public consultations and preparation of the final report;

AND BE IT FURTHER RESOLVED THAT the timing of this issue is crucial due to the cancellation of three-day roving charity casinos as of March 31, 1998, and the imminent opening of the permanent charity gaming clubs;

AND BE IT FURTHER RESOLVED THAT Council refer this motion to the February 9, 1998, meeting of the Urban Environment and Development Committee to ensure that the committee's recommendations are before Council on March 4, 1998;

AND BE IT FURTHER RESOLVED THAT the Functional Lead for Planning and the Functional Lead for Legal Services prepare reports on what steps must be taken to prohibit permanent charity gaming clubs in the City of Toronto;

AND BE IT FURTHER RESOLVED THAT the Functional Lead for Planning and the Functional Lead for Legal Services prepare reports on what steps must be taken to prohibit video lottery terminals in the City of Toronto;

AND BE IT FURTHER RESOLVED THAT the task force report, joint reports from the Functional Lead for Planning and Functional Lead for Legal Services be before City Council for their consideration within sixty (60) days;

AND BE IT FURTHER RESOLVED THAT a copy of this motion be sent to all members of the Ontario Legislature;

AND BE IT FURTHER RESOLVED THAT the Association of Municipalities of Ontario be advised of the City of Toronto's position;

AND BE IT FURTHER RESOLVED THAT all Municipalities with a population of over 50,000 be advised of the City of Toronto's position;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(g) **Moved by: Councillor Walker**

Seconded by: Councillor Adams

“WHEREAS all of the municipalities of the new City of Toronto last summer passed a motion with regard to holding referenda concerning the opening and operation of casinos, permanent charity gaming clubs and video lottery terminals; and

WHEREAS these same municipalities proceeded to approve placing one or more of these questions on the ballot for the November 1997 municipal election, one dealing with the opening and operation of a casino in the City of Toronto, a second pertaining to the operation of video lottery terminals in the City of Toronto and the third concerning the opening of permanent charity gaming clubs in the City of Toronto; and

WHEREAS five municipalities in the new City of Toronto held referendum questions regarding the operation of charitable gaming casinos in their respective areas; and

WHEREAS two municipalities held referendum questions concerning the operation of video lottery terminals; and

WHEREAS two municipalities held referendum questions regarding the opening and operation of a casinos; and

WHEREAS the results from the referendum regarding charitable gaming casinos in all of the five former municipalities show that there is clear opposition; 74.06 percent opposed in East York, 66.58 percent opposed in North York, 64.75 percent opposed in Scarborough, 66.47 percent opposed in Toronto and 68.55 percent opposed in York; and

WHEREAS the referendum results pertaining to video lottery terminals from the two municipalities holding referendum questions show clear opposition; 77.68 percent opposed in Toronto and 80.93 percent opposed in East York; and

WHEREAS the referendum results concerning the opening and operation of casinos in the two municipalities holding referendum questions show clear opposition; 72.13 percent opposed in Etobicoke and 70.58 percent opposed in Toronto; and

WHEREAS the provincial government has indicated in its platform that it supports holding referenda in order to gauge public opinion and have the provincial government’s mandate driven by the people; and

WHEREAS the citizens of Toronto, as reflected by the referendum results, are altogether opposed to the Ontario provincial government's intention to introduce legislation regarding the operation of permanent charity clubs and video lottery terminals in the City of Toronto; and

WHEREAS there is evidence that gambling causes multiple social problems ranging from gambling addiction to an increase in crime most significantly theft, and extortion and suicide; and

WHEREAS video lottery terminals in particular have been described as the crack/cocaine of the working class; and

WHEREAS there is evidence that casinos do not bring prosperity to the community where they are located; in fact, it is only the provincial government and the gambling industry that reap the benefits; and

WHEREAS the British Columbia Supreme Court recently ruled that the provincial government's regulation by which charity gaming casino profits are allocated is illegal due to the fact that the British Columbia provincial government would be taking too large of a cut from the sponsoring charities; and

WHEREAS in Ontario, the provincial government's share will be even larger than that planned in British Columbia;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto confirm the referendum results from each of the former municipalities which is overwhelming in opposition to the opening and operation of casinos, the operation of video lottery terminals and the opening of permanent charity gaming casinos and request that the Ontario provincial government take no further action on these three issues as it applies to the new City of Toronto; and

AND BE IT FURTHER RESOLVED THAT the Council of the City of Toronto strongly urge the provincial government to reconsider its intention to introduce legislation regarding the establishment of casinos, permanent/temporary charitable gaming casinos, and video lottery terminals within the City of Toronto, given the strong opposition expressed by the electorate; and

AND BE IT FURTHER RESOLVED THAT the Premier of Ontario be advised of this decision by the Council of the City of Toronto;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(h) **Moved by: Councillor Miller**

Seconded by: Councillor Pantalone

“**WHEREAS** prior to January 1, 1998, The Municipality of Metropolitan Toronto was the approval authority for subdivision applications under the Planning Act in respect of land within the Metropolitan Toronto boundaries and requested local municipalities within the Metropolitan Toronto boundaries to give notice of and hold the requisite public meetings with respect to such applications; and

WHEREAS, pursuant to the Planning Act, the local municipalities held such meetings, with the result that one public meeting could be held for related official plan, zoning and subdivision applications; and

WHEREAS City Council is currently obliged to hold public meetings relating to subdivision applications but, on an interim basis, has delegated to Community Councils and the Urban Environment and Development Committee the responsibility of holding the public meetings regarding official plan and zoning matters; and

WHEREAS it would be most efficient if committees of Council were delegated the authority to hold public meetings regarding subdivision applications; and

WHEREAS, prior to January 1, 1998, local municipalities within the Metropolitan Toronto boundaries also held public meetings regarding community improvement plans, pursuant to s. 28 of the Planning Act; and

WHEREAS City Council is currently obliged to hold such meetings; and

WHEREAS it would be most efficient if the responsibility for holding such meetings were delegated to committees of Council;

NOW THEREFORE BE IT RESOLVED THAT each Community Council is delegated the authority to hold any public meeting regarding plans of subdivision and community improvement plans as required by ss. 28 and 51 of the Planning Act, R.S.O. 1991, c. P.13 and O. Reg. 196/96, in respect of land within the part of the urban area it represents and that the Urban Environment and Development Committee is delegated the authority to hold such meetings in respect of land that is within the geographic area represented by more than one Community Council;

AND BE IT FURTHER RESOLVED THAT this delegation is an interim measure, to be reconsidered once the Special Committee chaired by Councillor Miller has reported to Council regarding Community Councils and Council’s Procedure By-law;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(i) **Moved by:** **Councillor Berger**

Seconded by: **Councillor Sgro**

“**WHEREAS** subsection 94(a) of the Interim Council Procedural By-law delegates to Community Councils the power and authority to hold public meetings required for Official Plan Amendment and zoning amendment applications (sections 17 and 34 respectively of the Planning Act); and

WHEREAS subsection 51(20) of the Planning Act and subsection 4(1) of Regulation 196/96 also require that public meetings be held in respect of subdivision applications; and

WHEREAS on January 21, 1998, the North York Community Council received a staff report and directed that a statutory public meeting be held at a future meeting of the North York Community Council in respect of application UDSB-1232 in Ward 6 - North York Humber;

NOW THEREFORE BE IT RESOLVED THAT City Council delegate the power and authority to hold a public meeting pursuant to subsection 51(20) of the Planning Act in respect of application UDSB-1232 in Ward 6 - North York Humber, to the North York Community Council;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(j) **Moved by:** **Councillor Feldman**

Seconded by: **Councillor Fotinos**

“**WHEREAS** residents of the City of Toronto are extremely frustrated with increased traffic violations on arterial roads and residential streets; and

WHEREAS traffic violations, such as failure to obey speed limits, stop signs, turn restriction signs and traffic signals puts pedestrians, motorists, children, students and the elderly at unnecessary physical risk; and

WHEREAS parking violations create traffic congestion both in residential areas and commercial areas; and

WHEREAS more than 100 fatalities occur as a result of traffic violations every year; and

WHEREAS artificial traffic calming barriers frustrate the residents in the immediate vicinity where they are placed; and

WHEREAS the Toronto Police Service should concentrate its efforts mainly on crime prevention, investigations and citizen protection, rather than minor traffic violations;

NOW THEREFORE BE IT RESOLVED THAT the Chair of the Toronto Police Services Board, in consultation with the Interim City Solicitor and appropriate City staff, be requested to submit a report to the Emergency and Protective Services Committee for its meeting to be held on March 24, 1998, for subsequent report thereon to City Council for its meeting to be held on April 15, 1998, on the feasibility of creating a City-run, unarmed constabulary to issue citations for all traffic violations, including traffic signal, stop sign, no turn restrictions, parking and speeding infractions, such report to address:

- (1) the possibility of enforcement without the necessity for stopping vehicles;
- (2) a timetable for the implementation of this initiative; and
- (3) the feasibility of self-financing of enforcement and preventive initiatives through revenues collected from citations issued;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(k) **Moved by:** Councillor Miller

Seconded by: Councillor Korwin-Kuczynski

“WHEREAS the Council of the former City of Toronto opposed the Plan of Subdivision to create six new residential lots at 225-7 Ellis Avenue; and

WHEREAS the Ontario Municipal Board approved the Subdivision in 1996 and indicated that it would subsequently consider the matter of the appropriate height limit for an addition to the existing house at 225 Ellis Avenue; and

WHEREAS the owner of the lands is now proposing to replace the existing house with a new, 1486 square metre house with a height in excess of 12.75 metres in lieu of the Swansea height limit of nine metres; and

WHEREAS the hearing to consider the height for the replacement house is now scheduled for February 16, 1998 and outside legal counsel has been authorized to oppose the height increase; and

WHEREAS the location of the proposed replacement house is about 45 metres from the Grenadier Pond, on a site with serious view and environmental constraints; and

WHEREAS the owner has proposed a settlement that would reduce the number of subdivision lots if the City supports his replacement house proposal; and

WHEREAS a community meeting is scheduled for January 29, 1998 to discuss the latest proposal;

NOW THEREFORE BE IT RESOLVED THAT the Acting Executive Commissioner UDS be authorized to report, if required, directly to Council on February 4, 1998, if it is appropriate to recommend any changes to Council's existing authority in this matter;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(1) **Moved by:** **Councillor Adams**

Seconded by: **Councillor Bossons**

“WHEREAS the Ontario Heritage Act and the City of Toronto Act, 1997, require that City Council consider and indicate its decision on an application to demolish a building designated under the Ontario Heritage Act within 90 days of the receipt of a completed application; and

WHEREAS the owner of the Masonic Temple building at 888 Yonge Street has now advised the City that an application to demolish under section 34 of the Ontario Heritage Act was made to City Council by letter dated November 21, 1997; and

WHEREAS the owner, in interpreting section 34 of the Ontario Heritage Act, addressed the letter to ‘Mayor Hall and Members of Council, Attention: City Clerk’ and faxed and couriered the letter to the Mayor’s Office and the Council Members’ offices; and

WHEREAS the application was apparently never forwarded to staff of the City Clerk’s Department and the Toronto Historical Board, who were unaware of the application until advised by the owner; and

WHEREAS the 90-day period for consideration of the application will expire on February 19, 1998, making it necessary that Council consider this matter at its meeting of February 4, 1998, or be deemed to have consented to the application; and

WHEREAS refusal of the application by City Council would operate to delay the issuance of a demolition permit for 180 days or until the owner obtains a building permit whichever is longer;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) City Council consider the attached report dated January 27, 1998, from the Managing Director of the Toronto Historical Board; and
- (2) City Council adopt the report of the Managing Director recommending refusal of the application made under section 34 of the Ontario Heritage Act by the owner of the property at 888 Yonge Street, and requesting the City Clerk to provide notice of its decision to the owner and the Ontario Heritage Foundation as required by the Ontario Heritage Act;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998.”

(See Attachment 1)

(m) **Moved by:** Councillor Adams

Seconded by: Councillor Korwin-Kuczynski

“**WHEREAS** amendments to Schedule A, Individual Boards of Management of the City of Toronto Municipal Code require Council approval and a By-law amendment; and

WHEREAS appointments to Boards of Management of Bloor by the Park, Bloorcourt Village, Bloor West Village, Bloor Yorkville, Corso Italia, Danforth by the Valley, Eglinton Way, Forest Hill Village, Greektown on the Danforth, Harbord Street, Junction Gardens, Old Cabbagetown and Roncesvalles Village Business Improvement Areas require Council approval; and

WHEREAS the next Council meeting will not be held until March 4, 1998; and

WHEREAS the Boards of Management cannot meet until membership is approved; and

NOW THEREFORE BE IT RESOLVED THAT City Council:

- (1) in accordance with the elections held at the Business Improvement Area Annual General Meetings, amend Schedule A, Individual Boards of Management, of the (Old Toronto) Municipal Code Chapter 20, Business Improvement Areas as set out in the attached Schedule A. These changes are specific to number of Members and Members Needed for Quorum and are highlighted by 'Changes From and To';
- (2) appoint the nominees listed in the attached Appendix to the Boards of Management for Bloor by the Park, Bloorcourt Village, Bloor West Village, Bloor Yorkville, Corso Italia, Danforth by the Valley, Eglinton Way, Forest Hill Village, Greektown on the Danforth, Harbord Street, Junction Gardens, Old Cabbagetown and Roncesvalles Village Business Improvement Areas. The term of office is to expire on November 30, 2000, or as soon thereafter as successors are appointed. Each of the named nominees meets the requirements of Section 220 of the Municipal Act, as amended by Bill 106; and
- (3) authorize and direct the appropriate City officials to take the necessary action to give effect thereto;

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce this Notice of Motion in accordance with Section 28 of the interim Council Procedural By-law, and that subsections 29(1) and (2) of said By-law be waived to permit debate of this motion at the meeting of Council to be held on February 4, 1998."

(See Attachment 2)

12. INTRODUCTION OF BILL TO CONFIRM THE PROCEEDINGS OF COUNCIL AT THIS MEETING.
13. ADJOURNMENT.

O CANADA

O Canada! Our home and native land!
True patriot love in all thy sons
command.
With glowing hearts we see thee rise,
The True North, strong and free!
From far and wide, O Canada, we stand
on guard for thee.
God keep our land glorious and free!
O Canada, we stand on guard for thee.
O Canada, we stand on guard for thee.

O Canada! Terre de nos aïeux!
Ton front est ceint de fleurons
glorieux!
Car ton bras sait porter l'épée, il
sait porter la croix!
Ton histoire est une épopée Des
plus brillants exploits.
Et ta valeur, de foi trempée,
Protégera nos foyers et nos droits,
Protégera nos foyers et nos droits.