

CITY COUNCIL

A G E N D A

Date of Meeting: Wednesday, July 29, 1998
Time: 9:30 a.m.
Location: Metro Hall Council Chamber
55 John Street, Toronto

Enquiry: Madeline Brown
**Interim Contact -
Council**
Tel. (416)392-8017
(mbrown@city.toronto.on.ca)

O CANADA.

MOMENT OF SILENCE AND PERSONAL REFLECTION.

CONFIRMATION OF MINUTES.

A. COMMUNICATIONS.

- (1) Various reports from the City Clerk forwarding comments/recommendations from Community Councils and other Committees regarding the guidelines for determining City-wide interests in planning matters:
 - (a) (July 17, 1998) advising that the Special Committee to Review the Final Report of the Toronto Transition concurred with Recommendation (B) of the Urban Environment and Development Committee, contained in the communication dated July 14, 1998, from the Interim Contact, Urban Environment and Development Committee;
 - (b) (July 23, 1998) forwarding the Scarborough Community Council's amendments to the Protocol for Identifying and Processing Planning Matters of City-wide Interest and Cross-boundary Issues; and
 - (c) (July 23, 1998) advising that the East York Community Council received the aforementioned item.

(For consideration with Clause No. 2 of Report No. 9 of The Urban Environment and Development Committee.)

- (2) From the City Solicitor (July 15, 1998) reporting, as requested by the Urban Environment and Development Committee, on the legislative amendments that would be required to permit the City to adopt a vital services program similar to that conducted in the former City of Toronto under its special legislation.

(For consideration with Clause No. 3 of Report No. 9 of The Urban Environment and Development Committee.)

- (3) From the Commissioner of Urban Planning and Development Services (July 21, 1998) reporting, as requested by the Urban Environment and Development Committee, on the establishment of a 20-unit cap on developments on private roads and recommending that should Council decide to establish a 20-unit cap on future applications for freehold townhouse projects on private roads, such approvals be limited to projects which do not include underground garages, swimming pools, or other high maintenance shared facilities.

(For consideration with Clause No. 7 of Report No. 9 of The Urban Environment and Development Committee.)

- (4) (a) From Eric Pressman, Operator and Owner of Leader of the Pack (July 15, 1998) forwarding a copy of his brief regarding the issue of leashed and unleashed dogs in City parks; and
- (b) from Ms. Jane Greer, Toronto (July 14, 1998) requesting off-leash hours in Dovercourt Park for exercising dogs.

(For consideration with Clause No. 1 of Report No. 7 of The Community and Neighbourhood Services Committee.)

- (5) From Councillor Jack Layton, Co-Chair, Advisory Committee on Homeless and Socially Isolated Persons (July 17, 1998) advising that the Advisory Committee acknowledges the efforts of the Community and Neighbourhood Services Department to address the demand for emergency shelter in Toronto and recognizes that a primary challenge for the Department is locating appropriate physical facilities for conversion to hostel space and submitting recommendations in this regard.

(For consideration with Clause No. 8 of Report No. 7 of The Community and Neighbourhood Services Committee.)

- (6) From Ms. Mary Campbell, President and Archivist, The Beach and East Toronto Historical Society (undated) submitting comments regarding Heritage Management in the “new” City of Toronto.

(For consideration with Clause No. 1 of Report No. 10 of The Special Committee to Review the Final Report of the Toronto Transition Team.)

- (7) (a) From Councillor Jack Layton, Co-Chair, Advisory Committee on Homeless and Socially Isolated Persons (July 17, 1998) submitting, in response to several concerns raised by the members of the Advisory Committee, recommendations regarding the panhandling issue; and
- (b) from Ms. Lisa McGee, General Manager, The Bloor-Yorkville Business Improvement Area (July 16, 1998) regarding the squeegee issue and attaching a copy of her deputation on the topic of panhandling.

(For consideration with Clause No. 1 of Report No. 8 of The Emergency and Protective Services Committee.)

- (8) Colour photocopy of the Fire Services' new shoulder flash.

(For consideration with Clause No. 5 of Report No. 8 of The Emergency and Protective Services Committee.)

(Note: Distributed to Members of Council only.)

B. PETITIONS.

C. ENQUIRIES AND ANSWERS.

- (1) Enquiry dated June 29, 1998, from Councillor Walker regarding the Mayor's role in discussions with Maple Leaf Gardens concerning the City's interest in the Union Station Lands.
- (2) Enquiry dated June 30, 1998, from Councillor Walker regarding the proposal for the development of a Maple Leaf Gardens Complex at Exhibition Place.

D. PRESENTATION OF REPORTS OF THE STANDING COMMITTEES, COMMUNITY COUNCILS AND OTHER COMMITTEES.

Reports deferred from previous meetings:

Report No. 9 of The Toronto Community Council
Report No. 10 of The Corporate Services Committee
Report No. 7 of The Emergency and Protective Services Committee
Report No. 14 of The Strategic Policies and Priorities Committee
Report No. 10 of The East York Community Council
Report No. 5 of The Nominating Committee
Report No. 9 of The Special Committee to Review the Final Report of the Toronto Transition Team

Report No. 7 of The Community and Neighbourhood Services Committee
Report No. 11 of The Corporate Services Committee
Report No. 1 of The Economic Development Committee
Report No. 8 of The Emergency and Protective Services Committee
Report No. 9 of The Urban Environment and Development Committee
Report No. 7 of The Works and Utilities Committee
Report No. 15 of The Strategic Policies and Priorities Committee *
Report No. 11 of The East York Community Council *
Report No. 8 of The Etobicoke Community Council *
Report No. 8 of The North York Community Council *
Report No. 7 of The Scarborough Community Council *
Report No. 10 of The Toronto Community Council *
Report No. 8 of The York Community Council *
Report No. 10 of The Special Committee to Review the Final Report of the
Toronto Transition Team
Joint Report No. 1 of The Corporate Services Committee and The Budget
Committee

* Reports to be distributed as soon as they are available.

E. 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.**

F. CONSIDERATION OF MOTIONS AND OTHER MATTERS PREVIOUSLY
CALLED AND NOT DISPOSED OF.

Reports deferred from Council meeting of July 8, 9 and 10, 1998:

Report No. 9 of The Toronto Community Council
Report No. 10 of The Corporate Services Committee
Report No. 7 of The Emergency and Protective Services Committee
Report No. 12 of The Strategic Policies and Priorities Committee
Report No. 10 of The East York Community Council
Report No. 5 of The Nominating Committee
Report No. 9 of The Special Committee to Review the Final Report of the
Toronto Transition Team

Motions deferred from Council meeting of July 8, 9 and 10, 1998:

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

Seconded by: **Councillor Silva**

“**WHEREAS** City Council at its meeting held on June 3, 4 and 5, 1998, by its adoption, as amended, of Clause No. 13 of Report No. 7 of The Corporate Services Committee, headed ‘Office Administration and Expenses of Members of Council’, approved a motion by Councillor Howard Moscoe to have Councillors’ office expenses dealt with directly through the Finance Department; and

WHEREAS Councillors value the efforts of the current Clerk’s administrative support staff in handling our office expenses; and

WHEREAS Councillor Fotinos and Councillor Silva, having voted with the majority, wish to re-open consideration of this matter in accordance with Council’s Procedural By-law;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 46 of the Council Procedural By-law, Clause No. 13 of Report No. 7 of The Corporate Services Committee, headed ‘Office Administration and Expenses of Members of Council’, be re-opened for further consideration insofar as it pertains to the responsibility for the administration of Councillors’ Office Budgets;

AND BE IT FURTHER RESOLVED THAT the action taken by Council at its meeting held on June 3, 4 and 5, 1998, in this regard, be rescinded, and the responsibility for the administration of Councillors’ Office Budgets be returned to the Clerk’s Department.”

(Note: On July 8, 9 and 10, 1998, Council deferred consideration of the foregoing motion to the next regular meeting of City Council to be held on July 29, 1998, and the City Clerk, the Chief Financial Officer and Treasurer and Councillor Minnan-Wong were requested to develop a protocol for the expeditious processing of invoices for Members of Council and report thereon to Council for such meeting.)

(2) **Moved by:** **Councillor Tzekas**

Seconded by: **Councillor Mammoliti**

“**WHEREAS** during the last municipal election an individual or individuals attacked the credibility and integrity of a candidate running for office; and

WHEREAS it appears that in excess of \$75,000.00 was spent in this unprecedented attack against an individual candidate seeking election in Ward 19 which is far in excess of the permitted funds available to a certified candidate under the Municipal Elections Act funding formula, and which was used to produce 21,000 copies of a pamphlet written in the name of a fictitious organization and distributed by Canada Post, and used to conduct a push-poll, both to discredit this candidate in the last week of the election; and

WHEREAS the source of the funds used for this purpose and the identity of the benefactor is currently unknown; and

WHEREAS the Municipal Elections Act, 1996 does not appear to regulate the activities of third parties in circumstances such as are described above; and

WHEREAS the City Clerk has the responsibility for the conduct of and all matters related to the municipal election;

NOW THEREFORE BE IT RESOLVED THAT City Council direct the City Clerk and the City Solicitor to review the circumstances described above and to report thereon to the Corporate Services Committee, including in such report any possible contraventions of the Municipal Elections Act; and what, if any, amendments are necessary to the Municipal Elections Act to prohibit such conduct in the future.”

(3) **Moved by:** **Councillor Jakobek**

Seconded by: **Councillor Korwin-Kuczynski**

“**WHEREAS** the former City of Toronto and the Toronto Harbour Commissioners (THC) entered into an agreement (THC Subsidy Agreement) in November 1994 whereby the THC accepted, as adequate compensation for the transfer of part of its lands to the Toronto Economic Development Corporation (TEDCO) and the former City of Toronto, the right to receive an annual subsidy; and

WHEREAS the THC, since 1995, have submitted to City Council a proposed Operating Budget and City Council has approved each year a subsidy amount of approximately \$2,800,000.00; and

WHEREAS, commencing in the year 2000, the THC will be eligible to also seek a subsidy for its Capital Budget; and

WHEREAS the THC would like to discuss a proposal, including the possibility of the transfer of lands, which could end the City’s obligation under the THC Subsidy Agreement; and

WHEREAS City Council, at its meeting held on May 13 and 14, 1998, adopted Clause No. 3 of Report No. 6 of The Urban Environment and Development Committee recommending, among other things, that:

- ‘(9) any discussions involving City officials or Councillors regarding land transfers between the Toronto Economic Development Corporation (TEDCO), the City, and the Harbour Commissioners be held only after the Commissioner of Urban Planning and Development Services and the TEDCO Board have reported to the Toronto Community Council on the implications of any land transfer which might be contemplated’; and

WHEREAS it is impossible to discuss adequately the implications of any land transfers unless it is known which lands might be involved;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 46 of the Council Procedural By-law, Clause No. 3 of Report No. 6 of The Urban Environment and Development Committee, headed ‘The Toronto Harbour Commissioners: Bill C-9 - The Canada Marine Act - Planning and Related Issues’, be re-opened for further consideration;

AND BE IT FURTHER RESOLVED THAT City Council request the Commissioner of Urban Planning and Development Services, in consultation with the Commissioner of Corporate Services and other staff as necessary, to meet with the THC and TEDCO to discuss options, including the possibility of land transfers, for eliminating the City’s obligation to provide the THC an annual subsidy and report back on the implications of such options for the City to the Strategic Policies and Priorities Committee for its meeting to be held on September 22, 1998.”

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

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

Bill No. 469 To acquire a limited interest in and over lands for drainage easement purposes - Wychwood Park.

(Authority: *Corporate Services Committee Report No. 7(22), June 3, 4 and 5, 1998*)

Bill No. 470 A by-law to dedicate Part of 1' reserve west of Lot 13, Registered Plan 825, designated as Part 1, Plan 64R-15943.
(Authority: *Former Borough of East York Minute No. 3.432, October 6 and 7, 1997*)

Bill No. 471 A by-law pursuant to the provisions of Section 50(7) of the **Planning Act**, R.S.O. 1990, c. P.13, to exempt certain lands being Lots 822, 823, 824, 825 and 826 on the north easterly side of Millwood Road, Plan 2120, in the City of Toronto (formerly Borough of East York).
(Authority: *East York Community Council Report No. 9(7), July 8, 9 and 10, 1998*)

I. MOTIONS OF WHICH NOTICE HAS BEEN PREVIOUSLY GIVEN.

Moved by: Councillor Prue

Seconded by: Councillor Faubert

“**WHEREAS** Section 41 of the Council Procedural By-law No. 23-1998 states as follows:

‘41. A motion to defer, or a motion to refer, made pursuant to section 40, shall be debatable only in respect of amendments to the motion, and no discussion of the main question shall be allowed until after its disposition.’; and

WHEREAS this section has the effect of restricting debate as to the reasons or not of such a motion to defer, or refer;

NOW THEREFORE BE IT RESOLVED THAT Section 41 of By-law No. 23-1998 be interpreted to mean and include the right of any Member of Council to speak to, or question the reason behind any motion to refer or defer.”

J. NOTICES OF MOTIONS.

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

Seconded by: Mayor Lastman

“**WHEREAS** City Council on June 3, 4 and 5, 1998, by its adoption, without amendment, of Clause No. 17 of Report No. 7 of The Corporate Services Committee, headed ‘Interim Purchasing By-law - Awarding of Contracts’, granted authority to the

appropriate Standing Committee of Council and/or Community Council to approve contract awards between \$1.0 million and \$2.5 million; and

WHEREAS the Chief Financial Officer and Treasurer and the Commissioner of Works and Emergency Services have submitted the attached joint report dated July 21, 1998, entitled 'Contract No. T-58-98: Yonge Street Median Construction - North York Boulevard to Eglinton Avenue'; and

WHEREAS it is important that the award of Contract No. T-58-98 be approved at the July 29, 1998 meeting of City Council, so that construction of Phase Two of the Yonge Street Median can take place during the 1998 construction season; and

WHEREAS there is insufficient time to submit the aforementioned joint report to the Urban Environment and Development Committee for its consideration, having regard for the summer break; and

WHEREAS the next meeting of City Council after the summer break is scheduled too late for this construction season;

NOW THEREFORE BE IT RESOLVED THAT City Council give consideration to the joint report dated July 21, 1998, from the Chief Financial Officer and Treasurer and the Commissioner of Works and Emergency Services at its meeting to be held on July 29, 1998, and that such report be adopted;

AND BE IT FURTHER RESOLVED THAT subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit introduction and debate of this motion at the meeting of Council to be held on July 29, 1998."

(Refer to Notices of Motions package for attachment.)

(2) **Moved by:** **Councillor Moeser**

Seconded by: **Councillor Miller**

WHEREAS Council amended and adopted Clause No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Transition Team, entitled 'Toronto City Hall Renovations - Recommended Actions in Response to Committee and City Council Motions and Additional Phase One Budget Requirements'; and

WHEREAS Council did not adopt the recommendation of the Sub-Committee for the Relocation of All Members of Council to City Hall contained in the Clause with respect to authorization being granted to the Sub-Committee to approve the finishes such as carpets, wood in the Councillors' desks, and wall points, upon the recommendations of the Architect; and

WHEREAS if the Sub-Committee is not granted the authorization to approve the finishes, this will cause undue delay contrary to Council's intent, respecting the move to City Hall being completed by December 3, 1998;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 46 of the Council Procedural By-law, Clause No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Transition Team be re-opened for further consideration;

AND FURTHER BE IT RESOLVED THAT the aforementioned Clause be amended by adding thereto the following:

'It is further recommended that the Sub-Committee for the Relocation of All Members of Council to City Hall be authorized to approve the finishes such as carpets, wood in the Councillors' desks, and wall points, upon the recommendations of the Architect.';

AND BE IT FURTHER RESOLVED THAT Clause No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Transition Team, as further amended, be adopted;

AND BE IT FURTHER RESOLVED THAT subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit introduction and debate of this motion at the meeting of Council to be held on July 29, 1998."

K. INTRODUCTION OF BILL TO CONFIRM THE PROCEEDINGS OF COUNCIL AT THIS MEETING.

L. 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.