

Appendix A

**MINUTES OF THE COUNCIL
OF THE
CITY OF TORONTO**

THURSDAY, APRIL 16, 1998

City Council met at 9:41 a.m., in the Council Chamber, Metro Hall, Toronto.

Mayor Lastman took the Chair and called the Members to order.

The Meeting opened with O Canada.

406 Members present at the morning session of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 54.

407 Councillor Jakobek, seconded by Councillor Rae, moved that:

“WHEREAS the Members of City Council are deeply saddened to learn of the passing of Ms. Debbie Boulton, wife of the late Dean Ott, on March 15, 1998; and

WHEREAS Ms. Boulton, who had a love for the theatre, started her career working at the Sunshine Theatre in Kelowna, British Columbia; and

WHEREAS in 1994 she became the Executive Assistant to the Managing Director of the Canadian Stage Company; and

WHEREAS her gentle nature and enthusiasm for the theatre will be greatly missed;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to the Boulton family; and that leave be granted to introduce this Resolution in accordance with the provisions of Section 27 of the Council Procedural By-law.”

Councillor Johnston, seconded by Councillor King, moved that:

“**WHEREAS** the members of City Council are saddened to learn of the passing of Mr. Elmer Iseler, on Friday, April 3, 1998; and

WHEREAS Mr. Iseler conducted the Toronto Mendelssohn Choir, Toronto’s oldest cultural institution, for 33 years; and

WHEREAS Mr. Iseler introduced tens of thousands of Torontonians to the joys of choral singing and music; and

WHEREAS Mr. Iseler was a tireless champion of Canadian repertoire and Canadian artists; and

WHEREAS Mr. Iseler’s contributions to the cultural life of the City and its residents were exemplary;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to Mrs. Jessie Iseler, the Iseler family and the Toronto Mendelssohn Choir; and that leave be granted to introduce this Resolution in accordance with the provisions of Section 27 of the Council Procedural By-law.”

Councillor Davis, seconded by Councillor Mihevc, moved that:

“**WHEREAS** the Members of City Council are deeply saddened to learn of the passing of Ms. Betty Hope, on Wednesday, March 25, 1998; and

WHEREAS Ms. Hope was a member of many community boards in York, including the York-Fairbank Centre for Seniors of which she was a member for ten years, including four years as President; and

WHEREAS Ms. Hope’s involvement in her community was recognized by being awarded the Ontario Medal of Volunteerism; and

WHEREAS Ms. Hope dedicated her life to serving the community of York and will be greatly missed;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to the Hope family; and that leave be granted to introduce this Resolution in accordance with the provisions of Section 27 of the Council Procedural By-law.”

Councillor Pantalone, seconded by Mayor Lastman, moved that:

“**WHEREAS** the Members of City Council are deeply saddened to learn of the untimely death of Carol Cayenne after a battle with cancer; and

WHEREAS Ms. Cayenne worked tirelessly and with great dedication for the improvement of life of countless Torontonians by forming and working with Parents Against Poverty, Self-Employment Development Initiatives, and Protecting our Sons and Daughters; and

WHEREAS Ms. Cayenne’s contribution has been recognized by all those who came in contact with her and led to her becoming the Toronto Star’s choice in 1987 as the woman who had significantly made Metro a better place to live;

NOW THEREFORE BE IT RESOLVED THAT Toronto City Council express its sorrow at Carol Cayenne’s death;

AND BE IT FURTHER RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to Ms. Cayenne’s family, especially her daughter Rasheda and her son Rashad; and that leave be granted to introduce this Resolution in accordance with the provisions of Section 27 of the Council Procedural By-law.”

Leave to introduce the foregoing Motions was granted and the Motions were carried unanimously.

Council rose and observed a moment of silence in memory of the late Ms. Boulton, Mr. Iseler, Mrs. Hope and Ms. Cayenne.

- 408 Councillor Berardinetti, seconded by Councillor Walker, moved that the Minutes of the Special Council Meeting held on the 2nd day of February, 1998, be confirmed in the form supplied to the Members, which was carried.

The following communications were listed on the Order Paper for this meeting:

- 409 From various individuals regarding the F.G. Gardiner Expressway East Dismantling Project:
- (1) Mr. K. Walters, Toronto (March 3, 1998) forwarding petitions containing signatures from concerned citizens who support the rehabilitation of the Expressway and oppose its demolition; and
 - (2) Mr. Brian Gallagher, Toronto (March 15, 1998) in favour of the removal of the Expressway.

The foregoing communications were considered with Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee. (See Appendix “A” page 2034.)

- 410 From Councillor Jack Layton, Don River, submitting for information, a joint communication dated March 19, 1998, addressed to Mayor Hazel McCallion, City

of Mississauga and Chair, GTA Mayors and Regional Chairs Committee, from the Minister of Transportation and the Solicitor General and Minister of Correctional Services, in response to the resolution passed by the GTA Mayors and Regional Chairs Committee indicating support for the introduction of photo enforcement technologies at the municipal level; and indicating, inter alia, that they are willing to consider proposals to introduce red light cameras if a municipality can demonstrate the following:

- the program identifies and charges only the driver with the offence, not the vehicle owner;
- the program is acceptable to Ontario's Information and Privacy Commissioner; and
- municipalities pay for provincial services required to assist in the administration of the program on a cost recovery basis.

The foregoing communication was considered with Clause No. 2 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2059.)

- 411 From the Chairperson, Red Light Task Force, Scarborough Safety VINE (March 18, 1998) expressing concern about the issue of red light running and forwarding information on the Scarborough Safety V.I.N.E. (Vehicle Injury-Prevention Network & Exchange), together with a summary of V.I.N.E.'s Drivers' Safety Survey Report.

The foregoing communication was considered with Clause No. 2 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2059.)

- 412 From Ms. Louise Bridge, Toronto (March 23, 1998) submitting comments regarding the matter of fencing the Prince Edward/Bloor Street viaduct and requesting that the issue be given consideration that is proportionate to the viaduct's stature.

The foregoing communication was considered with Clause No. 3 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2060.)

- 413 From the President, Greater Toronto Home Builders' Association (March 31, 1998) expressing the concerns of the Association with respect to the by-law for building permits; indicating that the fee being proposed is much too high; and requesting that Council reject the proposed by-law at this point in time, and that staff be requested to report on a proposed fee schedule which is more in line with what is being charged in other municipalities in the GTA.

The foregoing communication was considered with Clause No. 5 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2081.)

- 414 From the City Solicitor (April 6, 1998) submitting, as requested by the Urban Environment and Development Committee, a report recommending planning applications fees that will partially cover the cost of legal services in respect of the processing of planning applications.

The foregoing report was considered with Clause No. 4 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2066.)

- 415 From the City Clerk (March 26, 1998) advising that the Metropolitan Cycling and Pedestrian Committee and the Toronto City Cycling Committee endorsed the recommendations embodied in the report dated March 6, 1998, from the Commissioner of Urban Planning and Development Services respecting the 1998 Cycling Ambassadors Program.

The foregoing communication was considered with Clause No. 19(b) of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2155.)

- 416 From the City Clerk and City Solicitor (April 8, 1998) advising of the receipt of a petition containing 315 signatures requesting Council to pass a by-law to redivide the City of Toronto into 22 wards using the Federal Government riding boundaries, and further advising that anyone who signed the petition can appeal to the Ontario Municipal Board if Council does not pass a by-law in accordance with the petition within 30 days of receipt of the petition.

The foregoing joint report was considered with Clause No. 1 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2059.)

- 417 From the City Clerk (April 7, 1998) reporting, as requested by the Urban Environment and Development Committee, on the pros and cons of allowing variations in ward population size of plus or minus 25 percent from the average, and the pros and cons of using a single voters' list; and recommending that this report be received for information.

The foregoing report was considered with Clause No. 1 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2059.)

- 418 From Councillor Bill Saundercook (April 3, 1998) recommending, on behalf of the Chairs of the Community Councils, that consideration of the adoption of the Fire Department emblem be deferred; that the Ambulance Department be instructed to reconsider its insignia selection; that the Police Services Board be requested to re-open consideration of its new crest; and indicating that it is critically important to the development of a recognizable identity for the new City that all insignia and identifying marks be developed in concert.

The foregoing communication was considered with Clause No. 4 of Report No. 3 of The Emergency and Protective Services Committee. (See Appendix "A", page 1977.)

- 419 From the Acting General Manager, Toronto Ambulance (March 30, 1998) reporting, as requested by the Emergency and Protective Services Committee, regarding Toronto's acceptance as being the sole provider of ambulance service in the City of Toronto; indicating that Council's formal endorsement is necessary so that the Ministry of Health can complete the transfer of vehicle and equipment assets to Toronto Ambulance; and recommending that Council affirm its desire that Toronto Ambulance be the sole, licensed provider of ambulance service in the City.

The foregoing report was considered with Clause No. 8 of Report No. 3 of The Emergency and Protective Services Committee. (See Appendix "A", page 2017.)

- 420 From the Executive Director, The Ontario Ambulance Operators' Association Inc. (April 1, 1998) providing, for information, a document, entitled "Transition Issues for Ambulance Service in the Province of Ontario".

The foregoing communication was considered with Clause No. 8 of Report No. 3 of The Emergency and Protective Services Committee. (See Appendix "A", page 2017.)

- 421 From the Commissioner of Works and Emergency Services (April 3, 1998) submitting amendments to the recommendations embodied in the report dated March 11, 1998, from the Chief Administrative Officer, contained in Clause No. 12 of Report No. 3 of The Works and Utilities Committee, headed "Consumers Gas Application to the Ontario Energy Board - Intervention in Hearing by City of Toronto".

The foregoing report was considered with Clause No. 12 of Report No. 3 of The Works and Utilities Committee. (See Appendix "A", page 2210.)

- 422 From the Acting Commissioner of Planning, North York (April 7, 1998) regarding Official Plan Amendment and Zoning Amendment Application and Subdivision Application UDOZ-97-34 and UDSB-1232 and recommending that Council resolve that the changes to the zoning by-laws are minor and technical in nature and, therefore, pursuant to subsection 34(17) of the Planning Act, no further public meeting is required.

The foregoing report was considered with Clause No. 37 of Report No. 4 of The North York Community Council. (See Appendix "A", page 2595.)

- 423 From the President and Director, Construction Volunteers of Canada (April 13, 1998) providing additional information concerning the request for a donation of \$10,000.00 for Mt. Royal Park.

The foregoing communication was considered with Clause No. 4 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2256.)

- 424 From Mr. B. Mather, Vice-President, Citizens for a Lakeshore Greenway (CFLAG) (April 14, 1998) in support of the dismantling of the F. G. Gardiner Expressway.

The foregoing communication was considered with Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee. (See Appendix "A", page 2034.)

- 425 From Mr. B. Budd, President, East End Citizens for Democracy (April 14, 1998) in support of the dismantling of the F. G. Gardiner Expressway.

The foregoing communication was considered with Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee. (See Appendix "A", page 2034.)

- 426 From Mr. K. W. Ferguson, Vice-President, Toronto Film Studios Inc., expressing concerns that heavy demolition work resulting from the dismantling of the F. G. Gardiner Expressway will seriously impact on the film industry, which uses this area for shooting, and urging Council to take the needs of the film industry into consideration when making a decision on the future of the Expressway.

The foregoing communication was considered with Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee. (See Appendix "A", page 2034.)

- 427 From the City Solicitor (April 14, 1998) reporting, as requested by the Urban Environment and Development Committee, on whether an indemnity should be obtained from Molson Breweries of Canada Ltd., in addition to the indemnity obtained from Molstar Sports and Entertainment, in connection with the Molson Indy.

The foregoing report was considered with Clauses Nos. 7 and 8 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", pages 2113 and 2119, respectively.)

- 428 From Mr. A. Paton, Q.C., on behalf of Petro Canada, requesting City Council to reconsider the recommendations of the Toronto Community Council and refuse to state an intention to designate the property at 8 South Kingsway as a heritage property.

The foregoing communication was considered with Clause No. 73 of Report No. 3 of The Toronto Community Council. (See Appendix "A", page 3051.)

- 429 From the Commissioner of Community and Neighbourhood Services (April 9, 1998) providing, as requested by the Community and Neighbourhood Services Committee, a status report on the Mayor's Youth Employment Summit.

The foregoing report was considered with Clause No. 5 of Report No. 3 of The Community and Neighbourhood Services Committee. (See Appendix "A", page 1752.)

- 430 From the President, The South Rosedale Ratepayers' Association (April 9, 1998) urging Council to seek legislation which would apply a maximum property tax increase of 2.5 percent to all properties in the City, not just commercial and rental properties.

The foregoing communication was considered with Clause No. 12 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2307.)

- 431 From Mr. C. Kotoulas, Toronto (undated) forwarding his submission on Current Value Assessment.

The foregoing communication was considered with Clause No. 12 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2307.)

- 432 From the City Solicitor (April 9, 1998) reporting, as requested by the Works and Utilities Committee, on legal remedies that may be used to help establish a deposit/return system for wine and spirit beverage containers sold in the new City of Toronto, and recommending that, should Council wish to proceed with the implementation of a deposit-return system for beverage containers, the Province be requested to enact legislation granting the City the power to do so.

The foregoing report was considered with Clause No. 1 of Report No. 3 of The Works and Utilities Committee. (See Appendix "A", page 2180.)

- 433 From the Commissioner of Planning and Buildings, Scarborough (April 9, 1998) reporting, as requested by the Scarborough Community Council, on the responses received from the two School Boards with respect to Official Plan Amendment Application SP98001, 1144070 Ontario Limited - PMG Planning Consultants Port Union Village - Scarborough Highland Creek.

The foregoing report was considered with Clause No. 11 of Report No. 3 of The Scarborough Community Council. (See Appendix "A", page 2648.)

- 434 Author unknown, submitting comments regarding Zoning By-law Amendment Application Z97042, Elisa and Fernando Machado - 808 Midland Avenue, Kennedy Park Community - Ward 15 - Scarborough City Centre.

The foregoing communication was considered with Clause No. 21 of Report No. 3 of The Scarborough Community Council. (See Appendix "A", page 2684.)

- 435 From the Interim Contact, Toronto Community Council (April 8, 1998) forwarding submissions received with respect to Draft Zoning By-law and Official Plan

Amendment 909, 931, 935 and 945 Bay Street, 14, 16, 20, 26, 30 and 38 Bredalbane Street and 11 and 25 Wellesley Street West (North Block East of Bay Lands) (Downtown).

The foregoing communication was considered with Clause No. 34 of Report No. 3 of The Toronto Community Council. (See Appendix "A", page 2803.)

- 436 From Ms. F. Deller, Policy Analyst, Federation of Canadian Municipalities (April 7, 1998) advising that the Multilateral Agreement on Investment is on the agenda for the Big City Mayors Caucus to be held on April 24 and 25, 1998, in Toronto, and forwarding background material outlining concerns regarding the impact of the MAI on municipal governments.

The foregoing communication was considered with Clause No. 28 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2365.)

- 437 From Ms. A. Hansen, Toronto (April 1, 1998) in support of the resolution to urge the Canadian government to consult widely with Canadians and with municipalities before taking any further action on the Multilateral Agreement on Investment.

The foregoing communication was considered with Clause No. 28 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2365.)

- 438 From the Chief Financial Officer and Treasurer (April 14, 1998) providing, as requested by the Strategic Policies and Priorities Committee, an updated process for the development of a tax implementation plan, and submitting additional recommendations with respect thereto.

The foregoing report was considered with Clause No. 25 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2362.)

- 439 From the President, City of Toronto Administrative, Professional Supervisory Association, Inc. (COTAPSAI) (April 9, 1998) requesting City Council to defer any decision on the status of the Association until the next meeting of Council.

The foregoing communication was considered with Clause No. 1 of Report No. 3 of The Corporate Services Committee. (See Appendix "A", page 1801.)

- 440 From Ms. G. Lundeen, Library Transition Team, Toronto Public Library (April 9, 1998) reporting, as requested by the Special Committee to Review the Final Report of the Toronto Transition Team, on a recommended criteria for the appointment of citizen members to the Toronto Public Library Board.

The foregoing communication was considered with Clause No. 2 of Report No. 4 of The Special Committee to Review the Final Report of the Toronto Transition Team. (See Appendix "A", page 3196.)

- 441 From the Interim Functional Lead for Transportation (April 7, 1998) reporting, as requested by the Urban Environment and Development Committee, on progress that has been made to date with respect to safety measures at the Bloor Street Viaduct.

The foregoing report was considered with Clause No. 3 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2060.)

- 442 From Mr. J. P. Beber, Levitt, Beber, Barristers and Solicitors (April 9, 1998) on behalf of 1144070 Ontario Limited, the owner of 5421 Lawrence Avenue East, Scarborough, requesting City Council to defer consideration of Clause No. 3 of Report No. 4 of The Strategic Policies and Priorities Committee in order to permit Mr. Beber to make a deputation to the Strategic Policies and Priorities Committee on this matter.

The foregoing communication was considered with Clause No. 3 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 2249.)

- 443 From the General Manager, Alcan Rolled Products Company (March 24, 1998) addressed to Councillor Betty Disero, advising of initiatives undertaken by Alcan with respect to aluminum recycling, and enclosing background material in this regard.

The foregoing communication was considered with Clause No. 1 of Report No. 3 of The Works and Utilities Committee. (See Appendix "A", page 2185.)

- 444 From Councillor Norman Kelly, Scarborough Wexford (April 9, 1998) advising that a community meeting was held on April 7, 1998, with respect to a parking prohibition on White Abbey Park; that several residents objected to the proposed prohibition; and submitting recommendations with respect thereto.

The foregoing communication was considered with Clause No. 2 of Report No. 3 of The Scarborough Community Council. (See Appendix "A", page 2620.)

- 445 From the Commissioner, Urban Planning and Development Services (April 8, 1998) providing, as requested by the Urban Environment and Development Committee, supplementary information on a comparison of the proposed Building Permit By-law and the similar requirements of the former City of Toronto Municipal Code.

The foregoing report was considered with Clause No. 5 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix "A", page 2081.)

- 446 From the General Secretary, Toronto Transit Commission (March 26, 1998) advising that, in considering a report dated March 25, 1998, entitled “Wychwood Carhouse Demolition”, the Commission has requested the Chair, TTC, the Chief General Manager, TTC, the Commissioner of Corporate Services and appropriate Building officials to meet and report back to the Commission on the issues of safety, security and transfer of title with respect to this site.

The foregoing communication was considered with Clause No. 72 of Report No. 3 of The Toronto Community Council. (See Appendix “A”, page 3038.)

- 447 From the City Solicitor and the City Clerk (April 14, 1998) reporting further, as requested by the Chair of the Urban Environment and Development Committee, with respect to a 22-ward system and the legal implications of the petition requesting division of the City into 22 wards.

The foregoing joint report was considered with Clause No. 1 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix “A”, page 2059.)

- 448 From Mr. R. Iannone, Communications, Canadian Driver’s Awareness Society (April 8, 1998) requesting that City Council consider exploring the benefits of making it mandatory for all drivers guilty of running a red light to attend a driver awareness course.

The foregoing communication was considered with Clause No. 2 of Report No. 4 of The Urban Environment and Development Committee. (See Appendix “A”, page 2059.)

- 449 From the Acting President, CUPE Local 79 (April 15, 1998) expressing concerns regarding the contracting out of audit services.

The foregoing communication was considered with Clause No. 10 of Report No. 4 of The Strategic Policies and Priorities Committee. (See Appendix “A”, page 2288.)

- 450 From the Commissioner of Corporate Services (April 9, 1998) submitting a confidential report regarding the sale of City-owned property at 1900 Lake Shore Boulevard West (Ward 19 - High Park).

The foregoing report was considered with Clause No. 3 of Report No. 3 of The Corporate Services Committee. (See Appendix “A”, page 1802.)

- 451 From the Chairman, Toronto Parking Authority (April 1, 1998) advising that the Board of the Toronto Parking Authority has appointed Mr. Maurice J. Anderson as President of the Toronto Parking Authority.

The foregoing communication was considered with Notice of Motion 10(c) on the Order Paper. (See Minute No. 546.)

- 452 From the President, Leaside Business Park Association (April 14, 1998) in support of a third representative on East York Community Council.

The foregoing communication was considered with Notice of Motion 10(d) on the Order Paper. (See Minute No. 481.)

- 453 From the Chairman, Canada Indivisible (March 30, 1998) seeking support for the actions of 44 municipal councils in Quebec who have declared, by resolution, that they wish to remain in Canada, and enclosing a draft resolution in this regard.

The foregoing communication was considered with Notice of Motion 11(f) on the Order Paper. (See Minute No. 476.)

- 454 From Ms. Diana Midwinter, Touch Wood (April 13, 1998) in support of the Motion by Councillor Walker, seconded by Councillor Disero, respecting Current Value Assessment.

The foregoing communication was considered with Notice of Motion 11(a) on the Order Paper. (See Minute No. 547.)

At this point in the proceedings, the City Clerk advised that there were no petitions or enquiries.

- 455 Councillor Holyday presented the following Reports for consideration by Council:

Report No. 3 of The Community and Neighbourhood Services Committee,
Report No. 3 of The Corporate Services Committee,
Report No. 3 of The Emergency and Protective Services Committee,
Report No. 3 of The Urban Environment and Development Committee,
Report No. 4 of The Urban Environment and Development Committee,
Report No. 3 of The Works and Utilities Committee,
Report No. 4 of The Strategic Policies and Priorities Committee,
Report No. 3 of The East York Community Council,
Report No. 4 of The East York Community Council,
Report No. 5 of The East York Community Council,
Report No. 3 of The Etobicoke Community Council,
Report No. 4 of The Etobicoke Community Council,
Report No. 3 of The North York Community Council,
Report No. 4 of The North York Community Council,
Report No. 3 of The Scarborough Community Council,
Report No. 3 of The Toronto Community Council,
Report No. 3 of The York Community Council,
Report No. 4 of The York Community Council,
Report No. 5 of The Board of Health, and

Report No. 4 of The Special Committee to Review the Final Report of the Toronto Transition Team,

and moved, seconded by Councillor Nunziata, that Council now give consideration to such Reports, which was carried.

Mayor Lastman requested Members of Council to indicate the Report and Clause Number wherein they have an interest, together with the nature of the interest.

Councillor Adams declared his interest in Clause No. 52 of Report No. 3 of The Toronto Community Council, headed "59 Barton Avenue - Committee of Adjustment Decision (Midtown)", in that he and his spouse own a property located in the vicinity of the subject property; and in Clause No. 82, headed "Construction of a Wooden Fence - 59 Barton Avenue and on Euclid Avenue (Midtown)" and in Item (p), headed "Fences Within the City Street Allowance (All Wards in the Former City of Toronto)", embodied in the Clause No. 96, headed "Other Items Considered by the Community Council" of said Report, in that he and his spouse own a corner property and have an encroachment agreement with the City of Toronto regarding a fence on the municipal boulevard.

Councillor Ashton declared his interest in Clause No. 2 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Voluntary Separation Program for Bargaining Unit Employees", in that his wife is employed by the City of Toronto.

Councillor Fotinos declared his interest in Item (a), headed "1998 Revised Capital and Operating Budgets Estimates", embodied in Clause No. 5 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Other Items Considered by the Committee", in that his mother provides home child care.

Councillor Gardner declared his interest in Item (o), headed "Impact of Hospital Restructuring on Toronto Ambulance", embodied in Clause No. 9 of Report No. 3 of The Emergency and Protective Services Committee, headed "Other Items Considered by the Committee", in that he is a Member of the Board of Directors of the North York Branson Hospital.

Councillor Giansante declared his interest in Item (o), headed "Impact of Hospital Restructuring on Toronto Ambulance", embodied in Clause No. 9 of Report No. 3 of The Emergency and Protective Services Committee, headed "Other Items Considered by the Committee", in that he is a Member of the Board of Directors of the Etobicoke General Hospital.

Councillor Johnston advised that with respect to Clause No. 23 of Report No. 3 of The Corporate Services Committee, headed "Judicial Review Application Against the City of Toronto and the Toronto Transit Commission (TTC) Respecting the Provision of Wheel-Trans Service", she had obtained legal advice and was informed that she does not have to declare an interest in this matter, and accordingly, requested that her previously declared interest be withdrawn.

Mayor Lastman declared his interest in Clause No. 6 of Report No. 4 of The Urban Environment and Development Committee, headed "Appointments to the Boards of Management for Business Improvement Areas and Amendments to the (former Toronto) Municipal Code Chapter 20, Business Improvement Areas - Various Wards", and in Clause No. 8 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Business Improvement Areas: Interim Administrative Procedures for 1998 and Municipal Code Amendments for the (Former) City of Toronto", in that his son is the President of the Kennedy Road Business Improvement Area; and in Clauses No. 7 and 8 of Report No. 4 of The Urban Environment and Development Committee, headed "Renewal of Agreement to Permit Molson Indy Race at Exhibition Place for 1998, 1999 and 2000" and "Operation of the 1998 Molson Indy Race at Exhibition Place", respectively, in that he is a Member of the Board of Trustees of the Molson Indy; and in Clause No. 89 of Report No. 3 of The Toronto Community Council, headed "The Second Cup - Boulevard Cafe - McGill Street Flankage of 423 Yonge Street (Convenience Address of 419 Yonge Street) (Downtown)", in that his son is a Member of the Board of Directors of The Second Cup.

Councillor Miller advised that, with respect to Clause No. 42 of Report No. 3 of The Corporate Services Committee, headed "Other Items Considered by the Committee", he had obtained legal advice and was informed that he does not have to declare an interest in Item (r), headed "Request from the Learning Enrichment Foundation for Space at 2700 Eglinton Avenue West, for Daycare Facility", embodied therein, and requested that his previously declared interest be withdrawn.

Councillor Pantalone declared his interest in Item (a), headed "1998 Revised Capital and Operating Budgets Estimates", embodied in Clause No. 5 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Other Items Considered by the Committee", in that his children are registered in a child care centre which has a purchase of service agreement with the City of Toronto.

Councillor Shaw declared her interest in Clause No. 2 of Report No. 3 of The Scarborough Community Council, headed "Parking and Traffic Concerns at Our Lady of Wisdom Catholic School, Ward 14 - Scarborough Wexford", in that her daughter is a student at Our Lady of Wisdom Catholic School, and she is a Member of the school's Parent-Teacher Advisory Council.

Councillor Shiner declared his interest in Clause No. 21 of Report No. 4 of The North York Community Council, headed "Payment-in-Lieu of Parking - Baker's Dozen Co. Ltd. - 1887 Avenue Road, North York Centre South", in that the representative of the applicant is a relative.

Mayor Lastman proposed that Council now proceed through the Reports, with Members of Council indicating those Clauses, by number, on which they wish to speak; that Council then proceed with the adoption of the remaining Clauses; and that Council then give further consideration to those Clauses which have been held at the request of Members of Council, not necessarily in the order they appear on the Agenda.

Council concurred in the foregoing proposal.

Upon the question of the adoption of Report No. 3 of The Community and Neighbourhood Services Committee (with the exception of Clauses Nos. 1, 2, 4, 5, 6, 7, and 8), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Corporate Services Committee (with the exception of Clauses Nos. 1, 2, 3, 4, 5, 6, 8, 13, 14, 16, 18, 19, 26, 27, 41 and 42), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Emergency and Protective Services Committee (with the exception of Clauses Nos. 2, 4, 5, 6, 7, 8, and 9), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Urban Environment and Development Committee, consisting of one Clause only, without amendment, it was held in its entirety.

Upon the question of the adoption of Report No. 4 of The Urban Environment and Development Committee (with the exception of Clauses Nos. 1, 2, 4, 5, 7, 8, 9, 10, 11 and 19), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Works and Utilities Committee (with the exception of Clauses Nos. 1, 4, 9, 10, 11, and 12), without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The Strategic Policies and Priorities Committee (with the exception of Clauses Nos. 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 19, 25 and 27), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The East York Community Council, consisting of one Clause only, without amendment, it was held in its entirety.

Upon the question of the receipt for information of Report No. 4 of The East York Community Council, consisting of one Clause only, without amendment, it was carried.

Upon the question of the adoption of Report No. 5 of The East York Community Council, without amendment, it was carried.

Upon the question of the receipt for information of Report No. 3 of The Etobicoke Community Council, consisting of one Clause only, without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The Etobicoke Community Council, without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The North York Community Council (with the exception of Clause No.1), without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The North York Community Council (with the exception of Clauses Nos. 26, 37 and 41), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Scarborough Community Council (with the exception of Clause No. 2), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The Toronto Community Council (with the exception of Clauses Nos. 2, 3, 30, 43, 47, 72, 73 and 96), without amendment, it was carried.

Upon the question of the adoption of Report No. 3 of The York Community Council, consisting of one Clause only, without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The York Community Council (with the exception of Clauses Nos. 2 and 4), without amendment, it was carried.

Upon the question of the adoption of Report No. 5 of The Board of Health, consisting of one Clause only, without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The Special Committee to Review the Final Report of the Toronto Transition Team (with the exception of Clauses Nos. 1, 2 and 6), without amendment, it was carried.

At this point in the proceedings, Councillor Bossons, with the permission of Council, moved that the following Clauses embodied in Report No. 4 of The Strategic Policies and Priorities Committee be considered concurrently:

- Clause No. 11 - "Resolution - Business Education Tax Rate in Ontario";
- Clause No. 12 - "Provincial Property Tax System";
- Clause No. 19 - "Increase in Property Tax Reassessment";
- Clause No. 25 - "Property Assessment and Tax Policy System"; and
- Clause No. 27 - "Independent Review of Provincial Current Value Assessments",

which was carried.

456 **Clause No. 26 of Report No. 4 of The North York Community Council, headed "Request for Three Curb Cuts/Driveway Entrances - 2 Suncrest Drive at Glenorchy Road - North York Centre South".**

(See Appendix "A", page 2576.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Flint, in amendment, moved that the foregoing Clause be struck out and referred back to the North York Community Council for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Flint, it was carried.

- 457 **Clause No. 5 of Report No. 3 of The Corporate Services Committee, headed “Sale of Portion of Fennimore Park, Part of Block ‘A’ Plan 6450, North York File No. 93-044-40 LA29”.**

(See Appendix “A”, page 1807.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Mammoliti, in amendment, moved that the foregoing Clause be struck out and referred to the North York Community Council for consideration.

Upon the question of the adoption of the foregoing motion by Councillor Mammoliti, it was carried.

- 458 **Clause No. 13 of Report No. 3 of The Corporate Services Committee, headed “Worksite Lease Agreement - Sheppard Avenue Subway, Bayview Station - Owner: Michael and Norma Tinti, 579 Sheppard Avenue East, North York Centre South- Ward 9”.**

(See Appendix “A”, page 1823.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

Councillors Bossons, Johnston and McConnell requested that their opposition to the foregoing Clause be noted in the Minutes of this meeting.

- 459 **Clause No. 14 of Report No. 3 of The Corporate Services Committee, headed “Worksite Lease Agreement - Sheppard Avenue Subway, Bayview Station - Owner: Fu-Mei Lin, Wu-Shin Lin and Shu-Chen Huang Su - 589 Sheppard Avenue East, North York Centre South Ward - Ward 9”.**

(See Appendix “A”, page 1825.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

Councillors Bossons, Johnston and McConnell requested that their opposition to the foregoing Clause be noted in the Minutes of this meeting.

- 460 **Clause No. 8 of Report No. 3 of The Emergency and Protective Services Committee, headed “Impact of Provincial Downloading on Toronto Ambulance”.**

(See Appendix “A”, page 2017.)

Council also had before it, during consideration of the foregoing Clause, a joint report (March 30, 1998) from the Acting General Manager, Toronto Ambulance and the Commissioner of Works and Emergency Services reporting, as requested by the Emergency and Protective Services Committee, regarding Toronto's acceptance as being the sole provider of ambulance service in the City of Toronto; indicating that Council's formal endorsement is necessary so that the Ministry of Health can complete the transfer of vehicle and equipment assets to Toronto Ambulance; and recommending that Council affirm its desire that Toronto Ambulance be the sole, licensed provider of ambulance service in the City.

Council also had before it, during consideration of the foregoing Clause, a communication (April 1, 1998) from the Executive Director, The Ontario Ambulance Operators' Association Inc. providing, for information, a document, entitled "Transition Issues for Ambulance Service in the Province of Ontario".

Upon the question of the adoption of the foregoing Clause without amendment, Councillor Fotinos, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the joint report dated March 30, 1998, from the Acting General Manager, Toronto Ambulance, and the Commissioner of Works and Emergency Services, headed 'Confirmation of Toronto Ambulance as the Provider of Ambulance Service in the City of Toronto', embodying the following recommendations, be adopted:

'It is recommended that:

- (1) Toronto Council affirm its desire that Toronto Ambulance be the sole, licensed provider of ambulance service in the City of Toronto; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.' "

Upon the question of the adoption of the foregoing motion by Councillor Fotinos, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

461 **Clause No. 9 of Report No. 3 of The Emergency and Protective Services Committee, headed "Other Items Considered by the Committee".**
(See Appendix "A", page 2026.)

Upon the question of the receipt for information of the foregoing Clause, without amendment:

- (a) Councillor Fotinos, in amendment, moved that, notwithstanding subsection 128(5) of the Council Procedural By-law, the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the City Clerk be requested to forward a copy of the report dated March 2, 1998, from the Acting General Manager, Toronto Ambulance, as listed under Item (o), entitled ‘Impact of Hospital Restructuring on Toronto Ambulance’, to the Minister of Health.”

- (b) Councillor McConnell, in amendment, moved that, notwithstanding subsection 128(5) of the Council Procedural By-law, the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Chair of the Toronto Police Services Board be requested to submit a report directly to Council for its Special Meeting to be held on Wednesday, April 29, 1998, for consideration with the 1998 Operating Budget of the Toronto Police Service, on the land acquisition plans for 51 Division.”

Upon the question of the adoption of the foregoing motion (a) by Councillor Fotinos, it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor McConnell, it was carried.

Upon the question of the receipt for information of the foregoing Clause, as amended, it was carried.

At this point in the proceedings, Councillor Sgro, with the permission of Council, moved that Council vary the order of its proceedings to consider Clause No. 1 of Report No. 3 of The Works and Utilities Committee, headed “Deposit/Return System for Alcoholic and Non-Alcoholic Beverage Containers”, at 9:30 a.m., on Friday, April 17, 1998, which was carried. (See Minute No. 532.)

- 462 **Clause No. 9 of Report No. 3 of The Works and Utilities Committee, headed “Keele Valley Landfill Mining and Gas Collection”.**
(See Appendix “A”, page 2199.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 463 **Clause No. 4 of Report No. 4 of The Strategic Policies and Priorities Committee, headed “Funding Request - Conditions of Mount Royal Park, Montreal, Quebec, Following Ice Storm”.**
(See Appendix “A”, page 2256.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 13, 1998) from the President and Director, Construction Volunteers of Canada, providing additional information concerning the request for a donation of \$10,000.00 for Mt. Royal Park.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Ashton, in amendment, moved that the foregoing Clause be struck out and referred back to the Strategic Policies and Priorities Committee for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Ashton, it was carried.

464 At this point in the proceedings, Councillor Adams, with the permission of Council, moved that Council vary the order of its proceedings to consider the following Clauses embodied in Report No. 4 of the Strategic Policies and Priorities Committee as the second item of business on Friday, April 17, 1998:

- Clause No. 11 - "Resolution - Business Education Tax Rate in Ontario";
- Clause No. 12 - "Provincial Property Tax System";
- Clause No. 19 - "Increase in Property Tax Reassessment";
- Clause No. 25 - "Property Assessment and Tax Policy System"; and
- Clause No. 27 - "Independent Review of Provincial Current Value Assessments",

the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Bossons, Brown, Bussin, Cho, Chow, Davis, Filion, Flint, Fotinos, Giansante, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Sinclair, Walker - 35.

Nays: Mayor: Lastman.
Councillors: Balkissoon, Berardinetti, Duguid, Faubert, Holyday, Jakobek, Mammoliti, Saundercook, Shaw - 10.

Decided in the affirmative by a majority of 25. (See Minute No. 532.)

465 **Clause No. 5 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Scholarship Fund - University of Toronto Scarborough College Ontario Student Opportunity Trust Fund (OSOTF)".**
(See Appendix "A", page 2259.)

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Mayor: Lastman.
Councillors: Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Duguid, Faubert, Filion, Flint, Fotinos, Giansante, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 46.

Nays: Councillors: Ashton, Davis, Holyday, Lindsay Luby, O'Brien - 5.

Decided in the affirmative by a majority of 41.

- 466 **Clause No. 15 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Municipal Referendum Legislation".**
(See Appendix "A", page 2320.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 15, 1998) from Councillor Joan King, Seneca Heights, advising that the Association of Municipalities of Ontario's (AMO's) Municipal Act Task Force has spent considerable time discussing the draft Municipal Referendum Framework; and submitting a document (April 3, 1998) entitled "Draft Provincial Referendum Act and the Proposed Municipal Referendum Framework", which outlines the Task Force's preliminary comments on the implications of municipal and province-wide referenda.

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 467 **Clause No. 1 of Report No. 3 of The North York Community Council, headed "1998 Capital Budget - Parks and Recreation".**
(See Appendix "A", page 2520.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Chong, in amendment, moved that the foregoing Clause be amended by striking out the recommendation of the North York Community Council and inserting in lieu thereof the following:

"It is recommended that this Clause be received, having regard that the Strategic Policies and Priorities Committee has referred the matter to the Chief Administrative Officer for a report back to the Strategic Policies and Priorities Committee on the terms of reference for a complete review of fees and service levels throughout the City."

Upon the question of the adoption of the foregoing motion by Councillor Chong, it was carried.

- 468 **Clause No. 30 of Report No. 3 of The Toronto Community Council, headed “Lansdowne Avenue, from Davenport Road to St. Clair Avenue West - Adjustment and Removal of Temporal Parking Regulation (Davenport)”.**
(See Appendix “A”, page 2787.)

Upon the question of the adoption of the foregoing Clause without amendment, Councillor Disero, in amendment, moved that the foregoing Clause be struck out and referred back to the Toronto Community Council, with a request that the Commissioner of Works and Emergency Services review the possibility of changing the 7:00 a.m. to 9:00 a.m. parking prohibition to 8:00 a.m. to 10:00 a.m., and report thereon to the Toronto Community Council.

Upon the question of the adoption of the foregoing motion by Councillor Disero, it was carried.

- 469 **Clause No. 72 of Report No. 3 of The Toronto Community Council, headed “Inclusion on the City of Toronto Inventory of Heritage Properties - 76 Wychwood Avenue (St. Clair Carhouse) (Midtown)”.**
(See Appendix “A”, page 3038.)

Council also had before it, during consideration of the foregoing Clause, a communication (March 26, 1998) from the General Secretary, Toronto Transit Commission, advising that, in considering a report dated March 25, 1998, entitled “Wychwood Carhouse Demolition”, the Commission has requested the Chair, TTC, the Chief General Manager, TTC, the Commissioner of Corporate Services and appropriate Building officials to meet and report back to the Commission on the issues of safety, security and transfer of title with respect to this site.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Mihevc, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Corporate Services, in consultation with the Chief General Manager of the Toronto Transit Commission, be requested to submit a report to the next meeting of the Toronto Community Council, for subsequent report thereon to the Corporate Services Committee, on the implementation of the transfer of title of this site from the Toronto Transit Commission to the City of Toronto.”

Upon the question of the adoption of the foregoing motion by Councillor Mihevc, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 470 **Clause No. 12 of Report No. 3 of The Works and Utilities Committee, headed “Consumers Gas Application to the Ontario Energy Board - Intervention in Hearing by City of Toronto”.**
(See Appendix “A”, page 2210.)

Council also had before it, during consideration of the foregoing Clause, a report (April 3, 1998) from the Commissioner of Works and Emergency Services submitting amendments to the recommendations embodied in the report dated March 11, 1998, from the Chief Administrative Officer, embodied in the foregoing Clause.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Pantalone, in amendment, moved that the foregoing Clause be amended by inserting in Recommendation No. (2) embodied in the report dated March 11, 1998, from the Chief Administrative Officer, after the words “Emergency Services to determine if any”, the words “demand side issues in Phase I or any other”, and after the words “City Solicitor to intervene in”, the words “Phase I and”, so that such recommendation shall now read as follows:

- “(2) the Chief Administrative Officer consult with the Commissioner of Works and Emergency Services to determine if any demand side management issues in Phase I or any other issues on the proposed Shared Savings Incentive Mechanism in Phase II of the Consumers Gas Rate application may impact the City or City residents on matters such as access to or cost of services provided by Consumers Gas and that the Chief Administrative Officer be granted the discretion to instruct the City Solicitor to intervene in Phase I and Phase II of the Consumers Gas Rate application on these issues, if deemed necessary;”.

Upon the question of the adoption of the foregoing motion by Councillor Pantalone, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 471 At this point in the proceedings, Councillor Mihevc, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 5 of The Strategic Policies and Priorities Committee,

and moved, seconded by Councillor Ootes, that the provisions of Section 44 of the Council Procedural By-law be waived in connection with the foregoing Report and that Council now give consideration to such Report, which was carried, more than two-thirds of Members present having voted in the affirmative.

The Mayor requested Members of Council to indicate the Clause Number wherein they have an interest, together with the nature of the interest.

There were no declarations of interest.

Upon the question of the adoption of Report No. 5 of The Strategic Policies and Priorities Committee, without amendment, it was held in its entirety.

Councillor Mihevc, with the permission of Council, moved that Council vary the order of its proceedings to consider Clause No. 3 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Financial Support to the Caribbean Cultural Committee and Caribana", at 2:00 p.m., today, which was carried. (See Minute No. 482.)

Councillor Fotinos, with the permission of Council, moved that Council vary the order of its proceedings to consider the following Clauses embodied in Report No. 3 of The Emergency and Protective Services Committee, as the next items of business:

- Clause No. 4 - "Toronto Fire Services - Emblem and Name";
- Clause No. 5 - "By-law to Establish Fire Department for the City of Toronto"; and
- Clause No. 6 - "By-law to Establish a Fee Structure for Fire Prevention",

which was carried.

Councillor Miller, with the permission of Council, moved that the Council vary the order of its proceedings to consider Notice of Motion 10(d) on the Order Paper for Council, immediately following its consideration of the foregoing Clauses embodied in Report No. 3 of The Emergency and Protective Services Committee, the vote upon which was taken as follows:

Yeas: Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chow, Disero, Faubert, Filion, Fotinos, Jones, King, Korwin-Kuczynski, Layton, Mammoliti, McConnell, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Silva, Sinclair, Walker - 33.

Nays: Councillors: Chong, Davis, Flint, Giansante, Holyday, Kelly, Lindsay Luby, Mihevc, Moeser, Saundercook, Shiner - 11.

Decided in the affirmative by a majority of 22. (See Minute No. 481.)

472 At this point in the proceedings, Mayor Lastman, with the permission of Council, proclaimed May 10 to June 21, 1998, as "Children's Services Month" in the City of Toronto and, to mark the occasion, presented a copy of the proclamation to Councillor Chow, the Children's Advocate for the City of Toronto.

473 **Clause No. 4 of Report No. 3 of The Emergency and Protective Services Committee, headed "Toronto Fire Services - Emblem and Name".**

(See Appendix "A", page 1977.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 3, 1998) from Councillor Bill Saundercook, York-Humber, recommending, on behalf of the Chairs of the Community Councils, that consideration of the adoption of the Fire Department emblem be deferred; that the Ambulance Department be instructed to reconsider its insignia selection; that the Police Services Board be requested to re-open consideration of its new crest; and indicating that it is critically important to the development of a recognizable identity for the new City that all insignia and identifying marks be developed in concert.

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Saundercook, in amendment, moved that the foregoing Clause be struck out and referred to the Corporate Services Committee for further consideration, and the Commissioner of Corporate Services be requested to submit a report to the Committee, for consideration therewith, on a proposed process for the design and implementation of a new Corporate Logo.
- (b) Councillor Sinclair, in amendment, moved that:
 - (1) the foregoing Clause be struck out and referred to the Corporate Services Committee for consideration;
 - (2) the Chief Administrative Officer be requested to co-ordinate the development of a Corporate logo for the City of Toronto, such logo to be used by all City of Toronto Departments, Agencies, Board and Commissions; and
 - (3) Toronto Ambulance, the Toronto Police Services Board and the Toronto Transit Commission be requested to re-open consideration of their respective crests and insignias and participate in the development of the new Corporate logo.
- (c) Councillor Lindsay Luby, in amendment, moved that the foregoing motion (b) by Councillor Sinclair be amended by adding thereto the words "and the Chief Administrative Officer also be requested to submit to the Corporate Services Committee, for its consideration, a copy of the logo and slogan developed by Tourism Toronto".
- (d) Councillor Walker, in amendment, moved that the foregoing motion (b) by Councillor Sinclair be amended to provide that the foregoing Clause also be forwarded to the Community Councils for comment.

- (e) Councillor Flint, in amendment, moved that the foregoing Clause be amended by striking out Recommendation No. (1) embodied in the report dated March 3, 1998, from the Fire Chief, and re-numbering the remaining recommendations accordingly.

At this point in the proceedings, Councillor King, with the permission of Council, moved that, in accordance with subsection 38(c) of the Council Procedural By-law, the vote be now taken, the vote upon which was taken as follows:

Yeas: Mayor: Lastman.
Councillors: Adams, Altobello, Augimeri, Berardinetti, Bossons, Bussin, Davis, Disero, Duguid, Faubert, Fotinos, Holyday, Johnston, Jones, Kelly, Kinahan, King, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Moeser, Ootes, Prue, Rae, Saundercook, Shaw, Shiner, Sinclair, Tzekas, Walker -33.

Nays: Councillors: Ashton, Brown, Chow, Flint, Giansante, Korwin-Kuczynski, Miller, Pantalone, Silva. - 9.

Decided in the affirmative, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the foregoing motion (d) by Councillor Walker, the vote was taken as follows:

Yeas: Councillors: Adams, Augimeri, Berardinetti, Brown, Bussin, Chow, Disero, Fotinos, Holyday, Jakobek, Jones, Korwin-Kuczynski, Mammoliti, McConnell, Mihevc, Miller, Moeser, Nunziata, Prue, Silva, Tzekas, Walker - 22.

Nays: Mayor: Lastman.
Councillors: Altobello, Ashton, Bossons, Chong, Davis, Duguid, Faubert, Flint, Giansante, Johnston, Kelly, Kinahan, Lindsay Luby, Mahood, Minnan-Wong, Ootes, Pantalone, Rae, Saundercook, Shaw, Shiner, Sinclair - 24.

Decided in the negative by a majority of 2.

Upon the question of the adoption of the foregoing motion (c) by Councillor Lindsay Luby, viz.:

“that the foregoing motion (b) by Councillor Sinclair be amended by adding thereto the words ‘and the Chief Administrative Officer also be requested to submit to the Corporate Services Committee, for its consideration, a copy of the logo and slogan developed by Tourism Toronto’.”,

it was carried.

Upon the question of the adoption of Part (1) of the foregoing motion (b) by Councillor Sinclair, viz.:

“that:

- (1) the foregoing Clause be struck out and referred to the Corporate Services Committee for consideration;”

the vote was taken as follows:

Yeas: Mayor: Lastman.

Councillors: Adams, Augimeri, Berardinetti, Bossons, Brown, Bussin, Chow, Davis, Disero, Fotinos, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Sinclair, Tzekas, Walker - 34.

Nays: Councillors: Altobello, Ashton, Chong, Duguid, Faubert, Flint, Giansante, Holyday, Kelly, Miller, Shiner, Silva - 12.

Decided in the affirmative by a majority of 22.

Upon the question of the adoption of Parts (2) and (3) of the foregoing motion (b) by Councillor Sinclair, viz.:

“that:

- (2) the Chief Administrative Officer co-ordinate the development of a Corporate logo for the City of Toronto, such logo to be used by all City of Toronto Departments, Agencies, Board and Commissions; and
- (3) Toronto Ambulance, the Toronto Police Services Board and the Toronto Transit Commission re-open consideration of their respective crests and insignias and participate in the development of the new Corporate logo.”

the vote was taken as follows:

Yeas: Mayor: Lastman.

Councillors: Adams, Altobello, Bussin, Chong, Chow, Davis, Disero, Jakobek, Johnston, Jones, Kinahan, King, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Sinclair, Tzekas - 28.

Nays: Councillors: Ashton, Augimeri, Berardinetti, Bossons, Brown, Duguid, Faubert, Flint, Fotinos, Giansante, Holyday, Kelly, Korwin-Kuczynski, Miller, Nunziata, Shiner, Silva, Walker - 18.

Decided in the affirmative by a majority of 10.

Upon the question of the adoption of the foregoing motion (b) by Councillor Sinclair, as amended, viz.:

“that the foregoing Clause be struck out and referred to the Corporate Services Committee for consideration, with requests that:

- (1) the Chief Administrative Officer:
 - (a) co-ordinate the development of a Corporate logo for the City of Toronto, such logo to be used by all City of Toronto Departments, Agencies, Board and Commissions; and
 - (b) submit to the Corporate Services Committee, for its consideration, a copy of the logo and slogan developed by Tourism Toronto; and
- (2) Toronto Ambulance, the Toronto Police Services Board and the Toronto Transit Commission re-open consideration of their respective crests and insignias and participate in the development of the new Corporate logo.”,

the vote was taken as follows:

Yeas: Mayor: Lastman.
Councillors: Adams, Augimeri Berardinetti, Bossons, Bussin, Chong, Chow, Davis, Disero, Jakobek, Johnston, Jones, Kinahan, King, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Sinclair, Tzekas - 28.

Nays: Councillors: Altobello, Ashton, Brown, Duguid, Faubert, Flint, Fotinos, Giansante, Holyday, Kelly, Korwin-Kuczynski, Miller, Nunziata, Shiner, Silva, Walker - 16.

Decided in the affirmative by a majority of 12.

Having regard to the foregoing decision of Council, the foregoing motions (a) and (e) by Councillors Saundercook and Flint, respectively, were not put to a vote.

474 **Clause No. 5 of Report No. 3 of The Emergency and Protective Services Committee, headed “By-law to Establish Fire Department for the City of Toronto”.**
(See Appendix “A”, page 1980.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 475 **Clause No. 6 of Report No. 3 of The Emergency and Protective Services Committee, headed “By-law to Establish a Fee Structure for Fire Prevention”.**
(See Appendix “A”, page 1994.)

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Kinahan, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Fire Chief, in consultation with the Commissioner of Community and Neighbourhood Services, be requested to submit a report to the next meeting of the Emergency and Protective Services Committee on whether exemptions to the false alarm fee should be made for any of the City’s Departments, Agencies, Boards and Commissions, with specific reference to the City’s Homes for the Aged, Hostels and Housing program.”

- (b) Councillor Augimeri, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the next meeting of the Emergency and Protective Services Committee outlining recommendations for addressing the special problems in regard to Metropolitan Toronto Housing Authority properties as it relates to false alarms.”

Mayor Lastman gave the Chair to Deputy Mayor Ootes, and vacated the Chair.

Council deferred further consideration of the foregoing Clause until later in the meeting.
(See Minute No. 480.)

Mayor Lastman resumed the Chair.

- 476 At this point in the proceedings, Mayor Lastman, with the permission of Council, moved that Council vary the order of its proceedings to now consider the following Notice of Motion 11(f) on the Order Paper, and, seconded by Councillor Korwin-Kuczynski, further moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of such Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Mayor Lastman

Seconded by: Councillor Korwin-Kuczynski

“WHEREAS the City of Toronto believes that Canada is a country that is second to none, enriched by the presence of the Aboriginal peoples and their cultures, graced with the vitality of the English and French languages and gifted with the diversity of multiculturalism; and

WHEREAS the City of Toronto believes that all Canadians are equal and all Canadian provinces have equality of status; and

WHEREAS the City of Toronto believes that Canada, with its existing Constitution and Charter of Rights and Freedoms, offers all of its citizens and provinces an equal opportunity to prosper and flourish. The same Constitution has enabled and must continue to enable the Province of Quebec, a fundamental and valued partner of the Canadian confederation, the opportunity to promote and protect its culture, civil law tradition and French language; and

WHEREAS the City of Toronto recognized the English and French languages, Canada’s two official languages, as a fundamental and enriching part of our heritage as well as an unequivocally important part of its future and that Canadians and their governments must endeavor, in a spirit of good faith, to ensure the vitality of these two official languages; and

WHEREAS the City of Toronto believes that Canadians and their governments must be committed to the protection and promotion of official language minority communities throughout Canada;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto, in a spirit of friendship and in the name of unity, proudly adopts this People’s Resolution for a United Canada and we hereby urge all Canadian municipalities to join us in this grassroots effort to resolve the issue of Canadian unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Toronto call upon the Government of Canada (and all Federal Parties) as well as all provincial legislatures/assemblies (and all provincial parties) to join together with municipal governments, the level of government closest to the people, to ensure that all Canadians from all provinces are consulted on the issue of national unity;

AND BE IT FURTHER RESOLVED THAT the citizens of Toronto call upon the Government of Canada and all provincial legislatures/assemblies to ensure that continuance of a united Canada in accordance with the moral, political, legal and constitutional obligations of our nation, and we demand that the Government of Canada and all provincial legislatures/assemblies ensure that any future constitutional negotiations not lead to the breakup of our country;

AND BE IT FURTHER RESOLVED THAT this resolution be sent to the Prime Minister of Canada and the Minister of Intergovernmental Affairs, and to the

Premier of Quebec, Members of the National Assembly, Members of Parliament, all Provincial Legislatures, the Federation of Canadian Municipalities.”

Council also had before it, during consideration of the foregoing Motion, a communication (March 30, 1998) from the Chairman, Canada Indivisible, seeking support for the actions of 44 municipal councils in Quebec who have declared, by resolution, that they wish to remain in Canada, and enclosing a draft resolution in this regard.

At this point in the proceedings, Councillor Korwin-Kuczynski, with the permission of Council, introduced the following members of Team Canada for Unity, present at this meeting:

- Dr. Maurice Suissa, Co-Founder and Co-Chair;
- Mr. Aaron Makovka, Co-Founder and Co-Chair;
- Mr. Steve Pinkus, Co-Chair;
- Mrs. Myra Smith, Co-Chair;
- Mr. Robert Smith, Co-Chair;
- Mr. Jean Briere, Co-Chair;
- Mr. Howard Brown, Co-Chair; and
- Mr. Barry Morrison, Co-Chair.

Upon the question of the adoption of the foregoing Motion, without amendment, the vote was taken as follows:

Yeas: Mayor: Lastman.

Councillors: Adams, Altobello, Augimeri, Balkissoon, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Giansante, Holyday, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Sinclair, Tzekas, Walker - 41.

Nays: Nil.

Decided in the affirmative, without dissent.

Council recessed at 12:28 p.m.

2:14 P.M.

Council reconvened.

Deputy Mayor Ootes took the Chair and called the Members to order.

477 At the request of Council, the City Clerk called the Roll at 2:14 p.m., those Members present at the call of the Roll being:

Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Chow, Davis, Disero, Duguid, Faubert, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, O'Brien, Ootes, Pantalone, Rae, Saundercook Shaw, Shiner, Silva, Walker - 41.

478 Members present at the afternoon session of this meeting:

Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 52.

479 At this point in the proceedings, Councillor Flint, with the permission of Council, moved that the City Clerk be requested to investigate the feasibility of activating the "Request to Speak" function in the Council Chamber and report thereon to Council, which was carried.

480 Council resumed its consideration of Clause No. 6 of Report No. 3 of The Emergency and Protective Services Committee, headed "By-law to Establish a Fee Structure for Fire Prevention". (See also Minute No. 475.)

(c) Councillor Holyday, in amendment, moved that the foregoing Clause be amended by deleting from Schedule "A", entitled "Fee Structure", Items Nos. 28 and 29.

Upon the question of the adoption of the foregoing motion (c) by Councillor Holyday, the vote was taken as follows:

Yeas: Councillors: Ashton, Augimeri, Brown, Bussin, Chow, Filion, Gardner, Holyday, Korwin-Kuczynski, Li Preti, McConnell, Miller, Ootes, O'Brien, Sgro, Sinclair, Walker - 17.

Nays: Councillors: Adams, Altobello, Berardinetti, Cho, Chong, Disero, Faubert, Flint, Fotinos, Giansante, Jones, King, Lindsay Luby, Mahood, Mihevc, Minnan-Wong, Moeser, Pantalone, Prue, Rae, Shaw, Shiner - 22.

Decided in the negative by a majority of 5.

Upon the question of the adoption of the foregoing motion (b) by Councillor Augimeri, viz.:

"that the foregoing Clause be amended by adding thereto the following:

'It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to next meeting of the Emergency and Protective Services Committee outlining recommendations for addressing the special problems in regard to Metropolitan Toronto Housing Authority properties as it relates to false alarms.' ”,

it was carried.

Upon the question of the adoption of the foregoing motion (a) by Councillor Kinahan, viz.:

“that the foregoing Clause be amended by adding thereto the following:

'It is further recommended that the Fire Chief, in consultation with the Commissioner of Community and Neighbourhood Services, be requested to submit a report to the next meeting of the Emergency and Protective Services Committee on whether exemptions to the false alarm fee should be made for any of the City's Departments, Agencies, Boards and Commissions, with specific reference to the City's Homes for the Aged, Hostels and Housing program.' ”,

it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

481 At this point in the proceedings, Deputy Mayor Ootes called upon Notice of Motion 10(d) appearing on the Order Paper, as follows:

Moved by: Councillor Rae

Seconded by: Councillor Prue

“**WHEREAS** City Council at its meeting held on March 4, 5, and 6, 1998, in its consideration of Clause No. 1 of Report No. 3 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed 'Political Structure for East York', took no action with respect to this Clause, having regard that a motion to adopt the Clause lost on a tie vote;

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 46 of the Council Procedural By-law, Clause No. 1 of Report No. 3 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed 'Political Structure for East York', be reopened for further consideration at the meeting of City Council to be held on April 16, 1998.”

Upon the question of the adoption of the foregoing Motion, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chow, Duguid, Faubert, Filion, Fotinos, Gardner, Johnston, Jones, King, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Sinclair, Walker - 31.

Nays: Councillors: Altobello, Berger, Brown, Chong, Davis, Disero, Flint, Giansante, Holyday, Jakobek, Kinahan, Lindsay Luby, Li Preti, Minnan-Wong, Moeser, O'Brien, Sgro, Shiner - 18.

Decided in the affirmative by a majority of 13.

In accordance with the foregoing decision of Council, Clause No. 1 of Report No. 3 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed "Political Structure for East York", was re-opened for further consideration.

Council also had before it, during consideration of the foregoing Clause, a communication (April 14, 1998) from the President, Leaside Business Park Association, in support of a third representative on East York Community Council.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Shiner, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the global budget for Council not be increased should a third Councillor be added to represent East York."

At this point in the proceedings, Deputy Mayor Ootes, having regard to the nature of the foregoing motion by Councillor Shiner, ruled such motion out of order.

Councillor Shiner challenged the ruling of the Deputy Mayor.

Upon the question "Shall the ruling of the Deputy Mayor be upheld?", the vote was taken as follows:

Yeas: Councillor: Altobello, Ashton, Augimeri, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Faubert, Fotinos, Gardner, Johnston, Jones, Kelly, Layton, Mihevc, Minnan-Wong, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Silva, Walker - 30.

Nays: Councillors: Adams, Berger, Cho, Filion, Giansante, Holyday, Jakobek, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Moeser, O'Brien, Sgro, Shaw, Shiner, Tzekas - 20.

Decided in the affirmative by a majority of 10.

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Augimeri, Berardinetti, Bussin, Chow, Duguid, Faubert, Fillion, Fotinos, Gardner, Johnston, Jones, King, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Ootes, Pantalone, Prue, Rae, Shaw, Silva, Sinclair, Walker - 27.

Nays: Councillors: Altobello, Ashton, Berger, Bossons, Brown, Cho, Chong, Davis, Disero, Giansante, Holyday, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Minnan-Wong, Moeser, O'Brien, Saundercook, Sgro, Shiner, Tzekas - 24.

Decided in the affirmative by a majority of 3.

482 **Clause No. 3 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Financial Support to the Caribbean Cultural Committee and Caribana".**
(See Appendix "A", page 2374.)

Council also had before it, during consideration of the foregoing Clause, the following reports:

- (i) (April 15 1998) from the Chief Administrative Officer responding to a request from the Municipal Grants Review Committee regarding the issue of City of Toronto financial support to the Caribbean Cultural Committee and Caribana, and submitting recommendations with respect thereto; and
- (ii) (April 16, 1998) from the Commissioner of Finance and Treasurer responding to a request from the Municipal Grants Review Committee regarding the issue of City of Toronto financial support to the Caribbean Cultural Committee and Caribana, and submitting recommendations with respect thereto.

Council also had before it, during consideration of the foregoing Clause, a communication (April 16, 1998) from Mayor Lastman advising that he is in support of the additional funding to the Caribana Festival Support Committee.

Having regard that the foregoing Clause was submitted without recommendation:

- (a) Councillor Mihevc moved that Council adopt the following recommendations:

"It is recommended that Recommendations (A) to (F) of the Municipal Grants Review Committee embodied in the report dated April 14, 1998, from the City Clerk, be adopted, subject to:

- (1) amending Recommendation No. (1)(b) to provide that the additional grant total of \$150,000.00 be paid from the Corporate Contingency Account to the Caribana mas bands;
- (2) deleting Recommendation No. (1)(c); and
- (3) deleting the amendment by the Budget Committee that the following members be added to the Caribana Festival Support Group, referred to in Appendix 'A':

‘Councillor Jakobek;
Councillor Balkissoon;
Chair, Economic Development Committee;
one staff from Finance; and
one staff from the Access and Equity Centre.’ ”

- (b) Councillor Walker moved that Council adopt the following recommendation:

“It is recommended that the grant be deemed to be in the interest of the municipality.”

- (c) Councillor Davis moved that Council adopt the following recommendations:

“It is recommended that the Commissioner of Economic Development, Culture and Tourism be requested:

- (1) to devise and execute an economic development study of the 1998 Caribana Festival measuring direct and indirect impacts, such study to include the value of volunteer hours and public sector impacts;
- (2) in consultation with Special Events’ staff:
 - (i) to submit a report to the Economic Development Committee on the feasibility of the City of Toronto entering into a ‘strategic joint venture partnership’ with the Caribbean Cultural Committee Inc. (CCC) in the production of the annual Caribana Festival; and
 - (ii) after having assessed the economic benefits of the 1998 Caribana Festival, to submit a report to the Strategic Policies and Priorities Committee, through the Economic Development Committee, on the feasibility of changing the mechanism by which funds flow to Caribana to a method which would allow the organization to market revenue-positive events with more lead time; and

- (3) to report on the feasibility of Council directing funds from the 8,000 Business Improvement Area members in the City of Toronto who benefit from the Caribana festival to contribute an amount of not more than \$10.00 each to the 1999 Festival, and that such report be circulated in advance to all B.I.A. Boards of Management for consultation.”
- (d) Councillor Jakobek, in amendment, moved that the foregoing motion (a) by Councillor Mihevc be amended to provide that the additional grant of \$150,000.00 for the Caribana Festival mas bands and cultural producers referred to in Recommendation (A)(1)(b) be approved and provided from the Grants envelope.
- (e) Councillor Lindsay Luby moved that Council adopt the following recommendation:
- “It is recommended that Recommendations (A) to (F) of the Municipal Grants Review Committee embodied in the report dated April 14, 1998, from the City Clerk, be adopted.”
- (f) Councillor Johnston moved that Council adopt the following recommendation:
- “It is recommended that the report dated April 16, 1998, from the Chief Financial Officer and Treasurer, embodying the following recommendations, be adopted:
- ‘It is recommended that:
- (1) if the Chief Financial Officer and Treasurer receives donations to the City which are accompanied by a desire that the City use such monies to support Caribana, that she then report to Council for instructions on the disbursement of any such donations;
 - (2) the City demonstrate its support for the Caribana festival by providing the CCC with any necessary assistance which will facilitate its receiving Charitable Status on a timely basis; and,
 - (3) the appropriate City officials be authorized and directed to take the necessary steps to give effect thereto.’ ”
- (g) Councillor Saundercook, in amendment, moved that the foregoing motion (e) by Councillor Lindsay Luby be amended by adding thereto the following:
- “subject to amending Recommendation No. (2)(b) of the Budget Committee by deleting the names ‘Councillor Tom Jakobek’ and ‘Councillor Bas Balkissoon’ from the membership of the Caribana Festival Support Group and inserting in lieu thereof the following:
- ‘(a) the Mayor, or his designate; and

- (b) the Budget Chair, or his designate.’ ”
- (h) Councillor Chow moved that Council adopt the following recommendation:
- “It is recommended that the Budget Committee be requested to increase the grants envelope by \$75,000.00.”
- (i) Councillor Holyday, in amendment, moved that the foregoing motion (a) by Councillor Mihevc be amended to provide that approval of the additional grant total of \$150,000.00 be subject to funding from the Province of Ontario in the amount of \$300,000.00.

Upon the question of the adoption of the foregoing motion (b) by Councillor Walker, viz.:

“that Council adopt the following recommendation:

‘It is recommended that the grant be deemed to be in the interest of the municipality.’ ”,

it was carried.

Upon the question of the adoption of the foregoing motion (h) by Councillor Chow, viz.:

“that Council adopt the following recommendation:

‘It is recommended that the Budget Committee be requested to increase the grants envelope by \$75,000.00.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Berger, Bussin, Chow, Davis, Duguid, Gardner, Johnston, Jones, Kelly, Kinahan, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 25.

Nays: Councillors: Balkissoon, Berardinetti, Cho, Chong, Disero, Faubert, Fillion, Flint, Giansante, Holyday, Jakobek, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, O’Brien, Ootes, Saundercook, Sgro - 23.

Decided in the affirmative by a majority of 2.

Upon the question of the adoption of the foregoing motion (d) by Councillor Jakobek, viz.:

“that the foregoing motion (a) by Councillor Mihevc be amended to provide that the additional grant of \$150,000.00 for the Caribana Festival mas bands and cultural producers referred to in Recommendation (A)(1)(b) be approved and provided from the Grants envelope.”,

the vote was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Berardinetti, Berger, Cho, Chong, Davis, Disero, Faubert, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas - 32.

Nays: Councillors: Adams, Augimeri, Bussin, Chow, Duguid, Johnston, Jones, Layton, Mahood, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Saundercook, Walker - 17.

Decided in the affirmative by a majority of 15.

Upon the question of the adoption of the foregoing (i) by Councillor Holyday, viz.:

“that the foregoing motion (a) by Councillor Mihevc be amended to provide that approval of the additional grant total of \$150,000.00 be subject to funding from the Province of Ontario in the amount of \$300,000.00.”,

the vote was taken as follows:

Yeas: Councillors: Balkissoon, Holyday, Jakobek, Minnan-Wong, Moeser, Nunziata, O'Brien, Sgro - 8.

Nays: Councillors: Adams, Ashton, Augimeri, Berardinetti, Berger, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Gardner, Giansante, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 41.

Decided in the negative by a majority of 33.

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decision of Council and the nature of Part (1) of the foregoing motion (a) by Councillor Mihevc, ruled such Part out of order, viz.:

“subject to:

- (1) amending Recommendation No. (1)(b) to provide that the additional grant total of \$150,000.00 be paid from the Corporate Contingency Account to the Caribana mas bands;”.

Councillor Mihevc challenged the ruling of the Deputy Mayor.

Upon the question “Shall the ruling of the Deputy Mayor be upheld?”, the vote was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Berardinetti, Berger, Cho, Chong, Davis, Disero, Duguid, Faubert, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, O’Brien, Ootes, Pantalone, Saundercook, Sgro, Shaw, Shiner, Sinclair - 33.

Nays: Councillors: Adams, Augimeri, Bussin, Chow, Filion, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Prue, Rae, Silva, Tzekas, Walker - 16.

Decided in the affirmative by a majority of 17.

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decision of Council and the nature of Part (2) of the foregoing motion (a) by Councillor Mihevc, declared such Part redundant, viz.:

“subject to:

- (2) deleting Recommendation No. (1)(c);”.

Upon the question of the adoption of Part (3) of the foregoing motion (a) by Councillor Mihevc, viz.:

“subject to:

- (3) deleting the amendment by the Budget Committee that the following members be added to the Caribana Festival Support Group, referred to in Appendix ‘A’:

‘Councillor Jakobek;
Councillor Balkissoon;
Chair, Economic Development Committee;
one staff from Finance; and
one staff from the Access and Equity Centre.’ ”,

the vote was taken as follows:

Yeas: Councillors: Cho, Chong, Filion, Gardner, Johnston, Jones, Kinahan, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Walker - 14.

Nays: Councillors: Adams, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bussin, Chow, Davis, Disero, Duguid, Faubert, Flint, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Saundercook, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas - 35.

Decided in the negative by a majority of 21.

Upon the question of the adoption of the foregoing motion (g) by Councillor Saundercook, viz.:

“that the foregoing motion (e) by Councillor Lindsay Luby be amended by adding thereto the following:

‘subject to amending Recommendation No. (2)(b) of the Budget Committee by deleting the names “Councillor Tom Jakobek” and “Councillor Bas Balkissoon” from the membership of the Caribana Festival Support Group and inserting in lieu thereof the following:

“(a) the Mayor, or his designate; and
(b) the Budget Chair, or his designate.” ’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Balkissoon, Berger, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Shaw, Silva, Sinclair, Tzekas - 44.

Nays: Councillors: Berardinetti, McConnell, Mihevc, O'Brien, Walker - 5.

Decided in the affirmative by a majority of 39.

Upon the question of the adoption of Parts (1) and (2) of the foregoing motion (c) by Councillor Davis, viz.:

“that Council adopt the following recommendations:

‘It is recommended that the Commissioner of Economic Development, Culture and Tourism be requested:

- (1) to devise and execute an economic development study of the 1998 Caribana Festival measuring direct and indirect impacts, such study to include the value of volunteer hours and public sector impacts;
- (2) in consultation with Special Events' staff:
 - (i) to submit a report to the Economic Development Committee on the feasibility of the City of Toronto entering into a "strategic joint venture partnership" with the Caribbean Cultural Committee Inc. (CCC) in the production of the annual Caribana Festival; and
 - (ii) after having assessed the economic benefits of the 1998 Caribana Festival, to submit a report to the Strategic Policies and Priorities Committee, through the Economic Development Committee, on the feasibility of changing the mechanism by which funds flow to Caribana to a method which would allow the organization to market revenue-positive events with more lead time; ”,

it was carried.

Upon the question of the adoption of Part (3) of the foregoing motion (c) by Councillor Davis, viz.:

“that Council adopt the following recommendations:

‘It is recommended that the Commissioner of Economic Development, Culture and Tourism be requested:

- (3) to report on the feasibility of Council directing funds from the 8,000 Business Improvement Area members in the City of Toronto who benefit from the Caribana festival to contribute an amount of not more than \$10.00 each to the 1999 Festival, and that such report be circulated in advance to all B.I.A. Boards of Management for consultation.’ ”,

the vote was taken as follows:

Yeas: Councillors: Augimeri, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Jakobek, Johnston, King, Lindsay Luby, Minnan-Wong, Saundercook, Sgro, Shiner, Silva, Sinclair, Tzekas - 20.

Nays: Councillors: Adams, Ashton, Balkissoon, Berger, Bussin, Cho, Gardner, Giansante, Holyday, Jones, Kelly, Kinahan, Korwin-Kuczynski,

Layton, Li Preti, Mahood, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Walker - 29.

Decided in the negative by a majority of 9.

Upon the question of the adoption of the foregoing motion (f) by Councillor Johnston, viz.:

“that Council adopt the following recommendation:

‘It is recommended that the report dated April 16, 1998, from the Chief Financial Officer and Treasurer, embodying the following recommendations, be adopted:

“It is recommended that:

- (1) if the Chief Financial Officer and Treasurer receives donations to the City which are accompanied by a desire that the City use such monies to support Caribana, that she then report to Council for instructions on the disbursement of any such donations;
- (2) the City demonstrate its support for the Caribana festival by providing the CCC with any necessary assistance which will facilitate its receiving Charitable Status on a timely basis; and
- (3) the appropriate City officials be authorized and directed to take the necessary steps to give effect thereto.” ’ ’ ’

it was carried.

Upon the question of the adoption of the foregoing motion (e) by Councillor Lindsay Luby, as amended, viz.:

“that Council adopt the following recommendation:

‘It is recommended that Recommendations (A) to (F) of the Municipal Grants Review Committee embodied in the communication dated April 14, 1998, from the City Clerk, be adopted, subject to amending Recommendation No. (2)(b) of the Budget Committee by deleting the names “Councillor Tom Jakobek” and “Councillor Bas Balkissoon” from the membership of the Caribana Festival Support Group and inserting in lieu thereof the following:

- “(a) the Mayor, or his designate; and
- (b) the Budget Chair, or his designate.” ’ ’ ’

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bussin, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Gardner, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Mahood, McConnell, Mihevc, Miller, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 42.

Nays: Councillors: Cho, Giansante, Lindsay Luby, Minnan-Wong, Moeser, Saundercook - 6.

Decided in the affirmative by a majority of 36.

In summary, Council adopted Recommendations (A) to (F) of the Municipal Grants Review Committee embodied in the report dated April 14, 1998, from the City Clerk, subject to:

- (1) the additional grant of \$150,000.00 for the Caribana Festival mas bands and cultural producers referred to in Recommendation (A)(1)(b) being approved and provided from the Grants envelope; and
- (2) deleting the names "Councillor Tom Jakobek" and "Councillor Bas Balkissoon" from the membership of the Caribana Festival Support Group and inserting in lieu thereof the following:
 - (a) the Mayor, or his designate; and
 - (b) the Budget Chair, or his designate.

Council also adopted the following recommendations:

"It is recommended that:

- (1) the grant be deemed to be in the interest of the municipality;
- (2) the Budget Committee be requested to increase the grants envelope by \$75,000.00;
- (3) the Commissioner of Economic Development, Culture and Tourism be requested:
 - (a) to devise and execute an economic development study of the 1998 Caribana Festival measuring direct and indirect impacts, such study to include the value of volunteer hours and public sector impacts; and
 - (b) in consultation with Special Events' staff:

- (i) to submit a report to the Economic Development Committee on the feasibility of the City of Toronto entering into a 'strategic joint venture partnership' with the Caribbean Cultural Committee Inc. (CCC) in the production of the annual Caribana Festival; and
 - (ii) after having assessed the economic benefits of the 1998 Caribana Festival, submit a report to the Strategic Policies and Priorities Committee, through the Economic Development Committee, on the feasibility of changing the mechanism by which funds flow to Caribana to a method which would allow the organization to market revenue-positive events with more lead time; and
- (4) the report dated April 16, 1998, from the Chief Financial Officer and Treasurer, embodying the following recommendations, be adopted:

'It is recommended that:

- (1) if the Chief Financial Officer and Treasurer receives donations to the City which are accompanied by a desire that the City use such monies to support Caribana, that she then report to Council for instructions on the disbursement of any such donations;
- (2) the City demonstrate its support for the Caribana festival by providing the CCC with any necessary assistance which will facilitate its receiving Charitable Status on a timely basis; and
- (3) the appropriate City officials be authorized and directed to take the necessary steps to give effect thereto.' "

483 **Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee, headed "F. G. Gardiner Expressway East Dismantling Project".**
(See Appendix "A", page 2034.)

Council also had before it, during consideration of the foregoing Clause, the following communications:

- (i) from various individuals regarding the F.G. Gardiner Expressway East Dismantling Project:
 - (1) Mr. K. Walters, Toronto (March 3, 1998) forwarding petitions containing signatures from concerned citizens who support the rehabilitation of the Expressway and oppose its demolition; and

- (2) Mr. Brian Gallagher, Toronto (March 15, 1998) in favour of the removal of the Expressway;
- (ii) from Mr. B. Mather, Vice-President, Citizens for a Lakeshore Greenway (CFLAG) (April 14, 1998) in support of the dismantling of the F. G. Gardiner Expressway;
- (iii) from Mr. B. Budd, President, East End Citizens for Democracy (April 14, 1998) in support of the dismantling of the F. G. Gardiner Expressway; and
- (iv) from Mr. K. W. Ferguson, Vice-President, Toronto Film Studios Inc., expressing concerns that heavy demolition work resulting from the dismantling of the F. G. Gardiner Expressway will seriously impact on the film industry, which uses this area for shooting, and urging Council to take the needs of the film industry into consideration when making a decision on the future of the Expressway.

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Jakobek, in amendment, moved that the foregoing Clause be amended by:
 - (1) deferring consideration of Recommendation No. (1) of the Urban Environment and Development Committee to the meeting of the Urban Environment and Development Committee to be held in September, 1998; and
 - (2) adding thereto the following:

“It is further recommended that:

 - (i) funds for remedial repairs for the F.G. Gardiner Expressway east of the Don Roadway (Gardiner East) be included in the 1998 Capital Budget;
 - (ii) the Commissioner of Works and Emergency Services be required to meet with the objectors, including TEDCO, the Toronto Harbour Commission, residents west of Carlaw Avenue, the Beaches Triangle Residents Association and the film community, to decide whether there is a compromise which can be found; and
 - (iii) the City Auditor be requested to review the costs of dismantling, rehabilitation and any other options put before Council.”

At this point in the proceedings, and with the permission of Council, the Interim Functional Lead, Transportation, gave a slide presentation to the Council on the F. G. Gardiner Expressway East Dismantling Project.

Council deferred further consideration of the foregoing Clause until later in the meeting.
(See Minute No. 486.)

Council recessed at 6:30 p.m.

8:13 P.M.

Council reconvened.

Deputy Mayor Ootes took the Chair and called the Members to order.

484 At the request of Council, the City Clerk called the Roll at 8:13 p.m., those Members present at the call of the Roll being:

Councillors: Altobello, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, O'Brien, Ootes, Pantalone, Rae, Shaw, Shiner, Walker - 35.

485 Members present at the evening session of this meeting:

Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 51.

486 Council resumed its consideration of Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee, headed "F.G. Gardiner Expressway East Dismantling Project". (See also Minute No. 483.)

(b) Councillor Layton, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that:

(1) the Commissioner of Works and Emergency Services be requested to submit further reports to the Urban Environment and Development Committee on:

(a) options for the dismantling of the Gardiner East which would remove or by-pass the traffic light at Lake Shore Boulevard East and Carlaw Avenue; such report to be submitted to the Committee at the same

time as the contract for Phase I of the dismantling of the Gardiner East is before the Committee for awarding, and the Commissioner of Works and Emergency Services confirm, at that time, that the Phase I work (to prepare detour routes and to move railway tracks) would be required for any of the dismantling options; and

- (b) the safety and operational impacts of the rail relocation on local streets and communities, such report to be before the Committee at the time of the Phase I contract award; and
- (2) a Construction Monitoring Committee be established which will meet regularly and more frequently when urgent items occur; and this Construction Monitoring Committee include representatives from the local industries, including film, local residents and east end neighbourhoods, as well as interested Councillors or their delegates. This Monitoring Committee will focus on: noise reduction so that filming and communities will not be disrupted in any way; traffic flow; traffic infiltration; effective business traffic management; dust and any other items.”
- (c) Councillor Bussin, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to conduct a cost analysis for the rail underpass in the design consideration of the Gardiner East dismantling and report thereon to the Urban Environment and Development Committee.”

Upon the question of the adoption of Part (1) of the foregoing motion (a) by Councillor Jakobek, viz.:

“that the foregoing Clause be amended by:

- (1) deferring consideration of Recommendation No. (1) of the Urban Environment and Development Committee to the meeting of the Urban Environment and Development Committee to be held in September, 1998;”,

the vote was taken as follows:

Yeas: Councillor: Altobello, Berardinetti, Cho, Chong, Disero, Duguid, Faubert, Fotinos, Gardner, Holyday, Jakobek, Kelly, King, Lindsay Luby, Mahood, Minnan-Wong, Moeser, Nunziata, Ootes, Shaw, Silva, Tzekas - 22.

Nays: Councillors: Adams, Ashton, Augimeri, Bossons, Brown, Bussin, Chow, Davis, Filion, Flint, Giansante, Johnston, Jones, Kinahan,

Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, O'Brien, Pantalone, Prue, Rae, Saundercook, Shiner, Walker - 27.

Decided in the negative by a majority of 5.

At this point in the proceedings, Councillor Kinahan, with the permission of Council, requested Deputy Mayor Ootes to rule on whether Part (2)(i) of the foregoing motion (a) by Councillor Jakobek, was in order.

Deputy Mayor Ootes, having regard to the nature of Part (2)(i) of the foregoing motion (a) by Councillor Jakobek, ruled such Part in order.

Upon the question of the adoption of Part (2)(i) of the foregoing motion (a) by Councillor Jakobek, viz.:

“that the foregoing Clause be amended by:

(2) adding thereto the following:

‘It is further recommended that:

(i) funds for remedial repairs for the F.G. Gardiner Expressway east of the Don Roadway (Gardiner East) be included in the 1998 Capital Budget;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Berardinetti, Bussin, Cho, Chong, Disero, Faubert, Fotinos, Giansante, Holyday, Jakobek, Jones, Kelly, Lindsay Luby, Mahood, Mihevc, Minnan-Wong, Moeser, Nunziata, Ootes, Prue, Shaw, Silva, Tzekas, Walker - 26.

Nays: Councillors: Ashton, Augimeri, Bossons, Brown, Chow, Davis, Duguid, Filion, Flint, Gardner, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, McConnell, Miller, O'Brien, Pantalone, Rae, Saundercook, Shiner - 23.

Decided in the affirmative by a majority of 3.

Upon the question of the adoption of Part (2)(ii) of the foregoing motion (a) by Councillor Jakobek, viz.:

“that the foregoing Clause be amended by:

(2) adding thereto the following:

'It is further recommended that:

- (ii) the Commissioner of Works and Emergency Services be required to meet with the objectors, including TEDCO, the Toronto Harbour Commission, residents west of Carlaw Avenue, the Beaches Triangle Residents Association and the film community, to decide whether there is a compromise which can be found;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Faubert, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby Li Preti, Mahood, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, Ootes, O'Brien, Prue, Rae, Shaw, Silva, Tzekas, Walker - 42.

Nays: Councillors: Ashton, Davis, Flint, Miller, Pantalone, Saundercook, Shiner, Sinclair - 8.

Decided in the affirmative by a majority of 34.

Upon the question of the adoption of Part (2)(iii) of the foregoing motion (a) by Councillor Jakobek, viz.:

“that the foregoing Clause be amended by:

- (2) adding thereto the following:

'It is further recommended that:

- (iii) the City Auditor be requested to review the costs of dismantling, rehabilitation and any other options put before Council.’ ”,

the vote was taken as follows:

Yeas: Councillors: Altobello, Berardinetti, Bussin, Cho, Chong, Disero, Faubert, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, Lindsay Luby, Minnan-Wong, Nunziata, O'Brien, Ootes, Shaw, Silva, Tzekas - 22.

Nays: Councillors: Adams, Ashton, Augimeri, Bossons, Brown, Chow, Davis, Duguid, Filion, Flint, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Mahood, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Saundercook, Shiner, Sinclair, Walker - 28.

Decided in the negative by a majority of 6.

Upon the question of the adoption of the foregoing motion (b) by Councillor Layton, viz.:

“that the foregoing Clause be amended by adding thereto the following:

‘It is further recommended that:

- (1) the Commissioner of Works and Emergency Services be requested to submit further reports to the Urban Environment and Development Committee on:
 - (a) options for the dismantling of the Gardiner East which would remove or by-pass the traffic light at Lake Shore Boulevard East and Carlaw Avenue; such report to be submitted to the Committee at the same time as the contract for Phase I of the dismantling of the Gardiner East is before the Committee for awarding, and the Commissioner of Works and Emergency Services confirm, at that time, that the Phase I work (to prepare detour routes and to move railway tracks) would be required for any of the dismantling options; and
 - (b) the safety and operational impacts of the rail relocation on local streets and communities, such report to be before the Committee at the time of the Phase I contract award; and
- (2) a Construction Monitoring Committee be established which will meet regularly and more frequently when urgent items occur; and this Construction Monitoring Committee include representatives from the local industries, including film, local residents and east end neighbourhoods, as well as interested Councillors or their delegates. This Monitoring Committee will focus on: noise reduction so that filming and communities will not be disrupted in any way; traffic flow; traffic infiltration; effective business traffic management; dust and any other items.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Faubert, Fillion, Flint, Fotinos, Gardner, Giansante, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Walker - 43.

Nays: Councillors: Cho, Holyday, Jakobek, Lindsay Luby, Mahood, Minnan-Wong, Shaw - 7.

Decided in the affirmative by a majority of 36.

Upon the question of the adoption of the foregoing motion (c) by Councillor Bussin, viz.:

“that the foregoing Clause be amended by adding thereto the following:

‘It is further recommended that the Commissioner of Works and Emergency Services be requested to conduct a cost analysis for the rail underpass in the design consideration of the Gardiner East dismantling and report thereon to the Urban Environment and Development Committee.’ ”,

it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

487 **Clause No. 14 of Report No. 4 of The Strategic Policies and Priorities Committee, headed “Toronto City Council’s Response to Draft Greater Toronto Services Board Act”.**

(See Appendix “A”, page 2308.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Pantalone, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that City Council request the Provincial government to integrate all GO Transit Board functions within the mandate of the Greater Toronto Services Board.”

Upon the question of the adoption of the foregoing motion by Councillor Pantalone, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

488 **Clause No. 4 of Report No. 3 of The Corporate Services Committee, headed “Sale of City-Owned Property Known Municipally as 23 Fraser Avenue (Ward 20 - Trinity Niagara)”.**

(See Appendix “A”, page 1806.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

489 **Clause No. 1 of Report No. 3 of The Community and Neighbourhood Services Committee, headed “An Eviction Prevention Strategy for the City of Toronto”.**

(See Appendix "A", page 1729.)

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Bossons, Cho, Chong, Chow, Disero, Duguid, Filion, Flint, Fotinos, Gardner, Giansante, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 38.

Nays: Councillors: Davis, Holyday, Kelly, Lindsay Luby, Ootes - 5.

Decided in the affirmative by a majority of - 33.

- 490 **Clause No. 2 of Report No. 3 of The Community and Neighbourhood Services Committee, headed "Status of Devolution and Reform of Social Housing Programs".**
(See Appendix "A", page 1740.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 491 **Clause No. 4 of Report No. 3 of The Community and Neighbourhood Services Committee, headed "Resources to Support Inter-Related Task Forces".**
(See Appendix "A", page 1749.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Ashton, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Community and Neighbourhood Services Committee on the workplan and budget of the Homelessness Action Task Force, such report to also address the status of the Federal government contribution."

Upon the question of the adoption of the foregoing motion by Councillor Ashton, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 492 **Clause No. 5 of Report No. 3 of The Community and Neighbourhood Services Committee, headed "Crisis in Youth Employment".**
(See Appendix "A", page 1752.)

Council also had before it, during consideration of the foregoing Clause, a report (April 9, 1998) from the Commissioner of Community and Neighbourhood Services, providing, as requested by the Community and Neighbourhood Services Committee, a status report on the Mayor's Youth Employment Summit.

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Chong, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the report dated April 9, 1998, from the Commissioner of Community and Neighbourhood Services, headed 'Mayor's Youth Employment Summit', embodying the following recommendation, be adopted:

'It is recommended that the Commissioners of Community and Neighbourhood Services and Urban Planning and Development Services report back to City Council on the outcome of the Youth Employment Summit, and provide recommendations regarding the City's role in conjunction with other levels of government and the private sector, in implementing strategies developed at the Summit.' "

- (b) Councillor Silva, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that:

- (1) Federal and Provincial MPs be invited to participate in the Mayor's Youth Employment Summit;
- (2) part of the mandate of the Summit be the proposal that the City of Toronto set a hiring target of students by the year 2000;
- (3) the City of Toronto engage in private sector ventures;
- (4) the City of Toronto request the Federal government to 'kick start' their youth initiative and millennium fund as soon as possible;
- (5) the final report to City Council on the Mayor's Youth Employment Summit be submitted through the Economic Development Committee;
- (6) every Member of City Council be requested to employ one student/youth this summer; and
- (7) Councillor Mario Silva be included in the membership of the Committee organizing the Mayor's Youth Employment Summit."

Upon the question of the adoption of the foregoing motion (a) by Councillor Chong it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor Silva it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 493 **Clause No. 6 of Report No. 3 of The Community and Neighbourhood Services Committee, headed “Ontario Works Implementation: Phase 1 Update”.**
(See Appendix “A”, page 1760.)

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Bossons, Brown, Chong, Chow, Davis, Disero, Duguid, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, O’Brien, Ootes, Prue, Saundercook, Shaw, Silva, Sinclair, Tzekas - 38.

Nays: Councillors: Bussin, Cho, Johnston, McConnell, Mihevc, Miller, Pantalone, Rae, Walker - 9.

Decided in the affirmative by a majority of 29.

- 494 **Clause No. 7 of Report No. 3 of The Community and Neighbourhood Services Committee, headed “Report of the Dementia Task Force”.**
(See Appendix “A”, page 1775.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Ashton, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Community and Neighbourhood Services Committee on:
 - (a) an advocacy strategy, in concert with the long-term care services community and the six Regional governments identified in the report; and
 - (b) the City of Toronto’s role in providing long-term care facilities in the future; and

- (2) a copy of this Clause be forwarded to the Task Force to Develop a Strategy for Issues of Concern to the Elderly.”

Upon the question of the adoption of the foregoing motion by Councillor Ashton, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

495 **Clause No. 8 of Report No. 3 of The Community and Neighbourhood Services Committee, headed “Quotation for Food and Related Supplies for Child Care Centres”.**

(See Appendix “A”, page 1782.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

496 **Clause No. 3 of Report No. 3 of The Corporate Services Committee, headed “Sale of City-Owned Property Known Municipally as 1900 Lake Shore Boulevard West (Ward 19 - High Park)”.**

(See Appendix “A”, page 1802.)

Council also had before it, during consideration of the foregoing Clause, a confidential report (April 9, 1998) from the Commissioner of Corporate Services, regarding the sale of City-owned property at 1900 Lake Shore Boulevard West (Ward 19 - High Park).

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor O’Brien, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the confidential report dated April 9, 1998, from the Commissioner of Corporate Services, headed ‘Sale of City-Owned Property Known Municipally as 1900 Lake Shore Boulevard West (Ward 19 - High Park)’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the Offer to Purchase from 1260093 Ontario Inc., (In Trust) on behalf of a corporation to be incorporated, to acquire 1900 Lake Shore Boulevard West, in the amount of \$2,300,000.00, including a deposit of \$230,000.00, be accepted;
- (2) the City Solicitor be authorized to complete this transaction according to the terms and conditions of the Offer to Purchase and pay any expenses incurred by the City incidental to the closing of the transaction or otherwise;

- (3) the City Surveyor furnish the necessary legal description;
- (4) the net proceeds from the sale be directed to the reserve fund, Toronto Harbour Commissioner Properties - Environmental Liabilities;
- (5) the deposit cheques be returned to the unsuccessful prospective purchasers; and
- (6) the appropriate City officials be authorized to take whatever action is necessary.’ ”

Upon the question of the adoption of the foregoing motion by Councillor O'Brien, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 497 **Clause No. 6 of Report No. 3 of The Corporate Services Committee, headed “Expropriation of Property Interests, Sheppard Subway, National Gym Clothing Limited, Willowdale Plaza, 4783 Yonge Street, North York Centre - Ward 10”.**
(See Appendix “A”, page 1808.)

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Faubert, Flint, Fotinos, Gardner, Giansante, Holyday, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Saundercook, Silva, Sinclair - 38.

Nays: Councillors: Bossons, Filion, Jakobek, Johnston, Rae, Walker - 6.

Decided in the affirmative by a majority of 32.

- 498 **Clause No. 8 of Report No. 3 of The Corporate Services Committee, headed “180 Duncan Mill Road - Declaration as Surplus (North York Centre South - Ward 8)”.**
(See Appendix “A”, page 1812.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 499 **Clause No. 16 of Report No. 3 of The Corporate Services Committee, headed “Renewal of Parking License Agreement - Oak Leaf Confections - West Side of Sinnott Road, North of Comstock Road - (Ward 13 - Scarborough Bluffs)”.**
(See Appendix “A” page 1829.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 500 **Clause No. 18 of Report No. 3 of The Corporate Services Committee, headed “Approval of 1998 Operating Budget for Property at 705 Progress Avenue, Scarborough (Ward 15 - Scarborough City Centre)”.**
(See Appendix “A” page 1832.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 501 **Clause No. 19 of Report No. 3 of The Corporate Services Committee, headed “Delegation of Authority to Approve Various Real Estate Matters”.**
(See Appendix “A”, page 1834.)

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Flint, in amendment, moved that the foregoing Clause be struck out and referred back to the Corporate Services Committee for further consideration.
- (b) Councillor Layton, in amendment, moved that the foregoing motion (a) by Councillor Flint be amended by adding thereto the words “and Council direct that the Council Strategy Committee for Persons Without Homes be offered the opportunity to provide input on the sale of properties when such matters are considered by the Committee”.

Upon the question of the adoption of the foregoing motion (b) by Councillor Layton, it was carried.

Upon the question of the adoption of the foregoing motion (a) by Councillor Flint, as amended, it was carried.

- 502 **Clause No. 41 of Report No. 3 of The Corporate Services Committee, headed “Resolution from the Corporation of the City of Brampton Respecting the Canadian Auto Workers Campaigns to Keep Tariff on New Imports”.**
(See Appendix “A”, page 1955.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor O’Brien, in amendment, moved that the foregoing Clause be struck out and referred to the Economic Development Committee for consideration.

Upon the question of the adoption of the foregoing motion by Councillor O'Brien, it was carried.

- 503 **Clause No. 42 of Report No. 3 of The Corporate Services Committee, headed "Other Items Considered by the Committee".**
(See Appendix "A", page 1956.)

Upon the question of the receipt for information of the foregoing Clause, without amendment:

- (a) Councillor Minnan-Wong, seconded by Councillor Davis, in amendment, moved that the foregoing Clause be received for information, subject to striking out and referring Item (o), entitled "Setting Salaries for Members of Council", embodied in such Clause, back to the Corporate Services Committee for further consideration.
- (b) Councillor Jakobek, in amendment, moved that the foregoing Clause be received for information, subject to striking out and referring Item (n), entitled "Honoraria for Councillors Appointed to Agencies, Board and Commissions", embodied in such Clause, back to the Corporate Services Committee for further consideration.

Upon the question of the adoption of the foregoing motion (a) by Councillor Minnan-Wong, seconded by Councillor Davis, it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor Jakobek, it was carried.

Upon the question of receipt for information of the foregoing Clause, as amended, it was carried.

- 504 **Clause No. 2 of Report No. 3 of The Emergency and Protective Services Committee, headed "Establishment of a Task Force to Review the Taxi Industry".**
(See Appendix "A", page 1969.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Korwin-Kuczynski, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Task Force to Review the Taxi Industry also include two representatives of the taxi industry and two representatives of the taxi drivers."

Upon the question of the adoption of the foregoing motion by Councillor Korwin-Kuczynski, the vote was taken as follows:

Yeas: Councillors: Altobello, Augimeri, Brown, Bussin, Chow, Jones, Korwin-Kuczynski, Layton, Li Preti, O'Brien, Shiner - 11.

Nays: Councillors: Ashton, Cho, Chong, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Kinahan, King, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Pantalone, Prue, Rae, Saundercook, Shaw, Sinclair, Walker - 33.

Decided in the negative by a majority of 22.

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

505 **Clause No. 7 of Report No. 3 of The Emergency And Protective Services Committee, headed "Fire Services and Ambulance Services Facilities Study - Terms of Reference".**
(See Appendix "A", page 2002.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Fotinos, in amendment, moved that the foregoing Clause be struck out and referred back to the Emergency and Protective Services Committee for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Fotinos, the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Sinclair - 42.

Nays: Councillors: Altobello, Bossons, Walker - 3.

Decided in the affirmative by a majority of 39.

506 **Clause No. 10 of Report No. 4 of The Urban Environment and Development Committee, headed "GO Transit: Year 2021 Plan".**
(See Appendix "A", page 2130.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Jakobek, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that City Council reiterate to the Provincial government and members of the Greater Toronto Services Board, once it is established, its opposition to its funding of GO Transit.”

Upon the question of the adoption of the foregoing motion by Councillor Jakobek, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

507 **Clause No. 4 of Report No. 4 of The Urban Environment and Development Committee, headed “Proposed 1998 Fee Schedule for Planning Applications”.**
(See Appendix “A”, page 2066.)

Council also had before it, during consideration of the foregoing Clause, a report (April 6, 1998) from the City Solicitor, reporting, as requested by the Urban Environment and Development Committee, on planning application fees that will partially cover the cost of legal services in respect of the processing of such applications.

Council also had before it, during consideration of the foregoing Clause, a report (April 15, 1998) from the City Clerk, recommending planning application fees which will recover costs associated with the processing of such applications, in order to avoid a shortfall in the City Clerk’s budget.

Upon the question of the adoption of the foregoing Clause, without amendment:

(a) Councillor Faubert, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the report dated April 6, 1998, from the City Solicitor, headed ‘Fees for Planning Applications’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) Council approve the addition of a 7.5 percent surcharge for legal services to the tariff of planning application fees set out in the March 10, 1998 report of the Commissioner of Urban Planning and Development Services;
- (2) Council direct that this surcharge be collected by the Planning staff and then transferred to the City Solicitor; and
- (3) the appropriate staff be authorized to take the necessary steps to give effect to Council’s decision.’ ”

- (b) Councillor O'Brien, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the report dated April 15, 1998, from the City Clerk, headed 'Fees for Planning Applications', embodying the following recommendations, be adopted:

'It is recommended that:

- (1) Council approve a surcharge to the tariff of fees set out in the March 10, 1998 report of the Commissioner of Urban Planning and Development Services to cover the expenses incurred by City Clerk's in processing planning applications;
 - (2) the surcharge billed to each applicant shall reflect the direct costs associated with providing notice of public meetings and notices of adoption/notices of passing of the planning by-law(s) related to planning applications;
 - (3) the surcharge be collected by the Planning staff and then transferred to the City Clerk's budget; and
 - (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.' "
- (c) Councillor Flint, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that minor variance applications for 'after the fact' variances be double the regular fee."

Upon the question of the adoption of the foregoing motion (a) by Councillor Faubert, it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor O'Brien, it was carried.

Upon the question of the adoption of the foregoing motion (c) by Councillor Flint, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 508 At this point in the proceedings, Councillor Adams, with the permission of Council, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive

the requirement of the 10:00 p.m. recess, and that Council continue to meet until 11:00 p.m., the vote upon which was taken as follows:

Yeas: Councillors: Adams, Augimeri, Bossons, Cho, Chow, Disero, Duguid, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Saundercook, Silva, Sinclair, Tzekas - 35.

Nays: Councillors: Altobello, Ashton, Brown, Bussin, Chong, Davis, Faubert, Li Preti, Mahood, Minnan-Wong, Prue, Shaw, Shiner, Walker - 14.

Decided in the affirmative, more than two-thirds of Members present having voted in the affirmative.

- 509 **Clause No. 5 of Report No. 4 of The Urban Environment and Development Committee, headed "By-law for Building Permits".**
(See Appendix "A", page 2081.)

Council also had before it, during consideration of the foregoing Clause, a communication (March 31, 1998) from the President, Greater Toronto Home Builders' Association, expressing the concerns of the Association with respect to the by-law for building permits; indicating that the fee being proposed is much too high; and requesting that Council reject the proposed by-law at this point in time, and that staff be requested to report on a proposed fee schedule which is more in line with what is being charged in other municipalities in the GTA.

Council also had before it, during consideration of the foregoing Clause, a report (April 8, 1998) from the Commissioner of Urban Planning and Development Services, providing, as requested by the Urban Environment and Development Committee, supplementary information on a comparison of the proposed Building Permit By-law and the similar requirements of the former City of Toronto Municipal Code.

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 510 **Clause No. 73 of Report No. 3 of The Toronto Community Council, headed "Designation Under Part IV of the Ontario Heritage Act - 4 and 8 South Kingsway (Rousseau Site) (High Park)".**
(See Appendix "A", page 3051.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 14, 1998) from Mr. A. Paton, Q.C., on behalf of Petro Canada, requesting City

Council to reconsider the recommendations of the Toronto Community Council and refuse to state an intention to designate the property at 8 South Kingsway as a heritage property.

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 511 **Clause No. 9 of Report No. 4 of The Urban Environment and Development Committee, headed "Toronto Transit Commission: Sheppard Subway Bayview Station Bus Loop and Commuter Parking".**
(See Appendix "A", page 2125.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Filion, in amendment, moved that consideration of the foregoing Clause be deferred.

Councillor Johnston requested that the Chief General Manager, Toronto Transit Commission, be in attendance at such time as this matter is being considered.

Upon the question that the foregoing Clause be struck out and referred back to the Urban Environment and Development Committee for further consideration, with a request that the Chief General Manager, Toronto Transit Commission, be in attendance at such time as this matter is again before the Committee, the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Faubert, Filion, Gardner, Giansante, Holyday, Jones, Kelly, King, Layton, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Moeser, Nunziata, Pantalone, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker - 35.

Nays: Councillors: Chong, Flint, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Miller, O'Brien, Ootes, Silva - 10.

Decided in the affirmative by a majority of 25.

- 512 **Clause No. 7 of Report No. 4 of The Urban Environment and Development Committee, headed "Renewal of Agreement to Permit Molson Indy Race at Exhibition Place for 1998, 1999 and 2000".**
(See Appendix "A", page 2113.)

Council also had before it, during consideration of the foregoing Clause, a report (April 14, 1998) from the City Solicitor, as requested by the Urban Environment and Development Committee, on whether an indemnity should be obtained from Molson Breweries of Canada Ltd., in addition to the indemnity obtained from Molstar Sports and Entertainment, in connection with the Molson Indy.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Davis, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the report dated April 14, 1998, from the City Solicitor, headed ‘Molson Indy - Indemnity’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) in addition to the City of Toronto, the Board of Governors of Exhibition Place, Molson Breweries of Canada Ltd. and Molstar Inc., Molson Breweries (a partnership) be named as a party to the agreements respecting the consent of Council to holding the Molson Indy and the closure of Lake Shore Boulevard West for the purpose of indemnifying the City for any loss which is a consequence of any default by Molstar of its obligations under the agreements; and
- (2) the appropriate City officials be authorized and directed to take the actions necessary to give effect hereto.’ ”

Upon the question of the adoption of the foregoing motion by Councillor Davis, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

513 **Clause No. 8 of Report No. 4 of The Urban Environment and Development Committee, headed “Operation of the 1998 Molson Indy Race at Exhibition Place”.**
(See Appendix “A”, page 2119.)

Council also had before it, during consideration of the foregoing Clause, a report (April 14, 1998) from the City Solicitor, as requested by the Urban Environment and Development Committee, on whether an indemnity should be obtained from Molson Breweries of Canada Ltd., in addition to the indemnity obtained from Molstar Sports and Entertainment, in connection with the Molson Indy.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Davis, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the report dated April 14, 1998, from the City Solicitor, headed ‘Molson Indy - Indemnity’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) in addition to the City of Toronto, the Board of Governors of Exhibition Place, Molson Breweries of Canada Ltd. and Molstar Inc., Molson Breweries (a partnership) be named as a party to the agreements respecting the consent of Council to holding the Molson Indy and the closure of Lake Shore Boulevard West for the purpose of indemnifying the City for any loss which is a consequence of any default by Molstar of its obligations under the agreements; and
- (2) the appropriate City officials be authorized and directed to take the actions necessary to give effect hereto.’ ”

Upon the question of the adoption of the foregoing motion by Councillor Davis, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 514 **Clause No. 11 of Report No. 4 of The Urban Environment and Development Committee, headed “Foot and Bicycle Couriers - Revenue Canada Taxation”.**
(See Appendix “A”, page 2131.)

Upon the question of the adoption of the foregoing Clause, without amendment, the vote was taken as follows:

Yeas: Councillors: Adams, Augimeri, Bossons, Bussin, Chow, Faubert, Filion, Gardner, Jones, Johnston, Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, Pantalone, Rae, Saundercook, Silva, Sinclair, Walker - 22.

Nays: Councillors: Ashton, Brown, Cho, Chong, Davis, Disero, Duguid, Fotinos, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Lindsay Luby, Mahood, Moeser, Nunziata, Ootes, O’Brien, Prue, Tzekas - 22.

Decided in the negative, there being an equality of votes.

At this point in the proceedings, Councillor Cho, with the permission of Council, moved that in accordance with Section 46 of the Council Procedural By-law, Clause No. 11 of Report No. 4 of The Urban Environment and Development Committee, headed “Foot and Bicycle Couriers - Revenue Canada Taxation”, be reopened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Bossons, Bussin, Cho, Chow, Disero, Faubert, Filion, Fotinos, Gardner, Jones, Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, O’Brien, Ootes, Pantalone, Prue, Rae, Silva, Sinclair, Walker - 27.

Nays: Councilors: Altobello, Brown, Chong, Duguid, Flint, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Lindsay Luby, Mahood, Moeser, Nunziata, Shiner, Tzekas - 17.

Decided in the negative, less than two-thirds of Members present having voted in the affirmative.

- 515 **Clause No. 19 of Report No. 4 of The Urban Environment and Development Committee, headed "Other Items Considered by the Committee".**
(See Appendix "A", page 2155.)

Council also had before it, during consideration of the foregoing Clause, a communication (March 26, 1998) from the City Clerk, advising that the Metropolitan Cycling and Pedestrian Committee and the Toronto City Cycling Committee endorsed the recommendations embodied in the report dated March 6, 1998, from the Commissioner of Urban Planning and Development Services, respecting the 1998 Cycling Ambassadors Program.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Walker, in amendment, moved that the foregoing Clause be received for information, subject to striking out and referring Item (i), entitled "Proposed Merger of the Royal Bank of Canada and the Bank of Montreal - Impact on Toronto", back to the Urban Environment and Development Committee for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Walker, it was carried.

Upon the question of receipt for information of the foregoing Clause, as amended, it was carried.

- 516 **Clause No. 10 of Report No. 3 of The Works and Utilities Committee, headed "Engagement of External Environmental Consultant for the Design of a Pilot Project for Carbon Dioxide (CO₂) Emission Trading".**
(See Appendix "A", page 2201.)

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 517 **Clause No. 11 of Report No. 3 of The Works and Utilities Committee, headed "Use of Abandoned (Decommissioned) Gas Mains for Telecommunications Conduit Purposes - Agreement with Consumers Gas".**
(See Appendix "A", page 2204.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Fotinos, in amendment, moved that the foregoing Clause be struck out and referred back to the Works and Utilities Committee, with a request that the Commissioner of Works and

Emergency Services submit a further report to the Committee outlining a comprehensive policy for the use of public rights-of-way for the development of a telecommunications infrastructure network.

Upon the question of the adoption of the foregoing motion by Councillor Fotinos, it was carried.

- 518 **Clause No. 16 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Solid Waste Management Fees".**
(See Appendix "A", page 2323.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Disero, in amendment, moved that the foregoing Clause be struck out and referred back to the Works and Utilities Committee for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Disero, it was carried.

- 519 **Clause No. 8 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Business Improvement Areas: Interim Administrative Procedures for 1998 and Municipal Code Amendments for the (Former) City of Toronto".**
(See Appendix "A", page 2269.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Miller, in amendment, moved that the foregoing Clause be amended by amending Recommendations Nos. (2) and (4) of the Strategic Policies and Priorities Committee to provide that BIA appointments and budgets be reported through the Economic Development Committee.

Upon the question of the adoption of the foregoing motion by Councillor Miller, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 520 At this point in the proceedings, Councillor Jakobek, with the permission of Council, gave notice of the following Motion to permit consideration at the next meeting of Council:

Moved by: Councillor Jakobek

Seconded by: Councillor Korwin-Kuczynski

"WHEREAS City Council at its meeting held on April 16, 1998, adopted, as amended, Clause No. 14 of Report No. 4 of The Strategic Policies and Priorities Committee, headed 'Toronto City Council's Response to Draft Greater Toronto Services Board Act';

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 46 of the Council Procedural By-law, Clause No. 14 of Report No. 4 of The Strategic Policies and Priorities Committee, headed 'Toronto City Council's Response to Draft Greater Toronto Services Board Act', be reopened for further consideration at the next meeting of City Council."

521 **Clause No. 6 of Report No. 4 of The Strategic Policies and Priorities Committee, headed "Development Charges".**

(See Appendix "A", page 2261.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Jones, in amendment, moved that the foregoing Clause be amended by inserting in Recommendation No. (1) embodied in the report dated March 12, 1998, from the Chief Financial Officer and Treasurer, after the words "staff resources", the words ", including staff from both Toronto School Boards, where appropriate," so that such recommendation shall now read as follows:

- "(1) the Chief Financial Officer and Treasurer be authorized to utilize appropriate staff resources, including staff from both Toronto School Boards, where appropriate, and funds of up to \$300,000.00 from the North York Development Charges Reserve Fund - Capital Growth Studies, to undertake the requisite background studies pursuant to the Development Charges Act, 1997;"

Upon the question of the adoption of the foregoing motion by Councillor Jones, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

522 **Clause No. 1 of Report No. 3 of The East York Community Council, headed "Enforcement Issues in Relation to the Parking Pad Located at 745 Sammon Avenue".**

(See Appendix "A", page 2408.)

Having regard that the foregoing Clause was submitted without recommendation, Councillor Prue moved that Council adopt the following recommendations:

"It is recommended that:

- (1) City Council not enforce the by-law as it relates to the vehicle at 745 Sammon Avenue; and
- (2) the Commissioner of Development Services, East York, be requested to review the length limitation on vehicles when consolidating the by-laws related to front yard permit parking of the former municipalities to ensure that this and other anomalies are removed from a future parking by-law."

Upon the question of the adoption of the foregoing motion by Councillor Prue, it was carried.

523 **Clause No. 37 of Report No. 4 of The North York Community Council, headed “Official Plan and Zoning Amendment Application and Subdivision Application UDOZ-97-34 and UDSB-1232 Romeo DiBattista - 665 Trethewey Drive - North York Humber”.**

(See Appendix “A”, page 2595.)

Council also had before it, during consideration of the foregoing Clause, a report (April 7, 1998) from the Acting Commissioner of Planning, North York, regarding Official Plan Amendment and Zoning Amendment Application and Subdivision Application UDOZ-97-34 and UDSB-1232, and recommending that Council resolve that the changes to the zoning by-laws are minor and technical in nature and, therefore, pursuant to subsection 34(17) of the Planning Act, no further public meeting is required.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Nunziata, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the report dated April 7, 1998, from the Acting Commissioner of Planning, North York, headed ‘By-laws for Official Plan and Zoning Amendments, Romeo DiBattista, 665 Trethewey Drive’, embodying the following recommendation, be adopted:

‘It is recommended that Council resolve that the changes to the zoning by-law are minor and technical in nature and therefore, pursuant to subsection 34(17) of the Planning Act, no further public meeting is required.’;

- (2) any site plan applications related to the development at 665 Trethewey Drive be circulated to the Councillors for Ward 27 - York Humber, in order that the opportunity for public input from residents in their constituency can be facilitated if deemed appropriate; and
- (3) the four Councillors from North York Humber and York Humber be invited to participate in the design of the proposed public park of 1.2 hectares for this project in order that community concerns can be addressed.”

Upon the question of the adoption of the foregoing motion by Councillor Nunziata, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 524 **Clause No. 2 of Report No. 3 of The Scarborough Community Council, headed “Parking and Traffic Concerns at Our Lady of Wisdom Catholic School, Ward 14, Scarborough Wexford”.**
(See Appendix “A”, page 2620.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 9, 1998) from Councillor Norman Kelly, Scarborough Wexford, advising that a community meeting was held on April 7, 1998, with respect to a parking prohibition on White Abbey Park; that several residents objected to the proposed prohibition; and submitting recommendations with respect thereto.

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Kelly, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the report dated March 16, 1998, from the Director, Road and Traffic Services, Scarborough, be amended by:

- (1) deleting from Recommendation No. (2), the words ‘and stopping’, so that such recommendation shall now read as follows:

‘(2) the parking regulation identified in Appendix 2 of this report be adopted;’; and

- (2) deleting from the recommendation of the Scarborough Community Council the recommended new Recommendation No. (9).”

- (b) Councillor Tzekas, in amendment, moved that the foregoing Clause be amended by amending the report dated March 16, 1998, from the Director, Road and Traffic Services, Scarborough, by:

- (1) deleting Recommendation No. (6) and inserting in lieu thereof the following new Recommendation No. (6):

“(6) a copy of this report be sent to the Toronto Catholic School Board requesting the Board and its staff to consider off street option(s) to accommodate the parents picking-up and dropping-off their children, these options include but not limited to expanding the parking lot, additional short term parking spaces, an additional driveway, and the installation of a turning loop, busing the children to school, staggering school dismissal times, and report back to Scarborough Community Council before September 1, 1998, on these options.”; and

- (2) adding thereto the following new recommendations:
- “(9) the new parking signs and stop control be installed before September 1, 1998;
 - (10) staff, parents and children of Our Lady of Wisdom School, in conjunction with the Toronto Police Service, be requested to participate in the Safety Program initiated by the Toronto Police Service specifically for dealing with issues of traffic safety near schools; and
 - (11) the Director and staff in Road and Traffic Services, Scarborough, from time to time, monitor the situation until the end of the year and report back to Scarborough Community Council with his findings in January 1999.”

Upon the question of the adoption of the foregoing motion (a) by Councillor Kelly, it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor Tzekas, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, viz.:

“that the foregoing Clause be amended by:

- (1) amending the report dated March 16, 1998, from the Director, Road and Traffic Services, Scarborough, by:
 - (a) deleting from Recommendation No. (2), the words ‘and stopping’, so that such recommendation shall now read as follows:
 - ‘(2) the parking regulation identified in Appendix 2 of this report be adopted;’; and
 - (b) deleting Recommendation No. (6) and inserting in lieu thereof the following new Recommendation No. (6):
 - ‘(6) a copy of this report be sent to the Toronto Catholic School Board requesting the Board and its staff to consider off street option(s) to accommodate the parents picking-up and dropping-off their children, these options include but not limited to expanding the parking lot, additional short term parking spaces, an additional driveway, and the installation of a turning loop, busing the children to school, staggering school dismissal times, and report back to Scarborough

Community Council before September 1, 1998, on these options.';

- (2) deleting from the recommendation of the Scarborough Community Council the recommended new Recommendation No. (9); and
- (3) adding the following new recommendations to the report dated March 16, 1998, from the Director, Road and Traffic Services, Scarborough:
 - '(9) the new parking signs and stop control be installed before September 1, 1998;
 - (10) staff, parents and children of Our Lady of Wisdom School, in conjunction with the Toronto Police Service, be requested to participate in the Safety Program initiated by the Toronto Police Service specifically for dealing with issues of traffic safety near schools; and
 - (11) the Director and staff in Road and Traffic Services, Scarborough, from time to time, monitor the situation until the end of the year and report back to Scarborough Community Council with his findings in January 1999.';

so that the recommendations embodied in the report dated March 16, 1998, from the Director, Road and Traffic Services, Scarborough, shall now read as follows:

'It is recommended that:

- (1) the current parking regulations identified in Appendix 1 of this report be rescinded;
- (2) the parking regulation identified in Appendix 2 of this report be adopted;
- (3) the stop control identified in Appendix 3 of this report be rescinded;
- (4) the stop control identified in Appendix 4 of this report be adopted;
- (5) the appropriate by-laws be amended accordingly;
- (6) a copy of this report be sent to the Toronto Catholic School Board requesting the Board and its staff to consider off-street option(s) to accommodate the parents picking-up and dropping-off their children, these options include but not limited to expanding the parking lot, additional short term parking spaces, an additional driveway, and the installation of a turning loop, busing the children to school, staggering school dismissal times, and report back to

Scarborough Community Council before September 1, 1998, on these options;

- (7) the Toronto Catholic School Board be requested to meet with the Toronto Fire Department to discuss whether there is enough room on the west side of the school for staff parking in order to convert the present parking lot on the east side of the school to a pick-up zone for students arriving and departing by car;
- (8) the Police Service be invited to monitor the situation on a daily basis over the first four weeks and, thereafter, from time to time until the end of the school year;
- (9) the new parking signs and stop control be installed before September 1, 1998;
- (10) staff, parents and children of Our Lady of Wisdom School, in conjunction with the Toronto Police Service, be requested to participate in the Safety Program initiated by the Toronto Police Service specifically for dealing with issues of traffic safety near schools; and
- (11) the Director and staff in Road and Traffic Services, Scarborough, from time to time, monitor the situation until the end of the year and report back to Scarborough Community Council with his findings in January 1999.’ ”,

it was carried.

525 **Clause No. 2 of Report No. 3 of The Toronto Community Council, headed “Expropriation of Private Lane - Rear of 58-66 Williamson Road and 252 to 256 Glen Manor Drive West (East Toronto)”.** (See Appendix “A”, page 2720.)

Upon the of the question adoption of the foregoing Clause, without amendment:

- (a) Councillor O’Brien, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services be requested to submit a joint report to the Corporate Services Committee on a mechanism to incorporate uniformity in the handling of real estate transactions, whether it be through expropriation, sale or some other method.”

- (b) Councillor Bussin, in amendment, moved that the foregoing Clause be struck out and referred back to the Corporate Services Committee for further consideration.

Upon the question of the adoption of the foregoing motion (b) by Councillor Bussin, it was carried.

Upon the question of the adoption of the foregoing motion (a) by Councillor O'Brien, it was carried. (See also Minute No. 530.)

- 526 **Clause No. 3 of Report No. 3 of The Toronto Community Council, headed "Expropriation of a Limited Interest in and over Lands for Drainage Easement Purposes - Wychwood Park (Midtown)".**
(See Appendix "A", page 2728.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Giansante, in amendment, moved that the foregoing Clause be struck out and referred to the Corporate Services Committee for consideration.

Upon the question of the adoption of the foregoing motion by Councillor Giansante, it was carried.

- 527 **Clause No. 2 of Report No. 4 of The York Community Council, headed "Official Plan and Zoning By-law Amendments for 870 Jane Street".**
(See Appendix "A", page 3126.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Nunziata, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Interim Lead for Transportation be directed to review the existing access to 870 Jane Street and its relationship to the signalized intersection at Jane Street and Alliance Avenue, and submit a report thereon to the York Community Council on any improvements necessary to ensure both pedestrian safety and ease of vehicle access."

Upon the question of the adoption of the foregoing motion by Councillor Nunziata, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

- 528 **Clause No. 4 of Report No. 4 of The York Community Council, headed "Amendment to the Community Improvement Plan for the Weston, Mount Dennis, and Oakwood-Vaughan/Oakwood-Rogers Community Improvement Areas by Adding the Eglinton Avenue West Community Improvement Plan".**
(See Appendix "A", page 3137.)

Upon the question of the adoption of the foregoing Clause without amendment, Councillor Mihevc, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that Vaughan Road, in its entirety, be added as part of the Community Improvement Plan."

Upon the question of the adoption of the foregoing motion by Councillor Mihevc, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

529 **Clause No. 2 of Report No. 4 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed "Toronto Library Board Structure".**

(See Appendix "A", page 3196.)

Council also had before it, during consideration of the foregoing Clause, a report (undated) from Ms. G. Lundeen, Library Transition Team, Toronto Public Library, reporting, as requested by the Special Committee to Review the Final Report of the Toronto Transition Team, on a recommended criteria for the appointment of citizen members to the Toronto Public Library Board.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Miller, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the report (undated) from the Toronto Public Library Board, be adopted, subject to adding to the criteria for selecting Board Members of the Toronto Public Library Board the provision that Board Members must possess a valid library card."

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 532.)

530 At this point in the proceedings, Councillor Jakobek, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 2 of Report No. 3 of The Toronto Community Council, headed "Expropriation of Private Lane - Rear of 58-66 Williamson Road and 252 to 256 Glen Manor Drive West (East Toronto)", be reopened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Augimeri, Brown, Cho, Chong, Chow, Disero, Faubert, Fillion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, King, Korwin-Kuczynski, Layton, Lindsay Luby, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Shaw, Sinclair, Tzekas - 32.

Nays: Councillors: Altobello, Bossons, Bussin, Kinahan, Mahood, McConnell, Mihevc, Miller, Prue, Saundercook, Shiner, Walker - 12.

Decided in the affirmative, more than two-thirds of Members present having voted in the affirmative.

In accordance with the foregoing decision of Council, Clause No. 2 of Report No. 3 of The Toronto Community Council, headed "Expropriation of Private Lane - Rear of 58-66 Williamson Road and 252 to 256 Glen Manor Drive West (East Toronto)", was re-opened for further consideration. (See also Minute No. 525.)

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Bussin, in amendment, moved that the foregoing Clause be struck out and referred back to the Corporate Services Committee for further consideration.
- (b) Councillor Chow, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Commissioner of Corporate Services be requested to identify the source of funding prior to the expenditure of funds in this regard."

- (c) Councillor O'Brien, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services be requested to submit a joint report to the Corporate Services Committee on a mechanism to incorporate uniformity in the handling of real estate transactions, whether it be through expropriation, sale or some other method."

Upon the question of the adoption of the foregoing motion (a) by Councillor Bussin, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Bossons, Brown, Bussin, Chow, Filion, Jones, Layton, Mahood, McConnell, Mihevc, Miller, Ootes, Prue, Shiner - 18.

Nays: Councillors: Cho, Chong, Disero, Faubert, Flint, Fotinos, Gardner, Holyday, Jakobek, Kelly, Kinahan, King, Lindsay Luby Moeser, O'Brien, Pantalone, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker - 23.

Decided in the negative by a majority of 15.

Upon the question of the adoption of the foregoing motion (b) by Councillor Chow, it was carried.

Upon the question of the adoption of the foregoing motion (c) by Councillor O'Brien, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Brown, Cho, Chong, Chow, Disero, Faubert, Flint, Fotinos, Gardner, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Moeser, O'Brien, Ootes, Pantalone, Rae, Saundercook, Silva, Sinclair, Tzekas, Walker - 32.

Nays: Councillors: Augimeri, Bossons, Bussin, Filion, Layton, Mihevc, Miller, Prue, Shiner - 9.

Decided in the affirmative by a majority of 23.

- 531 At this point in the proceedings, Deputy Mayor Ootes, having regard that Friday, April 17, 1998, is Eastern Orthodox Good Friday, proposed that Council now consider whether to reconvene this meeting on Friday, April 17, 1998, or adjourn and call a special meeting to consider all matters remaining on the Order Paper for this meeting of Council.

Council concurred in the foregoing proposal.

- (a) Councillor Miller moved that Council reconvene on Friday, April 17, 1998, recess at 12:30 p.m., in order to observe Greek Orthodox Good Friday, and that Section 11 of the Council Procedural By-law be waived accordingly.
- (b) Councillor Gardner moved that Councillors Fotinos and Tzekas be requested to identify outstanding issues on the Order Paper in which they have a particular interest and that consideration of such items be deferred to the next meeting of Council.
- (c) Councillor King moved that, in the 1999 Schedule of Meetings, Greek Orthodox Christmas and Good Friday be recognized.

At this point in the proceedings, Councillor Adams, with the permission of Council, moved that in accordance with subsection 11(7) of the Council Procedural By-law, Council waive the requirement of the 11:00 p.m. adjournment, in order to conclude consideration of this matter, which was carried, more than two-thirds of Members present having voted in the affirmative.

- (d) Councillor Korwin-Kuczynski, moved that Council continue to meet until 12:00 midnight, in order to complete as much business as possible.
- (e) Councillor Adams moved that:
 - (1) Council not meet on Friday, April 17, 1998, in order to respect the Greek Orthodox Good Friday;

- (2) Council amend its Schedule of Meetings to provide that the Special Meeting of Council to consider the 1998 Capital and Operating Budgets which was to be held from Tuesday, April 28, 1998, to Friday May 1, 1998, now be held from Wednesday, April 29 to Friday, May 1, 1998;
 - (3) a Special Meeting of Council be scheduled for Tuesday, April 28, 1998, to consider only those matters that remain outstanding on the Order Paper for this meeting; and
 - (4) in accordance with subsection 11(7) of the Council Procedural By-law, Council waive the requirement to recess and continue in session until 12:00 midnight.
- (f) Councillor Davis moved that the Director, Access and Equity, be requested to submit a report to the Corporate Services Committee on the days of religious significance that should be taken into consideration in the preparation of the Schedule of Meetings for Council, the Community Councils, the Standing Committees and other Committees.

Upon the question of the adoption of the foregoing motion (f) by Councillor Davis, it was carried.

Upon the question of the adoption of Parts (1), (2), and (3) of the foregoing motion (e) by Councillor Adams, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Augimeri, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Filion, Flint, Fotinos, Gardner, Jakobek, Jones, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Pantalone, Prue, Rae, Shiner, Silva, Tzekas, Walker - 40.

Nays: Councillors: Faubert, Giansante, Holyday, Ootes, Saundercook - 5.

Decided in the affirmative by a majority of 35.

Upon the question of the adoption of Part (4) of the foregoing motion (e) by Councillor Adams, the vote was taken as follows:

Yeas: Councillors: Adams, Bossons, Brown, Chong, Chow, Disero, Duguid, Filion, Flint, Fotinos, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Rae, Saundercook, Silva, Tzekas - 31.

Nays: Councillors: Altobello, Ashton, Augimeri, Bussin, Cho, Davis, Faubert, Gardner, Kelly, Minnan-Wong, Ootes, Pantalone, Prue, Shiner, Walker - 15.

Decided in the affirmative, two-thirds of Members present having voted in the affirmative.

Having regard to the foregoing decision of Council, the foregoing motions (a), (b), (c) and (d) by Councillors Miller, Gardner, King, and Korwin-Kuczynski, respectively, were not put to a vote.

- 532 Having regard to the foregoing decision of Council, Deputy Mayor Ootes proposed that consideration of the following Clauses, together with reports and communications related thereto, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998:

REPORT NO. 3 OF THE CORPORATE SERVICES COMMITTEE

Clause No. 1 - "City of Toronto Administrative, Professional Supervisory Association, Incorporated (COTAPSAI)".

Clause No. 2 - "Retention of Real Estate Consulting Firm in which a Former Employee is a Principal".

REPORT NO. 4 OF THE URBAN ENVIRONMENT AND DEVELOPMENT COMMITTEE

Clause No. 1 - "Ward Boundary Review Process".

Clause No. 2 - "Monitoring of Red-Light Violations at Traffic Control Signals";

REPORT NO. 3 OF THE WORKS AND UTILITIES COMMITTEE

Clause No. 1 - "Deposit/Return System for Alcoholic and Non-Alcoholic Beverage Containers".

Clause No. 4 - "Mixed Waste Recycling and Organics Processing Demonstration Facility".

REPORT NO. 4 OF THE STRATEGIC POLICIES AND PRIORITIES COMMITTEE

Clause No. 7 - "Process to Develop an Agreement on Matters of Mutual Interest Between the City of Toronto and the Greater Toronto Airports Authority to Lester B. Pearson International Airport".

Clause No. 11 - "Resolution - Business Education Tax Rate in Ontario".

Clause No. 12 - "Provincial Property Tax System".

Clause No. 13 - "Proposed New Municipal Act - Ministry of Municipal Affairs and Housing Consultation Document".

Clause No. 19 - "Increase in Property Tax Reassessment".

Clause No. 25 - "Property Assessment and Tax Policy System",

Clause No. 27 - "Independent Review of Provincial Current Value Assessments".

REPORT NO. 4 OF THE NORTH YORK COMMUNITY COUNCIL

Clause No. 41 - "UDSP-95-109 - Royal Mansions - 15 - 25 Lorraine Drive".

REPORT NO. 3 OF THE TORONTO COMMUNITY COUNCIL

Clause No. 43 - "Retention of Expert Planning Witness - 5, 7 and 9 Sultan Street (Downtown)".

Clause No. 47 - "Settlement of Objection to By-law No. 1994-0601 - Definitions of Club, Concert Hall, Place of Amusement, Place of Assembly and Related Requirements (All Wards in the Former City of Toronto)".

Clause No. 96 - "Other Items Considered by the Community Council". (Item ff).

REPORT NO. 4 OF THE SPECIAL COMMITTEE TO REVIEW THE FINAL REPORT OF THE TORONTO TRANSITION TEAM

Clause No. 2 - "Toronto Library Board Structure".

Clause No. 6 - "Other Items Considered by the Committee". (Item 6(a).)

Council concurred in the foregoing proposal by the Deputy Mayor.

533 At this point in the proceedings, Councillor Holyday, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 1 of The Nominating Committee,

and moved, seconded by Councillor Kelly, that the provisions of Section 44 of the Council Procedural By-law be waived in connection with the foregoing Report and that Council now give consideration to such Report, which was carried, more than two-thirds of Members present having voted in the affirmative.

The Deputy Mayor requested Members of Council to indicate whether they have an interest in the Clause embodied in the foregoing Report, together with the nature of the interest.

There were no declarations of interest.

Upon the question of the adoption of Report No. 1 of The Nominating Committee, consisting of one Clause only, without amendment, it was held in its entirety.

- 534 **Clause No. 1 of Report No. 1 of The Nominating Committee, headed "Appointments to the Board of Directors of the Greater Toronto Airports Authority (GTAA)".**
(See Appendix "A", page 3195.)

Upon the question of the adoption of the foregoing Clause, without amendment:

- (a) Councillor Chow, in amendment, moved that the foregoing Clause be struck out and referred back to the Nominating Committee for further consideration.
- (b) Councillor Kinahan, in amendment, moved that consideration of the foregoing Clause be deferred to Special Meeting of Council to be held on April 28, 1998.

Upon the question of the adoption of the foregoing motion (a) by Councillor Chow, the vote was taken as follows:

Yeas: Councillors: Adams, Bossons, Bussin, Chow, Duguid, Faubert, Holyday, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Rae, Tzekas, Walker - 19.

Nays: Councillors: Brown, Cho, Chong, Davis, Disero, Filion, Flint, Fotinos, Gardner, Giansante, Jakobek, King, Korwin-Kuczynski, Lindsay Luby, Moeser, O'Brien, Ootes, Pantalone, Saundercook, Shiner - 20.

Decided in the negative by a majority of 1.

Upon the question of the adoption of the foregoing motion (b) by Councillor Kinahan, the vote was taken as follows:

Yeas: Councillors: Adams, Bossons, Brown, Bussin, Chow, Duguid, Faubert, Gardner, Holyday, Johnston, Jones, Kinahan, King, Layton, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Walker - 24.

Nays: Councillors: Cho, Chong, Davis, Disero, Flint, Fotinos, Giansante, Jakobek, Kelly, Korwin-Kuczynski, Lindsay Luby, Mahood, Saundercook, Silva, Tzekas - 15.

Decided in the affirmative by a majority of 9.

- 535 **Clause No. 2 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “1998 Interim Capital Budget - Capital Projects Requiring Urgent Financing Approval”.**
(See Appendix “A”, page 2372.)

Having regard that the foregoing Clause was submitted without recommendation, Councillor Chong moved that Council adopt the following recommendation:

“It is recommended that the recommendation of the Budget Committee embodied in the transmittal letter dated April 9, 1998, from the City Clerk, be adopted.”

Upon the question of the adoption of the foregoing motion by Councillor Chong, it was carried.

- 536 **Clause No. 4 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Funding Eviction Prevention Strategies”.**
(See Appendix “A”, page 2401.)

Having regard that the foregoing Clause was submitted without recommendation, Councillor Chong moved that Council adopt the following recommendation:

“It is recommended that the recommendation of the Budget Committee embodied in the transmittal letter dated April 14, 1998, from the City Clerk, be adopted.”

Upon the question of the adoption of the foregoing motion by Councillor Chong, it was carried.

- 537 **Clause No. 5 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Other Items Considered by the Committee”.**
(See Appendix “A”, page 2405.)

Upon the question of the receipt for information of the foregoing Clause, without amendment, it was carried.

- 538 **Clause No. 1 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Award of Contract for the Construction of the Toronto Police Service Forensic Examination Centre”.**
(See Appendix “A”, page 2372.)

Having regard that the foregoing Clause was submitted without recommendation, Councillor Jones moved that Council adopt the following recommendation:

“It is recommended that consideration of the foregoing Clause be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.”

Upon the question of the adoption of the foregoing motion by Councillor Jones, it was carried.

539 **Clause No. 1 of Report No. 4 of The Special Committee to Review The Final Report of The Toronto Transition Team, headed “Terms of Reference for The Economic Development Committee”.**

(See Appendix “A”, page 3196.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Kinahan, in amendment, moved that consideration of the foregoing Clause be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Upon the question of the adoption of the foregoing motion by Councillor Kinahan, it was carried.

540 **Clause No. 26 of Report No. 3 of The Corporate Services Committee, headed “Property Tax Bill Design and Content”.**

(See Appendix “A”, page 1855.)

Council also had before it, during consideration of the foregoing Clause, a report (April 15, 1998) from the Commissioner of Finance and Treasurer, responding to motions made at the meeting of the Corporate Services Committee held on March 20, 1998, regarding the Province’s intention to prohibit municipalities from placing certain information on the tax bills.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor King, in amendment, moved that consideration of the foregoing Clause be deferred to the Special Meeting of Council to be held on Wednesday, April 29, 1998, such Clause to be considered with the 1998 Operating Budget.

Upon the question of the adoption of the foregoing motion by Councillor King, it was carried.

541 **Clause No. 27 of Report No. 3 of The Corporate Services Committee, headed “Tax Payment Options - Realty Tax Installments and Pre-Authorized Tax Payment Plan (All Wards)”.**

(See Appendix “A”, page 1862.)

Council also had before it, during consideration of the foregoing Clause, a report (April 16, 1998) from the Commissioner of Finance and Treasurer, responding to motions made at the meeting of the Corporate Services Committee held on March 20, 1998, pertaining to other methods of tax payments such as credit cards, and the financial implications of five instalments for the remainder of 1998 and 11 instalments for 1999.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor King, in amendment, moved that consideration of the foregoing Clause be deferred to the

Special Meeting of Council to be held on Wednesday, April 29, 1998, such Clause to be considered with the 1998 Operating Budget.

Upon the question of the adoption of the foregoing motion by Councillor King, it was carried.

- 542 **Clause No. 2 of Report No. 4 of The Strategic Policies And Priorities Committee, headed “Voluntary Separation Program for Bargaining Unit Employees”.**
(See Appendix “A”, page 2249.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Miller, in amendment, moved that consideration of the foregoing Clause be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Upon the question of the adoption of the foregoing motion by Councillor Miller, it was carried.

- 543 **Clause No. 3 of Report No. 4 of The Strategic Policies And Priorities Committee, headed “Manson Property at 5421 Lawrence Avenue East”.**
(See Appendix “A”, page 2249.)

Council also had before it, during consideration of the foregoing Clause, the following communications:

- (i) from Mr. J. P. Beber, Levitt, Beber, Barristers and Solicitors (April 9, 1998) on behalf of 1144070 Ontario Limited, the owner of 5421 Lawrence Avenue East, Scarborough, requesting City Council to defer consideration of Clause No. 3 of Report No. 4 of The Strategic Policies and Priorities Committee in order to permit Mr. Beber to make a deputation to the Strategic Policies and Priorities Committee on this matter; and
- (ii) from Mr. J. P. Beber, Levitt, Beber, Barristers and Solicitors (April 15, 1998) on behalf of 1144070 Ontario Limited, the owner of 5421 Lawrence Avenue East, Scarborough, providing additional information in this regard, and again requesting City Council to defer consideration of Clause No. 3 of Report No. 4 of The Strategic Policies and Priorities Committee in order to permit Mr. Beber to make a deputation to the Strategic Policies and Priorities Committee on this matter.

Upon the question of the adoption of the foregoing Clause, without amendment, it was carried.

- 544 Deputy Mayor Ootes called upon Notice of Motion 10(a) appearing on the Order Paper, as follows:

Moved by: Councillor Walker

Seconded by: Councillor Adams

“**WHEREAS** there has been a great deal of speculation in the media regarding the possible purchase of the City of Toronto’s ‘Union Station lands’; and

WHEREAS the Mayor’s office has not supplied City of Toronto Councillors with any details regarding any such proposal; and

WHEREAS Councillor Michael Walker, by way of a letter dated February 18, 1998 (see attached) requested that the Mayor provide City Councillors with information regarding the proposed land deal; and

WHEREAS the Mayor has still not provided the requested information; and

WHEREAS it is vital that the negotiations for any possible disposition of these lands be done openly in a public forum; and

WHEREAS, it is essential that the City of Toronto receive ‘fair market value’ for its lands, which are worth well in excess of \$100 million;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) City Council appoint a lead negotiator, who, along with City staff, will negotiate the possible sale/lease of the Union Station lands with Maple Leaf Gardens;
- (2) City staff select three possible chief negotiators for final selection by City Council. In selecting the three possible negotiators, staff is to give consideration to those candidates with knowledge of these lands and with previous experience in negotiating their disposition to Maple Leaf Gardens;
- (3) City Council meet in special session to decide what instructions to give its negotiating team regarding any possible disposition of the lands; and
- (4) City Council continue to meet at regular intervals, in special session, to receive briefings from the City negotiators and to further instruct the negotiators.”

Council also had before it, during consideration of the foregoing Motion, a communication dated February 18, 1998, from Councillor Michael Walker, with regard to the foregoing matter.

Deputy Mayor Ootes proposed that consideration of the foregoing Motion, together with the communication dated February 18, 1998, from Councillor Michael Walker, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

- 545 Deputy Mayor Ootes called upon Notice of Motion 10(b) appearing on the Order Paper, moved by Councillor Korwin-Kuczynski, seconded by Councillor Brown, and, with the permission of Council, moved by Councillor Fotinos, seconded by Councillor Disero, as follows:

Moved by: Councillor Fotinos

Seconded by: Councillor Disero

“WHEREAS the Toronto Police Service has identified a need to find a new location for 14 Division headquarters; and

WHEREAS the Police have short-listed two potential sites for the new division headquarters; and

WHEREAS the former TTC Lansdowne garage is one of these two sites; and

WHEREAS the site is owned by the public (TTC/City); and

WHEREAS a police station at this site would be of great benefit to the Bloor/Lansdowne area;

NOW THEREFORE BE IT RESOLVED THAT the Toronto Police Services be requested to choose the Lansdowne garage site as the new location for 14 Division headquarters;

AND BE IT FURTHER RESOLVED THAT the Toronto Police Service be requested to abandon the other site.”

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

- 546 Deputy Mayor Ootes called upon Notice of Motion 10(c) appearing on the Order Paper, as follows:

Moved by: Councillor Berger

Seconded by: Councillor Moscoe

“WHEREAS the Parking Authority members will not be nominated for some time; and

WHEREAS the Authority has the responsibility to elect a president; and

WHEREAS it is important that the president reflect the policies of the City and be chosen by the new board;

NOW THEREFORE BE IT RESOLVED THAT the Parking Authority be requested to defer the appointment until the new board takes effect.”

Council also had before it, during consideration of the foregoing Motion, a communication dated April 1, 1998, from the Chairman, Toronto Parking Authority, advising that the Board of the Toronto Parking Authority has appointed Mr. Maurice J. Anderson as President of the Toronto Parking Authority.

Deputy Mayor Ootes proposed that consideration of the foregoing Motion, together with the communication dated April 1, 1998, from the Chairman, Toronto Parking Authority, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

547 Deputy Mayor Ootes called upon Notice of Motion 11(a) appearing on the Order Paper, as follows:

Moved by: Councillor Walker

Seconded by: Councillor Disero

“**WHEREAS** the Mayor has promised the citizens of Toronto a 10-year tax freeze; and

WHEREAS the Province of Ontario has imposed an assessment that is not only unfair and haphazard but is literally unreasonable; and

WHEREAS a court is unlikely to uphold a law whose application bears no relation to the wording of the legislation, i.e. ‘value established by what a willing buyer would pay to a willing seller’;

NOW THEREFORE BE IT RESOLVED THAT City Council take no action to implement the unreasonable legislation respecting Current Value Assessment;

AND BE IT FURTHER RESOLVED THAT City Council be prepared to defend this action, if necessary, before a court by providing empirical evidence respecting the improper and incompetent way the assessment was conducted, including seeking a declaration that the said application of assessments is in contravention of the law;

AND BE IT FURTHER RESOLVED THAT, in the absence of any rational assessment scheme that would meet the test of the Courts, Council direct that the

final 1998 property tax bills be sent based on the 1997 assessment rolls at 1997 mill rates;

AND BE IT FURTHER RESOLVED THAT the effect of Resolution Nos. (1), (2) and (3) shall mean a property tax freeze for all ratepayers in 1998;

AND BE IT FURTHER RESOLVED that, if Council requires further funds to meet its obligations, that those funds be drawn from tax collected on behalf of the Province by the City.”

Council also had before it, during consideration of the foregoing Motion, a communication dated April 13, 1998, from Ms. D. Midwinter, Touch Wood, in support of the foregoing Motion.

Deputy Mayor Ootes proposed that consideration of the foregoing Motion, together with the communication dated April 13, 1998, from Ms. D. Midwinter, Touch Wood, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

548 Deputy Mayor Ootes called upon Notice of Motion 11(b) appearing on the Order Paper, as follows:

Moved by: Councillor Mammoliti

Seconded by: Councillor Miller

“**WHEREAS** most City Councillors have had the opportunity to consult with their communities in respect to the latest changes in the property assessments; and

WHEREAS many residents are receiving substantial increases in their assessments; and

WHEREAS the Province has given the municipalities some control over how it sorts out and rectifies its problems concerning the property assessments across the City; and

WHEREAS there will be literally thousands of property tax appeals lodged before June 29, 1998;

NOW THEREFORE BE IT RESOLVED THAT the City implement a strategy to help residents who have, or who wish to, appeal tax increases to the Assessment Review Board by setting up an interim, arms-length **FAIR TAX ASSESSMENT OFFICE**;

AND BE IT FURTHER RESOLVED THAT this office do all things necessary to help these applicants.”

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

549 Deputy Mayor Ootes called upon Notice of Motion 11(c) appearing on the Order Paper, as follows:

Moved by: Councillor Mahood

Seconded by: Councillor Minnan-Wong

“**WHEREAS** City Council at its meeting held on January 2, 6, 8 and 9, 1998, by its adoption, as amended, of Clause No. 1 of Report No. 1 of The Striking Committee, appointed an Audit Committee, with a membership of three Members of Council who are not the Chairs of Standing Committees, the Chairs of Community Councils, or the Members of the Budget Committee, with the Mayor as a member ex-officio; and

WHEREAS City Council further adopted the following recommendation of the Striking Committee:

‘(a) that the following Members of Council be appointed to the Audit Committee:

Bussin, S.
Mahood, D.
Minnan-Wong, D; and

(b) that the following Member be appointed as the Chair of the Committee:

Mahood, D.;

WHEREAS at its meeting held on March 24, 1998, the Audit Committee recommended that the membership of the Audit Committee be increased from three to five members;

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 46 of the Council Procedural By-law, Clause No. 1 of Report No. 1 of The Striking Committee, headed ‘Appointment of Members of Council to Standing Committees,

Other Committees and Task Forces, Special Purpose Bodies and Special Positions', insofar as it pertains to the Audit Committee, be reopened for further consideration;

AND BE IT FURTHER RESOLVED THAT the membership of the Audit Committee be increased from three to five members;

AND BE IT FURTHER RESOLVED THAT authority be granted for the introduction of the necessary Bill in Council to amend the Council Procedural By-law No. 23-1998, to give effect thereto."

Councillor Mahood moved that Council now give consideration to the foregoing Motion, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Bossons, Bussin, Cho, Chong, Chow, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mihevc, Miller, Minnan-Wong, Moeser, O'Brien, Ootes, Prue, Shiner, Silva, Tzekas - 30.

Nays: Councillors: Davis, Disero, Duguid, Faubert, Johnston, Kinahan, McConnell, Pantalone, Rae, Saundercook, Walker - 11.

Decided in the affirmative, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the first Operative Paragraph embodied in the foregoing Motion, without amendment, it was carried.

Upon the question of the adoption of the balance of the foregoing Motion, without amendment:

(a) Councillor Mahood, in amendment moved that the foregoing Motion be amended by adding thereto the following new Operative Paragraph:

"AND BE IT FURTHER RESOLVED THAT Councillors Adams and Lindsay Luby be appointed to the Audit Committee."

(b) Councillor Layton, in amendment, moved that the foregoing motion (a) by Councillor Mahood be referred to the Striking Committee for consideration.

Upon the question of the adoption of the second and third Operative Paragraphs embodied in the foregoing Motion, without amendment, it was carried.

Upon the question of the adoption of the foregoing motion (b) by Councillor Layton, the vote was taken as follows:

Yeas: Councillor: Adams, Bossons, Bussin, Cho, Chow, Davis, Duguid, Faubert, Fotinos, Gardner, Jakobek, Jones, Kelly, Kinahan, King, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Silva, Tzekas -30.

Nays: Councillors: Chong, Disero, Filion, Flint, Giansante, Holyday, Johnston, Korwin-Kuczynski, Lindsay Luby, Moeser, Shiner, Walker - 12.

Decided in the affirmative by a majority of 18.

550 Deputy Mayor Ootes called upon Notice of Motion 11(d) appearing on the Order Paper, as follows:

Moved by: Councillor Layton

Seconded by: Councillor King

“WHEREAS smog is responsible for 1,800 premature deaths in Ontario each year of which 180 deaths are in the City of Toronto; and

WHEREAS emergency hospital admissions for respiratory problems in infants rise by 15 percent immediately after severe smog days; and

WHEREAS the citizens of our city deserve to breathe clean air; and

WHEREAS the City of Toronto has the power and responsibility to address this issue; and

WHEREAS the smog season is just about to start and the City should be acting quickly to respond to the problem; and

WHEREAS the former City of Toronto and the former Municipality of Metropolitan Toronto had considered this problem and had adopted a series of motions and policies to start to address the problem;

NOW THEREFORE BE IT RESOLVED THAT City Council direct the Medical Officer of Health to report back to City Council in May, 1998, with a Corporate Smog Alert Response Plan for Council’s consideration;

AND BE IT FURTHER RESOLVED THAT City Council adopt the recommendations in the attached joint report dated April 3, 1998, from Councillors Layton and King, which bring forward the anti-smog initiatives taken by former Municipalities of Metropolitan Toronto and Toronto.”

Council also before it, during consideration of the foregoing Motion, the following joint report and communication:

- (i) (April 3, 1998) from Councillors Jack Layton and Joan King, entitled "Smog Response"; and
- (ii) (April 14, 1998) from the City Clerk, advising that the Environmental Task Force on April 8, 1998, endorsed the foregoing Motion.

Deputy Mayor Ootes moved that consideration of the forgoing Motion, together with the joint report dated April 3, 1998, from Councillors Layton and King, and the communication dated April 14, 1998, from the City Clerk, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Brown, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Lindsay Luby, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Shiner - 26.

Nays: Councillors: Bossons, Bussin, Cho, Jones, Kelly, King, Layton, McConnell, Mihevc, Miller, Prue, Saundercook, Silva, Tzekas, Walker - 15.

Decided in the affirmative by a majority of 11.

551 Deputy Mayor Ootes called upon Notice of Motion 11(e) appearing on the Order Paper, as follows:

Moved by: Councillor Jakobek

Seconded by: Councillor Ootes

"WHEREAS the Budget Committee accepted the proposal of the Commissioner of Urban Planning and Development to discontinue the program previously delivered, only in the former City of Toronto, which paid on behalf of property owners and collected utility payments in like manner as realty property taxes when such utilities had been discontinued to tenanted properties, under the authority of Section 6 of the City of Toronto Act, 1936 (which applied only in the former City of Toronto); and

WHEREAS it is anticipated that the legislative authority for this program will be repealed or superseded by the Provincial Government in the spring of 1998; and

WHEREAS it is desirable to ensure regulations are in place that are applicable to the whole of the new City of Toronto; and

WHEREAS Bill 104, The Vital Services Act, authorizes Municipalities to pass By-laws requiring Vital Services Utilities to adopt a similar program;

NOW THEREFORE BE IT RESOLVED THAT the City Solicitor be requested to draft a By-law in accordance with Bill 104 to be presented to the Urban Environment and Development Services Committee for consideration;

AND BE IT FURTHER RESOLVED THAT City Council communicate with the City's vital services utility providers requesting their co-operation in continuing this service under the authority of and as would be required by the By-law proposed in resolution No. (1);

AND BE IT FURTHER RESOLVED THAT the appropriate staff initiate discussions with the City's vital services utility providers to share information regarding the operational aspects of the former City of Toronto's utility restoration program."

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

552 Deputy Mayor Ootes called upon Notice of Motion 11(g) appearing on the Order Paper, as follows:

Moved by: Councillor Mihevc

Seconded by: Councillor Balkissoon

“WHEREAS April 9, 1998 will mark the 100th Birthday of Paul Robeson, actor, athlete, scholar, author, humanitarian, fighter for civil rights world wide, son of a runaway slave who rose to prominence when segregation was legal in the United States; and

WHEREAS Paul Robeson's life of achievement in so many spheres made him truly one of this country's Renaissance figures and a role model for youth, and included an academic scholarship, becoming lawyer, author, and world renowned theatrical performer and singer who was fluent in several languages; and

WHEREAS as Paul Robeson's political consciousness grew with the rise of fascism in Europe, he donated proceeds from his stage performances to Jewish refugees fleeing Hitler in 1933 and he traveled to Spain the next year to support the anti-fascist forces supporting the Abraham Lincoln Brigade; and

WHEREAS in America Paul Robeson spoke out strongly for labor and civil rights and was a proud honorary member of many unions including Actor's Equity, and the Transport Worker's Union; and

WHEREAS during the height of the McCarthy hysteria, Paul Robeson had his passport revoked for eight years until it was restored by the U.S. Supreme Court, because of his outspoken opposition to racism and colonialism and for fighting for the rights of working people; and

WHEREAS Paul Robeson brought much joy and inspiration to the people of Canada especially in Toronto where on Sept. 25, 1944 he opened in Othello at the Royal Alexandra Theatre and in 1946 his Massey Hall appearance was highlighted by an impromptu speech about the plight of black people; and

WHEREAS Paul Robeson extended the hand of friendship and solidarity to striking UAW Chrysler Workers in Windsor by joining with them in July 1946 and urged persistence in demands to members of the Mine Mill and Smelter Union in Sudbury in 1958 and in B.C. from 1952-1955; and

WHEREAS a grateful citizenry funded 'Row R for Robeson' helping to finance Roy Thompson Hall here in our city. Prominent contributing African American stars included: Harry Belafonte, Lena Horne, and James Earl Jones. Tribute to Paul Robeson continues today with the work of the Paul Robeson Centennial Committee with Paul Robeson Week April 6-11, 1998, including celebratory performances and events;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto endorse the efforts of the Paul Robeson Centennial Committee to celebrate the 100th Anniversary of Paul Robeson's birthday by stimulating activities to gain public recognition for the life, career and legacy of Paul Robeson and to emphasize activities that will recognize his contribution to the struggle of working people throughout the world and to educate young people about Paul Robeson and especially his support for the rights of labour."

Councillor Mihevc moved that Council now give consideration to the foregoing Motion, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the foregoing Motion, without amendment, it was carried unanimously.

553 Deputy Mayor Ootes called upon Notice of Motion 11(h) appearing on the Order Paper, as follows:

Moved by: Councillor Sgro

Seconded by: Councillor Korwin-Kuczynski

“**WHEREAS** City Council at its meeting on March 4, 5, and 6, 1998, in its consideration of Item (e) headed ‘Permanent Charity Gaming Clubs and Video Lottery Terminals’ embodied in Clause No. 15 of Report No. 2 of The Urban Environment and Development Committee, headed ‘Other Items Considered by the Committee’, struck out the action taken by the Committee and, inter alia, adopted the following recommendation:

‘(2) in place of the Sub-Committee on Permanent Charity Gaming Clubs and Video Lottery Terminals established by The Urban Environment and Development Committee, a Sub-Committee on Gambling be formed to address the appropriate distribution of gambling revenues between the Province of Ontario and charities.’; and

WHEREAS the City Clerk was requested to poll Members of Council for their interest in serving as members of the Sub-Committee on Gambling; and

WHEREAS the following Members of Council have expressed an interest in being appointed to the Sub-Committee on Gambling:

Councillor Brown;
Councillor Bussin;
Councillor Faubert;
Councillor Korwin-Kuczynski;
Councillor Mammoliti; and
Councillor Sgro;

NOW THEREFORE BE IT RESOLVED THAT Councillors Brown, Bussin, Faubert, Korwin-Kuczynski, Mammoliti; and Sgro be appointed to the Sub-Committee on Gambling.”

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

554 Deputy Mayor Ootes called upon Notice of Motion 11(i) appearing on the Order Paper, as follows:

Moved by: **Councillor Pantalone**

Seconded by: **Mayor Lastman**

“**WHEREAS** section 3 of the Building Code Act, 1992, requires the Council of each municipality to appoint a chief building official; and

WHEREAS the Commissioner of Urban Planning and Development Services has conducted an internal competition in accordance with the guidelines established by the Executive Director of Human Resources; and

WHEREAS the panel that conducted the interviews for selection of the candidate included the Commissioner of Urban Planning and Development Services, a representative of the Human Resources Department and the Assistant Deputy Minister of Housing Policy and Programs; and

WHEREAS the Chief Administrative Officer, who has delegated authority to appoint for positions at the Level 3 and below, was briefed on the selection process and concurs in the selection; and

WHEREAS, as a result, Yaman Uzumeri, has been hired as Executive Director of the Building Division of the Urban Planning and Development Services Department;

WHEREAS Council must pass a by-law to designate the Chief Building Official under the Building Code Act;

WHEREAS it is expedient to appoint Yaman Uzumeri, Chief Building Official for the City of Toronto;

WHEREAS, until the restructuring of the Building Division is completed and Directors/Deputy Chief Building Officials are appointed, it is necessary to maintain existing authorities within the six (6) former municipalities to process applications and issue orders;

WHEREAS the continuation of the powers and duties of all current Chief Building Officials and Deputy Chief Building Officials is appropriate to maintain the authority structure on an interim basis;

NOW THEREFORE BE IT RESOLVED THAT Yaman Uzumeri be appointed Chief Building Official for the City of Toronto;

AND BE IT FURTHER RESOLVED THAT Bruce Ashton, Beate Bowron, Harold Bratten, Pamela Coburn, Tony Chow, Rick Mori, and Bernie Roth be appointed Deputy Chief Building Officials for the City of Toronto.”

AND BE IT FURTHER RESOLVED THAT leave be granted to introduce a Bill in Council substantially in the form attached to this Notice of Motion to give effect to the appointments.”

Councillor Pantalone moved that Council now give consideration to the foregoing Motion, the vote upon which was taken as follows:

Yeas: Councillors: Chong, Davis, Duguid, Faubert, Gardner, Giansante, Kelly, King, McConnell, Mihevc, Pantalone, Saundercook, Shiner, Silva, Walker - 15.

Nays: Councillors: Adams, Bossons, Brown, Bussin, Cho, Chow, Disero, Filion, Flint, Fotinos, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Prue, Rae, Tzekas - 28.

Decided in the negative, less than two-thirds of Members present having voted in the affirmative.

Deputy Mayor Ootes proposed that consideration of the foregoing Motion, together with the draft Bill, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

555 Deputy Mayor Ootes called upon Notice of Motion 11(j) appearing on the Order Paper, as follows:

Moved by: Councillor Rae

Seconded by: Councillor McConnell

“**WHEREAS** Fashion Cares is an event held each year in support of the Aids Committee of Toronto; and

WHEREAS the gala for this year's event will be held at the Convention Centre on Saturday, May 2, 1998; and

WHEREAS, for purposes of the Liquor Licence Board of Ontario (LLBO), a request has been received for City Council to declare this event of municipal significance and to extend the hours of operation to 3:00 a.m.;

NOW THEREFORE BE IT RESOLVED THAT City Council, for LLBO purposes, declare the Fashion Cares event taking place at the Convention Centre, on May 2, 1998, to be an event of municipal significance, and indicate that it has no

objection to the Aids Committee of Toronto being granted an extension on a Special Occasion Liquor Permit to serve alcohol to 3:00 a.m. for the duration of the event.”

Councillor Rae moved that Council now give consideration to the foregoing Motion, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the foregoing Motion, without amendment, it was carried.

556 Deputy Mayor Ootes called upon Notice of Motion 11(k) appearing on the Order Paper, as follows::

Moved by: Councillor Pantalone

Seconded by: Mayor Lastman

“**WHEREAS** the Metro International Caravan is an important multicultural festival activity within the City of Toronto; and

WHEREAS the Metro International Caravan is an enriching event, providing the community with many opportunities for cultural retention and sharing; and

WHEREAS the Metro International Caravan is seeking, on behalf of its participating pavilions, special occasion permits under the Community Festival section of the Ontario Liquor Licence Act; and

WHEREAS pursuant to section 40 of the Regulations of the Ontario Liquor Licence Act, an application for a special occasion permit for an event that is a community festival must be accompanied by a resolution approving an event as a community festival made by the local Council for the Municipality in which the event is to occur;

NOW THEREFORE BE IT RESOLVED THAT the Council of The City of Toronto deem the Metro International Caravan event to be a community festival.”

Councillor Pantalone moved that Council now give consideration to the foregoing Motion, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the foregoing Motion, without amendment, it was carried.

557 Deputy Mayor Ootes called upon Notice of Motion 11(l) appearing on the Order Paper, as follows:

Moved by: Councillor Layton

Seconded by: Councillor Ashton

“**WHEREAS** the Council of the former Municipality of Metropolitan Toronto at its meeting held on October 8 and 9, 1997, directed that the new City of Toronto Council be requested to proclaim May 2, 1998, as ‘Danforth Collegiate and Technical Institute Day’; and

WHEREAS on May 2, 1998, Danforth Collegiate and Technical Institute will celebrate its 75th anniversary; and

WHEREAS the outstanding accomplishments of its students and alumni have contributed greatly to the City of Toronto and the Province of Ontario;

NOW THEREFORE BE IT RESOLVED THAT City Council proclaim May 2, 1998, ‘Danforth Collegiate and Technical Institute Day’.”

Councillor Layton moved that Council now give consideration to the foregoing Motion, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Faubert, in amendment, moved that the Operative Paragraph embodied in foregoing Motion be amended by deleting the words “City Council” and inserting in lieu thereof the words “the Mayor be requested to”, so that such Operative Paragraph shall now read as follows:

“**NOW THEREFORE BE IT RESOLVED THAT** the Mayor be requested to proclaim May 2, 1998, ‘Danforth Collegiate and Technical Institute Day’.”

Upon the question of the adoption of the foregoing motion by Councillor Faubert, it was carried.

Upon the question of the adoption of the foregoing Motion, as amended, it was carried.

558 Deputy Mayor Ootes called upon Notice of Motion 11(m) appearing on the Order Paper, as follows:

Moved by: Councillor Balkissoon

Seconded by: Councillor Mahood

“**WHEREAS** a major issue facing the new City of Toronto is being competitive with the GTA region in creating jobs and attracting industries through aggressive economic development initiatives; and

WHEREAS the new City of Toronto, through its economic development program, must carefully review its inventory of available lands; and

WHEREAS this review must consider the continued viability of many existing older industrial (employment) lands and, in the interest of economic development, their conversion to other higher and better uses; and

WHEREAS the conversion of older industrial lands will have a direct impact on the inventory of available employment lands especially the undeveloped employment (industrial) lands (greenfields); and

WHEREAS Scarborough Community Council is currently considering a land use study of 753 acres of undeveloped industrial lands for redesignation for other uses;

NOW THEREFORE BE IT RESOLVED THAT the Interim Functional Lead, Economic Development, be requested to report on this application and its impact from an economic development perspective to the meeting of the Urban Environment and Development Committee scheduled to be held May 19, 1998;

AND BE IF FURTHER RESOLVED THAT the Urban Environment and Development Committee be requested to advise the Scarborough Community Council of any interest, from an economic development perspective, regarding this application at its meeting scheduled to be held on May 27, 1998.”

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

559 At this point in the proceedings, and with the permission of Council, Councillor Jakobek, seconded by Councillor Korwin-Kuczynski, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved By: Councillor Jakobek

Seconded By: Councillor Korwin-Kuczynski

“**WHEREAS** representatives from the Legal and Housing Departments of the former City of Toronto have been meeting with the Province’s representatives under the Province’s ‘File Close Out Process’ with a view to negotiating claims that the City and Cityhome have against the Province arising out of the cancellation of the Province’s social housing programs; and

WHEREAS the Province is prepared to make a partial payment to the City at this time in respect of all outstanding non-land related claims; and

WHEREAS in order to receive the settlement funds in a timely manner and in order to continue with the negotiations with the Province for the remaining portion of the City and Cityhome's claims, it is important that City Council consider this matter at its meeting of April 16, 1998;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) City Council consider the confidential report from the City Solicitor dealing with the partial settlement of the former City of Toronto and Cityhome's claim against the Province arising out of the cancellation of the Province's social housing programs; and
- (2) City Council approve the proposed partial settlement for the reasons set out in the confidential report and adopt the recommendations of the City Solicitor."

Council also had before it, during consideration of the foregoing Motion, a confidential report (April 15, 1998) from the City Solicitor, with respect to the foregoing matter.

Deputy Mayor Ootes proposed that consideration of the foregoing Motion, together with the confidential report dated April 15, 1998, from the City Solicitor, be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

- 560 At this point in the proceedings, and with the permission of Council, Councillor Johnston, seconded by Councillor Korwin-Kuczynski, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Johnston

Seconded by: Councillor Korwin-Kuczynski

“WHEREAS City Council at its meeting held on January 2, 6, 8 and 9, 1998, by its adoption, as amended, of Clause No. 1 of Report No. 1 of The Striking Committee, appointed Councillor Anne Johnston to the membership of the Nominating Committee; and

WHEREAS Councillor Johnston has advised the City Clerk that she wishes to resign from the Nominating Committee; and

WHEREAS Councillor Korwin-Kuczynski has indicated an interest in serving on the Nominating Committee;

NOW THEREFORE BE IT RESOLVED THAT Councillor Korwin-Kuczynski be appointed to the membership of the Nominating Committee in the place and stead of Councillor Anne Johnston.”

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Flint, in amendment, moved that:

- (1) Council accept the resignation of Councillor Anne Johnston from the Nominating Committee; and
- (2) the foregoing Motion be referred to the Striking Committee.

Upon the question of the adoption of the foregoing motion by Councillor Flint, it was carried.

561 At this point in the proceedings, and with the permission of Council, Councillor Chow, seconded by Councillor McConnell, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Chow

Seconded by: Councillor McConnell

“**WHEREAS** the Children’s Action Committee on April 6, 1998, recommended that:

- ‘(1) the Provincial Government be advised of Council’s extreme concern that the Provincial Government’s new education funding model will jeopardize the services currently provided in Toronto to children and their families;
- (2) the Provincial Government be requested to review its education funding allocation and broaden its definition of classroom and student needs to include the whole education community to ensure that there are adequate resources available to address children’s needs such as: nutrition programs; child care; adult education; after four programs; community use of schools; programs and services for newly arrived students and their families; additional staff and programs for inner City students; and other services that improve a student’s “readiness to learn”;
- (3) the Provincial Government be invited to appoint two MPPs from its caucus representing the Toronto area to work with City and Toronto School Board officials to ensure that the programs listed in Recommendation No. (2) are protected; and

- (4) the Toronto School Board be requested to continue its immigration settlement activities by creating a partnership approach which involves the Toronto School Boards, the City and the Provincial and Federal governments.'; and

WHEREAS it is critical that City Council express its concern in this regard to the Provincial government as soon as possible;

NOW THEREFORE BE IT RESOLVED THAT City Council adopt the recommendations of the Children's Action Committee as outlined above."

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Chow, in amendment, moved that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Upon the question of the adoption of the foregoing motion by Councillor Chow, it was carried.

- 562 At this point in the proceedings, and with the permission of Council, Councillor Disero, seconded by Councillor Jakobek, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Disero

Seconded by: Councillor Jakobek

“WHEREAS the City of Toronto often sells older computer equipment at auction; and

WHEREAS the City of Toronto receives minimal funds for these computers at auction; and

WHEREAS one of the target groups of Toronto City Council is youth and youth training; and

WHEREAS Toronto School Boards are constantly being cut back financially; and

WHEREAS knowledge of the computer and technology industries is becoming more and more important in youth training;

NOW THEREFORE BE IT RESOLVED THAT Toronto City Council offer any computer or computer equipment no longer required for municipal services/use to

the Toronto District School Board and/or the Toronto Catholic School Board for their use.”

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Kelly, in amendment, moved that the foregoing Motion be referred to the Corporate Services Committee for consideration.

Upon the question of the adoption of the foregoing motion by Councillor Kelly, it was carried.

- 563 At this point in the proceedings, and with the permission of Council, Councillor Mihevc, seconded by Councillor Rae, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Mihevc

Seconded by: Councillor Rae

“WHEREAS the Toronto Mayor’s Committee on Community and Race Relations of the former City of Toronto made a formal complaint (dated July 18, 1996) to the Canadian Human Rights Commission (the “Commission”) alleging that Ernst Zundel has discriminated against certain identifiable individuals or groups on the grounds of race, religion or national or ethnic origin contrary to subsection 13(1) of the *Canadian Human Rights Act* by placing holocaust denial and hate propaganda material on the Internet which will expose persons of Jewish origin to hatred and contempt; and

WHEREAS Mr. Zundel has also made an application (dated December 12, 1996) for judicial review to the Federal Court of Canada (Trial Division) challenging, among other things, the jurisdiction of the Commission to deal with this matter under the *Act* and requesting a stay of proceedings to allow for a Court to first rule on these issues; and

WHEREAS the Council for the former City of Toronto, at its meeting of February 3, 1997, authorized the City Solicitor to appear before the Canadian Human Rights Tribunal (the “Tribunal”) appointed for the purposes of conducting a hearing into the question of whether the complaint is substantiated and to consult with Commission counsel with respect to the judicial review and provide whatever assistance may be required in terms of affidavit evidence from the Mayor’s Committee, if necessary; and

WHEREAS the Tribunal hearing commenced on May 26, 1997 has continued in October 1997, December 1997 and April 1998 for a total of approximately 18 hearing days; and

WHEREAS, on March 23, 1998, the Federal Court issued a decision with respect to another tribunal hearing dealing with a pay equity complaint against Bell Canada and ordered that the proceedings before the tribunal in that case should be quashed on the basis that the statutory scheme contained in the *Canadian Human Rights Act* creates a reasonable apprehension of bias in that there is too close a relationship between a Tribunal under the *Act* and the Canadian Human Rights Commission, which appoints and pays Tribunal members; and

WHEREAS the Tribunal in the Zundel case heard submissions on April 7 and 8, 1998 with respect to a motion by Mr. Zundel's lawyer arguing that the effect of the Bell Canada decision is to stay proceedings before any tribunal appointed under the *Act* and decided to reserve its decision on that question and adjourn the hearing until May 11, 1998 so as to avoid a multiplicity of Court proceedings; and

WHEREAS Zundel's lawyer has, among other things, also brought a similar motion, apparently in the context of his judicial review application, in Federal Court to be heard on April 20, 1998; and

WHEREAS this motion seeks an order staying the Tribunal proceeding respecting the Mayor's Committee's complaint; and

WHEREAS it is therefore appropriate that the Mayor's Committee, as a complaint whose interest will be affected by the outcome of the motion, be represented in the Federal Court with respect to the hearing of the motions scheduled for April 20, 1998; and

WHEREAS it is therefore essential that City Council consider this matter at its meeting of April 16 and 17, 1998;

NOW THEREFORE BE IT RESOLVED THAT City Council authorize the City Solicitor to consult with counsel representing the other parties to the Tribunal proceeding concerning the complaints of the Toronto Mayor's Committee on Community and Race Relations of the former City of Toronto and Ms. Sabina Citron against Mr. Ernst Zundel under the *Canadian Human Rights Act* and appear in the Federal Court of Canada to seek party and/or intervenor status in the judicial review, as required, to make submissions with respect to the motions to be heard on April 20, 1998."

Upon the question of the adoption of the foregoing Motion, without amendment, it was carried.

564 At this point in the proceedings, and with the permission of Council, Councillor Silva, seconded by Councillor Disero, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Silva

Seconded by: Councillor Disero

“**WHEREAS** Council on March 4, 5 and 6, 1998, adopted Clause No. 1 of Report No. 2 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed ‘Appointment to the Toronto Arts Council’;

NOW THEREFORE BE IT RESOLVED THAT City Council authorize an amendment to the Grant Agreement between the Toronto Cultural Advisory Corporation and the City of Toronto to provide as follows:

- that Section 1.5.1(a) of the Agreement shall read ‘five directors appointed by the Council who shall be members of Council.’
- that Section 5.3 of the Agreement shall read ‘Council at its inaugural meeting following a regular municipal election will appoint five members of Council to the Board of Directors’; and
- that ‘such other amendments as are necessary to give effect to City Council’s motion from its March 4, 5 and 6, 1998, meeting at which three additional Councillors were appointed to the Board of the Toronto Arts Council.’ ”

Deputy Mayor Ootes proposed that consideration of the foregoing Motion be deferred to the Special Meeting of Council to be held on Tuesday, April 28, 1998.

Council concurred in the foregoing proposal.

565 **Clause No. 10 of Report No. 4 of The Strategic Policies And Priorities Committee, headed “Audit Services”.**
(See Appendix “A”, page 2288.)

Council also had before it, during consideration of the foregoing Clause, a communication (April 15, 1998) from the Acting President, CUPE Local 79, expressing concerns regarding the contracting out of audit services.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Mahood, in amendment, moved that the foregoing Clause be struck out and referred to the Audit Committee for further consideration.

Upon the question of the adoption of the foregoing motion by Councillor Mahood, it was carried.

- 566 At this point in the proceedings, and with the permission of Council, Councillor Bossons, seconded by Councillor Adams, moved that, in accordance with Section 27 of the Council Procedural By-law, subsections 28(1) and (2) of said By-law be waived to permit consideration of the following Notice of Motion, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Bossons

Seconded by: Councillor Adams

“BE IT RESOLVED THAT the City refrain from sending legal and planning staff to the Ontario Municipal Board on the matter of 33 Balmoral Avenue.”

Upon the question of the adoption of the foregoing Motion, without amendment, it was carried.

- 567 Councillor McConnell, seconded by Councillor Mihevc, moved that the absence of Councillor Feldman be excused from today’s Council Meeting, which was carried.

- 568 Councillor Disero, seconded by Councillor Adams, moved that leave be granted to introduce:

“Bill No. 116 To amend further By-law No. 23503, of the former City of Scarborough, respecting the regulation of traffic on Toronto.”

“Bill No. 117 To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.”

“Bill No. 118 To authorize the execution of a tax arrears extension agreement pursuant to section 8 of the *Municipal Tax Sales Act*, R.S.O. 1990, c.M.60.”

“Bill No. 119 To dedicate certain lands on Weston Road for the purposes of a public highway.”

“Bill No. 120 To dedicate certain lands on Sheppard Avenue East for the purposes of a public highway.”

“Bill No. 121 To dedicate certain lands on Dufferin Street for the purposes of a public highway.”

“Bill No. 122 To dedicate certain lands on Bloor Street West for the purposes of a public highway.”

- “Bill No. 123 To dedicate certain lands on York Mills Road for the purposes of a public highway.”
- “Bill No. 124 To dedicate certain lands on Finch Avenue West for the purposes of a public highway”.
- “Bill No. 125 To dedicate certain lands on Eglinton Avenue East for the purposes of a public highway.”
- “Bill No. 126 To dedicate certain lands on Kingston Road for the purposes of a public highway.”
- “Bill No. 127 To dedicate certain lands on Kipling Avenue for the purposes of a public highway.”
- “Bill No. 128 To dedicate certain lands on Lake Shore Boulevard West for the purposes of a public highway.”
- “Bill No. 129 To dedicate certain lands on Lawrence Avenue West for the purposes of a public highway.”
- “Bill No. 130 To dedicate certain lands on St. Clair Avenue East for the purposes of a public highway.”
- “Bill No. 131 To dedicate certain lands on Wilson Avenue for the purposes of a public highway.”
- “Bill No. 132 To establish a fire department for the City of Toronto.”
- “Bill No. 133 To impose fees and charges for services and activities provided or done by the Fire Department of the City of Toronto.”
- “Bill No. 134 To amend Scarborough Zoning By-law No. 10827 with respect to the Highland Creek Community.”
- “Bill No. 136 To adopt Amendment Number 62-98 of the Official Plan of the former Etobicoke Planning Area in order to delete Site Specific Policy #22.”
- “Bill No. 135 To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the West side of Islington Avenue, between Orrell Avenue and Riverbank Drive.”
- “Bill No. 137 To amend City of Etobicoke By-law 1980-69 to appoint Municipal Law Enforcement Officers.”

- “Bill No. 138 To amend the former City of Toronto Municipal Code Ch. 297, Signs, respecting Mural Signs.”
- “Bill No. 139 To amend former City of Toronto By-law No. 1995-0194, being ‘A By-law to declare real property to be surplus to the needs of the City’, respecting 35 and 37 Hazelton Avenue.”
- “Bill No. 140 To repeal By-law No. 1997-0305 of the former City of Toronto.”
- “Bill No. 141 To acquire all rights, title and interests in the private lane located at the rear of premises Nos. 58 to 66 Williamson Road and 252 to 256 Glen Manor Drive, for public lane purposes.”
- “Bill No. 142 To authorize the execution and registration of a plan of survey for the acquisition of all rights, title and interests in the private lane located at the rear of premises Nos. 58 to 66 Williamson Road and 252 to 256 Glen Manor Drive, for public lane purposes.”
- “Bill No. 145 To amend former City of Toronto Municipal Code Ch. 146, Building Construction and Demolition, respecting encroachments or projections on public property and Article I, Conveyance of Land for Parks Purposes, of Ch. 165, respecting a parks levy appraisal fee.”
- “Bill No. 146 To amend the former City of Toronto Municipal Ch. 400, Traffic and Parking, respecting the implementation of alternate side parking on a year round basis on Rains Avenue.”
- “Bill No. 147 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bristol Avenue.”
- “Bill No. 148 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.”
- “Bill No. 149 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Arlington Avenue, Harrison Street, Harvie Avenue, Lansdowne Avenue, Lee Avenue, Robinson Avenue, Shaw Street, Verral Avenue.”
- “Bill No. 150 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Adelaide Street West, Bedford Road, Bremner Boulevard, Caledonia Road, Claude Avenue, Crawford Street, Colborne Street, Degrassi Street, Erskine Avenue, Garden Avenue, Gladstone Avenue, Harrison Street, Hayden Street, Indian Road, Lansdowne Avenue, Market Street, Montrose Avenue, Piper Street, Quebec Avenue, Queens Quay West,

Robertson Crescent, Rosehill Avenue, Walnut Avenue, Whitehall Road, Wilton Street.”, as amended.

- “Bill No. 151 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Lloyd Avenue.”
- “Bill No. 152 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Linden Street.”
- “Bill No. 153 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Jean Street.”
- “Bill No. 154 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bowden Street.”
- “Bill No. 155 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Awde Street.”
- “Bill No. 156 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ascot Avenue.”
- “Bill No. 157 To further amend former City of Toronto By-law No. 379-80 appointing Provincial Offences Officers.”
- “Bill No. 158 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting King Street West.”
- “Bill No. 159 To amend By-law No. 30358 of the former City of North York, as amended.”
- “Bill No. 160 To amend By-law No. 30518 of the former City of North York, as amended.
- “Bill No. 161 To provide for the temporary closure to vehicular traffic on Baycrest Avenue, Bathurst Street to Ameer Avenue, for the purpose of conducting the annual Baycrest Challenge Run.”
- “Bill No. 162 To provide for the temporary closure to vehicular traffic on Neptune Drive, Baycrest Avenue to Baycrest Arena, for the purpose of conducting the annual Baycrest Challenge Run.”
- “Bill No. 163 To provide for the temporary closure to vehicular traffic on Brookfield Road for the purpose of conducting an annual community fair.”
- “Bill No. 164 To provide for the temporary closure to vehicular traffic on Ridley Boulevard, for the purpose of conducting a street party.”

- “Bill No. 165 A By-Law under the Building Code Act, 1992 respecting permits and related matters.”
- “Bill No. 166 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 167 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 168 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 169 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 170 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 171 To amend By-law No. 7625 of the former City of North York.”
- “Bill No. 172 A By-law to amend City of North York By-law 30901, as amended.”
- “Bill No. 173 A By-law to adopt Amendment No. 459 of the Official Plan for the City of North York.”
- “Bill No. 174 A By-law to amend City of North York By-Law 7625.”
- “Bill No. 175 To adopt Amendment No. 460 of the Official Plan for the City of North York.”
- “Bill No. 176 To amend Restricted Area Zoning By-law No. 6752, as amended, of the former Township of East York.”
- “Bill No. 177 To amend Restricted Area Zoning By-law No. 6752, as amended, of the former Township of East York.”
- “Bill No. 178 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “Bill No. 179 To amend further By-law No. 34-93, a by-law ‘To provide for disabled person parking permit holders’, being a by-law of the former Borough of East York.”
- “Bill No. 180 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”

- “Bill No. 181 To amend further By-law No. 271, a by-law ‘To prohibit parking on certain sides of certain highways’, being a by-law of the former Borough of East York.”
- “Bill No. 182 To amend further By-law No. 20-96, a by-law ‘To provide for overnight permit parking on Borough streets’, being a by-law of the former Borough of East York.”
- “Bill No. 183 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “Bill No.184 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “Bill No. 185 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “Bill No. 186 To amend the former City of Toronto Municipal Code Ch. 20, Business Improvement Areas, to make changes to the size and quorum for certain Boards of Management and to make changes to ward names.”
- “Bill No. 187 To further amend former City of Toronto By-law No. 112-89 respecting the improvement and extension of the City’s sewage works by the construction of certain sewers at various locations.”
- “Bill No. 188 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Fleet Street, Strachan Avenue.”
- “Bill No. 189 To amend Scarborough Zoning By-law No. 14402 with respect to the Malvern Community.”
- “Bill No. 190 To amend Scarborough Zoning By-law No. 9276, with respect to the Kennedy Park Community.”
- “Bill No. 191 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “Bill No. 192 To amend further Metropolitan By-law No. 107-86, respecting parking meters on former Metropolitan Roads.”
- “Bill No. 193 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”

- “Bill No. 194 To amend further Metropolitan By-law No. 109-86 respecting maximum rates of speed on certain former Metropolitan Roads.”
- “Bill No. 195 To amend former City of York By-law No. 1-83, respecting lands on the west side of Gilbert Avenue, south of Eglinton Avenue, abutting the CNR right-of-way.”
- “Bill No. 196 To amend the Community Improvement Plan for the Weston, the Mount Dennis and the Oakwood-Vaughan/Oakwood-Rogers Community Improvement Project Areas.”, as amended.
- “Bill No. 197 To adopt Amendment No. 151 to the Official Plan of the City of York Planning Area, and to authorize application to the Minister of Municipal Affairs and Housing for approval of the said Amendment.”
- “Bill No. 198 To amend City of York By-law No. 1-83, respecting 870 Jane Street.”
- “Bill No. 199 To appoint Members to the Board of Management of the Weston Business Improvement Area.”
- “Bill No. 200 To stop up and close the public highway known as Salvation Square and to authorize the conveyance of part thereof to The Cadillac Fairview Corporation Limited.”
- “Bill No. 201 To amend the former City of Toronto By-law No. 1995-0194, being “A By-law to declare real property to be surplus to the needs of the City”, respecting part of the public highway known as Salvation Square.”
- “Bill No. 202 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 203 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 204 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
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- “Bill No. 208 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 209 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 210 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 211 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 212 To amend the Procedural By-law No. 23-1998, respecting Community Council subcommittees and motions.”
- “Bill No. 214 To amend further By-law No. 92-93, a by-law “To regulate traffic on roads in the Borough of East York”, being a by-law of the former Borough of East York.”,

it was carried.

Upon the question, “Shall these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws?”, as follows:

- “By-law No. 116-1998 To amend further By-law No. 23503, of the former City of Scarborough, respecting the regulation of traffic on Toronto.”
- “By-law No. 117-1998 To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.”
- “By-law No. 118-1998 To authorize the execution of a tax arrears extension agreement pursuant to section 8 of the *Municipal Tax Sales Act*, R.S.O. 1990, c.M.60.”
- “By-law No. 119-1998 To dedicate certain lands on Weston Road for the purposes of a public highway.”
- “By-law No. 120-1998 To dedicate certain lands on Sheppard Avenue East for the purposes of a public highway.”
- “By-law No. 121-1998 To dedicate certain lands on Dufferin Street for the purposes of a public highway.”
- “By-law No. 122-1998 To dedicate certain lands on Bloor Street West for the purposes of a public highway.”

- “By-law No. 123-1998 To dedicate certain lands on York Mills Road for the purposes of a public highway.”
- “By-law No. 124-1998 To dedicate certain lands on Finch Avenue West for the purposes of a public highway”.
- “By-law No. 125-1998 To dedicate certain lands on Eglinton Avenue East for the purposes of a public highway.”
- “By-law No. 126-1998 To dedicate certain lands on Kingston Road for the purposes of a public highway.”
- “By-law No. 127-1998 To dedicate certain lands on Kipling Avenue for the purposes of a public highway.”
- “By-law No. 128-1998 To dedicate certain lands on Lake Shore Boulevard West for the purposes of a public highway.”
- “By-law No. 129-1998 To dedicate certain lands on Lawrence Avenue West for the purposes of a public highway.”
- “By-law No. 130-1998 To dedicate certain lands on St. Clair Avenue East for the purposes of a public highway.”
- “By-law No. 131-1998 To dedicate certain lands on Wilson Avenue for the purposes of a public highway.”
- “By-law No. 132-1998 To establish a fire department for the City of Toronto.”
- “By-law No. 133-1998 To impose fees and charges for services and activities provided or done by the Fire Department of the City of Toronto.”
- “By-law No. 134-1998 To amend Scarborough Zoning By-law No. 10827 with respect to the Highland Creek Community.”
- “By-law No. 135-1998 To adopt Amendment Number 62-98 of the Official Plan of the former Etobicoke Planning Area in order to delete Site Specific Policy #22. “
- “By-law No. 136-1998 To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the West side of Islington Avenue, between Orrell Avenue and Riverbank Drive.”

- ”By-law No. 137-1998 To amend City of Etobicoke By-law 1980-69 to appoint Municipal Law Enforcement Officers.”
- “By-law No. 138-1998 To amend the former City of Toronto Municipal Code Ch. 297, Signs, respecting Mural Signs.”
- “By-law No. 139-1998 To amend former City of Toronto By-law No. 1995-0194, being "A By-law to declare real property to be surplus to the needs of the City", respecting 35 and 37 Hazelton Avenue.”
- “By-law No. 140-1998 To repeal By-law No. 1997-0305 of the former City of Toronto.”
- “By-law No. 141-1998 To acquire all rights, title and interests in the private lane located at the rear of premises Nos. 58 to 66 Williamson Road and 252 to 256 Glen Manor Drive, for public lane purposes.”
- “By-law No. 142-1998 To authorize the execution and registration of a plan of survey for the acquisition of all rights, title and interests in the private lane located at the rear of premises Nos. 58 to 66 Williamson Road and 252 to 256 Glen Manor Drive, for public lane purposes.”
- “By-law No. 143-1998 To amend former City of Toronto Municipal Code Ch. 146, Building Construction and Demolition, respecting encroachments or projections on public property and Article I, Conveyance of Land for Parks Purposes, of Ch. 165, respecting a parks levy appraisal fee.”
- “By-law No. 144-1998 To amend the former City of Toronto Municipal Ch. 400, Traffic and Parking, respecting the implementation of alternate side parking on a year round basis on Rains Avenue.”
- “By-law No. 145-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bristol Avenue.”
- “By-law No. 146-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.”
- “By-law No. 147-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Arlington Avenue,

- Harrison Street, Harvie Avenue, Lansdowne Avenue, Lee Avenue, Robinson Avenue, Shaw Street, Verral Avenue.”
- “By-law No. 148-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Adelaide Street West, Bedford Road, Bremner Boulevard, Caledonia Road, Claude Avenue, Crawford Street, Colborne Street, Degrassi Street, Erskine Avenue, Garden Avenue, Gladstone Avenue, Harrison Street, Hayden Street, Indian Road, Lansdowne Avenue, Market Street, Montrose Avenue, Piper Street, Quebec Avenue, Queens Quay West, Robertson Crescent, Rosehill Avenue, Walnut Avenue, Whitehall Road, Wilton Street.”
- “By-law No. 149-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Lloyd Avenue.”
- “By-law No. 150-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Linden Street.”
- “By-law No. 151-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Jean Street.”
- “By-law No. 152-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bowden Street.”
- “By-law No. 153-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Awde Street.”
- “By-law No. 154-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ascot Avenue.”
- “By-law No. 155-1998 To further amend former City of Toronto By-law No. 379-80 appointing Provincial Offences Officers.”
- “By-law No. 156-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting King Street West.”
- “By-law No. 157-1998 To amend By-law No. 30358 of the former City of North York, as amended.”
- “By-law No. 158-1998 To amend By-law No. 30518 of the former City of North York, as amended.

- “By-law No. 159-1998 To provide for the temporary closure to vehicular traffic on Baycrest Avenue, Bathurst Street to Ameer Avenue, for the purpose of conducting the annual Baycrest Challenge Run.”
- “By-law No. 160-1998 To provide for the temporary closure to vehicular traffic on Neptune Drive, Baycrest Avenue to Baycrest Arena, for the purpose of conducting the annual Baycrest Challenge Run.”
- “By-law No. 161-1998 To provide for the temporary closure to vehicular traffic on Brookfield Road for the purpose of conducting an annual community fair.”
- “By-law No. 162-1998 To provide for the temporary closure to vehicular traffic on Ridley Boulevard, for the purpose of conducting a street party.”
- “By-law No. 163-1998 A By-Law under the Building Code Act, 1992 respecting permits and related matters.”
- “By-law No. 164-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 165-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 166-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 167-1998 To amend By-law No. 31001 of the former City of North York, as amended.
- “By-law No. 168-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
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- “By-law No. 170-1998 A By-law to amend City of North York By-law 30901, as amended.”
- “By-Law No. 171-1998 A By-law to adopt Amendment No. 459 of the Official Plan for the City of North York.”
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- “By-law No. 173-1998 To adopt Amendment No. 460 of the Official Plan for the City of North York.”
- “By-law No. 174-1998 To amend Restricted Area Zoning By-law No. 6752, as amended, of the former Township of East York.”
- “By-law No. 175-1998 To amend Restricted Area Zoning By-law No. 6752, as amended, of the former Township of East York.”
- “By-law No. 176-1998 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “By-law No. 177-1998 To amend further By-law No. 34-93, a by-law ‘To provide for disabled person parking permit holders’, being a by-law of the former Borough of East York.”
- “By-law No. 178-1998 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “By-law No. 179-1998 To amend further By-law No. 271, a by-law ‘To prohibit parking on certain sides of certain highways’, being a by-law of the former Borough of East York.”
- “By-law No. 180-1998 To amend further By-law No. 20-96, a by-law ‘To provide for overnight permit parking on Borough streets’, being a by-law of the former Borough of East York.”
- “By-law No. 181-1998 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “By-law No. 182-1998 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “By-law No. 183-1998 To amend further By-law No. 92-93, a by-law ‘To regulate traffic on roads in the Borough of East York’, being a by-law of the former Borough of East York.”
- “By-law No. 184-1998 To amend the former City of Toronto Municipal Code Ch. 20, Business Improvement Areas, to make changes to the size and quorum for certain Boards of Management and to make changes to ward names.”

- “By-law No. 185-1998 To further amend former City of Toronto By-law No. 112-89 respecting the improvement and extension of the City’s sewage works by the construction of certain sewers at various locations.”
- “By-law No. 186-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Fleet Street, Strachan Avenue.”
- “By-law No.187-1998 To amend Scarborough Zoning By-law No. 14402 with respect to the Malvern Community.”
- “By-law No. 188-1998 To amend Scarborough Zoning By-law No. 9276, with respect to the Kennedy Park Community.”
- “By-law No. 189-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “By-law No. 190-1998 To amend further Metropolitan By-law No. 107-86, respecting parking meters on former Metropolitan Roads.”
- “By-law No. 191-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “By-law No. 192-1998 To amend further Metropolitan By-law No. 109-86 respecting maximum rates of speed on certain former Metropolitan Roads.”
- “By-law No. 193-1998 To amend former City of York By-law No. 1-83, respecting lands on the west side of Gilbert Avenue, south of Eglinton Avenue, abutting the CNR right-of-way.”
- “By-law No. 194-1998 To amend the Community Improvement Plan for the Weston, the Mount Dennis and the Oakwood-Vaughan/Oakwood-Rogers Community Improvement Project Areas.”
- “By-law No. 195-1998 To adopt Amendment No. 151 to the Official Plan of the City of York Planning Area, and to authorize application to the Minister of Municipal Affairs and Housing for approval of the said Amendment.”
- “By-law No. 196-1998 To amend City of York By-law No. 1-83, respecting 870 Jane Street.”

- “By-law No. 197-1998 To appoint Members to the Board of Management of the Weston Business Improvement Area.”
- “By-law No. 198-1998 To stop up and close the public highway known as Salvation Square and to authorize the conveyance of part thereof to The Cadillac Fairview Corporation Limited.”
- “By-law No. 199-1998 To amend the former City of Toronto By-law No. 1995-0194, being “A By-law to declare real property to be surplus to the needs of the City”, respecting part of the public highway known as Salvation Square.”
- “By-law No. 200-1998 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 201-1998 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 202-1998 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
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- “By-law No. 209-1998 To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 210-1998 To amend the Procedural By-law No. 23-1998, respecting Community Council subcommittees and motions.”

“By-law No. 211-1998 To amend further By-law No. 92-93, a by-law “To regulate traffic on roads in the Borough of East York”, being a by-law of the former Borough of East York.”,

it was carried.

569 At this point in the proceedings, and with the permission of Council, Councillor Rae moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 41 of Report No. 3 of The Toronto Community Council, headed “Railway Lands Central and West (Downtown)”, be re-opened for further consideration, which was carried, more than two-thirds of Members present having voted in the affirmative.

In accordance with the foregoing decision of Council, Clause No. 41 of Report No. 3 of The Toronto Community Council, headed “Railway Lands Central and West (Downtown)”, was re-opened for further consideration. (See also Minute No. 455.)

Council also had before it, during consideration of the foregoing Clause, a report (April 15, 1998) from the City Solicitor, reporting, as requested, on potential settlements and other issues regarding the Ontario Municipal Board hearing in respect to the Official Plan Amendments and Zoning By-laws for the Railway Lands Central and West.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Rae, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the report dated April 15, 1998, from the City Solicitor, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the City Solicitor be authorized to report, if necessary, directly to the May 13, 1998 and June 3, 1998 meetings of City Council upon any potential settlement regarding the Ontario Municipal Board hearing scheduled to commence on June 15, 1998, in respect of the Railway Lands Central and West official plan amendments and zoning by-laws;
- (2) the City Solicitor be authorized to advise the Ontario Municipal Board at the May 8, 1998 prehearing conference that the City agrees that:
 - (i) the Board may amend the Railway Lands Central Zoning By-law; (a) to clarify that a temporary office is permitted on block 22 for the construction management and sale of the Concord Adex project, and (b) to increase the size of the

temporary sales/management office from 950 to 2,000 square metres, without limit to the number of accessory parking spaces, upon the conditions referred to in the April 14, 1998 letter of the Commissioner of Urban Planning and Development Services to the City Solicitor; and

(ii) the Board may issue an order permitting the temporary sales/management office in advance of the commencement of the June 15, 1998 hearing; and

(3) authority be granted for the City to enter into an agreement with Concord Adex to secure the conditions referenced in Recommendation No. (2)(i)(b).’ ”

Upon the question of the adoption of the foregoing motion by Councillor Rae, it was carried.

Upon the question of the adoption of the foregoing Clause, as amended, it was carried.

570 Councillor Brown, seconded by Councillor Korwin-Kuczynski, moved that leave be granted to introduce:

“Bill No. 215 To confirm the proceedings of the Council at its Meeting held on the 16th day of April, 1998.”,

which was carried.

Upon the question, “Shall this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law?”, as follows:

“By-law No. 212-1998 To confirm the proceedings of the Council at its Meeting held on the 16th day of April, 1998.”,

the vote was taken as follows:

Yeas: Councillors: Adams, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, Nunziata, O’Brien, Ootes, Prue, Rae, Saundercook, Shiner, Silva, Tzekas, Walker - 39.

Nays: Councillors: Davis, Jakobek, Pantalone - 3.

Decided in the affirmative by a majority of 36.

Council adjourned at 11:58 p.m.

MEL LASTMAN,
Mayor

NOVINA WONG,
City Clerk