

Appendix A

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

WEDNESDAY, JULY 8, 1998

City Council met at 9:39 a.m., in the Council Chamber, Metro Hall, Toronto.

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

The meeting opened with O Canada.

1138 Members present at the morning session of the first day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 55.

1139 Councillor Ootes, seconded by Councillor Gardner, moved that:

“WHEREAS the Members of City Council are deeply saddened to learn of the passing of Mr. Bill Sutherland, on Thursday, June 11, 1998; and

WHEREAS Mr. Sutherland was a member of both the North York and Metropolitan Councils, having first been elected to North York Council in 1962; and

WHEREAS Mr. Sutherland founded the Don Valley Ratepayers Association and chaired the fundraising campaign to build the North York General Hospital; and

WHEREAS, as a Member of Metropolitan Council, Mr. Sutherland oversaw the Police budget and was dedicated to getting the approval for both the SkyDome and the Metropolitan Toronto Zoo; and

WHEREAS Mr. Sutherland shared a proud family history of public service -- his wife Betty and son Paul both having served on North York Council;

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 Sutherland family; and that leave be granted to introduce this Motion in accordance with Section 27 of the Council Procedural By-law.”

Councillor Korwin-Kuczynski, seconded by Councillor Disero, moved that:

“**WHEREAS** the Members of City Council are saddened to learn of the passing of William R. (Bill) Callow, on Friday, June 26, 1998; and

WHEREAS Mr. Callow had a long and distinguished career of over 35 years with the Legal Department of the former City of Toronto, serving as City Solicitor from 1962 until his retirement in 1986; and

WHEREAS Mr. Callow exemplified professionalism, integrity and profound ethical values and had a lasting influence on the development of municipal law, not only in Ontario but in the whole of Canada; and

WHEREAS in recognition of his distinguished public service, Mr. Callow was awarded the Vanier Medal for Distinguished Public Service in 1994;

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 sorrow to the family and friends of Mr. Callow; and that leave be granted to introduce this Motion in accordance with Section 27 of the Council Procedural By-law.”

Councillor Jakobek, seconded by Councillor Bussin, moved that:

“**WHEREAS** Members of City Council are deeply saddened to learn of the passing of Mr. Joe McNulty on Monday, July 6, 1998, after a long battle with cancer, just eleven days short of his 86th birthday; and

WHEREAS Joe was one of the hardest working volunteers in the East Toronto area; and

WHEREAS Joe was also the President and a life member of the Balmy Beach Club, a member of the Royal Canadian Legion, Branch No. 42, and an active member on the Board of Management of Ted Reeve Arena; and

WHEREAS Joe was a true friend to thousands of young people and up to his 80th year remained a football coach; and

WHEREAS in recognition of his service to the community, a new park in the East Toronto Ward now bears his name;

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 McNulty family; and that leave be granted to introduce this Motion in accordance with 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 Messrs. Sutherland, Callow and McNulty.

1140 Councillor Chong, seconded by Councillor Flint, moved that the Minutes of the Council Meeting held on March 4, 5 and 6, 1998, the Special Meeting held on April 14 and 15, 1998, and the Meeting held on April 16, 1998, be confirmed in the form supplied to the Members, which was carried.

1141 At this point in the proceedings, Deputy Mayor Ootes, with the permission of Council, proposed that, as requested by Members of Council, the vote with respect to Current Value Assessment which will be considered by City Council at its Special Meeting to be held on July 21 and 23, 1998, be deferred until the second day of the Special Meeting.

Council concurred in the foregoing proposal.

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

1142 From Councillor Howard Moscoe, North York - Spadina (June 18, 1998) regarding the action taken by the Board of Directors of the Metropolitan Toronto Housing Authority to put out to private sector proposal call the management of 4,500 units and requesting that the Board be asked to not go forward with this proposal call and to take no further action on this matter until such time as the Housing Company has had an opportunity to thoroughly review the issues and make recommendations to Council.

The foregoing communication was considered with Clause No. 5 of Report No. 6 of The Community and Neighbourhood Services Committee. (See Appendix “A”, page 6126 .)

1143 (i) From the City Clerk (June 26, 1998) advising that the Budget Committee, during consideration of the Financial and Human Resource/Payroll systems project proposal, recommended that:

- (1) consideration of the Project Proposal, Financial and Human Resource/Payroll Systems, be deferred to the meeting of Council to be held on July 29, 1998;
 - (2) the Chief Administrative Officer, the Chief Financial Officer and Treasurer, the Chair of the Corporate Services Committee, the Chair of the Budget Committee, and the Executive Director of Information Technology, be requested to:
 - (a) select a third party, who is not associated with any software-related companies, to review the financial analyses of the total capital expenditure of \$26.3 million; and
 - (b) report to a joint meeting of the Budget Committee and Corporate Services Committee, for a recommendation directly to Council on July 29, 1998, together with the recommendations adopted by the Corporate Services Committee on June 22, 1998; and
 - (3) the Chief Administrative Officer be requested to report on the number of computer consultants that have been selected recently, how much money the City is spending on them and whether there was any type of tendering process, including expressions of interest;
- (ii) from the Vice-President, Sales, PeopleSoft Canada Co. (July 3, 1998) providing an outline of issues with respect to the Financial and Human Resource/Payroll systems project proposal and enclosing background material in this regard; and
 - (iii) from the City Solicitor (July 7, 1998) reporting, as requested by the Corporate Services Committee, on a motion by Councillor Adams pertaining to the adoption of a policy for lobbying by proponents for the Financial and Human Resource/Payroll systems project.

The foregoing communications and report were considered with Clause No. 1 of Report No. 9 of The Corporate Services Committee. (See Appendix "A", page 6180.)

- 1144
- (i) From the City Clerk (June 26, 1998) reporting that the Budget Committee concurred with the recommendations of the Corporate Services Committee relating to the increased court costs for parking tag operations, embodied in the transmittal letter dated June 22, 1998; and
 - (ii) from the City Solicitor (July 3, 1998) reporting, as requested by the Budget Committee, on the ability to bill the Province of Ontario for police service costs and offset the \$9.00 court fee with the municipal costs for court services.

The foregoing communication and report were considered with Clause No. 33 of Report No. 9 of The Corporate Services Committee. (See Appendix "A", page 6335.)

- 1145
- (i) From the Executive Director, Technical Services, Works and Emergency Services (June 25, 1998) submitting, for information, as requested by the Urban Environment and Development Committee, comments on the recommendations contained in the submission dated June 15, 1998, from Friends of the Rouge Watershed regarding the Morningside Tributary Subwatershed Study;
 - (ii) from the City Clerk (June 30, 1998) forwarding, for consideration with Clause No. 1 of Report No. 8 of The Urban Environment and Development Committee, a report dated June 22, 1998, from the Commissioner of Planning and Buildings, Scarborough, regarding Morningside Heights, as directed by the Scarborough Community Council;
 - (iii) from Mr. Jeffrey L. Davies, Davies-Howe Partners (June 19, 1998) commenting on the process by which the issue pertaining to Morningside Heights was dealt with at the meeting of the Urban Environment and Development Committee; noting that some deputants were deprived of the opportunity to make submissions on key points; and requesting that another meeting be held to rectify the unfairness associated with the meeting in which all deputants are governed by the same rules;
 - (iv) from Mr. Jeffrey L. Davies, Davies-Howe Partners (July 2, 1998) submitting further comments on Morningside Heights; recommending that Council choose Option 4; and attaching a map which depicts Option 4 and explains its essential components; and
 - (v) from the Projects Director, Friends of the Rouge Watershed (June 15, 1998) providing a copy of the submission from Friends of the Rouge, regarding Morningside Heights.

The foregoing report and communications were considered with Clause No. 1 of Report No. 8 of The Urban Environment and Development Committee. (See Appendix "A", page 6399.)

- 1146
- (i) From Ms. Stephanie L. Merklinger, Pefferlaw, Ontario (June 24, 1998) forwarding a proposal regarding the Bloor viaduct, which includes hiring security to patrol the area;
 - (ii) from Mr. John Rendle, Rendle Safety and Canadian Airmotive (June 30, 1998) advocating the use of safety nets on the Bloor Street viaduct; and

- (iii) from the Interim Secretary, Strategic Policies and Priorities Committee (June 30, 1998) advising that the Strategic Policies and Priorities Committee recommended the adoption of the recommendations embodied in the transmittal letter dated June 26, 1998, from the Budget Committee with respect to the allocation of up to \$1.5 million from the Corporate Contingency Account to undertake the project to avert suicides on the Bloor Street viaduct.

The foregoing communications were considered with Clause No. 2 of Report No. 8 of The Urban Environment and Development Committee. (See Appendix "A", page 6483.)

- 1147 (i) From the following individuals regarding the vending lottery process:
- (June 16, 1998) from Mr. Abbas Eskandari, Toronto, Ontario;
 - (June 30, 1998) from Mr. Don Trahey, Toronto; and
 - (June 14, 1998) from Mr. Michael Morad;
- (ii) from Mr. Corrado Salonia, Toronto, Ontario (undated) providing a copy of his deputation to the Urban Environment and Development Committee regarding sidewalk/boulevard vending; and
- (iii) from Mr. A. Paton, Q.C. (July 7, 1998) on behalf of Flower King Inc., expressing concerns regarding the proposed lottery to award vending locations on former Metro roads and requesting that the matter of a lottery be referred back to the Road Allowance Sub-Committee for further consideration.

The foregoing communications were considered with Clause No. 3 of Report No. 8 of The Urban Environment and Development Committee. (See Appendix "A", page 6496.)

- 1148 From Mr. Dale Clayden, Vice-Principal, York Mills Collegiate Institute (June 11, 1998) regarding vending location Site No. 213 and requesting that this particular site not be permitted to be functional past Labour Day when the next school year commences.

The foregoing communication was considered with Clause No. 4 of Report No. 8 of The Urban Environment and Development Committee. (See Appendix "A", page 6507.)

- 1149 From Mr. B. L. Monique, Director, Economic Community Starting Centre Job Creation Inc. (June 29, 1998) providing information regarding the services offered by the agency and requesting that a grant be provided.

The foregoing communication was considered with Clause No. 9 of Report No. 10 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 6716.)

- 1150 From the Chief Administrative Officer (June 29, 1998) submitting, as requested by the Special Committee to Review the Final Report of the Toronto Transition Team, comments on points raised in deputations regarding the roles and responsibilities of Community Councils.

The foregoing report was considered with Clause No. 1 of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team. (See Appendix "A", page 7753.)

- 1151 (i) From Mr. G. S. Walters, Excellent Signs and Displays (June 30, 1998) regarding the sign by-law variance request by Cineplex Odeon, Sheppard Centre Cinemas, appealing the decision of the North York Community Council and requesting that City Council overturn the recommendation of the Community Council and allow Cineplex Odeon to proceed with the completion of the project;
- (ii) from Mr. G. Stanley, Director, Design and Construction, Cineplex Odeon Corporation (June 30, 1998) clarifying the rationale for, and emphasizing the importance of, the proposed exterior projecting blade marquee signage at the Sheppard Centre; and
- (iii) from Mr. B. Sickle, Page and Steele Architects and Planners (July 6, 1998) in support of the application for a sign by-law variance for Cineplex Odeon, Sheppard Centre Cinemas.

The foregoing communications were considered with Clause No. 38 of Report No. 7 of The North York Community Council. (See Appendix "A", page 7231.)

- 1152 (i) From the General Manager, Transportation Services (June 29, 1998) providing, as requested by the Emergency and Protective Services Committee, comments on the proposal to allow the size of sightseeing tour horse-drawn vehicles to be increased from five passengers to 25 passengers, and submitting recommendations in this regard;
- (ii) from various individuals and organizations, commenting on the re-introduction of horse-drawn vehicles in Toronto:
- (June 28, 1998) from President, Friends of Horses Inc.;
 - (June 29, 1998) from Chief Executive Officer, Ontario Society for the Prevention of Cruelty to Animals;
 - (June 27, 1998) from Ms. Terri D. Daniels, North York, Ontario; and
 - (June 30, 1998) from Ms. Nicola Thompson, Toronto, Ontario, submitting a petition, containing 317 signatures, in support of a ban on horse-drawn vehicles on City streets; and

- (iii) from the Chief Operating Officer, Toronto Humane Society (July 2, 1998) providing, as requested by the Emergency and Protective Services Committee, a review of the details of the proposed amendments to Licensing By-law No. 20-85, to permit horse-drawn trolleys with a passenger capacity of 25 persons.

The foregoing communications and report were considered with Clause No. 2 of Report No. 6 of The Emergency and Protective Services Committee. (See Appendix "A", page 6374.)

- 1153 (i) From Ms. W. MacNevin, on behalf of the Network of Community Based Organizations (July 2, 1998) regarding the proposed demolition of the Yorkwoods Community Centre and redevelopment of the site as an ethno-cultural centre; recommending that funding for the consultation process in this regard not be utilized from the existing funds allocated for the redevelopment; and requesting that Council refer the matter back to the appropriate Committee for further consideration;
- (ii) from Mr. S.M. Shapson, Phd., Dean of Education, York University (July 3, 1998) addressed to Councillor Peter Li Preti, enclosing a copy of an earlier communication (June 23, 1998) regarding the redevelopment of the Yorkwoods Community Centre site as an ethno-cultural centre and seeking to clarify the University's position in this regard; and
- (iii) from the Superintendent, Community, Administrative and Student Services, Toronto District School Board (July 6, 1998) submitting comments on the redevelopment of the Yorkwoods Community Centre as an ethno-cultural centre and advising that the School Board is willing to supply information and co-operate fully in any feasibility study which may be undertaken.

The foregoing communications were considered with Clause No. 24 of Report No. 10 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 6847.)

- 1154 (i) Confidential report from the City Auditor (July 7, 1998) as requested by the Strategic Policies and Priorities Committee; and
- (ii) from B. S. Onyschuk, Smith Lyons, Barristers and Solicitors (July 2, 1998) on behalf of the owners of 285, 301, and 315 Yonge Street, submitting comments on the Yonge Dundas Redevelopment Project; providing a copy of the Alternative Development Scheme for this Project; and recommending that the private sector option is the best route for the City of Toronto to pursue in this regard.

The foregoing report and communication were considered with Clause No. 26 of Report No. 10 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 6853.)

- 1155
- (i) From Councillor Jack Layton, Don River (June 25, 1998) forwarding a communication (June 24, 1998) from Mr. David Hulchanski, Professor of Housing and Community Development, University of Toronto, regarding housing and social impacts of the Olympics and the experience in Sydney, Australia with regard to housing issues; and recommending, inter alia, that the communication be referred to all parties concerned with the Olympic Bid Agreement, and that a comprehensive housing strategy be developed as part of the next stage of the development of the City of Toronto's Olympic Bid;
 - (ii) from Mr. Michael Shapcott, Bread Not Circuses Coalition (June 30, 1998) submitting comments and recommendations regarding the City of Toronto's bid for the 2008 Summer Olympics; and
 - (iii) from Ms. Lauri S. Robertson, HANDIDACTIS Inc. (undated) submitting comments on the issue of accessibility as it pertains to the City of Toronto's bid for the 2008 Summer Olympics.

The foregoing communications were considered with Clause No. 27 of Report No. 10 of The Strategic Policies and Priorities Committee. (See Appendix "A", page 6893.)

- 1156
- From the City Clerk (July 2, 1998) forwarding submissions received by the Toronto Community Council regarding Official Plan and Zoning By-law amendments for 2 Bloor Street West (Cumberland Terrace) (Midtown).

The foregoing communication was considered with Clause No. 1 of Report No. 8 of The Toronto Community Council. (See Appendix "A", page 7423.)

- 1157
- From the Commissioner of Corporate Services (June 24, 1998) reporting, as requested by the Corporate Services Committee, with respect to the status of the Toronto Islands Residential Community Land Trust's management of in-fill housing in the Toronto Islands Residential Community.

The foregoing report was considered with Clause No. 31 of Report No. 9 of The Corporate Services Committee. (See Appendix "A", page 6322.)

- 1158
- From the City Clerk (July 6, 1998) forwarding the recommendations of the Board of Directors of the Toronto Atmospheric Fund from its meeting of July 6, 1998, with respect to a window improvement project during the Phase I renovations at Toronto City Hall.

The foregoing communication was considered with Clause No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team. (See Appendix "A", page 7796.)

- 1159 From Mr. J. R. Hart, Reble, Ritchie, Green and Ketcheson, Barristers, Solicitors and Notaries (July 7, 1998) providing, as requested by the Etobicoke Community Council, a report on the outcome of the Ontario Municipal Board pre-hearing conference with respect to amendments to the Official Plan and Zoning Code for 2801 Bloor Street West.

The foregoing report was considered with Clause No. 12 of Report No. 7 of The Etobicoke Community Council. (See Appendix "A", page 7139.)

- 1160 From Ms. Helen Hansen, Willowdale, Ontario (July 7, 1998) submitting comments regarding the establishment of the Downsview Trust and requesting that the public meeting to consider this matter be rescheduled to September, having regard that during the summer months, many ratepayers and residents may be out of town.

The foregoing communication was considered with Clause No. 36 of Report No. 7 of The North York Community Council. (See Appendix "A", page 7224.)

- 1161 From the Commissioner of Works and Emergency Services (July 3, 1998) reporting, as requested by the Toronto Community Council, on which of the two applicants, Ms. M. Dimitropoulos or Ms. T. Pachova, should be granted a vending permit on Leslie Street at Unwin Avenue and submitting recommendations in regard thereto.

The foregoing report was considered with Clause No. 6 of Report No. 8 of The Toronto Community Council. (See Appendix "A", page 7468.)

- 1162 Confidential report from the City Solicitor (July 7, 1998) as requested by the Toronto Community Council, regarding a Committee of Adjustment Application for 204, 212 Eglinton Avenue East (North Toronto).

The foregoing confidential report was considered with Clause No. 2 of Report No. 8 of The Toronto Community Council. (See Appendix "A", page 7461.)

- 1163 Confidential report from the City Solicitor (July 7, 1998) as requested by the Toronto Community Council, regarding the illegal operation of a building supply business at 2055 Danforth Avenue (East Toronto).

The foregoing confidential report was considered with Clause No. 4 of Report No. 8 of The Toronto Community Council. (See Appendix "A", page 7466.)

- 1164 From the General Manager, Solid Waste Management Services (July 3, 1998) providing, as requested by the Works and Utilities Committee, the cost and details

of the communications program proposed by Councillor Sgro with respect to the ban of liquor and wine bottles from the Blue Box Program.

The foregoing report was considered with Clause No. 1 of Report No. 6 of The Works and Utilities Committee. (See Appendix "A", page 6583.)

- 1165 Council was advised that there were no petitions or enquiries and that Councillors Augimeri and Sgro would be absent from this Council Meeting.

At this point in the proceedings, and with the permission of Council, Councillor Berardinetti moved that Council vary the order of its proceedings to now consider Bill No. 444, which was carried.

- 1166 Councillor Berardinetti, seconded by Councillor McConnell, moved that leave be granted to introduce:

"Bill No. 444 To amend further Council Procedural By-law No. 23-1998, being a by-law 'To govern the proceedings of the Council and the Committees thereof' ",

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. 363-1998 To amend further Council Procedural By-law No. 23-1998, being a by-law 'To govern the proceedings of the Council and the Committees thereof' ",

it was carried.

- 1167 Councillor Mihevc presented the following Reports for consideration by Council:

Report No. 7 of The Toronto Community Council,
Report No. 8 of The Corporate Services Committee,
Report No. 6 of The Community and Neighbourhood Services Committee,
Report No. 9 of The Corporate Services Committee,
Report No. 6 of The Emergency and Protective Services Committee,
Report No. 8 of The Urban Environment and Development Committee,
Report No. 6 of The Works and Utilities Committee,
Report No. 10 of The Strategic Policies and Priorities Committee,
Report No. 9 of The East York Community Council,
Report No. 7 of The Etobicoke Community Council,
Report No. 7 of The North York Community Council,
Report No. 6 of The Scarborough Community Council,

Report No. 8 of The Toronto Community Council,
Report No. 7 of The York Community Council,
Report No. 9 of The Board of Health,
Report No. 4 of The Nominating Committee,
Report No. 4 of The Striking Committee, and
Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team,

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

Deputy Mayor Ootes 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 Item (k), entitled "Ontario Municipal Board Hearing - 59 Barton Avenue (Midtown)", embodied in the Clause No. 61 of Report No. 8 of The Toronto Community Council, headed "Other Items Considered by the Community Council", in that he owns property within the notice area of the subject property.

Councillor Altobello declared his interest in Item (e), entitled "Preliminary Evaluation Report, Official Plan Amendment Application SP97024, Zoning By-law Amendment Application Z97042, Paul Viaros, 381-383 Birchmount Road, Birchmount Park Employment District, Ward 13 - Scarborough Bluffs", and Item (f), entitled "Proposals for a New Direction, Former Scarborough Transportation Corridor Lands Study Phase 3 - St. Clair Avenue to Eglinton Avenue (W96052), Wards 13 and 15, Scarborough Bluffs and Scarborough City Centre", embodied in the Clause No. 32 of Report No. 6 of The Scarborough Community Council, headed "Other Items Considered by the Community Council", in that his family owns a business on Raleigh Avenue, and he owns property in the area affected.

Councillor Giansante declared his interest in Clause No. 1 of Report No. 6 of The Emergency and Protective Services Committee, headed "By-law to Amend By-law No. 20- 85 - Accident Towing - Mandatory Drop and Accreditation of Vehicle Repair Facilities", in that he is a licensed insurance broker.

Councillor Jakobek declared his interest in those portions of Clause No. 1 of Report No. 4 of The Nominating Committee, headed "Citizen Appointments to the Toronto Police Services Board and the Canadian National Exhibition Association - Municipal Section", pertaining to citizen appointments to the Canadian National Exhibition Association - Municipal Section, in that his father-in-law is one of the applicants.

Councillor Jones declared her interest in those portions of Clause No. 9 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Community Services Grants - 1998 Allocations and Appeals", pertaining to the Etobicoke Crime Prevention Association

(Grant No. 149), and the Thistletown Community Services Unit (Grant No. 383), in that her husband has prepared audited statements for such organizations.

Councillor Kinahan declared his interest in those portions Clause No. 9 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Community Services Grants - 1998 Allocations and Appeals", pertaining to the Etobicoke Crime Prevention Association (Grant No. 149), in that he is a Member of the Association's Board of Directors.

Councillor Korwin-Kuczynski declared his interest in Clause No. 12 of Report No. 7 of The Etobicoke Community Council, headed "Amendments to the Official Plan and Zoning Code Jacqueline Gaudaur, 2801 Bloor Street West - File No. Z-2270", in that he is the owner of a plot located in the Park Lawn Cemetery; and in Notice of Motion J(16), in that he was a candidate for Ward 19 in the last municipal election.

Mayor Lastman declared his interest in those portions of Clause No. 27 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "2008 Toronto Olympic Bid City Agreement", pertaining to the appointment of the inaugural Board of Directors of the 2008 Olympic Bid Corporation (TO-Bid) in that his son is one of the nominees; and in Notices of Motions J(2) and J(4) appearing on the Order Paper, in that he is Member of the Board of Trustees of the Molson Indy.

Councillor LiPreti declared his interest in those portions of Clause No. 36 of Report No. 7 of The North York Community Council, headed "Establishment of the Downsview Trust - North York Spadina", pertaining to the City-owned lands at the southeast corner of Sheppard Avenue West and William R. Allen Road, in that he owns a property in the vicinity.

Councillor Miller declared his interest in Notice of Motion (16), in that he was a candidate for Ward 19 in the last municipal election.

Councillor Shiner declared his interest in the Clause No. 5 of Report No. 7 of The North York Community Council, headed "Zoning Amendment Application UDZ-97-32 - L & A International Management Inc. - William Carson Crescent - North York Centre South", in that he uses the services of a solicitor who works in the same office as the applicant.

Deputy Mayor Ootes 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. 7 of The Toronto Community Council, consisting of one Clause only, without amendment, it was held in its entirety.

Upon the question of the adoption of Report No.8 of The Corporate Services Committee, consisting of one Clause only, without amendment, it was held in its entirety.

Upon the question of the adoption of Report No. 6 of The Community and Neighbourhood Services Committee (with the exception of Clauses Nos. 1, 5 and 15), without amendment, it was carried.

Upon the question of the adoption of Report No. 9 of The Corporate Services Committee (with the exception of Clauses Nos. 1, 3, 4, 5, 14, 26, 27, 29, 30, 33, 34 and 37), without amendment, it was carried.

Upon the question of the adoption of Report No. 6 of The Emergency and Protective Services Committee (with the exception of Clauses Nos. 1, 2 and 5), without amendment, it was carried.

Upon the question of the adoption of Report No. 8 of The Urban Environment and Development Committee (with the exception of Clauses Nos. 1, 3, 4, 5, 9, 11 and 25), without amendment, it was carried.

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

Upon the question of the adoption of Report No. 10 of The Strategic Policies and Priorities Committee (with the exception of Clauses Nos. 2, 6, 9, 13, 15, 17, 24, 26, 27, 28, 29, 30, 32 and 33), without amendment, it was carried.

Upon the question of the adoption of Report No. 9 of The East York Community Council, (with the exception of Clause No. 14), without amendment, it was carried.

Upon the question of the adoption of Report No. 7 of The Etobicoke Community Council, (with the exception of Clause No. 13), without amendment, it was carried.

Upon the question of the adoption of Report No. 7 of The North York Community Council (with the exception of Clauses Nos. 4, 38 and 42), without amendment, it was carried.

Upon the question of the adoption of Report No. 6 of The Scarborough Community Council (with the exception of Clauses Nos. 24 and 27), without amendment, it was carried.

Upon the question of the adoption of Report No. 8 of The Toronto Community Council (with the exception of Clauses Nos. 2, 5, 6, 23, 30, 32, 40, 42 and 60), without amendment, it was carried.

Upon the question of the adoption of Report No. 7 of The York Community Council, without amendment, it was carried.

Upon the question of the adoption of Report No. 9 of The Board of Health, (with the exception of Clauses Nos. 1 and 3), without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The Nominating Committee (with the exception of Clause No. 1), without amendment, it was carried.

Upon the question of the adoption of Report No. 4 of The Striking Committee, consisting of one Clause only, it was held in its entirety.

Upon the question of the adoption of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team (with the exception of Clause Nos. 1 and 2), without amendment, it was carried.

- 1168 **Clause No. 1 of Report No. 7 of The Toronto Community Council, headed "Traffic Area Management Plan for the Teddington Park/Wanless Park Area (North Toronto)".**
(See Appendix "A", page 7382.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Walker, in amendment, moved that consideration of the foregoing Clause be deferred to the next regular meeting of City Council to be held on July 29, 1998.

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

- 1169 **Clause No. 1 of Report No. 8 of The Corporate Services Committee, headed "Expropriation of Property Interests, Sheppard Subway Project, Don Mills Station".**
(See Appendix "A", page 6177.)

At this point in the proceedings, Councillor O'Brien, with the permission of Council, requested the City Clerk to technically amend the report embodied in the foregoing Clause by deleting Reference Plan No. 66R-17849 wherever it occurs in such report and substituting therefor Reference Plan No. 66R-17954.

The City Clerk concurred in the foregoing request.

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

- 1170 **Clause No. 15 of Report No. 6 of The Community and Neighbourhood Services Committee, headed "Changes to Membership and Quorum - Children's Action Committee".**
(See Appendix "A", page 6164.)

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

"It is further recommended that the Children's Action Committee be re-named the Children and Youth Action Committee."

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

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

- 1171 **Clause No. 5 of Report No. 9 of The Corporate Services Committee, headed “Sale of Surplus Spadina Project Property at 114 Everden Road (Ward 28 - York Eglinton)”.**
(See Appendix “A”, page 6247.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Giansante, 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 include recent sale comparables in any future reports respecting the sale of City-owned lands.”

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

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

- 1172 **Clause No. 25 of Report No. 8 of The Urban Environment and Development Committee, headed “Other Items Considered by the Committee”.**
(See Appendix “A”, page 6569.)

Upon the question of the receipt for information of the foregoing Clause, without amendment, Councillor Shiner, in amendment, moved that the foregoing Clause be received as information, subject to striking out and referring Item (d), entitled “PCB Waste Storage Management Issues in the New City of Toronto”, embodied in the foregoing Clause, back to the Urban Environment and Development Committee for further consideration.

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

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

- 1173 **Clause No. 60 of Report No. 8 of The Toronto Community Council, headed “Requests for Endorsement of Events for Liquor Licensing Purposes”.**
(See Appendix “A”, page 7666)

Council also had before it, during consideration of the foregoing Clause, a communication (March 4, 1998) addressed to Sgt. Greenaway, C.R.U., 13 Division, Metro Police Services, from Councillor Betty Disero, Davenport, requesting information to assist the St. Mary of the Angels Church with its request for a liquor licence for its August 7-9, 1998 Festival.

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

“It is further recommended that the times for the Festival of St. Mary of the Angels Church be as follows:

Friday, August 7, 1998	-	7:00 p.m. to midnight - cleared and closed;
Saturday, August 8, 1998	-	7:00 p.m. to midnight - cleared and closed; and
Sunday, August 9, 1998	-	2:00 p.m. to 10:00 p.m. - cleared and closed.”

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

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

At this point in the proceedings, Deputy Mayor Ootes, with the permission of Council, moved that Council vary the order of its proceedings to consider all matters remaining on the Order Paper of a confidential nature at 8:00 p.m., and, at that time, that Council reconvene in Committee Room “A” and resolve itself into Committee of the Whole to consider such matters, in accordance with the provisions of the Municipal Act, which was carried.

1174 Deputy Mayor Ootes called upon the following Notice of Motion appearing on the Order Paper under Section F, as Item No. (2)(b), as follows:

Moved by: Councillor Shiner

Seconded by: Councillor Flint

“BE IT RESOLVED THAT:

- (1) By-law No. 28-1998 be amended to increase the Toronto Parking Authority membership by four members;
- (2) the additional four members be Members of Council; and
- (3) the appointment of the additional four members to the Toronto Parking Authority be referred to the Striking Committee for consideration.”

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

- (a) Councillor Adams, in amendment, moved that the foregoing Motion be referred to the Special Committee to Review the Final Report of the Toronto Transition Team

for inclusion in its review of the governance structures of the City of Toronto's major Agencies, Boards and Commissions.

- (b) Councillor Moscoe, in amendment, moved that the foregoing motion (a) by Councillor Adams be amended by adding thereto the words "and report thereon to Council for its meeting to be held on October 1, 1998".
- (c) Councillor Flint, in amendment, moved that the foregoing motion (a) by Councillor Adams be amended by adding thereto the words "and the City Clerk be requested to advise all Members of Council when this matter will be considered by the Committee".
- (d) Councillor Kelly, in amendment, moved that the foregoing motion (a) by Councillor Adams be amended by adding thereto the words "and the City Clerk be requested to invite the Chair of the Parking Authority to appear before the Special Committee to Review the Final Report of the Toronto Transition Team in connection therewith".

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

Upon the question of the adoption of the foregoing motion (a) by Councillor Adams, as amended, viz:

"that the foregoing Motion be referred to the Special Committee to Review the Final Report of the Toronto Transition Team for inclusion in its review of the governance structures of the City of Toronto's major Agencies, Boards and Commissions and report thereon to Council for its meeting to be held on October 1, 1998, and the City Clerk be requested to invite the Chair of the Parking Authority to appear before the Special Committee to Review the Final Report of the Toronto Transition Team in connection therewith and to advise all Members of Council when this matter will be considered by the Committee.",

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Berardinetti, Berger, Bossons, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Holyday, Kelly, Layton, Li Preti, Mammoliti, Miller, Moeser, Ootes, Pantalone, Prue, Rae, Sinclair, Walker - 28.

Nays: Councillors: Brown, Giansante, Korwin-Kuczynski, O'Brien, Shaw, Shiner - 6.
Decided in the affirmative by a majority of 22.

At this point in the proceedings, Councillor O'Brien, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 2 of Report No. 9 of The Corporate Services Committee, headed "110 Lombard Street - Possible Purchase", be re-opened for further consideration, and that Council defer further consideration of such Clause until later in the meeting, which was carried, more than two-thirds of Members present having voted in the affirmative. (See Minute No. 1186)

- 1175 **Clause No. 1 of Report No. 8 of The Urban Environment and Development Committee, headed "Morningside Heights Land Use Study and Related Development Applications, and Morningside Tributary Subwatershed Study".**
(See Appendix "A", page 6399.)

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

- (i) (June 25, 1998) from the Executive Director, Technical Services, Works and Emergency Services submitting, for information, as requested by the Urban Environment and Development Committee, comments on the recommendations contained in the submission dated June 15, 1998, from Friends of the Rouge Watershed regarding the Morningside Tributary Subwatershed Study;
- (ii) (June 30, 1998) from the City Clerk forwarding a report dated June 22, 1998, from the Commissioner of Planning and Buildings, Scarborough, regarding Morningside Heights, as directed by the Scarborough Community Council;
- (iii) (June 19, 1998) from Mr. Jeffrey L. Davies, Davies-Howe Partners, commenting on the process by which the issue pertaining to Morningside Heights was dealt with at the meeting of the Urban Environment and Development Committee; noting that some deputants were deprived of the opportunity to make submissions on key points; and requesting that another meeting be held to rectify the unfairness associated with the meeting in which all deputants are governed by the same rules;
- (iv) (July 2, 1998) from Mr. Jeffrey L. Davies, Davies-Howe Partners, submitting further comments on Morningside Heights; recommending that Council choose Option 4; and attaching a map which depicts Option 4 and explains its essential components;
- (v) (June 15, 1998) from the Projects Director, Friends of the Rouge Watershed, providing a copy of the submission from Friends of the Rouge, regarding Morningside Heights; and

- (vi) (July 7, 1998) from the Senior Planner, Watershed Management, The Toronto and Region Conservation Authority, addressed to Councillors Balkissoon and Cho, providing information with respect to the Morningside Heights Planning Area.

Mayor Lastman took the Chair.

At this point in the proceedings, and at the request of Council, the Commissioner of Planning and Buildings of the former City of Scarborough, gave a presentation to the Council in regard to the Morningside Heights Land Use Study and Related Development Applications, and the Morningside Tributary Subwatershed Study.

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

- (a) Councillor Berardinetti, in amendment, moved that the foregoing Clause be amended by striking out the recommendations of the Urban Environment and Development Committee and inserting in lieu thereof the following:

“It is recommended that City Council:

- (1) endorse Phase 2 and Addendum and direct staff to complete Phase 3 of the Morningside Tributary Subwatershed Study;
- (2) conclude Phase 1 of the Morningside Heights Land Use Study by affirming the land uses shown in Option 4 embodied in the report dated June 22, 1998, from the Commissioner of Planning and Buildings, Scarborough, and direct the Commissioner of Urban Planning and Development Services to prepare a Secondary Plan, in consultation with the landowners, appropriate agencies, Save the Rouge Valley System Incorporated (SRVS) and all other stakeholders, to include the following components:
 - (a) deletion of Staines Road and Neilson Road from the Roads Plan and their replacement with a new arterial road extending Morningside Avenue to Steeles Avenue;
 - (b) redesignation of the employment lands west of this new road and the present Neilson Road within the Study Area to General Industrial Uses with High Performance Standards, with special policies to further refine and strengthen the environmental and urban design aspects of the designation;
 - (c) redesignation of the remaining lands within the Study Area to provide for a high quality, comprehensively planned community of low and medium density residential uses which preserves, restores and enhances existing natural features, as envisioned by the findings of the Subwatershed Study and the memorandum of understanding

between the owners and Save the Rouge Valley System Incorporated (SRVS); and

- (d) Urban Design Guidelines which will assure a high quality of community design, with particular attention to strong community structure and entry features, neighbourhoods each with a distinctive character, thematic streetscapes which are tree-lined and pedestrian-friendly and building designs based on traditional architectural themes;
- (3) request the Commissioner of Urban Planning and Development Services to:
- (a) bring forward Bills to amend the By-law for the Protection and Conservation of Trees (No. 25150) to extend coverage to all properties;
 - (b) work with the area property owners to finalize the future road network and acquire the future road allowances which will enable the City to proceed with the final design and construction of the trunk sewers to service the employment lands in the Markham-Passmore-Steeles area; and
 - (c) submit a report on the progress of all these matters to the meeting of the Scarborough Community Council scheduled to be held on September 16, 1998; and
- (4) endorse the position taken by the Scarborough Community Council that it does not support any road connection between Highway 407/the Markham By-pass and Highway 401 as it is detrimental and negative to the proper planning of the Morningside Heights area.”
- (b) Councillor Pantalone, in amendment, moved that the foregoing Clause be amended by adding thereto the following:
- “It is further recommended that:
- (1) the City of Toronto Council reaffirm the existing City-wide affordable housing policies as indicated to in the Official Plan for this site;
 - (2) the Commissioner of Urban Planning and Development Services be requested to submit a report to the Urban Environment and Development Committee, at the appropriate time, on how the City-wide affordable housing policies are being achieved at this site; and

- (3) the Chief General Manager, Toronto Transit Commission, be consulted in order to determine how increased transit usage can be achieved through road planning and design on this site.”
- (c) Councillor Cho, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the City of Toronto seek the co-operation of the Federal government, the Provincial government, the Toronto and Region Conservation Authority, the land owners and other potential partners, such as Friends of the Rouge Watershed and Save the Rouge Valley System Incorporated, to acquire, in conjunction with the City of Toronto, flood plain lands in the study area, particularly the area between the Morningside Tributary and the Rouge Park, and south of Cedarbrae Golf Course to the Canadian Pacific Railway, at fair market value based on the current land use designation of the lands, for dedication to the City of Toronto or the Toronto and Region Conservation Authority for public parkland; and
- (2) the City of Toronto confirm that no major road should be built in the Rouge Park.”

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 1198.)

- 1176 At this point in the proceedings, and with the permission of Council, Councillor Korwin-Kuczynski, on behalf of the Members of Council, expressed appreciation to all the volunteers who contributed their time and efforts to ensure the success of the ‘Celebrate Toronto’ street festival which had resulted in a return of \$100,000.00 to the City.

At this point in the proceedings, and with the permission of Council, Mayor Lastman introduced Mr. Sheldon Kennedy present at this meeting, invited Mr. Kennedy to the podium and, to mark the occasion, presented a memento to Mr. Kennedy in recognition of his efforts on behalf of those who, like himself, had suffered the trials of sexual abuse.

Mayor Lastman designated Councillor Saundercook to take the Chair for the next part of the meeting, and vacated the Chair.

Councillor Saundercook gave the Chair to Deputy Mayor Ootes, and vacated the Chair.

Mayor Lastman resumed the Chair.

Council recessed at 12:30 p.m.

2: 11 P.M.

Council reconvened.

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

1177 Members present at the afternoon session of the first day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 55.

1178 At this point in the proceedings, and with the permission of Council, Deputy Mayor Ootes called Councillor John Adams, Master John Adams, Miss Michelle Adams and Police Constable Michael Nugent to the podium in order that Constable Nugent could present to Councillor Adams one of two bicycles which had been newly purchased and immediately stolen in 1996 from the Adams' residence and which had recently been recovered by the Toronto Police Service.

Councillor Adams, on behalf of the Adams family, expressed appreciation to Constable Nugent and the Toronto Police Service for their efforts in this regard, urged the Toronto Police Service to continue their efforts to recover the additional bicycle which had been stolen, and encouraged the public to register their bicycles with the Police.

Council resumed its consideration of the various Reports of the Standing Committees and Community Councils.

1179 **Clause No. 2 of Report No. 8 of The Toronto Community Council, headed "Committee of Adjustment Application - 204, 212 Eglinton Avenue East (North Toronto)".**
(See Appendix "A", page 7461.) (See also Minute No. 1292)

Council also had before it, during consideration of the foregoing Clause, a confidential report (July 7, 1998) from the City Solicitor regarding a Committee of Adjustment Application for 204, 212 Eglinton Avenue East.

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

"It is recommended that Recommendation No. (2) embodied in the confidential report dated July 7, 1998, from the City Solicitor, be adopted."

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

1180 **Clause No. 4 of Report No. 9 of The Corporate Services Committee, headed “Surplus Property Within the ‘Spadina Corridor’ and ‘Scarborough Transportation Corridor’ ”.**

(See Appendix “A”, page 6231.)

Council also had before it, during consideration of the foregoing Clause, a report (July 6, 1998) from the Commissioner of Corporate Services providing clarification as to how the recommendations of the Corporate Services Committee should be implemented.

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 report dated July 6, 1998, from the Commissioner of Corporate Services, embodying the following recommendations, be adopted:

‘It is recommended that, in the event Council adopts the amendments of the Corporate Services Committee to my report (May 13, 1998), then in order to allow for implementation while, at the same time, comply with the financial agreement with the Province of Ontario:

- (1) the specific properties to be appraised for market value as at the date of expression of interest be those listed in Schedule “A” hereto;
- (2) independent appraisals of those Schedule “A” properties be commissioned, to have the effective date as set out in Schedule “A”;
- (3) all properties, including but not limited to those in Schedule “A”, be offered at the appraised value to the tenant/owner on terms and conditions acceptable to the City Solicitor for a period limited to fourteen (14) days after which time the property be listed for sale through the T.R.E.B. Multiple Listing Service;
- (4) in order to establish the value used to calculate the Province’s share of the proceeds, with respect to those Schedule “A” properties, independent appraisals acceptable to the Province be commissioned, estimating the fair market value of such properties determined as at the time the agreement of purchase and sale is negotiated and entered into, and the Province’s share of proceeds be based on such market value appraisals;

- (5) only the properties listed in Schedule "A" that are sold to Schedule "A" purchasers at market value determined as at the date of expression of their interest should be subject to such option to purchase; that said option to purchase be registered on title; that the necessary restrictions and conveyancing documents be in a form and content satisfactory to the City Solicitor, that the Option to Purchase be registered prior to any mortgage or other financing instrument, and the funding source for the various expenditures shall be from the City's share of the sale proceeds, except that future budgets include such amounts as would be necessary to fund the repurchase;
- (6) then the arbitrator should be chosen by the Commissioner of Corporate Services who shall provide the terms of reference to said arbitrator; and the City's costs associated with each arbitration will be restricted to the cost of the arbitrator and the City's legal and appraisal costs; and the purchaser to be responsible for their own costs (i.e., solicitor, appraiser, and any other supporting consultants); and
- (7) the appropriate City officials be authorized and directed to give effect to the foregoing.' "

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.

Councillor Shiner requested that his opposition to the foregoing Clause be noted in the Minutes of this meeting.

1181 **Clause No. 13 of Report No. 7 of The Etobicoke Community Council, headed "15 Tidmore Avenue - Court Application".**

(See Appendix "A", page 7146.)

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

1182 **Clause No. 23 of Report No. 8 of The Toronto Community Council, headed "Implementation of Alternate Side Parking, Silverthorn Avenue and Blackthorn Avenue (Davenport)".**

(See Appendix "A", page 7509.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Disero, in amendment, moved that the foregoing Clause be received.

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

- 1183 **Clause No. 40 of Report No. 8 of The Toronto Community Council, headed “Location of Banners - St. Clair Avenue West Between Westmount Avenue and Winona Drive (Davenport)”.**
(See Appendix “A”, page 7590.)

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

“It is further recommended that Pole No. 290 be added to the list of pole locations.”

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

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

- 1184 **Clause No. 42 of Report No. 8 of The Toronto Community Council, headed “Hillcrest B.I.A. - Appointment to Board of Directors (Davenport)”.**
(See Appendix “A”, page 7592.)

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

- 1185 **Clause No. 13 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “City of Toronto Support for 761 Community Development Corporation”.**
(See Appendix “A”, page 6804.)

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

- 1186 **Clause No. 2 of Report No. 9 of The Corporate Services Committee, headed “110 Lombard Street - Possible Purchase”.**
(See Appendix “A”, page 6222.)

Council also had before it, during consideration of the foregoing Clause, a report (July 8, 1998) from the City Solicitor, providing City Council with advice as how best to implement recommendations made by the Corporate Services Committee.

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 report dated July 8, 1998, from the City Solicitor, entitled ‘110 Lombard Street - Possible Purchase by Gilda’s Club Greater Toronto (Ward 24 - Toronto)’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) should City Council approve the sale of 110 Lombard Street to Gilda’s Club on the terms recommended by the Corporate Services Committee at its meeting held on June 22, 1998, the appropriate method to implement Committee’s recommendation is to require Gilda’s to grant to the City an option (for nominal consideration), to repurchase the property at the amount paid by Gilda’s to the City; and such option should be in effect for a ten-year period, be registered prior to any mortgage or other financing instrument, and be in a form and content satisfactory to the City Solicitor; and
- (2) the appropriate City officials be authorized and directed to give effect to the foregoing.’ ”

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.

1187 **Clause No. 38 of Report No. 7 of The North York Community Council, headed “Sign By-law Variance Request - Cineplex Odeon - Sheppard Centre Cinemas - North York Centre”.**

(See Appendix “A”, page 7231.)

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

- (i) from Mr. G. S. Walters, Excellent Signs and Displays (June 30, 1998) regarding the sign by-law variance request by Cineplex Odeon, Sheppard Centre Cinemas, appealing the decision of the North York Community Council and requesting that City Council overturn the recommendation of the Community Council and allow Cineplex Odeon to proceed with the completion of the project;
- (ii) from Mr. G. Stanley, Director, Design and Construction, Cineplex Odeon Corporation (June 30, 1998) clarifying the rationale for, and emphasizing the importance of, the proposed exterior projecting blade marquee signage at the Sheppard Centre; and
- (iii) from Mr. B. Sickie, Page and Steele Architects and Planners (July 6, 1998) in support of the application for a sign by-law variance for Cineplex Odeon, Sheppard Centre Cinemas.

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

- 1188 **Clause No. 3 of Report No. 9 of The Corporate Services Committee, headed “871 Queen Street West - Payment of Awarded Damages - Pantev vs. Dominelli”.**
(See Appendix “A”, page 6225.)

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

Yeas: Councillors: Altobello, Berardinetti, Berger, Brown, Cho, Chow, Faubert, Feldman, Flint, Giansante, Holyday, Jakobek, Jones, Layton, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Nunziata, O'Brien, Ootes, Pantalone, Rae, Saundercook, Silva, Sinclair - 27.

Nays: Councillors: Ashton, Chong, Davis, Duguid, Filion, Kelly, Kinahan, King, Miller, Moeser, Moscoe, Prue, Shiner - 13.

Decided in the affirmative by a majority of 14.

- 1189 **Clause No. 9 of Report No. 8 of The Urban Environment and Development Committee, headed “TTC Streetcar Platforms and Bicycle Lanes on Lake Shore Boulevard West Between 30th Street and 40th Street”.**
(See Appendix “A”, page 6524.)

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

- 1190 **Clause No. 5 of Report No. 6 of The Works and Utilities Committee, headed “Water Main - Jane Street Between Lawrence Avenue West and Harding Avenue (Ward 6 - North York Humber)”.**
(See Appendix “A”, page 6627.)

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

- 1191 **Clause No. 26 of Report No. 9 of The Corporate Services Committee, headed “Proposed Installation of a Pole, Antenna and Monitoring Equipment at the West Side of the Don Valley Parkway and Beechwood Drive Road (Ward 1 - East York)”.**
(See Appendix “A”, page 6295.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Kinahan, 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 ensure that the pole and antenna installed in this regard do not interfere with any view corridors.”

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

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

- 1192 **Clause No. 27 of Report No. 9 of The Corporate Services Committee, headed “Proposed Installation of a Pole, Antenna and Monitoring Equipment at the East Side of the Don Valley Parkway and Spanbridge Road (Ward 11 - Don Parkway)”.**
(See Appendix “A”, page 6302.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Kinahan, 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 ensure that the pole and antenna installed in this regard do not interfere with any view corridors.”

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

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

- 1193 **Clause No. 7 of Report No. 6 of The Works and Utilities Committee, headed “Quotation for Liquid Chlorine”.**
(See Appendix “A”, page 6631.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Jakobek, in amendment, moved that the foregoing Clause be amended to provide that:

- (1) the period of the contract shall be 12 months after all of the empty cylinders belonging to the present suppliers are removed from all of the City yards; and
- (2) the commencement date of the contract shall be determined by the City Auditor.

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.

1194 **Clause No. 37 of Report No. 9 of The Corporate Services Committee, headed “Other Items Considered by the Committee”.**

(See Appendix “A”, page 6353.)

Upon the question of the receipt for information of the foregoing Clause, without amendment, Councillor Jakobek, in amendment, moved that Item (f), entitled “City of Toronto Year 2000 Project - Action Plan”, embodied in such 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 by Councillor Jakobek, it was carried.

Council deferred further consideration of the balance of the foregoing Clause until later in the meeting. (See Minute No. 1267)

1195 **Clause No. 6 of Report No. 8 of The Toronto Community Council, headed “Appeal of Denial of Application for a Sidewalk/Boulevard Vending Permit - Leslie Street, East Side, at Unwin Street (Don River)”.**

(See Appendix “A”, page 7468.)

Council also had before it, during consideration of the foregoing Clause, a report (July 3, 1998) from the Commissioner of Works and Emergency Services reporting, as requested by the Toronto Community Council, on which of the two applicants, Ms. M. Dimitropoulos or Ms. T. Pachova, should be granted a vending permit on Leslie Street at Unwin Avenue and submitting recommendations in regard thereto.

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

“It is further recommended that the report dated July 3, 1998, from the Commissioner of Works and Emergency Services, entitled ‘Application for a Sidewalk/Boulevard Vending Permit - Leslie Street (East Toronto)’, be adopted, subject to granting:

- (1) the original permit location on Leslie Street, east side, at Unwin Avenue, to Ms. Tihomira Pachova; and
- (2) the second location on Leslie Street, east side, 28 metres north of Unwin Avenue, to Ms. Mary Dimitropoulos;

so that the recommendations embodied in such report shall now read as follows:

'It is recommended that:

- (1) City Council grant permission for a vending permit to Ms. Tihomira Pachova on Leslie Street, east side, at Unwin Avenue, and the second location on Leslie Street, east side, 28 metres north of Unwin Avenue, be allocated to Ms. Mary Dimitropoulos; and
- (2) the City Solicitor introduce a Bill in Council to amend Schedule B of Municipal Code Chapter 315, Street Vending, of the former City of Toronto Municipal Code, to include Leslie Street, both sides, from Unwin Avenue to Commissioners Street.' "

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

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

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. 8 of The Urban Environment and Development Committee, headed "Prince Edward (Bloor Street) Viaduct - Measures to Deter Suicide Attempts" (see Minute No. 1167), be re-opened for further consideration, which was carried, more than two-thirds of Members present having voted in the affirmative.

1196 **Clause No. 2 of Report No. 8 of The Urban Environment and Development Committee, headed "Prince Edward (Bloor Street) Viaduct - Measures to Deter Suicide Attempts".** (See Appendix "A", page 6483.)

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

- (i) From Ms. Stephanie L. Merklinger, Pefferlaw, Ontario (June 24, 1998) forwarding a proposal regarding the Bloor viaduct, which includes hiring security to patrol the area;
- (ii) from Mr. John Rendle, Rendle Safety and Canadian Airmotive (June 30, 1998) advocating the use of safety nets on the Bloor Street viaduct; and
- (iii) from the Interim Secretary, Strategic Policies and Priorities Committee (June 30, 1998) advising that the Strategic Policies and Priorities Committee recommended the adoption of the recommendations embodied in the transmittal letter dated June 26, 1998, from the Budget Committee with respect to the allocation of up to \$1.5 million from the Corporate Contingency Account to undertake the project to avert suicides on the Bloor Street viaduct.

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 the following recommendation of the Strategic Policies and Priorities Committee embodied in the communication dated June 30, 1998, from the City Clerk, be adopted:

‘The Strategic Policies and Priorities Committee on June 25, 1998, recommended that the following recommendations of the Budget Committee be adopted:

- (1) an adequate expenditure be allocated from the Corporate Contingency Account to undertake the project to avert suicides on the Bloor Street Viaduct and that the cost be no more than \$1.5 million; and
- (2) the recommendation of the Urban Environment and Development Committee be brought back to the Budget Committee in the fall for the final allocation of funding.’ ”

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.

1197 At this point in the proceedings, and with the permission of Council, Councillor Mammoliti introduced the following members of the delegation from Gauteng Province, South Africa, present at this meeting:

- Mr. S. Shiceka, M.E.C. Department, Development Planning and Local Government;
- Mr. J. Mhlangu, Mayor of the Khyafiamie Metro;
- Mrs. J. Ngele, Mayor of Pretoria Metro;
- Mr. E. Xayiya, Mayor of Boksburg;
- Mrs. M. Modisakeng, Mayor of Heidelberg;
- Mrs. S. Motingoa, Mayor of Knugersdorg;
- Mr. A. Knuger, A.B.S.A. Bank;
- Mr. B. Ndwandwe, Gauteng Province;
- Mr. P. Hamnca, Gauteng Province;
- Mrs. N. Ben, Gauteng Province;
- Mrs. M. Coetzee, Gauteng Province; and
- Mr. M. Madlala, Chairperson of Association of Local Government.

1198 Council resumed its consideration of Clause No. 1 of Report No. 8 of The Urban Environment and Development Committee, headed "Morningside Heights Land Use Study and Related Development Applications, and Morningside Tributary Subwatershed Study". (See also Minute No. 1175)

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

"It is further recommended that the Commissioner of Urban Planning and Development Services be requested to investigate the feasibility of a requirement that all future developments in this study area manage their own storm water on-site."

Mayor Lastman resumed the Chair.

(e) Councillor Moscoe, in amendment, moved that the foregoing Clause be struck out and referred back to the Scarborough Community Council, with a request that Scarborough Community Council attempt to achieve a compromise solution in this regard and report thereon to the Urban Environment and Development Committee no later than October, 1998.

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

Yeas: Councillors: King, Miller, Moeser, Moscoe, Tzekas - 5.

Nays: Mayor: Lastman
Councillors: Ashton, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chong, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mihevc, O'Brien, Ootes, Pantalone, Rae, Saundercook, Shaw, Shiner, Sinclair - 33.

Decided in the negative by a majority of 28.

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

"that the foregoing Clause be amended by striking out the recommendations of the Urban Environment and Development Committee and inserting in lieu thereof the following:

‘It is recommended that City Council:

- (1) endorse Phase 2 and Addendum and direct staff to complete Phase 3 of the Morningside Tributary Subwatershed Study;
- (2) conclude Phase 1 of the Morningside Heights Land Use Study by affirming the land uses shown in Option 4 embodied in the report dated June 22, 1998, from the Commissioner of Planning and Buildings, Scarborough, and direct the Commissioner of Urban Planning and Development Services to prepare a Secondary Plan, in consultation with the landowners, appropriate agencies, Save the Rouge Valley System Incorporated (SRVS) and all other stakeholders, to include the following components:
 - (a) deletion of Staines Road and Neilson Road from the Roads Plan and their replacement with a new arterial road extending Morningside Avenue to Steeles Avenue;
 - (b) redesignation of the employment lands west of this new road and the present Neilson Road within the Study Area to General Industrial Uses with High Performance Standards, with special policies to further refine and strengthen the environmental and urban design aspects of the designation;
 - (c) redesignation of the remaining lands within the Study Area to provide for a high quality, comprehensively planned community of low and medium density residential uses which preserves, restores and enhances existing natural features, as envisioned by the findings of the Subwatershed Study and the memorandum of understanding between the owners and Save the Rouge Valley System Incorporated (SRVS); and
 - (d) Urban Design Guidelines which will assure a high quality of community design, with particular attention to strong community structure and entry features, neighbourhoods each with a distinctive character, thematic streetscapes which are tree-lined and pedestrian-friendly and building designs based on traditional architectural themes;
- (3) request the Commissioner of Urban Planning and Development Services to:
 - (a) bring forward Bills to amend the By-law for the Protection and Conservation of Trees (No. 25150) to extend coverage to all properties;

- (b) work with the area property owners to finalize the future road network and acquire the future road allowances which will enable the City to proceed with the final design and construction of the trunk sewers to service the employment lands in the Markham-Passmore-Steeles area; and
 - (c) submit a report on the progress of all these matters to the meeting of the Scarborough Community Council scheduled to be held on September 16, 1998; and
- (4) endorse the position taken by the Scarborough Community Council that it does not support any road connection between Highway 407/the Markham By-pass and Highway 401 as it is detrimental and negative to the proper planning of the Morningside Heights area.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Berardinetti, Bossons, Brown, Chow, Disero, Faubert, Holyday, Jones, Kelly, King, Layton, Lindsay Luby, Mihevc, Miller, Moeser, Moscoe, Nunziata, Pantalone, Prue, Rae, Sinclair, Tzekas - 24.

Nays: Mayor: Lastman
Councillors: Balkissoon, Berger, Cho, Chong, Davis, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Jakobek, Kinahan, Korwin-Kuczynski, Li Preti, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Saundercook, Shaw, Shiner, Silva - 26.

Decided in the negative by a majority of 2.

At this point in the proceedings, Councillor Balkissoon requested Mayor Lastman to rule on whether Part (1) of the foregoing motion (b) by Councillor Pantalone, was in order, viz.:

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

‘It is further recommended that:

- (1) the City of Toronto Council reaffirm the existing City-wide affordable housing policies as indicated to in the Official Plan for this site;’.”

Mayor Lastman, having regard to the nature of Part (1) of the foregoing motion (b) by Councillor Pantalone, ruled such motion out of order.

Councillor Layton challenged the ruling of the Mayor.

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

Yeas: Mayor: Lastman
Councillors: Adams, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Prue, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 40.

Nays: Councillors: Ashton, Bossons, Chow, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae - 13.

Decided in the affirmative by a majority of 27.

Upon the question of the adoption of Part (2) of the foregoing motion (b) by Councillor Pantalone, it was carried.

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

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

'It is further recommended that:

- (3) the Chief General Manager, Toronto Transit Commission, be consulted in order to determine how increased transit usage can be achieved through road planning and design on this site.' "

it was carried.

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

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

'It is further recommended that:

- (1) the City of Toronto seek the co-operation of the Federal government, the Provincial government, the Toronto and Region Conservation Authority, the land owners and other potential partners, such as Friends of the Rouge Watershed and Save the Rouge Valley System Incorporated, to acquire, in conjunction with the City of Toronto, flood plain lands in the study area, particularly the area between the Morningside Tributary and the Rouge Park, and south of Cedarbrae Golf Course to the Canadian Pacific Railway, at fair market value

based on the current land use designation of the lands, for dedication to the City of Toronto or the Toronto and Region Conservation Authority for public parkland; and

- (2) the City of Toronto confirm that no major road should be built in the Rouge Park.’ ”,

it was carried.

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

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

‘It is further recommended that the Commissioner of Urban Planning and Development Services be requested to investigate the feasibility of a requirement that all future developments in this study area manage their own storm water on-site.’ ”,

it was carried.

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

“It is further recommended that:

- (1) the City of Toronto seek the co-operation of the Federal government, the Provincial government, the Toronto and Region Conservation Authority, the land owners and other potential partners, such as Friends of the Rouge Watershed and Save the Rouge Valley System Incorporated, to acquire, in conjunction with the City of Toronto, flood plain lands in the study area, particularly the area between the Morningside Tributary and the Rouge Park, and south of Cedarbrae Golf Course to the Canadian Pacific Railway, at fair market value based on the current land use designation of the lands, for dedication to the City of Toronto or the Toronto and Region Conservation Authority for public parkland;
- (2) the City of Toronto confirm that no major road should be built in the Rouge Park;
- (3) the Commissioner of Urban Planning and Development Services be requested to:
 - (a) submit a report to the Urban Environment and Development Committee, at the appropriate time, on how the City-wide affordable housing policies are being achieved at this site; and

- (b) investigate the feasibility of a requirement that all future developments in this study area manage their own storm water on-site; and
- (5) the Chief General Manager, Toronto Transit Commission, be consulted in order to determine how increased transit usage can be achieved through road planning and design on this site.”,

the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Ashton, Balkissoon, Berger, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Jakobek, Jones, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Walker - 36.

Nays: Councillors: Berardinetti, Bossons, Brown, Chow, Faubert, Holyday, Johnston, Kelly, King, Layton, McConnell, Mihevc, Miller, Moeser, Moscoe, Pantalone, Sinclair, Tzekas - 18.

Decided in the affirmative by a majority of 18.

- 1199 At this point in the proceedings, Mayor Lastman, with the permission of Council, introduced the representatives from The Meeting Place, located at 588 Queen Street, Toronto, present at this meeting.

At this point in the proceedings, and with permission of Council, Councillor Ashton moved that Council vary the order of its proceedings to now consider Clause No. 1 of Report No. 4 of The Striking Committee, headed “Standing Committee Memberships and Appointments to the Economic Development Committee, Various Boards and the Appointment of Interim Co-Chairs of the Storm Water Group”, which was carried.

- 1200 **Clause No. 1 of Report No. 4 of The Striking Committee, headed “Standing Committee Memberships and Appointments to the Economic Development Committee, Various Boards and the Appointment of Interim Co-Chairs of the Storm Water Group”.**
(See Appendix “A”, page 7737.)

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

- (a) Councillor Moscoe, in amendment, moved that the foregoing Clause be amended to provide that, until May 31, 1999, notwithstanding the provisions of the Council Procedural By-law, the membership of the Economic Development Committee be increased to provide for the appointment of Councillor Feldman.

- (b) Councillor Flint, in amendment, moved that the foregoing Clause be amended to provide that, until May 31, 1999, notwithstanding the provisions of the Council Procedural By-law, the membership of the Economic Development Committee be increased to provide for the appointment of Councillor Davis.
- (c) Councillor Prue, in amendment, moved that the foregoing Clause be amended to provide that, until May 31, 1999, notwithstanding the provisions of the Council Procedural By-law, the membership of the Economic Development Committee be increased to provide for the appointment of the additional representative from East York, at his or her option.
- (d) Councillor Johnston, in amendment, moved that the foregoing Clause be amended by adding thereto the following:
- “It is further recommended that, in future, the membership of the Economic Development be as follows:
- (1) two Members of Council from Wards in the area of the former City of Toronto;
 - (2) two Members of Council from Wards in the area of the former City of North York;
 - (3) two Members of Council from Wards in the area of the former City of Scarborough;
 - (4) two Members of Council from Wards in the area of the former City of Etobicoke;
 - (5) one Member of Council from Wards in the area of the former City of York;
and
 - (6) one Member of Council from Wards in the area of the former City of East York.”

At this point in the proceedings, Councillor Shiner, rising on a point of procedure, requested Mayor Lastman to rule on whether a two-thirds vote of Members present and voting would be required in order to allow a Member of Council to sit on more than one Standing Committee, having regard that the Council Procedural By-law prohibits Members of Council from sitting on more than one Standing Committee.

Mayor Lastman, having regard that the recommendation of the Striking Committee addresses membership issues due to the addition of the new Economic Development Committee, ruled that a two-thirds vote of Members present and voting would not be required in regard to the recommendation to allow a Member of Council to sit on the Economic Development Committee as well as his/her current Standing Committee.

Councillor Shiner challenged the ruling of the Mayor.

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

Yeas: Mayor: Lastman
Councillors: Ashton, Berardinetti, Bossons, Brown, Cho, Davis, Disero, Duguid, Faubert, Filion, Flint, Fotinos, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mihevc, Ootes, Pantalone, Rae, Saundercook, Silva, Sinclair, Tzekas - 30.

Nays: Councillors: Berger, Feldman, Giansante, Jones, Mahood, Mammoliti, Moeser, Moscoe, O'Brien, Prue, Shiner - 11.

Decided in the affirmative by a majority of 19.

At the request of Members of Council, Mayor Lastman also ruled that since Council at a previous meeting had instructed that the membership of the newly established Economic Development Committee shall be 10 members, any motion to change this decision would require a two-thirds vote of Members present and voting.

Upon the question of the adoption of the foregoing motions (a) and (b) by Councillors Moscoe and Flint, respectively, insofar as it pertains to the increase in the membership of the Economic Development Committee to more than ten members, the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Ashton, Berardinetti, Berger, Brown, Cho, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, Mihevc, Moeser, Moscoe, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas - 36.

Nays: Councillors: Bossons, Faubert, Jones, O'Brien, Saundercook - 5.

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 motions (a) and (b) by Councillors Moscoe and Flint, respectively, insofar as it pertains to the appointment of Councillors Davis and Feldman to the Economic Development Committee until May 31, 1999, it was carried.

At this point in the proceedings, and with the permission of Council, Mayor Lastman proposed that Council now recess, in order to permit the Economic Development Committee to meet to elect the Chair of the Committee.

Council concurred in the foregoing proposal.

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 1202)

Council recessed at 4:06 p.m.

4:08 P.M.

Council reconvened.

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

1201 Members present at the second afternoon session of the first day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 55.

1202 Council resumed its consideration of Clause No. 1 of Report No. 4 of The Striking Committee, headed "Standing Committee Memberships and Appointments to the Economic Development Committee, Various Boards and the Appointment of Interim Co-Chairs of the Storm Water Group". (See also Minute No. 1200)

At this point in the proceedings, and with the permission of Council, Mayor Lastman advised the Council that the Economic Development Committee had appointed Councillor Brian Ashton as Chair of the Committee for a term expiring on May 31, 1999, or until his successor is elected or appointed.

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

"that the foregoing Clause be amended to provide that, until May 31, 1999, notwithstanding the provisions of the Council Procedural By-law, the membership of the Economic Development Committee be increased to provide for the appointment of the additional representative from East York, at his or her option.",

it was carried.

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

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

'It is further recommended that, in future, the membership of the Economic Development be as follows:

- (1) two Members of Council from Wards in the area of the former City of Toronto;
- (2) two Members of Council from Wards in the area of the former City of North York;
- (3) two Members of Council from Wards in the area of the former City of Scarborough;
- (4) two Members of Council from Wards in the area of the former City of Etobicoke;
- (5) one Member of Council from Wards in the area of the former City of York; and
- (6) one Member of Council from Wards in the area of the former City of East York.' ”,

the vote was taken as follows:

Yeas: Councillors: Ashton, Berger, Bossons, Flint, Johnston, Li Preti, Mammoliti, Mihevc, Nunziata - 9.

Nays: Mayor: Lastman
Councillors: Adams, Brown, Chow, Disero, Duguid, Faubert, Giansante, Holyday, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Moeser, Moscoe, Ootes, O'Brien, Pantalone, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas - 26.

Decided in the negative by a majority of 17.

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

“that the foregoing Clause be amended to provide that, until May 31, 1999, notwithstanding the provisions of the Council Procedural By-law, the membership of the Economic Development Committee be increased to provide for the appointment of Councillors Davis and Feldman and, at his or her option, the additional representative from East York.”,

it was carried, more than two-thirds of Members present having voted in the affirmative.

- 1203 At this point in the proceedings, Councillor Lindsay Luby with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 12 of Report No. 7 of The Etobicoke Community Council, headed “Amendments to the Official Plan and Zoning Code, Jaqueline Gaudaur, 2801 Bloor Street West - File No. Z-2270, be re-opened for further consideration, and that Council defer further consideration of such Clause until later in the meeting, which was carried, more than two-thirds of Members present having voted in the affirmative. (See Minute No. 1218)

- 1204 **Clause No. 26 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Final Approvals - Yonge Dundas Redevelopment Project (Downtown)”.**
(See Appendix “A”, page 6853.)

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

- (i) (July 2, 1998) confidential report from the City Auditor, reporting, as requested by the Strategic Policies and Priorities Committee, on the financial risks to the City with respect to the Yonge Dundas Redevelopment Project;
- (ii) (July 2, 1998) from B. S. Onyschuk, Smith Lyons, Barristers and Solicitors, on behalf of the owners of 285, 301, and 315 Yonge Street, submitting comments on the Yonge Dundas Redevelopment Project; providing a copy of the Alternative Development Scheme for this Project; and recommending that the private sector option is the best route for the City of Toronto to pursue in this regard;
- (iii) (July 7, 1998) from the Chief Administrative Officer, the Commissioner of Urban Planning and Development Services, and the Chief Financial Officer and Treasurer reporting as requested by the Strategic Policies and Priorities Committee on various matters with respect to the final approvals for the Yonge Dundas Redevelopment Project; and submitting recommendations with respect thereto; and
- (iv) (July 7, 1998) from Mr. Clifford G. Narbey, Vice President and Director of Administration, AMC Theatres of Canada Inc., providing information with respect to “mega-theatres”.

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 joint report dated July 7, 1998, from the Chief Administrative Officer, the Commissioner of Urban Planning and Development Services and the Chief Financial Officer and Treasurer, entitled ‘Yonge Dundas Redevelopment Project - Report Requested from Strategic Policies and Priorities Committee (Downtown)’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) Recommendation No. (4)(c) of the June 29, 1998 report of the Commissioner of Urban Planning and Development Services respecting Final Approvals: Yonge Dundas Redevelopment Project be replaced with the following recommendation:

“The cash flow projection shown in Table 1 contained in the July 7, 1998 report be adopted and approved as the annualized budget of the project for the next 5 years.”;

- (2) (a) acquisition of 299 Yonge Street be approved under terms and conditions outlined in this report; and
- (b) the City Solicitor be authorized to complete the transaction and pay to the owner of 299 Yonge Street, Colekin Investments Limited, or to whomever may be found entitled to receive it, the amount of \$2,425,000.00 plus adjustments as outlined in this report, and pay any expenses incurred incidental to the closing of the real property transaction, including the payment of the Land Transfer Tax, estimated to be in the amount of \$37,200.00 from Account No. 216692.’ ”

Councillor Rae, having spoken to the matter for a period of five minutes, Councillor Davis, seconded by Councillor Duguid, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Rae be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

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

“It is further recommended that the agreement between the City of Toronto and Pen Equity Management Corporation include a condition guaranteeing that any cost for acquiring the land for all parcels exceeding the projected net cost to the City of \$14.4 million be paid for by Pen Equity or any developer that takes over that site.”

At this point in the proceedings, and with the permission of Council, Councillor Pantalone moved that the provisions of Section 25 of the Council Procedural By-law be waived in order to permit Mr. Stephen Waque of Borden and Elliot to address the Council in regard to this matter and to permit questions of Mr. Waque by Members of Council, which was carried, more than two-thirds of Members present having voted in the affirmative.

Mr. Stephen Waque, Borden and Elliot, addressed the Council in regard to the Yonge/Dundas Redevelopment project.

Councillor Shiner, having questioned for a period of five minutes, Councillor Ootes, seconded by Councillor Sinclair, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Shiner be granted a further period of five minutes in order to permit the conclusion of his questions, which was carried, more than two-thirds of Members present having voted in the affirmative.

- (c) Councillor Pantalone, in amendment, moved that the foregoing motion (b) by Councillor Shiner be referred to the Commissioner of Urban Planning and Development Services for report thereon to the Strategic Policies and Priorities Committee after the recommendations embodied in the report dated June 29, 1998, from the Commissioner of Urban Planning and Development Services, and related material, are implemented.

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

Yeas: Councillors: Adams, Bossons, Bussin, Chong, Chow, Davis, Disero, Duguid, Fillion Flint, Fotinos, Gardner, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Moscoe, O'Brien, Pantalone, Rae, Saundercook, Shaw, Silva, Sinclair, Walker - 29.

Nays: Councillors: Balkissoon, Berger, Feldman, Giansante, Holyday, Jakobek, Kelly, Lindsay Luby, Mahood, Moeser, Nunziata, Ootes, Prue, Shiner - 14.

Decided in the affirmative by a majority of 15.

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

Yeas: Councillors: Adams, Ashton, Balkissoon, Bossons, Bussin, Chong, Chow, Davis, Disero, Duguid, Fillion, Flint, Fotinos, Gardner, Holyday, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker - 38.

Nays: Councillors: Berger, Feldman, Giansante, Kelly, Lindsay Luby, Mahood, Shiner - 7.

Decided in the affirmative by a majority of 31.

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

“It is further recommended that:

- (a) the joint report dated July 7, 1998, from the Chief Administrative Officer, the Commissioner of Urban Planning and Development Services and the Chief Financial Officer and Treasurer, entitled ‘Yonge Dundas Redevelopment Project - Report Requested from Strategic Policies and Priorities Committee (Downtown)’, embodying the following recommendations, be adopted:

'It is recommended that:

- (1) Recommendation No. (4)(c) of the June 29, 1998 report of the Commissioner of Urban Planning and Development Services respecting Final Approvals: Yonge Dundas Redevelopment Project be replaced with the following recommendation:

“The cash flow projection shown in Table 1 contained in the July 7, 1998 report be adopted and approved as the annualized budget of the project for the next 5 years.”;

- (2)
 - (a) acquisition of 299 Yonge Street be approved under terms and conditions outlined in this report; and
 - (b) the City Solicitor be authorized to complete the transaction and pay to the owner of 299 Yonge Street, Colekin Investments Limited, or to whomever may be found entitled to receive it, the amount of \$2,425,000.00 plus adjustments as outlined in this report, and pay any expenses incurred incidental to the closing of the real property transaction, including the payment of the Land Transfer Tax, estimated to be in the amount of \$37,200.00 from Account No. 216692.; and
- (b) the following motion be referred to the Commissioner of Urban Planning and Development Services for report thereon to the Strategic Policies and Priorities Committee after the recommendations embodied in the report dated June 29, 1998, from the Commissioner of Urban Planning and Development Services, and related material, are implemented:

Moved by Councillor Shiner:

'It is further recommended that the agreement between the City of Toronto and Pen Equity Management Corporation include a condition guaranteeing that any cost for acquiring the land for all parcels exceeding the projected net cost to the City of \$14.4 million be paid for by Pen Equity or any developer that takes over that site.'

”

it was carried.

- 1205 **Clause No. 1 of Report No. 6 of The Works and Utilities Committee, headed “Banning of Wine and Spirit Containers from the Blue Box Program and Landfill Sites”.**
(See Appendix “A”, page 6583.)

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

- (i) (July 3, 1998) from the General Manager, Solid Waste Management Services providing, as requested by the Works and Utilities Committee, the cost and details of the communications program proposed by Councillor Sgro with respect to the ban of liquor and wine bottles from the Blue Box Program;
- (ii) (Undated) from Councillor Judy Sgro, North York - Humber, submitting a summary of resolutions from 144 Ontario municipalities supporting a deposit-refund system for beverage containers; and
- (iii) (June 17, 1998) from Mr. K. West, Director, Waste Management Policy Branch, Ministry of the Environment, advising that Ministry staff will review various options with respect to funding the blue box program before making a decision on the best approach for Ontario.

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

- (a) Councillor Shiner, in amendment, moved that the foregoing Clause be amended by:
 - (1) deleting from Recommendations Nos. (1) and (2) of the Works and Utilities Committee the date "September 1, 1998" and inserting in lieu thereof the date "January 1, 1999", as the date the By-law shall come into force and the implementation of the ban shall come into effect;
 - (2) amending Recommendation No. (3) of the Works and Utilities Committee to provide that the communications strategy begin in September, 1998, or sooner if staff are ready; and
 - (3) adding thereto the following:

"It is further recommended that:

 - (a) this report be forwarded to all municipalities in Ontario with populations over 50,000; and
 - (b) the Mayor be requested to write to the Premier of Ontario and the Minister of the Environment requesting that the Province of Ontario implement a deposit/return system for the Liquor Control Board of Ontario."
- (b) Councillor Moscoe, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the City Solicitor be requested to submit a report to the Works and Utilities Committee on:

- (1) amending the licensing fee for vendors of alcoholic beverages to ensure full cost recovery of the City’s costs in relation to the servicing of that licence, including enforcement and related operational costs; and
 - (2) initiating a licence denial system for non-payment of costs to the City.”
- (c) Councillor Ashton, in amendment, moved that the foregoing Clause be amended by striking out the recommendations of the Works and Utilities Committee and inserting in lieu thereof the following:

“It is recommended that the report dated June 15, 1998, from the Interim Functional Lead for Solid Waste Management, be adopted.”

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

“It is further recommended that the Chair of the Works and Utilities Committee and the Commissioner of Works and Emergency Services be requested to meet with the Minister of Finance to discuss the implementation of a deposit/return system by the Liquor Control Board of Ontario, the costs of such system to the Province of Ontario and the cost to recycle glass through the Blue Box Program, and report thereon to the Works and Utilities Committee in September, 1998.”

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 1212)

At this point in the proceedings, Councillor Ootes, with the permission of Council, moved that at 8:00 p.m. Council reconvene in Committee Room “A”; that Council resolve itself into Committee of the Whole and then recess to meet privately to consider the following confidential matters remaining on the Order Paper for this meeting, in accordance with the provisions of the Municipal Act:

- Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed “Blue Box Container Material Processing Contract”;
- Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Bus Garage Replacement Project - Property Acquisition”; and
- Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed “Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals”,

which was carried.

Council recessed at 6:00 p.m.

8:11 P.M.

Council reconvened in Committee Room "A".

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

1206 Members present at the first evening session of the first day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Fillion, 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, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 51.

At this point in the proceedings, Council resolved itself into Committee of the Whole.

At this point in the proceedings, Councillor Chow, with the permission of Council, moved that Council vary the order of its proceedings to consider Notices of Motions J(6) and J(15) concurrently, and that such Notices of Motions be considered at 2:00 p.m. on Thursday, July 9, 1998, which was carried. (See Minute No. 1226)

The Committee of the Whole recessed at 8:11 p.m. to meet privately to consider the following confidential matters, in accordance with the provisions of the Municipal Act:

- Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed "Blue Box Container Material Processing Contract";
- Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Bus Garage Replacement Project - Property Acquisition"; and
- Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed "Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals".

8:54 P.M.

Committee of the Whole reconvened in the Committee Room "A".

Committee of the Whole rose.

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

1207 Members present at the second evening session of the first day of this meeting.

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker - 47.

1208 **Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed "Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals".**
(See Appendix "A", page 7355.)

Mayor Lastman, in accordance with the provisions of the Municipal Act, reported that the following motion had been moved in Committee of the Whole for consideration by Council in connection with the foregoing Clause:

Moved by Councillor Tzekas:

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

'It is further recommended that the recommendation of the Scarborough Community Council embodied in the confidential transmittal letter dated June 30, 1998, from the City Clerk, be approved, in principle, by City Council, subject to deleting therefrom the phrase "(at fair market value based on their current land-use designation)", so that such recommendation shall now read as follows:

"The Scarborough Community Council further recommends that the following Resolution be approved, in principle, and referred to the City Solicitor to form part of the Land Acquisition Strategy to be presented by the City Solicitor at the Ontario Municipal Board:

'RESOLVED that the City of Toronto seek the co-operation of the Federal Government, the Provincial Government, the Toronto and Region Conservation Authority, the landowners, and other potential partners, to help, in conjunction with the City of Toronto, to acquire the surplus Hydro corridor or selective sections of the Hydro lands north of Highway 401,

between McNicoll Avenue, Pharmacy Avenue and Warden Avenue, and south of Highway 401, between Pharmacy Avenue and Warden Avenue, for dedication to the City of Toronto or the Toronto and Region Conservation Authority for Public Parkland and Recreational Use, Cycling Trails and Walkways, Floodplain and Storm Water Management and Ecosystem protection.' ” ’ ”

Mayor Lastman called for further motions in connection with the foregoing Clause.

No additional motions were put.

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

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

At this point in the proceedings, Mayor Lastman advised that City Council, at its in-camera portion of the meeting, had issued instructions to staff in connection with the foregoing Clause, such instructions to remain confidential in accordance with the provisions of the Municipal Act.

Council subsequently re-opened this Clause later in the meeting. (See Minute No. 1274).

Mayor Lastman further advised that City Council, at its in-camera portion of the meeting, had deferred consideration of the following confidential matters remaining on the Order Paper for this meeting until later in the meeting:

- Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed “Blue Box Container Material Processing Contract”; and
- Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Bus Garage Replacement Project - Property Acquisition”.

At this point in the proceedings, Councillor Jakobek, with the permission of Council, moved that Council again resolve itself into Committee of the Whole and then recess to meet privately to consider the confidential Notice of Motion respecting a property matter from the Toronto Harbour Commissioners, moved by Councillor Jakobek, seconded by Councillor Layton, in accordance with the provisions of the Municipal Act, which was carried.

At this point in the proceedings, Council resolved itself into Committee of the Whole.

The Committee of the Whole recessed at 8:56 p.m. to meet privately to consider the confidential Notice of Motion, moved by Councillor Jakobek, seconded by Councillor Layton, in accordance with the provisions of the Municipal Act.

9:13 P.M.

Committee of the Whole reconvened in the Council Chamber.

Committee of the Whole rose.

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

1209 Members present at the third evening session of the first day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 52.

1210 Deputy Mayor Ootes advised that City Council, at its in-camera portion of the meeting, had deferred consideration of the confidential Notice of Motion respecting a property matter from the Toronto Harbour Commissioners, moved by Councillor Jakobek, seconded by Councillor Layton, such Notice of Motion to remain confidential in accordance with the provisions of the Municipal Act.

At this point in the proceedings, Councillor Chow, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 54 of Report No. 8 of The Toronto Community Council, headed "Application for Sidewalk/Boulevard Vending Permit - John Street, East Side, 9 Metres North of Richmond Street West (Downtown)" (see Minute No. 1167), be re-opened for further consideration, which was carried, more than two-thirds of Members present having voted in the affirmative.

1211 **Clause No. 54 of Report No. 8 of The Toronto Community Council, headed "Application for Sidewalk/Boulevard Vending Permit - John Street, East Side, 9 Metres North of Richmond Street West (Downtown)".**
(See Appendix "A", page 7633.)

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

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

- 1212 Council resumed its consideration of Clause No. 1 of Report No. 6 of The Works and Utilities Committee, headed "Banning of Wine and Spirit Containers from the Blue Box Program and Landfill Sites". (See also Minute No. 1205)

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

"that the foregoing Clause be amended by striking out the recommendations of the Works and Utilities Committee and inserting in lieu thereof the following:

'It is recommended that the report dated June 15, 1998, from the Interim Functional Lead for Solid Waste Management, be adopted.' "

the vote was taken as follows:

Yeas: Councillors: Ashton, Berardinetti, Brown, Chong, Davis, Duguid, Gardner, Holyday, Kelly, King, Moeser, O'Brien, Ootes, Saundercook - 14.

Nays: Mayor: Lastman
Councillors: Adams, Altobello, Balkissoon, Berger, Bossons, Bussin, Cho, Chow, Disero, Feldman, Filion, Flint, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker - 33.

Decided in the negative by a majority of 19.

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

"that the foregoing Clause be amended by:

- (1) deleting from Recommendations Nos. (1) and (2) of the Works and Utilities Committee the date 'September 1, 1998' and inserting in lieu thereof the date 'January 1, 1999', as the date the By-law shall come into force and the implementation of the ban shall come into effect;
- (2) amending Recommendation No. (3) of the Works and Utilities Committee to provide that the communications strategy begin in September, 1998, or sooner if staff are ready; and
- (3) adding thereto the following:

'It is further recommended that:

- (a) this report be forwarded to all municipalities in Ontario with populations over 50,000; and

- (b) the Mayor be requested to write to the Premier of Ontario and the Minister of the Environment requesting that the Province of Ontario implement a deposit/return system for the Liquor Control Board of Ontario.’ ”,

it was carried.

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

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

‘It is further recommended that the City Solicitor be requested to submit a report to the Works and Utilities Committee on:

- (1) amending the licensing fee for vendors of alcoholic beverages to ensure full cost recovery of the City’s costs in relation to the servicing of that licence, including enforcement and related operational costs; and
- (2) initiating a licence denial system for non-payment of costs to the City.’ ”,

it was carried.

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

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

‘It is further recommended that the Chair of the Works and Utilities Committee and the Commissioner of Works and Emergency Services be requested to meet with the Minister of Finance to discuss the implementation of a deposit/return system by the Liquor Control Board of Ontario, the costs of such system to the Province of Ontario and the cost to recycle glass through the Blue Box Program, and report thereon to the Works and Utilities Committee in September, 1998.’ ”,

it was carried.

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

Yeas: Mayor: Lastman
Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Bossons, Bussin, Cho, Chow, Davis, Disero, Feldman, Fillion, Flint, Fotinos, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski,

Layton, Lindsay Luby, Li Preti, Mahood, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 40.

Nays: Councillors: Ashton, Brown, Chong, Duguid, Gardner, Holyday, Kelly, King, Moeser, O'Brien, Ootes - 11.

Decided in the majority by a majority of 29.

At this point in the proceedings, Councillor Johnston, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 2 of Report No. 8 of The Toronto Community Council, headed "Committee of Adjustment Application - 204, 212 Eglinton Avenue East (North Toronto)", be re-opened for further consideration, and that Council defer further consideration of such Clause until later in the meeting, which was carried, more than two-thirds of Members present having voted in the affirmative. (See Minutes Nos. 1179 and 1292)

At this point in the proceedings, Councillor Moscoe, with the permission of Council, moved that Council vary the order of its proceedings to now consider Clause No. 1 of Report No. 6 of The Emergency and Protective Services Committee, headed "By-law to Amend By-law No. 20-85 - Accident Towing - Mandatory Drop and Accreditation of Vehicle Repair Facilities", which was carried.

1213 **Clause No. 1 of Report No. 6 of The Emergency and Protective Services Committee, headed "By-law to Amend By-law No. 20-85 - Accident Towing - Mandatory Drop and Accreditation of Vehicle Repair Facilities".**

(See Appendix "A", page 6367.)

At this point in the proceedings, Councillor Moscoe 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, in order to conclude consideration of the foregoing Clause, the vote upon which was taken as follows:

Yeas: Councillors: Bossons, Davis, Feldman, Filion, Flint, Holyday, Kinahan, Lindsay Luby, Li Preti, Mahood, Moscoe, Pantalone, Sinclair, Tzekas - 14.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Chow, Duguid, Fotinos, Gardner, Jakobek, Johnston, Jones, Kelly, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Nunziata, O'Brien, Ootes, Prue, Saundercook, Shaw, Shiner, Silva, Walker - 32.

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

Council deferred further consideration of the foregoing Clause until later in the meeting.
(See Minute No. 1256)

- 1214 Councillor Altobello, seconded by Councillor Jones, moved that leave be granted to introduce:

“Bill No. 460 To confirm the first portion of the proceedings of the Council at its meeting held on the 8th day of July, 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. 364-1998 To confirm the first portion of the proceedings of the Council at its meeting held on the 8th day of July, 1998.”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Berardinetti, Berger, Bossons, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, McConnell, Mihevc, Miller, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Prue, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 44.

Nay: Councillor: Davis - 1.

Decided in the affirmative by a majority of 43.

Council recessed at 10:00 p.m., to reconvene at 9:30 a.m. on Thursday, July 9, 1998.

THURSDAY, JULY 9, 1998, 9:41 A.M.

Council reconvened.

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

- 1215 At the request of Council, the City Clerk called the roll at 9:42 a.m., those Members present at the call of the Roll being:

Mayor: Lastman.

Councillors: Altobello, Balkissoon, Berger, Bossons, Bussin, Cho, Chong, Duguid, Faubert, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly,

Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Shiner, Sinclair, Tzekas, Walker - 35.

1216 Members present at the morning session of the second day of this meeting:

Mayor: Lastman.

Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 54.

Council resumed its consideration of the various Reports of the Standing Committees and Community Councils.

1217 **Clause No. 9 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Community Services Grants - 1998 Allocations and Appeals".**

(See Appendix "A", page 6716.)

Council also had before it, during consideration of the foregoing Clause, a communication (June 29, 1998) from Mr. B. L. Monique, Director, Economic Community Starting Centre Job Creation Inc., providing information regarding the services offered by the agency and requesting that a grant be provided.

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

1218 **Clause No. 12 of Report No. 7 of The Etobicoke Community Council, headed "Amendments to the Official Plan and Zoning Code, Jaqueline Gaudaur, 2801 Bloor Street West - File No. Z-2270".**

(See Appendix "A", page 7139.) (See also Minute No. 1203)

Council also had before it, during consideration of the foregoing Clause, a report (July 7, 1998) from Mr. J. R. Hart, Reble, Ritchie, Green and Ketcheson, Barristers, Solicitors and Notaries (July 7, 1998) providing, as requested by the Etobicoke Community Council, a report on the outcome of the Ontario Municipal Board pre-hearing conference with respect to amendments to the Official Plan and Zoning Code for 2801 Bloor Street West.

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

“It is further recommended that the report dated July 6, 1998, from Reble, Ritchie, Green and Ketcheson, embodying the following recommendations, be adopted:

‘It is further recommended that:

- (1) Council refuse to adopt the Official Plan and Zoning Code Amendment submitted by Ms. Jacqueline Gaudaur, which would amend the Official Plan designation of the property from High Density Residential to Open Space and rezone the property from Fourth Density Residential (R4) to Private Open Space (POS), because those amendments are already the subject matter of an Ontario Municipal Board appeal;
- (2) the City Solicitor attend the Ontario Municipal Board, as required, to support Ms. Gaudaur’s position; and
- (3) the City Solicitor be authorized to retain such independent experts as may be required for the Ontario Municipal Board hearing in this matter.’ ”

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

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

1219 At this point in the proceedings, and with the permission of Council, Councillor Saundercook, seconded by Councillor Nunziata, moved that:

“**WHEREAS** on Sunday, July 5, 1998, a tragic fire on Gardenview Crescent claimed the life of young Aaron James; and

WHEREAS this fire left the family homeless and in extreme hardship; and

WHEREAS two firefighters from the former City of York Fire Department, Station No. 3 risked their lives in a brave attempt to save the life of the child, culminating in their having to jump from a second storey window to escape the flames;

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 sorrow to the family and friends of Aaron James;

AND BE IT FURTHER RESOLVED THAT the two firefighters, Mr. Kevin Nicholls and Mr. Bruce Correa, be invited to the meeting of the York Community Council to be held on July 22, 1998, to be officially recognized; and that Council waive the provisions of the Council Procedural By-law in order to introduce this motion.”

Leave to introduce the foregoing Motion was granted and the Motion was carried unanimously.

Council rose and observed a moment of silence in memory of the late Master Aaron James.

At this point in the proceedings, Councillor Saundercook, with the permission of Council, advised the Council that a bank account had been opened for donations to the family of Master Aaron James and urged Members of Council to contact either his office or the office of Councillor Nunziata if they wished to contribute in this regard.

- 1220 **Clause No. 24 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Proposal for the Development of The Yorkwoods Community Centre Building into a Centre for Ethno-Cultural Development and Learning”.**
(See Appendix “A”, page 6847.) (See also Minute No. 1270)

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

- (i) (July 2, 1998) from Ms. W. MacNevin, on behalf of the Network of Community Based Organizations regarding the proposed demolition of the Yorkwoods Community Centre and redevelopment of the site as an ethno-cultural centre; recommending that funding for the consultation process in this regard not be utilized from the existing funds allocated for the redevelopment; and requesting that Council refer the matter back to the appropriate Committee for further consideration;
- (ii) (June 23, 1998) from Mr. S.M. Shapson, Phd., Dean of Education, York University (July 3, 1998) addressed to Councillor Peter Li Preti, enclosing a copy of an earlier communication regarding the redevelopment of the Yorkwoods Community Centre site as an ethno-cultural centre and seeking to clarify the University’s position in this regard; and
- (iii) (July 6, 1998) from the Superintendent, Community, Administrative and Student Services, Toronto District School Board submitting comments on the redevelopment of the Yorkwoods Community Centre as an ethno-cultural centre and advising that the School Board is willing to supply information and co-operate fully in any feasibility study which may be undertaken.

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

Council subsequently re-opened this Clause later in the meeting. (See Minute No. 1270)

- 1221 **Clause No. 4 of Report No. 7 of The North York Community Council, headed “Official Plan and Zoning Amendment Application UDOZ-94-34 - T.W.S. Developments Limited - 797 Don Mills Road - Don Parkway”.**

(See Appendix "A", page 7165.)

Council also had before it, during consideration of the foregoing Clause, a communication (July 8, 1998) from Mr. Murray H. Chusid, Blaney, McMurtry, Stapells, Friedman, Barristers and Solicitors, advising that his firm represents T.W.S. Development Limited with respect to a Zoning and Official Plan Amendment application; stating that the requirement that the sign by-law infraction be satisfied by July 7, 1998 has proven to be impossible to do within that time period, but that they are prepared to have the sign completely painted over; and requesting that the recommendation of the North York Community Council be amended accordingly.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Chong, in amendment, moved that the foregoing Clause be amended by deleting from Recommendation No. (3) of the North York Community Council the date "July 7, 1998", and inserting in lieu thereof the date "July 14, 1998", so that such recommendation shall now read as follows:

"(3) all outstanding by-law violations be complied with prior to July 14, 1998."

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

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

1222 At this point in the proceedings, Councillor Korwin-Kuczynski, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 11 of The Strategic Policies and Priorities Committee,

and moved, seconded by Councillor Brown, 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. 11 of The Strategic Policies and Priorities Committee, without amendment, it was held in its entirety.

At this point in the proceedings, and with the permission of Council, Councillor Moscoe moved that Council vary the order of its proceedings to now consider Clause No. 27 of

Report No. 10 of The Strategic Policies and Priorities Committee, headed “2008 Toronto Olympic Bid City Agreement”, the vote upon which was taken as follows:

Yeas: Mayor: Lastman
Councillors: Altobello, Ashton, Balkissoon, Berger, Bossons, Cho, Chong, Chow, Disero, Duguid, Faubert, Flint, Gardner, Holyday, Johnston, Jones, Kelly, Kinahan, King, Li Preti, Mahood, Mammoliti, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Sinclair - 33.

Nays: Councillors: Brown, Feldman, Fotinos, Giansante, Jakobek, Korwin-Kuczynski, Lindsay Luby, McConnell, O’Brien, Silva, Tzekas, Walker - 12.

Decided in the affirmative by a majority of 21.

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

1223 **Clause No. 27 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “2008 Toronto Olympic Bid City Agreement”.**

(See Appendix “A”, page 6893.)

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

- (i) (June 25, 1998) from Councillor Jack Layton, Don River (June 25, 1998) forwarding a communication from Mr. David Hulchanski, Professor of Housing and Community Development, University of Toronto, regarding housing and social impacts of the Olympics and the experience in Sydney, Australia with regard to housing issues; and recommending, inter alia, that the communication be referred to all parties concerned with the Olympic Bid Agreement, and that a comprehensive housing strategy be developed as part of the next stage of the development of the City of Toronto’s Olympic Bid;
- (ii) (June 30, 1998) from Mr. Michael Shapcott, Bread Not Circuses Coalition, submitting comments and recommendations regarding the City of Toronto’s bid for the 2008 Summer Olympics;
- (iii) (undated) from Ms. Lauri S. Robertson, HANDIDACTIS Inc., submitting comments on the issue of accessibility as it pertains to the City of Toronto’s bid for the 2008 Summer Olympics;
- (iv) (July 7, 1998) from Mr. C. Smedmor, Charles Smedmor and Associates, Litigation and Forensic Accountants, expressing his concerns with regard to the approach,

inputs and assumptions used with respect to the City of Toronto's bid for the 2008 Summer Olympics; and

- (v) (July 8, 1998) from the Commissioner, Economic Development, Culture and Tourism reporting and seeking endorsement of the members to the Board of Directors to the 2008 Toronto Olympic Bid Corporation (TO-Bid).

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

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

“It is further recommended that:

 - (a) the City of Toronto withdraw its support of the Bid if the provision of satisfactory financial guarantees from other levels of government, the private sector or otherwise for the City's liability under the Host City Agreement and the Olympic Charter have not been received before June, 1999;
 - (b) the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to Council, through the Economic Development Committee, in the fall of 1998, on a by-law and proposed strategy to ensure full protection for tenants and homeless persons during the hosting of the Olympic Games, particularly in areas adjacent to potential facilities such as South Parkdale;
 - (c) the Olympic Bid be an open and public process; and
 - (d) the Board of Directors of TO-Bid be requested to:
 - (i) hold open and public meetings, except where matters require confidentiality;
 - (ii) fully disclose to City Council and the people of Toronto all budgets and financial statements; and
 - (iii) provide regular updates and reports to City Council and to the people of Toronto.”; and
 - (2) adding to Appendix 4, entitled “Group Lists”, of the report dated June 24, 1998, from the Commissioner of Economic Development, Culture and Tourism, the following:
 - (a) Parkdale Tenants' Association;

- (b) Parkdale Community Legal Services;
- (c) Parkdale Intercultural Association;
- (d) Parkdale Liberty Economic Development Committee; and
- (e) Parkdale Business Improvement Area.

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

“It is further recommended that:

WHEREAS various concerns were raised at the March 4, 1998 City Council meeting regarding Toronto’s proposed bid for the 2008 summer Olympics including:

- the lack of any formal commitment from other levels of government to help shoulder the costs of any shortfall in the Olympic budget resulting in a financial loss or deficit.
- the possible effects that the Olympics, especially in conjunction with the Tenant Protection Act, might have on the quality and quantity of affordable rental housing in Toronto.
- the possibility that the financial and social implications of downloading and amalgamation may leave the municipality unable to meet its Olympic Commitments as well as maintaining expected social and economic commitments affecting the quality of life of its citizens; and

WHEREAS City Council decided on March 4, 1998 to proceed with a bid for the 2008 Olympic Games; and

WHEREAS since that meeting no information has been presented, nor have any commitments been made to City Council by either the private sector or the Federal or Provincial Governments which would allay those fears and uncertainties; and

WHEREAS taxpayers in the City of Toronto would ultimately be responsible for any budget shortfall resulting in a financial loss to the City; and

WHEREAS taxpayers in the City of Montreal are still paying taxes - Twenty-two years later, to cover the financial losses incurred as a result of hosting the 1976 Olympic Games; and

WHEREAS the “Bid-co” proposal presented to the City of Toronto is based on adjusted figures from the 1996 Atlanta Summer Olympic Games and contains only a brief two page explanation and analysis of these costs; and

WHEREAS compared to Atlanta, Sydney, Australia which will host the 2000 Summer Olympic Games is a much more accurate model to use for Toronto in terms of the size of the City itself and the size and disbursement of its regional population; and

WHEREAS the City of Sydney has budgeted for a \$1.5 billion loss; and

WHEREAS Greece held a national referendum which obtained 90% + support from its citizens to finance any Olympic deficit before proceeding with its bid to host the 2004 Games in Athens; and

WHEREAS an article in the June 29, 1998 edition of the Toronto Star written by Mr. Charles Smedmor, a chartered accountant specializing in investigative accounting suggests that the City of Toronto is at risk of incurring a \$1 billion debt if it were to host the 2008 summer Olympic Games;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto:

- (1) appoint a team of consultants to conduct an independent review and analysis of the Olympic Bid Report and data presented to the City of Toronto by ‘Bidco’, composed of external accountants, construction and related engineers and financial specialists; and
- (2) hold a public referendum on Thursday, September 24, 1998, to determine public support, prior to proceedings with the 2008 Olympic Bid.”

Councillor Walker, having spoken to the matter for a period of five minutes, Councillor Miller, seconded by Councillor Johnston, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Walker be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

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

“It is further recommended that:

- (1) the Commissioner of Economic Development, Culture and Tourism be requested to provide a detailed presentation and briefing in regard to the

status of the Olympic Bid for Members of Council at least one week prior to the regularly scheduled meeting of Council to be held in October, 1998; and

- (2) the City Solicitor be requested to submit a report to the Economic Development Committee on the Mayor's ability to participate as the Chief Executive Officer for the City of Toronto given the composition of the Bid Committee."

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

"It is further recommended that the following persons be added to the Board of Directors of TO-Bid:

- (1) Mr. Frank Alvarez, President, CIRV FM; and
- (2) Mr. Tony Dionisio, Business Manager, Local 183."

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

"It is further recommended that:

- (1) the report dated July 8, 1998, from the Commissioner of Economic Development, Culture and Tourism, entitled '2008 Toronto Olympic Bid - Supplementary Report', embodying the following recommendation, be adopted:

'It is recommended that Council endorse the appointment to the inaugural Board of Directors of the 2008 Olympic Bid Corporation (TO-Bid), those persons named in Part 2 of this report.'; and

- (2) the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to Council, through the Economic Development Committee, on the composition, mandate and Terms of Reference of a City Council Task Force to provide oversight and independent assessment in the areas of social and fiscal responsibility for the Olympic games."

- (f) Councillor Bossons, in amendment, moved that the foregoing Clause be amended by:

- (1) deleting from the beginning of Section 2.2(vii) embodied in the report dated June 24, 1998, from the Commissioner of Economic Development, Culture and Tourism, the words "the City and"; and

- (2) adding thereto the following:

“It is further recommended that:

- (a) Council establish, in principle, a reserve fund for facilities that will need to be built for the Olympics, such as sports facilities, transit and housing which will require federal/provincial/municipal funding partnerships; and
 - (b) the Commissioner of Finance and Treasurer be requested to submit a report to Council in the fall of 1998, through the Economic Development Committee, on the appropriate size of such reserve fund, in order that the first instalment may be incorporated into the City’s 1999 Capital Budget and subsequent instalments may be built into the City’s ten-year Capital Program.”
- (g) Councillor Jones, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the Board of Directors of TO-Bid be requested to establish an inter-jurisdictional advisory group to address the issue of public safety; and
 - (2) the Commissioner of Urban Planning and Development Services be requested to submit a report to the Urban Environment and Development Committee on the possible impacts of the Olympic Bid on the new City of Toronto Official Plan process.”
- (h) Councillor Fotinos, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the Board of Directors of TO-Bid be requested to establish a further Group List under the heading of ‘Ethno-Cultural Groups’, wherein the City’s representative ethnic and cultural groups that wish to participate in the Olympic Games process can do so; and
- (2) the Commissioner of Economic Development, Culture and Tourism be requested to contact the Greek Community of Metropolitan Toronto Inc. and the Alliance of Portuguese Clubs and Associations of Ontario, among other groups, with a view to including these groups in a further Group List under the heading of ‘Ethno-Cultural Groups’.”

At this point in the proceedings, Councillor Miller, with the permission of Council, moved that Council defer the vote on this Clause until 4:00 p.m. July 9, 1998, which was carried.

- (i) Councillor Mihevc, in amendment, moved that the foregoing Clause be amended by adding thereto the following:
- “It is further recommended that the results of the community consultation process, as proposed in the Bid Committee Agreement, be incorporated into the final bid proposal to the I.O.C., and Council obtain a written agreement from the C.O.A. and other appropriate bodies that they agree to the incorporation of the public consultation results in the bid to the I.O.C.”
- (j) Councillor Moscoe, in amendment, moved that the foregoing Clause be amended by adding thereto the following:
- “It is further recommended that:
- (1) all appointments by the Mayor to the Olympic Bid Committees be done in consultation with the respective Council Committees, Agencies, Boards and Commissions, and be directly connected to those Committees, Agencies, Boards and Commissions;
 - (2) City Council appointees to Olympic Committees report to Council through their respective Committees, Agencies, Boards and Commissions; and
 - (3) the following persons be added to the Board of Directors of TO-Bid:
 - (a) Councillor Anne Johnston, North Toronto; and
 - (b) Councillor David Miller, High Park.”

Councillor Moscoe, having spoken to the matter for a period of five minutes, Councillor Walker, seconded by Councillor Adams, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Moscoe be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

At this point in the proceedings, Deputy Mayor Ootes, with the permission of Council, proposed that Council now recess and that the debate in regard to the foregoing Clause be continued at 2:00 p.m.

Councillor Chow, rising of a point of procedure, advised the Deputy Mayor that, in accordance with the previous decision of Council, Notices of Motions J(6) and J(15) were to be the first item of business at 2:00 p.m. on Thursday, July 9, 1998.

Councillor King, with the permission of Council, moved that Council vary the order of its proceedings to resume consideration of the foregoing Clause at 2:00 p.m., July 9, 1998, in order to conclude the debate thereon, the vote upon which was taken as follows:

Yeas: Councillors: Ashton Berger, Davis, Duguid, Flint, Fotinos, Giansante, Holyday, Kinahan, King, Korwin-Kuczynski, Li Preti, Mahood, Mammoliti, O'Brien, Ootes, Shiner, Sinclair, Tzekas - 19.

Nays: Councillors: Adams, Bossons, Brown, Cho, Chow, Feldman, Filion, Gardner, Johnston, Jones, Layton, Lindsay Luby, Mihevc, Minnan-Wong, Moscoe, Nunziata, Prue, Shaw, Walker - 19.

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

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 1228)

Council recessed at 12:30 p.m.

2:12 P.M.

Council reconvened.

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

1224 At the request of Council, the City Clerk called the roll at 2:13 p.m., those Members present at the call of the Roll being:

Councillors: Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Lindsay Luby, Mahood, Mammoliti, McConnell, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Prue, Shaw, Shiner, Sinclair - 39.

1225 Members present at the afternoon session of the second day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 54.

1226 At this point in the proceedings, and with the permission of Council, Councillor McConnell, seconded by Councillors Augimeri, Bossons, Brown, Bussin, Chow, Disero, Johnston, Jones, King, Lindsay Luby, Nunziata, Sgro and Shaw, moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, be waived

to permit consideration of the following Notices of Motions, which was carried, more than two-thirds of Members present having voted in the affirmative:

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

Seconded by: **Councillor Shaw**

“BE IT RESOLVED THAT:

- (1) City Council request the Police Services Board to not appeal the Jane Doe decision;
- (2) City Council issue an apology to women regarding the handling of this case, and that City Council request the Police Services Board to also issue an apology;
- (3) an audit be completed regarding the handling of sexual assault and family violence cases by the Police; and
 - (a) this review be completed by the Auditor within six months; and
 - (b) a reference group be established for the audit, whose membership shall include representatives from the Committee on the Status of Women, the Safe City Committee, the Metro Action Committee on Violence Against Women, the Toronto Rape Crisis Centre, the Task Force on Community Safety, the Task Force on Community Access and Equity, as well as a citizen member of the Police Services Board, the Scarborough Women’s Centre and any other interested women’s organizations; and
- (4) City Council recommend to the Police Services Board that a community-based advisory committee be established to provide advice on an on-going basis regarding gender equality, sexual assault, family violence issues, etc.”; and

(ii) **Moved by:** **Councillor Chow**

Seconded by: **Councillor Gardner**

“BE IT RESOLVED THAT the City Auditor conduct an audit regarding implementation of the recommendations from: the Godfrey Task Force, Justice Archie Campbell’s review of the Bernardo Investigation, the Coroner’s Inquest into the murder of Arlene May, the existing domestic violence policies and any other related Police Services Board recommendations on violence against women (both sexual assault and domestic abuse.”

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

- (a) Councillor Chow, in amendment, moved that the foregoing Motion (i) be amended by deleting from Recommendation No. (1) embodied in the Operative Paragraph the words "request the Police Services Board to", so that such recommendation shall now read as follows:

"(1) City Council not appeal the Jane Doe decision;"

Councillor Chow, having spoken to the matter for a period of five minutes, Councillor McConnell, seconded by Councillor Layton, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Chow be granted a further period of five minutes in order to permit the conclusion of her remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

- (b) Councillor McConnell, in amendment, moved that the foregoing Motion (i) be amended by deleting Recommendation No. (2) from the Operative Paragraph and inserting in lieu thereof the following new Recommendation No. (2):

"(2) City Council issue an apology to Jane Doe and the women of Toronto regarding the handling of this case, and that City Council request the Police Services Board to also issue an apology;"

At this point in the proceedings, and with the permission of Council, Councillor Holyday moved that the provisions of Section 25 of the Council Procedural By-law be waived in order to permit the Chief of Police, Mr. David Boothby, to address the Council in regard to this matter and to permit questions of Chief Boothby by Members of Council, which was carried, more than two-thirds of Members present having voted in the affirmative.

At this point in the proceedings, and with the permission of Council, Councillor Layton moved that the provisions of Section 25 of the Council Procedural By-law be waived in order to permit a second round of questions of the Chief of Police by Members of Council and to permit the City Solicitor to be called to the floor to respond to questions, which was carried, more than two-thirds of Members present having voted in the affirmative.

- (c) Councillor Holyday, in amendment, moved that the foregoing Motion (i) together with all amendments in regard thereto be referred to the City Solicitor for report thereon to the Corporate Services Committee.

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

Yeas: Councillors: Holyday, Moeser, Sinclair - 3.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Fillion, Fotinos, Giansante, Jakobek, Jones, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Walker - 37.

Decided in the negative by a majority of 34.

(d) Councillor Moscoe, in amendment, moved that the foregoing Motion (i) be amended by adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT City Council request the Police Services Board not to recommend or commence an appeal of the Jane Doe decision, and the Claims Review Committee be instructed not to commence an appeal under any circumstances.”

(e) Councillor Bossons, in amendment, moved that the foregoing Motion (i) be amended by:

(1) deleting Recommendation No. (1) embodied in the Operative Paragraph and inserting in lieu thereof the following new Recommendation No. (1):

“(1) City Council request the Claims Review Committee not to authorize an appeal in the Jane Doe decision;”; and

(2) adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT the Audit Reference Group, in co-operation with senior staff of the Toronto Police Service, be requested to:

(a) submit a report, at the earliest opportunity, to the appropriate Committee of Council on the extent of additional funding required to accelerate training practices, policies and activities of the Sexual Assault Squad so that Council may consider a supplement to the Police Services Board budget during the current year; and

(b) work to improve the effectiveness of the Sexual Assault Squad.”

(f) Councillor Walker, in amendment, moved that the foregoing Motion (i) be amended by adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT the Claims Review Committee be requested to expeditiously settle all of the monetary issues arising from the Jane Doe decision.”

- (g) Councillor Shiner, in amendment, moved that the foregoing Motion (i) be amended by adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT for line item 120 of the Police Services Board Budget for ‘training courses and seminars’, Council’s budget approval now be specific and allocate \$300,000.00 of this line item to Sexual Assault Training.”

- (h) Councillor Adams, in amendment, moved that:

- (1) the foregoing Motion (i) be amended by adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT the City Clerk be requested to distribute the entire text of the decision in the Jane Doe case to all Members of Council.”; and

- (2) the foregoing motion (g) by Councillor Shiner be referred to the Police Services Board for report thereon to Council, through the Budget Committee and the Strategic Policies and Priorities Committee.

Upon the question of the adoption of Part (2) of the foregoing motion (h) by Councillor Adams, it was carried.

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

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

Nay: Councillor Holyday - 1.

Decided in the affirmative by a majority of 50.

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

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

Nay: Councillor: Holyday - 1.

Decided in the affirmative by a majority of 50.

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

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

Nay: Councillor: Holyday - 1.

Decided in the affirmative by a majority of 50.

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decisions of Council, declared Part (1) of the foregoing motion (e) by Councillor Bossons, redundant.

Upon the question of the adoption of Part (2) of the foregoing motion (e) by Councillor Bossons, the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Fotinos, Gardner, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes,

Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 50.

Nay: Councillor: Filion, Holyday - 2.

Decided in the affirmative by a majority of 48.

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

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

Nay: Councillor: Holyday - 1.

Decided in the affirmative by a majority of 50.

Upon the question of the adoption of Part (1) of the foregoing motion (g) by Councillor Adams, the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Faubert, Fotinos, Gardner, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Walker - 44.

Nay: Councillor: Duguid, Feldman, Filion, Giansante, Holyday, King, Moeser, Tzekas - 8.

Decided in the affirmative by a majority of 36.

Upon the question of the adoption of the foregoing Motion (i), as amended, viz.:

(1) amending the Operative Paragraph by:

(a) deleting from Recommendation No. (1) the words "request the Police Services Board to";

- (b) deleting Recommendation No. (2) and inserting in lieu thereof the following new Recommendation No. (2):

“(2) City Council issue an apology to Jane Doe and the women of Toronto regarding the handling of this case, and that City Council request the Police Services Board to also issue an apology;”; and

- (2) adding thereto the following new Operative Paragraph:

“AND BE IT FURTHER RESOLVED THAT:

- (1) City Council request the Police Services Board not to recommend or commence an appeal of the Jane Doe decision, and the Claims Review Committee be instructed not to commence an appeal under any circumstances;
- (2) the Claims Review Committee be requested to expeditiously settle all of the monetary issues arising from the Jane Doe decision;
- (3) the Audit Reference Group, in co-operation with senior staff of the Toronto Police Service, be requested to:
 - (a) submit a report, at the earliest opportunity, to the appropriate Committee of Council on the extent of additional funding required to accelerate training practices, policies and activities of the Sexual Assault Squad so that Council may consider a supplement to the Police Services Board budget during the current year; and
 - (b) work to improve the effectiveness of the Sexual Assault Squad;
- (4) the City Solicitor and the Chief Financial Officer and Treasurer be requested to submit a joint report to the Corporate Services Committee on a mechanism for performance review of the legitimate defence of the municipal interest from claims;
- (5) the City Clerk be requested to distribute the entire text of the decision in the Jane Doe case to all Members of Council; and
- (6) the following motion be referred to the Police Services Board for report thereon to Council, through the Budget Committee and the Strategic Policies and Priorities Committee:

Moved by Councillor Shiner:

‘It is recommended that for line item 120 of the Police Services Board Budget for ‘training courses and seminars’, Council’s budget approval now be specific and allocate \$300,000.00 of this line item to Sexual Assault Training.’ ”,

so that such Motion shall now read as follows:

“NOW THEREFORE BE IT RESOLVED THAT:

- (1) City Council not appeal the Jane Doe decision;
- (2) City Council issue an apology to Jane Doe and the women of Toronto regarding the handling of this case, and that City Council request the Police Services Board to also issue an apology; and
- (3) an audit be completed regarding the handling of sexual assault and family violence cases by the Police; and
 - (a) this review be completed by the Auditor within six months; and
 - (b) a reference group be established for the audit, whose membership shall include representatives from the Committee on the Status of Women, the Safe City Committee, the Metro Action Committee on Violence Against Women, the Toronto Rape Crisis Centre, the Task Force on Community Safety, the Task Force on Community Access and Equity, as well as a citizen member of the Police Services Board, the Scarborough Women’s Centre and any other interested women’s organizations; and
- (4) City Council recommend to the Police Services Board that a community-based advisory committee be established to provide advice on an on-going basis regarding gender equality, sexual assault, family violence issues, etc.;

AND BE IT FURTHER RESOLVED THAT:

- (1) City Council request the Police Services Board not to recommend or commence an appeal of the Jane Doe decision, and the Claims Review Committee be instructed not to commence an appeal under any circumstances;

- (2) the Claims Review Committee be requested to expeditiously settle all of the monetary issues arising from the Jane Doe decision;
- (3) the Audit Reference Group, in co-operation with senior staff of the Toronto Police Service, be requested to:
 - (a) submit a report, at the earliest opportunity, to the appropriate Committee of Council on the extent of additional funding required to accelerate training practices, policies and activities of the Sexual Assault Squad so that Council may consider a supplement to the Police Services Board budget during the current year; and
 - (b) work to improve the effectiveness of the Sexual Assault Squad;
- (4) the City Solicitor and the Chief Financial Officer and Treasurer be requested to submit a joint report to the Corporate Services Committee on a mechanism for performance review of the legitimate defence of the municipal interest from claims;
- (5) the City Clerk be requested to distribute the entire text of the decision in the Jane Doe case to all Members of Council; and
- (6) the following motion be referred to the Police Services Board for report thereon to Council, through the Budget Committee and the Strategic Policies and Priorities Committee:

Moved by Councillor Shiner:

‘It is recommended that for line item 120 of the Police Services Board Budget for ‘training courses and seminars’, Council’s budget approval now be specific and allocate \$300,000.00 of this line item to Sexual Assault Training.’ ”

the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Fotinos, Gardner, Giansante, Jakobek, Johnston,

Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 51.

Nay: Councillor: Holyday - 1.

Decided in the affirmative by a majority of 50.

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

Yeas: Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 52.

Nay: Nil.

Decided in the affirmative, without dissent.

1227 At this point in the proceedings, and with the permission of Council, Councillor Layton presented a plaque to Mayor Lastman from The Honourable Christine Stewart, Federal Minister of the Environment, in celebration of the 10th anniversary of "Toronto Target", the challenge to reduce greenhouse gas emissions issued at the first international conference on climate change.

1228 Council resumed its consideration of Clause No. 27 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "2008 Toronto Olympic Bid City Agreement". (See also Minute No. 1223)

(k) Councillor King, in amendment, moved that:

(1) Part (1) of the foregoing motion (a) by Councillor Miller be amended by:

(a) inserting, after the words "levels of government", the words "and satisfactory financial support from"; and

- (b) deleting therefrom the date "June, 1999", and inserting in lieu thereof the date "November, 1999";
 - (2) the foregoing motion (d) by Councillor Silva be referred to TO-Bid for further consideration; and
 - (3) Part (1) of the foregoing motion (f) by Councillor Bossons be referred to the City Solicitor for a determination on the implications thereof on the Agreement.
- (1) Councillor Kinahan, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Strategic Policies and Priorities Committee, in October, 1999, on whether satisfactory funding guarantees or support from other levels of government, the private sector, or otherwise, for the City's liability under the Host City Agreement and the Olympic Charter have been received and, accordingly, whether the City should continue with its bid."

Council deferred further consideration of the foregoing Clause until later in the meeting.
(See Minute No. 1231)

Mayor Lastman resumed the Chair.

- 1229 At this point in the proceedings, and with the permission of Council, Mayor Lastman, on behalf of Council, extended best wishes to Councillors Chow and Layton on the occasion of their 10th wedding anniversary; and to Councillor Altobello on his forthcoming wedding on August 1, 1998.

Mayor Lastman proposed that Council now recess and reconvene at 8:00 p.m.

Council concurred in the foregoing proposal.

Council recessed at 5:58 p.m.

8:09 P.M.

Council reconvened.

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

- 1230 Members present at the evening session of the second day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, 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, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 55.

1231 Council resumed its consideration of Clause No. 27 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "2008 Toronto Olympic Bid City Agreement". (See Minutes Nos. 1223 and 1228)

(m) Councillor O'Brien, in amendment, moved that:

- (1) Part (2) of the foregoing motion (e) by Councillor Ashton be amended by adding thereto the words "the Members of such Task Force to be recommended by the Striking Committee"; and
- (2) Part (2) of the foregoing motion (f) by Councillor Bossons be amended to provide that TO-Bid, instead of City Council, be directed to establish the reserve fund for the building of the facilities, and the reserve fund also provide for the ongoing operational expenses for these facilities.

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

"It is further recommended that:

- (1) Ms. Effie Triantafilopoulos be added to the Board of Directors of TO-Bid; and
- (2) the Commissioner of Economic Development, Culture and Tourism, be requested to submit a report to Council, through the Economic Development Committee, on the 2004 Cultural Olympiad and how City Council and the 2008 TO-Bid Committee can incorporate the concept of culture into the City of Toronto's Olympic Bid."

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

"It is further recommended that the Chief Administrative Officer be requested to submit a report to the Economic Development Committee on issues related to ensuring diversity in the award of contracts, master licensing agreements, etc., which may include 'set asides' and/or other mechanisms to ensure economic participation in a successful Olympic Bid of minority-owned businesses."

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

“It is further recommended that:

- (1) the communication dated June 24, 1998, from Mr. David Hulchanski, Professor of Housing and Community Development, entitled ‘Housing and Social Impacts of the Olympics: An Update from Sydney’, be referred to following parties concerned with the Olympic Bid Agreement:
 - (a) the TO-Bid Committee;
 - (b) the Commissioner of Economic Development, Culture and Tourism;
 - (c) the Commissioner of Community and Neighbourhood Services; and
 - (d) the Homeless Advisory Committee; and
- (2) a comprehensive housing strategy be developed as a part of the next stage of the development of the Bid, taking into account the issues emerging in Sydney, Australia, such strategy to be developed in conjunction with a broad range of stakeholders in the housing sector.”

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

“It is further recommended that the following persons be added to the Board of Directors of TO-Bid:

- (1) Mr. Mark Deacon, President, Smart Toronto; and
- (2) Ms. Alison Bain, Government Relations Director of Toronto International Festival.”

- (r) Councillor Cho, in amendment, moved that:

- (1) the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

- (a) the Commissioner of Urban Planning and Development Services be requested to include in the previously requested report on transportation issues which is to be submitted to City Council for its meeting to be held on November 25, 1998, the City’s transportation plans and proposals which would significantly enhance Toronto’s Bid and provide the City with significant transportation legacies, with specific attention to improving public transit, including a rapid transit link to Pearson airport; and

- (b) the following persons be added to the Board of Directors of TO-Bid:
 - (i) Mr. Young Lee, President, Korean-Canadian Importers/Exporters Association; and
 - (ii) Mr. Charlie Chang, President, Federation of Korean-Canadian Associations in Canada.”; and
- (2) all motions be referred to the Economic Development Committee for consideration.
- (s) Councillor Giansante, in amendment, moved that the foregoing Clause be amended by:
 - (1) adding to Section 2.2(vii) the words “that TO-Bid must obtain insurance to protect any loss that might occur”; and
 - (2) adding thereto the following:

“It is further recommended that:

 - (a) the Commissioner of Economic Development, Culture and Tourism, together with appropriate staff, be requested to submit a report to Council, through the Economic Development Committee, on the amount of insurance; and
 - (b) all additional names proposed for addition to the Board of Directors of TO-Bid be referred to TO-Bid for further consideration.”
- (t) Councillor Korwin-Kuczynski, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that:

 - (1) community meetings take place in areas where Olympic events will be hosted;
 - (2) all stakeholders, Business Improvement Areas and ratepayer organizations in west end Toronto be consulted as part of the Olympic Bid process; and
 - (3) Council express its appreciation to the TO-Bid Committee for their efforts on Toronto’s Olympic Bid to date.”
- (u) Councillor Shiner, in amendment, moved that all motions put forward by Members of Council in this regard be referred to the Chief Administrative Officer for report thereon to the appropriate Committees.

At this point in the proceedings, Councillor Feldman, with the permission of Council, moved that, in accordance with subsection 38(c) of the Council Procedural By-law, the vote be now taken, which was carried, more than two-thirds of Members present having voted in the affirmative.

At this point in the proceedings, Councillor King, with the permission of Council, withdrew Part (3) of her foregoing motion (k), viz.:

“that:

- (3) Part (1) of the foregoing motion (f) by Councillor Bossons be referred to the City Solicitor for a determination on the implications thereof on the Agreement.”

Councillor Miller, rising on a point of order, proposed that Part (1) of the foregoing motion (k) by Councillor King be incorporated into Part (1)(a) of his foregoing motion (a), so that Part (1) of his foregoing motion (a), as amended, shall now read as follows:

“that the foregoing Clause be amended by:

- (1) adding thereto the following:

‘It is further recommended that:

- (a) the City of Toronto withdraw its support of the Bid if the provision of satisfactory financial guarantees from other levels of government and satisfactory financial support from the private sector or otherwise for the City’s liability under the Host City Agreement and the Olympic Charter have not been received before November, 1999;’ ”

Council concurred in the foregoing proposal.

Upon the question of the adoption of the foregoing motion (u) by Councillor Shiner, viz.:

“that all motions put forward by Members of Council in this regard be referred to the Chief Administrative Officer for report thereon to the appropriate Committees.”,

the vote was taken as follows:

Yeas: Councillors: Balkissoon, Brown, Cho, Davis, Disero, Faubert, Filion, Fotinos, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, Prue, Saundercook, Shiner - 21.

Nays: Councillors: Adams, Altobello, Ashton, Berardinetti, Berger, Bussin, Chong, Chow, Duguid, Feldman, Flint, Gardner, Giansante, Johnston, Jones, Kinahan, King, Mammoliti, McConnell, Mihevc, Miller, Moscoe, O'Brien, Ootes, Pantalone, Rae, Shaw, Silva, Sinclair, Tzekas, Walker - 31.

Decided in the negative by a majority of 10.

Upon the question of the adoption of Part (2) of the foregoing motion (r) by Councillor Cho, viz.:

“that:

- (2) all motions be referred to the Economic Development Committee for consideration.”,

the vote was taken as follows:

Yeas: Councillors: Brown, Cho, Davis, Disero, Faubert, Filion, Fotinos, Gardner, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Li Preti, Mahood, Minnan-Wong, Moeser, Nunziata, Prue, Saundercook, Shiner - 20.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Chong, Chow, Duguid, Feldman, Flint, Giansante, Johnston, Jones, Kinahan, King, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, O'Brien, Ootes, Pantalone, Rae, Shaw, Silva, Sinclair, Tzekas, Walker - 31.

Decided in the negative by a majority of 11.

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

“that the foregoing Clause be amended by:

- (1) deleting from the beginning of Section 2.2(vii) embodied in the report dated June 24, 1998, from the Commissioner of Economic Development, Culture and Tourism, the words ‘the City and’;”,

the vote was taken as follows:

Yeas: Councillors: Jones, Miller, O'Brien - 3.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday,

Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas - 49.

Decided in the negative by a majority of 46.

Upon the question of the adoption of Parts (1) and (2)(a) of the foregoing motion (s) by Councillor Giansante, viz.:

“that the foregoing Clause be amended by:

- (1) adding to Section 2.2(vii) the words ‘that TO-Bid must obtain insurance to protect any loss that might occur’; and
- (2) adding thereto the following:

‘It is further recommended that:

- (a) the Commissioner of Economic Development, Culture and Tourism, together with appropriate staff, be requested to submit a report to Council, through the Economic Development Committee, on the amount of insurance;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Berger, Bossons, Cho, Feldman, Filion, Giansante, Lindsay Luby, Mammoliti, Mihevc, Miller, O’Brien, Walker - 13.

Nays: Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Faubert, Flint, Fotinos, Gardner, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Mahood, McConnell, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas - 39.

Decided in the negative by a majority of 26.

Upon the question of the adoption of Part (1)(a) of the foregoing motion (a) by Councillor Miller, as amended by Part (1) of the foregoing motion (k) by Councillor King, viz.:

“that the foregoing Clause be amended by:

- (1) adding thereto the following:

'It is further recommended that:

- (a) the City of Toronto withdraw its support of the Bid if the provision of satisfactory financial guarantees from other levels of government and satisfactory financial support from the private sector or otherwise for the City's liability under the Host City Agreement and the Olympic Charter have not been received before November, 1999;' ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Jakobek, Johnston, Jones, King, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Rae, Walker - 30.

Nays: Councillors: Ashton, Balkissoon, Berardinetti, Berger, Faubert, Flint, Holyday, Kelly, Kinahan, Li Preti, Mahood, Mammoliti, Moeser, O'Brien, Ootes, Prue, Shaw, Shiner, Silva, Sinclair, Tzekas - 21.

Decided in the affirmative by a majority of 9.

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

“that the foregoing Clause be amended by:

- (1) adding thereto the following:

'It is further recommended that:

- (b) the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to Council, through the Economic Development Committee, in the fall of 1998, on a by-law and proposed strategy to ensure full protection for tenants and homeless persons during the hosting of the Olympic Games, particularly in areas adjacent to potential facilities such as South Parkdale;' ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chow, Disero, Faubert, Feldman, Filion, Gardner, Giansante, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Silva, Sinclair, Walker - 39.

Nays: Councillors: Chong, Davis, Duguid, Flint, Fotinos, Holyday, Jakobek, Kelly, Mahood, Minnan-Wong, Nunziata, Saundercook, Shiner, Tzekas - 14.

Decided in the affirmative by a majority of 25.

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

“that the foregoing Clause be amended by:

- (2) adding to Appendix 4, entitled ‘Group Lists’, of the report dated June 24, 1998, from the Commissioner of Economic Development, Culture and Tourism, the following:
 - (a) Parkdale Tenants’ Association;
 - (b) Parkdale Community Legal Services;
 - (c) Parkdale Intercultural Association;
 - (d) Parkdale Liberty Economic Development Committee; and
 - (e) Parkdale Business Improvement Area.”,

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Shaw, Silva, Sinclair, Walker -40.

Nays: Councillors: Altobello, Balkissoon, Berger, Davis, Duguid, Kelly, Kinahan, Mahood, Prue, Rae, Saundercook, Shiner, Tzekas - 13

Decided in the affirmative by a majority of 27.

At this point in the proceedings, Councillor Johnston, 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, in order to conclude consideration of the foregoing Clause and, at that time, a determination be made by Council in regard to matters remaining on the Order, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of Parts (1)(c) and (1)(d) of the foregoing motion (a) by Councillor Miller, viz.:

“that the foregoing Clause be amended by:

(1) adding thereto the following:

‘It is further recommended that:

(c) the Olympic Bid be an open and public process; and

(d) the Board of Directors of TO-Bid be requested to:

- (i) hold open and public meetings, except where matters require confidentiality;
- (ii) fully disclose to City Council and the people of Toronto all budgets and financial statements;
- (iii) provide regular updates and reports to City Council and to the people of Toronto.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Faubert, Fillion, Fotinos, Gardner, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 46.

Nays: Councillors: Cho, Feldman, Flint, Giansante, Lindsay Luby, Moeser - 6.

Decided in the affirmative by a majority of 40.

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

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

‘It is further recommended that the City of Toronto:

- (1) appoint a team of consultants to conduct an independent review and analysis of the Olympic Bid Report and data presented to the City of Toronto by ‘Bidco’, composed of external accountants, construction and related engineers and financial specialists;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Bossons, Brown, Filion, Jones, Miller, Moscoe, Walker - 8.

Nays: Councillors: Altobello Ashton, Balkissoon, Berardinetti, Berger, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 44.

Decided in the negative by a majority of 36.

Upon the question of the adoption of Part (2) of the foregoing motion (b) by Councillor Walker, viz.:

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

‘It is further recommended that the City of Toronto:

- (2) hold a public referendum on Thursday, September 24, 1998, to determine public support, prior to proceedings with the 2008 Olympic Bid.’ ”,

the vote was taken as follows:

Yeas: Councillors: Miller, Walker - 2.

Nays: Councillors: Adams, Altobello Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 50.

Decided in the negative by a majority of 48.

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

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

‘It is further recommended that:

- (1) the Commissioner of Economic Development, Culture and Tourism be requested to provide a detailed presentation and briefing in regard to the status of the Olympic Bid for Members of Council at least one

week prior to the regularly scheduled meeting of Council to be held in October, 1998;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 50.

Nays: Councillors: Chong, Flint - 2.

Decided in the affirmative by a majority of 48.

At this point in the proceedings, Councillor Miller, rising on a point of order, requested Deputy Mayor Ootes to rule on whether Part (2) of the foregoing motion (c) by Councillor Pantalone was in order, viz.:

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

‘It is further recommended that:

- (2) the City Solicitor be requested to submit a report to the Economic Development Committee on the Mayor’s ability to participate as the Chief Executive Officer for the City of Toronto given the composition of the Bid Committee.’ ”

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

Councillor Miller 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: Altobello, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Moeser, Ootes, Pantalone, Saundercook, Shaw, Silva, Sinclair, Tzekas - 33.

Nays: Councillors: Adams, Ashton, Bossons, Bussin, Disero, Faubert, Fotinos, Jakobek, Kelly, Mahood, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Prue, Rae, Shiner, Walker - 20.

Decided in the affirmative by a majority of 13.

Upon the question of the adoption of Part (2) of the foregoing motion (c) by Councillor Pantalone, the vote was taken as follows:

Yeas: Councillors: Altobello, Berardinetti, Berger, Bossons, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Gardner, Giansante, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Miller, Minnan-Wong, Moeser, Ootes, Pantalone, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas - 35.

Nays: Councillors: Adams, Ashton, Balkissoon, Brown, Disero, Faubert, Flint, Fotinos, Holyday, Jakobek, Kelly, Mihevc, Moscoe, Nunziata, O'Brien, Prue, Shiner, Walker - 18.

Decided in the affirmative by a majority of 17.

Upon the question of the adoption of Part (2) of the foregoing motion (m) by Councillor O'Brien, viz.:

“that:

- (2) Part (2) of the foregoing motion (f) by Councillor Bossons be amended to provide that TO-Bid, instead of City Council, be directed to establish the reserve fund for the building of the facilities, and the reserve fund also provide for the ongoing operational expenses for these facilities.”,

the vote was taken as follows:

Yeas: Councillors: Adams, Berardinetti, Bossons, Brown, Miller, Minnan-Wong, Moeser, Moscoe, O'Brien, Walker - 10.

Nays: Councillors: Altobello Ashton, Balkissoon, Berger, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas - 43.

Decided in the negative by a majority of 33.

Upon the question of the adoption of Part (2) of the foregoing motion (f) by Councillor Bossons, without amendment, viz.:

“that the foregoing Clause be amended by:

(2) adding thereto the following:

‘It is further recommended that:

- (a) Council establish, in principle, a reserve fund for facilities that will need to be built for the Olympics, such as sports facilities, transit and housing which will require federal/provincial/municipal funding partnerships; and
- (b) the Commissioner of Finance and Treasurer be requested to submit a report to Council in the fall of 1998, through the Economic Development Committee, on the appropriate size of such reserve fund, in order that the first instalment may be incorporated into the City’s 1999 Capital Budget and subsequent instalments may be built into the City’s ten-year Capital Program.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Bossons, Bussin, Davis, Duguid, Johnston, Jones, King, Miller, Moscoe, Saundercook, Walker - 13.

Nays: Councillors: Ashton, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Chow, Disero, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, O’Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 40.

Decided in the negative by a majority of 27.

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

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

‘It is further recommended that:

- (1) the Board of Directors of TO-Bid be requested to establish an inter-jurisdictional advisory group to address the issue of public safety;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker - 46.

Nays: Councillors: Chong, Faubert, Flint, Mahood, Minnan-Wong, Moeser, Shiner - 7.

Decided in the affirmative by a majority of 39.

Upon the question of the adoption of Part (2) of the foregoing motion (g) by Councillor Jones, viz.:

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

‘It is further recommended that:

- (2) the Commissioner of Urban Planning and Development Services be requested to submit a report to the Urban Environment and Development Committee on the possible impacts of the Olympic Bid on the new City of Toronto Official Plan process.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Disero, Duguid, Filion, Gardner, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Li Preti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Rae, Saundercook, Silva, Sinclair, Tzekas, Walker - 35.

Nays: Councillors: Berger, Chong, Davis, Faubert, Feldman, Flint, Fotinos, Giansante, Kelly, King, Lindsay Luby, Mahood, Mammoliti, Moeser, Pantalone, Prue, Shaw, Shiner - 18.

Decided in the affirmative by a majority of 17.

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

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

‘It is further recommended that:

- (1) the Board of Directors of TO-Bid be requested to establish a further Group List under the heading of ‘Ethno-Cultural Groups’, wherein the City’s representative ethnic and cultural groups that wish to participate in the Olympic Games process can do so;’ ”,

the vote was taken as follows:

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

Nays: Councillors: Mahood, Moeser - 2.

Decided in the affirmative by a majority of 49.

Upon the question of the adoption of Part (2) of the foregoing motion (h) by Councillor Fotinos, viz.:

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

‘It is further recommended that:

- (2) the Commissioner of Economic Development, Culture and Tourism be requested to contact the Greek Community of Metropolitan Toronto Inc. and the Alliance of Portuguese Clubs and Associations of Ontario, among other groups, with a view to including these groups in a further Group List under the heading of “Ethno-Cultural Groups”.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 49.

Nays: Councillors: Filion, Jones, Mahood, Moeser - 4.

Decided in the affirmative by a majority of 45.

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

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

‘It is further recommended that the results of the community consultation process, as proposed in the Bid Committee Agreement, be incorporated into the final bid proposal to the I.O.C., and Council obtain a written agreement from the C.O.A. and other appropriate bodies that they agree to the incorporation of the public consultation results in the bid to the I.O.C.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Berger, Bossons, Bussin, Chow, Faubert, Gardner, Jones, Korwin-Kuczynski, Li Preti, Mammoliti, McConnell, Mihevc, Miller Moscoe, O’Brien, Ootes, Pantalone, Rae, Saundercook, Shaw, Walker - 22.

Nays: Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Brown, Cho, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Lindsay Luby, Mahood, Minnan Wong, Moeser, Nunziata, Prue, Shiner, Silva, Sinclair, Tzekas - 31.

Decided in the negative by a majority of 9.

Upon the question of the adoption of Part (2)(b) of the foregoing motion (s) by Councillor Giansante, viz.:

“that the foregoing Clause be amended by:

(2) adding thereto the following:

‘It is further recommended that:

(b) all additional names proposed for addition to the Board of Directors of TO-Bid be referred to TO-Bid for further consideration.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Faubert, Feldman,

Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, McConnell, Mihevc, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Prue, Shaw, Shiner, Sinclair, Tzekas - 43.

Nays: Councillors: Cho, Duguid, Mahood, Mammoliti, Miller, Moscoe, Rae, Silva, Walker - 9.

Decided in the affirmative by a majority of 34.

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decisions of Council, declared Part (2) of the foregoing motion (k) by Councillor King, redundant, viz.:

“that:

- (2) the foregoing motion (d) by Councillor Silva be referred to TO-Bid for further consideration;”.

Upon the question of the adoption of Part (2) of the foregoing motion (n) by Councillor Tzekas, viz.:

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

‘It is further recommended that:

- (2) the Commissioner of Economic Development, Culture and Tourism, be requested to submit a report to Council, through the Economic Development Committee, on the 2004 Cultural Olympiad and how City Council and the 2008 TO-Bid Committee can incorporate the concept of culture into the City of Toronto’s Olympic Bid.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 44.

Nays: Councillors: Berger, Holyday, Jakobek, Johnston, Mahood, Minnan-Wong, Moeser, Nunziata - 8.

Decided in the affirmative by a majority of 36.

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

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

‘It is further recommended that:

- (1) the report dated July 8, 1998, from the Commissioner of Economic Development, Culture and Tourism, entitled “2008 Toronto Olympic Bid - Supplementary Report”, embodying the following recommendation, be adopted:

“It is recommended that Council endorse the appointment to the inaugural Board of Directors of the 2008 Olympic Bid Corporation (TO-Bid), those persons named in Part 2 of this report.”;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 49.

Nays: Councillors: Faubert, O’Brien, Walker - 3.

Decided in the affirmative by a majority of 46.

At this point in the proceedings, Councillor Fotinos, rising on a point of order, requested Deputy Mayor Ootes to rule on whether Part (1) of the foregoing motion (m) by Councillor O’Brien was in order, viz.:

“that:

- (1) Part (2) of the foregoing motion (e) by Councillor Ashton be amended by adding thereto the words ‘the Members of such Task Force to be recommended by the Striking Committee’;”.

Councillor Miller, rising on a point of order, requested Deputy Mayor Ootes to rule Part (1) of the foregoing motion (m) by Councillor O’Brien, together with Part (2) of the foregoing motion (e) by Councillor Ashton, in order.

Deputy Mayor Ootes ruled Part (1) of the foregoing motion (m) by Councillor O'Brien, together with Part (2) of the foregoing motion (e) by Councillor Ashton, in order.

Upon the question of the adoption of Part (1) of the foregoing motion (m) by Councillor O'Brien, the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Filion, Flint, Fotinos, Holyday, Jakobek, Jones, Kinahan, King, Li Preti, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Shaw, Sinclair, Tzekas - 34.

Nays: Councillors: Berger, Brown, Davis, Faubert, Feldman, Gardner, Giansante, Johnston, Kelly, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, McConnell, Rae, Shiner, Silva, Walker - 18.

Decided in the affirmative by a majority of 16.

Upon the question of the adoption of Part (2) of the foregoing motion (e) by Councillor Ashton, as amended, viz.:

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

‘It is further recommended that:

- (2) the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to Council, through the Economic Development Committee, on the composition, mandate and Terms of Reference of a City Council Task Force to provide oversight and independent assessment in the areas of social and fiscal responsibility for the Olympic games; the Members of such Task Force to be recommended by the Striking Committee.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Faubert, Filion, Gardner, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 41.

Nays: Councilors: Disero, Feldman, Flint, Fotinos, Giansante, Jakobek, Jones, Lindsay Luby, Mahood, Minnan-Wong, Prue - 11.

Decided in the affirmative negative by a majority of 30.

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

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

‘It is further recommended that:

- (1) all appointments by the Mayor to the Olympic Bid Committees be done in consultation with the respective Council Committees, Agencies, Boards and Commissions, and be directly connected to those Committees, Agencies, Boards and Commissions;’ ”,

the vote was taken as follows:

Yeas: Councillors: Cho, Chow, Feldman, Filion, Jones, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Pantalone, Walker - 13.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Davis, Disero, Duguid, Faubert, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Mahood, Mammoliti, Nunziata, O’Brien, Ootes, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 39.

Decided in the negative by a majority of 26.

Upon the question of the adoption of Part (2) of the foregoing motion (j) by Councillor Moscoe, viz.:

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

‘It is further recommended that:

- (2) City Council appointees to Olympic Committees report to Council through their respective Committees, Agencies, Boards and Commissions;’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Bussin, Cho, Chow, Davis, Johnston, Jones, Kelly, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Ootes, Pantalone, Walker - 17.

Nays: Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Chong, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, Moeser, Nunziata, O'Brien, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas - 35.

Decided in the negative by a majority of 18.

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decisions of Council, declared the foregoing motion (l) by Councillor Kinahan, redundant, viz.:

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

‘It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Strategic Policies and Priorities Committee, in October, 1999, on whether satisfactory funding guarantees or support from other levels of government, the private sector, or otherwise, for the City’s liability under the Host City Agreement and the Olympic Charter have been received and, accordingly, whether the City should continue with its bid.’ ”

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

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

‘It is further recommended that the Chief Administrative Officer be requested to submit a report to the Economic Development Committee on issues related to ensuring diversity in the award of contracts, master licensing agreements, etc., which may include ‘set asides’ and/or other mechanisms to ensure economic participation in a successful Olympic Bid of minority-owned businesses.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chow, Davis, Faubert, Gardner, Giansante, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moscoe, O'Brien, Ootes, Pantalone, Rae, Shaw, Silva, Sinclair, Tzekas, Walker - 36.

Nays: Councillors: Bossons, Chong, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Holyday, Jakobek, Mahood, Minnan-Wong, Moeser, Nunziata, Prue, Shiner - 16.

Decided in the affirmative by a majority of 20.

Upon the question of the adoption of the foregoing motion (p) by Councillor Layton, and, in the absence of Councillor Layton, moved by Councillor Chow, viz.:

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

‘It is further recommended that:

- (1) the communication dated June 24, 1998, from Mr. David Hulchanski, Professor of Housing and Community Development, entitled “Housing and Social Impacts of the Olympics: An Update from Sydney”, be referred to following parties concerned with the Olympic Bid Agreement:
 - (a) the TO-Bid Committee;
 - (b) the Commissioner of Economic Development, Culture and Tourism;
 - (c) the Commissioner of Community and Neighbourhood Services; and
 - (d) the Homeless Advisory Committee; and
- (2) a comprehensive housing strategy be developed as a part of the next stage of the development of the Bid, taking into account the issues emerging in Sydney, Australia, such strategy to be developed in conjunction with a broad range of stakeholders in the housing sector.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, O’Brien, Ootes, Pantalone, Prue, Rae, Shaw, Sinclair, Tzekas, Walker - 45.

Nays: Councillors: Gardner, Kelly, Mahood, Minnan-Wong, Moeser, Shiner, Silva - 7.

Decided in the affirmative by a majority of 38.

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

“that:

- (1) the foregoing Clause be amended by adding thereto the following:

'It is further recommended that:

- (a) the Commissioner of Urban Planning and Development Services be requested to include in the previously requested report on transportation issues which is to be submitted to City Council for its meeting to be held on November 25, 1998, the City's transportation plans and proposals which would significantly enhance Toronto's Bid and provide the City with significant transportation legacies, with specific attention to improving public transit, including a rapid transit link to Pearson airport;''

the vote was taken as follows:

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

Nay: Nil.

Decided in the affirmative, without dissent.

Upon the question of the adoption of Part (1) of the foregoing motion (t) by Councillor Korwin-Kuczynski, viz.:

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

'It is further recommended that:

- (1) community meetings take place in areas where Olympic events will be hosted;''

the vote was taken as follows:

Yeas: Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Giansante, Holyday, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moeser, Nunziata, Pantalone, Rae, Shaw, Shiner, Silva, Tzekas, Walker - 40.

Nays: Councillors: Adams, Berger, Fotinos, Gardner, Jakobek, Johnston, Mahood, Minnan-Wong, Moscoe, O'Brien, Prue, Sinclair - 12.

Decided in the affirmative by a majority of 28.

Upon the question of the adoption of Part (2) of the foregoing motion (t) by Councillor Korwin-Kuczynski, viz.:

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

‘It is further recommended that:

- (2) all stakeholders, Business Improvement Areas and ratepayer organizations in west end Toronto be consulted as part of the Olympic Bid process;’ ”,

the vote was taken as follows:

Yeas: Councillors: Brown, Chong, Chow, Disero, Flint, Fotinos, Giansante, Jones, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, Miller, Moeser, Nunziata, O'Brien, Pantalone, Silva - 19.

Nays: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Bussin, Cho, Davis, Duguid, Faubert, Feldman, Filion, Gardner, Holyday, Jakobek, Johnston, Kelly, King, Mahood, McConnell, Mihevc, Minnan-Wong, Moscoe, Prue, Rae, Shaw, Shiner, Sinclair, Tzekas, Walker - 33.

Decided in the negative by a majority of 14.

Upon the question of the adoption of Part (3) of the foregoing motion (t) by Councillor Korwin-Kuczynski, viz.:

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

‘It is further recommended that:

- (3) Council express its appreciation to the TO-Bid Committee for their efforts on Toronto’s Olympic Bid to date.’ ”,

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday,

Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker - 52

Nay: Nil.

Decided in the affirmative, without dissent.

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

“That the foregoing Clause be amended by:

- (1) adding to Appendix 4, entitled ‘Group Lists’, of the report dated June 24, 1998, from the Commissioner of Economic Development, Culture and Tourism, the following:
 - (a) Parkdale Tenants’ Association;
 - (b) Parkdale Community Legal Services;
 - (c) Parkdale Intercultural Association;
 - (d) Parkdale Liberty Economic Development Committee; and
 - (e) Parkdale Business Improvement Area; and
- (2) adding thereto the following:

‘It is further recommended that:

- (1) the report dated July 8, 1998, from the Commissioner of Economic Development, Culture and Tourism, entitled “2008 Toronto Olympic Bid - Supplementary Report”, embodying the following recommendation, be adopted:

“It is recommended that Council endorse the appointment to the inaugural Board of Directors of the 2008 Olympic Bid Corporation (TO-Bid), those persons named in Part 2 of this report.’;

- (2) the Board of Directors of TO-Bid be requested to:
 - (a) hold open and public meetings, except where matters require confidentiality;
 - (b) fully disclose to City Council and the people of Toronto all budgets and financial statements;

- (c) provide regular updates and reports to City Council and to the people of Toronto;
 - (d) establish an inter-jurisdictional advisory group to address the issue of public safety; and
 - (e) establish a further Group List under the heading of “Ethno-Cultural Groups”, wherein the City’s representative ethnic and cultural groups that wish to participate in the Olympic Games process can do so;
- (3) the Olympic Bid be an open and public process;
 - (4) the following motions be referred to TO-Bid for further consideration:

Moved by Councillor Cho:

“It is further recommended that the following persons be added to the Board of Directors of TO-Bid:

- (1) Mr. Young Lee, President, Korean-Canadian Importers/Exporters Association; and
- (2) Mr. Charlie Chang, President, Federation of Korean-Canadian Associations in Canada.”

Moved by Councillor Moscoe:

“It is further recommended that the following persons be added to the Board of Directors of TO-Bid:

- (1) Councillor Anne Johnston, North Toronto; and
- (2) Councillor David Miller, High Park.”

Moved by Councillor Rae:

“It is further recommended that following persons be added to the Board of Directors of TO-Bid:

- (1) Mr. Mark Deacon, President, Smart Toronto; and
- (2) Ms. Alison Bain, Government Relations Director of Toronto International Festival.”

Moved by Councillor Silva:

“It is further recommended that the following persons be added to the Board of Directors of TO-Bid:

- (1) Mr. Frank Alvarez, President, CIRV FM; and

(2) Mr. Tony Dionisio, Business Manager, Local 183.”

Moved by Councillor Tzekas:

“It is further recommended that Ms. Effie Triantafilopoulos be added to the Board of Directors of TO-Bid.”;

- (5) community meetings take place in areas where Olympic events will be hosted;
- (6) a comprehensive housing strategy be developed as a part of the next stage of the development of the Bid, taking into account the issues emerging in Sydney, Australia, such strategy to be developed in conjunction with a broad range of stakeholders in the housing sector;
- (7) the City of Toronto withdraw its support of the Bid if the provision of satisfactory financial guarantees from other levels of government and satisfactory financial support from the private sector or otherwise for the City’s liability under the Host City Agreement and the Olympic Charter have not been received before November, 1999;
- (8) the Chief Administrative Officer be requested to submit a report to the Economic Development Committee on issues related to ensuring diversity in the award of contracts, master licensing agreements, etc., which may include ‘set asides’ and/or other mechanisms to ensure economic participation in a successful Olympic Bid of minority-owned businesses;
- (9) the Commissioner of Economic Development, Culture and Tourism be requested to:
 - (a) submit a report to Council, through the Economic Development Committee, in the fall of 1998, on a by-law and proposed strategy to ensure full protection for tenants and homeless persons during the hosting of the Olympic Games, particularly in areas adjacent to potential facilities such as South Parkdale;
 - (b) submit reports to Council, through the Economic Development Committee, on:
 - (i) the composition, mandate and Terms of Reference of a City Council Task Force to provide oversight and independent assessment in the areas of social and fiscal responsibility for the Olympic games; the Members of such Task Force to be recommended by the Striking Committee; and

- (ii) the 2004 Cultural Olympiad and how City Council and the 2008 TO-Bid Committee can incorporate the concept of culture into the City of Toronto's Olympic Bid;
 - (c) provide a detailed presentation and briefing in regard to the status of the Olympic Bid for Members of Council at least one week prior to the regularly scheduled meeting of Council to be held in October, 1998; and
 - (d) contact the Greek Community of Metropolitan Toronto Inc. and the Alliance of Portuguese Clubs and Associations of Ontario, among other groups, with a view to including these groups in a further Group List under the heading of "Ethno-Cultural Groups";
- (10) the Commissioner of Urban Planning and Development Services be requested to:
- (a) include in the previously requested report on transportation issues which is to be submitted to City Council for its meeting to be held on November 25, 1998, the City's transportation plans and proposals which would significantly enhance Toronto's Bid and provide the City with significant transportation legacies, with specific attention to improving public transit, including a rapid transit link to Pearson airport; and
 - (b) submit a report to the Urban Environment and Development Committee on the possible impacts of the Olympic Bid on the new City of Toronto Official Plan process;
- (11) the City Solicitor be requested to submit a report to the Economic Development Committee on the Mayor's ability to participate as the Chief Executive Officer for the City of Toronto given the composition of the Bid Committee;
- (12) the communication dated June 24, 1998, from Mr. David Hulchanski, Professor of Housing and Community Development, entitled "Housing and Social Impacts of the Olympics: An Update from Sydney", be referred to following parties concerned with the Olympic Bid Agreement:
- (a) the TO-Bid Committee;
 - (b) the Commissioner of Economic Development, Culture and Tourism;
 - (c) the Commissioner of Community and Neighbourhood Services; and
 - (d) the Homeless Advisory Committee; and

- (13) Council express its appreciation to the TO-Bid Committee for their efforts on Toronto's Olympic Bid to date.' ”,

the vote was taken as follows:

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

Nay: Councillor: Walker - 1.

Decided in the affirmative by a majority of 50.

At this point in the proceedings, Councillor Jakobek, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive the requirement to now recess, and that Council continue in session to determine the order of business of those matters remaining on the Order Paper for this meeting, which was carried, more than two-thirds of Members present having voted in the affirmative.

Councillor Jakobek moved that Council vary the order of its proceedings to consider Clause No. 1 of Report No. 6 of The Emergency and Protective Services Committee, headed "By-law to Amend By-law No. 20-85 - Accident Towing - Mandatory Drop and Accreditation of Vehicle Repair Facilities", as the first item of business on Friday, July 10, 1998, which was carried.

Councillor Moscoe moved that Council vary the order of its proceedings to consider Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Bus Garage Replacement Project - Property Acquisition", and any additional confidential matters, immediately after the lunch break on Friday, July 10, 1998, which was carried.

Councillor Jakobek, with the permission of Council, further moved that Council vary the order of its proceedings to consider Clause No. 3 of Report No. 8 of The Urban Environment and Development Committee, headed "Sidewalk/Boulevard Vending", as the third item of business during the morning session of Council on Friday, July 10, 1998, which was carried.

Councillor Fotinos moved that Council vary the order of its proceedings to consider Clause No. 30 of Report No. 9 of The Corporate Services Committee, headed "Provision of Food Services at City Hall", as the second item of business on Friday, July 10, 1998, which was carried.

Councillor Pantalone proposed that, when Council reconvenes at 9:30 a.m. on Friday, July 10, 1998, Members of Council be requested to release all items remaining on the Order Paper which do not require further debate.

Council concurred in the foregoing proposal.

Councillor Balkissoon requested that Council vary the order of its proceedings to consider Clause No. 24 of Report No. 6 of The Scarborough Community Council, headed "P92024/Z87116/T94005, High Glen Developments Limited/Rosland Real Estate Limited, Ontario Municipal Board Hearing, Ward 18 - Scarborough Malvern", during the morning session of Council on Friday, July 10, 1998, if possible.

Council concurred in the foregoing request.

1232 Councillor Berardinetti, seconded by Councillor McConnell, moved that leave be granted to introduce:

"Bill No. 461 To confirm the second portion of the proceedings of the Council at its meeting held on the 9th day of July, 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. 365-1998 To confirm the second portion of the proceedings of the Council at its meeting held on the 9th day of July, 1998.",

the vote was taken as follows:

Yeas: Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Davis, Duguid, Faubert, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Silva, Sinclair, Tzekas, Walker - 46.

Nay: Nil.

Decided in the affirmative, without dissent.

Council recessed at 10:39 p.m., to reconvene at 9:30 a.m. on Friday, July 10, 1998.

FRIDAY, JULY 10, 1998, 9:39 A.M.

Council reconvened.

Mayor took the Chair and called the Members to order.

- 1233 At the request of Council, the City Clerk called the roll at 9:40 a.m., those Members present at the call of the Roll being:

Mayor: Lastman.

Councillors: Altobello, Balkissoon, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, McConnell, Minnan-Wong, Moscoe, Ootes, Pantalone, Rae, Silva, Sinclair, Walker - 29.

- 1234 Members present at the morning session of the third day of this meeting:

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Shiner, Silva, Sinclair, Tzekas, Walker - 46.

At this point in the proceedings, and with the permission of Council, Councillor Ootes, seconded by Councillor Rae, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, and that Council continue to meet to conclude consideration of all matters remaining on the Order Paper for Council, which was carried, more than two-thirds of Members present having voted in the affirmative.

Council resumed its consideration of the various Reports of the Standing Committees and Community Councils.

- 1235 **Clause No. 5 of Report No. 8 of The Urban Environment and Development Committee, headed "Consultant's Study - Inventory of Cycling Trail Opportunities in Rail and Hydro Corridors".**

(See Appendix "A", page 6510.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor King, in amendment, moved that the foregoing Clause be amended by deleting from Recommendation No. (1) embodied in the report dated June 1, 1998, from the Commissioner of Urban Planning and Development Services, the words "active and abandoned", so that such recommendation shall now read as follows:

- “(1) City Council endorse in principle developing trails in rail and hydro corridors, as an integral part of a city-wide network of cycling routes which would include both off-street and on-street facilities;”.

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

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

- 1236 **Clause No. 3 of Report No. 9 of The Board of Health, headed “Proposed Mandate and Structure of the Amalgamated Toronto Food Policy Council”.**
(See Appendix “A”, page 7723.)

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

- 1237 **Clause No. 24 of Report No. 6 of The Scarborough Community Council, headed “P92024/Z87116/T94005, High Glen Developments Limited/Rossland Real Estate Limited, Ontario Municipal Board Hearing, Ward 18 - Scarborough Malvern”.**
(See Appendix “A”, page 7340.)

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

- (i) (undated) from the Commissioner of Urban Planning and Development Services, reporting as requested by the Scarborough Community Council on June 24, 1998, on the outcome of the June 29, 1998 Community Information Meeting and providing detailed recommendations on the proposed Official Plan designation, Zoning By-law provisions and conditions of draft plan approval on a preferred draft plan of subdivision;
- (ii) copy of a composite draft plan of High Glen Phase 3, including Ontario Hydro Lands, a copy of which is on file in the office of the City Clerk;
- (iii) (July 10, 1998) from Mr. Gord McGregor, commenting on the Official Plan Amendment Application; and
- (iv) (July 6, 1998) from Mr. John MacKenzie, Save the Rouge Valley System Inc., requesting Council to designate the High Glen properties as parkland and to acquire these lands for inclusion within the Rouge Park.

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

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

“It is further recommended that the report (undated) from the Commissioner of Urban Planning and Development Services, entitled ‘Official Plan Amendment Application P9202, Zoning By-law Amendment Application Z87116, Draft Plan of Subdivision T94005, High Glen Developments Limited, Rossland Real Estate Limited, Part of Lot 11, Concession 4, Malvern Community (Scarborough Malvern)’, be adopted, subject to:

- (1) deleting the references to ‘Figure 3’ in Recommendations B and C, and inserting in lieu thereof the reference ‘Figure 2A’; and
- (2) deleting the references to ‘Street Townhouse’ in 1.2 and 1.8 of Recommendation B and inserting in lieu thereof the words ‘Semi-Detached’.”

Council deferred further consideration of the foregoing Clause until later in the meeting. (See Minute No. 1288)

1238 **Clause No. 5 of Report No. 6 of The Community and Neighbourhood Services Committee, headed “Capital Funding of Metropolitan Toronto Housing Authority Projects”.**

(See Appendix “A”, page 6126.)

Council also had before it, during consideration of the foregoing Clause, a communication (June 18, 1998) from Councillor Howard Moscoe, North York - Spadina regarding the action taken by the Board of Directors of the Metropolitan Toronto Housing Authority to put out to private sector proposal call the management of 4,500 units and requesting that the Board be asked to not go forward with this proposal call and to take no further action on this matter until such time as the Housing Company has had an opportunity to thoroughly review the issues and make recommendations to Council.

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

“It is further recommended that the matter of representation on the Board of Directors of the Metropolitan Toronto Housing Authority be referred to the Community and Neighbourhood Services Committee for consideration.”

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

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

1239 **Clause No. 2 of Report No. 6 of The Works and Utilities Committee, headed “Implementation of a 100 Percent Biosolids Beneficial Re-use Program at the Main Treatment Plant”.**

(See Appendix “A”, page 6600.)

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

- (i) (July 8, 1998) from the Commissioner of Works and Emergency Services submitting a supplementary report to the June 16, 1998 report to the Works and Utilities Committee on the Implementation of a 100 Percent Biosolids Beneficial Reuse Program at the Main Treatment Plant (MTP) and responds to the various motions for further information as requested by the Works and Utilities Committee at its meeting of June 17, 1998 when the report was considered; and
- (ii) (July 9, 1998) from the Commissioner of Works and Emergency Services submitting a supplementary report to the June 16, 1998 report to the Works and Utilities Committee on the Implementation of a 100 Percent Biosolids Beneficial Reuse Program at the Main Treatment Plant (MTP) and provides further information as requested by the Works and Utilities Committee at its meeting of June 17, 1998.

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

“It is further recommended that:

- (a) the report dated July 8, 1998, from the Commissioner of Works and Emergency Services, entitled ‘Implementation of a 100 Percent Biosolids Beneficial Re-Use Program at the Main Treatment Plant’, embodying the following recommendations, be adopted:

‘It is recommended that the Commissioner of Works and Emergency Services be authorized to:

- (1) establish the Biosolids Multi-Stakeholder Committee as outlined in this report;
- (2) establish the Independent Review Committee as outlined in this report;
- (3) request statements of qualification from consulting firms related to relevant experience with biosolids management and design/build projects for the purpose of selecting a consultant based solely on qualifications and experience;

- (4) include the following people in the review of the statements of qualification for the selection of the Biosolids Project Manager and consultants for the Expressions of Interest (EOI) and Request for Proposals (RFP) processes:
 - (a) the General Manager of Water and Wastewater Services;
 - (b) the Director of Water Pollution Control;
 - (c) the Executive Director of Technical Services; and
 - (d) two representatives of the Biosolids Multi-Stakeholder Committee; and
- (5) negotiate an Agreement with the selected consulting firm agreeable to the Commissioner of Works and Emergency Services and the City Solicitor within the funding request contained in our June 16, 1998 report to Works and Utilities Committee.’; and
- (2) the report dated July 9, 1998, from the Commissioner of Works and Emergency Services, entitled ‘Implementation of a 100 Percent Biosolids Beneficial Re-Use Program at the Main Treatment Plant - Harbour Remediation and Transfer’, be received.”

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

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

- 1240 **Clause No. 32 of Report No. 8 of The Toronto Community Council, headed “Tree Removal at 2022 Davenport Road (Davenport)”.**
(See Appendix “A”, page 7535.)

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 for further consideration.

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

- 1241 **Clause No. 29 of Report No. 9 of The Corporate Services Committee, headed “Approval of Funding for Real Estate Consulting Firm”.**
(See Appendix “A”, page 6310.)

Council also had before it, during consideration of the foregoing Clause, a confidential report (July 9, 1998) from the Chief Administrative Officer submitting additional information in this regard.

At this point in the proceedings, Councillor Shiner moved that the confidential report dated July 9, 1998, from the Chief Administrative Officer be received, which was carried.

Having regard that there were no amendments to the recommendations of the Corporate Services Committee embodied in the foregoing Clause and the Clause was not held further, the Clause was deemed adopted by Council.

- 1242 **Clause No. 33 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Other Items Considered by the Committee".**
(See Appendix "A", page 6966.)

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

- 1243 **Clause No. 2 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Management Letter - Metropolitan Toronto Convention and Visitors Association for the Year Ended December 31, 1997".**
(See Appendix "A", page 6648.)

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

- 1244 At this point in the proceedings, and with the permission of Council, Councillor Walker moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, be waived to permit consideration of the following Notice of Motion, moved by Councillor Walker, seconded by Councillor Adams, and, in the absence of Councillor Adams, seconded by Councillor Johnston, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Walker

Seconded by: Councillor Johnston

"WHEREAS in the matter of an application for permit to demolish residential buildings (a pair of semi-detached houses and a detached house) at 1750 Bayview Avenue, Section 33(6) of the Planning Act requires City Council to issue a demolition permit where a building has been issued to erect a new building on the site; and

WHEREAS on July 7, 1998, Building Permit No. 413450 was issued for a six-storey, mixed-use building with 57 dwelling units;

NOW THEREFORE BE IT RESOLVED THAT City Council authorize the Chief Building Official to issue a demolition permit with the following standard conditions:

- (a) that the applicant for the permit construct and substantially complete the new building to be erected on the site of the residential property to be demolished not later than two (2) years from the day demolition of the existing residential property is commenced; and
- (b) that, on failure to complete the new building within the time specified, the City Clerk shall be entitled to enter on the collector's roll, to be collected in like manner as municipal taxes, the sum of twenty thousand dollars (\$20,000.00) for each dwelling unit contained in the residential property in respect of which the demolition permit is issued and that such sum shall, until payment, be a lien or charge upon the land in respect of which the permit to demolish the residential property is issued."

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

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

- 1245 At this point in the proceedings, and with the permission of Council, Councillor Pantalone moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Pantalone

Seconded by: Councillor Silva

"WHEREAS the 1998 Molson Indy will take place this year on the grounds of Exhibition Place July 17, 18 and 19, 1998; and

WHEREAS the Molson Indy would greatly appreciate our assistance in obtaining a resolution of Council declaring the 1998 Molson Indy Toronto to be an event of municipal, national and international significance; and

WHEREAS this resolution is required by the Liquor Licence Board of Ontario to issue a special occasion permit;

NOW THEREFORE BE IT RESOLVED THAT City Council advise the Liquor Licence Board of Ontario that it deems the 1998 Molson Indy to be an event of municipal, national and international significance, in order to proceed with the applications for special occasion permits."

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

- 1246 At this point in the proceedings, and with the permission of Council, Councillor Pantalone moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Pantalone

Seconded by: Councillor Korwin-Kuczynski

“**WHEREAS** Council in adopting Clause No. 8 of Report No. 4 of The Urban Environment and Development Committee at its meeting on April 16, 1998, approved, subject to the terms therein specified, the closure of part of Lake Shore Boulevard West between 1:00 a.m. Friday, July 17, 1998, and 11:59 p.m., Sunday, July 19, 1998, for the purposes of the Molson Indy car race; and

WHEREAS the agreement between Molsons and the Board of Governors of Exhibition Place provides that in the event the sanctioning body rules that the track is unsafe for the featured final race on Sunday (although the race will be run in the event of rain) the featured final race may be held on the following Monday; and

WHEREAS it is appropriate to provide for the contingency, however remote, that the featured final race will be held on Monday, July 20, 1998, in the circumstances provided for in the agreement between Molsons and the Board of Governors; and

WHEREAS a by-law closing a highway does not take effect until it is registered; and

WHEREAS a second by-law could be enacted now but not registered until Monday, July 20, 1998, continuing the closure of Lake Shore Boulevard West until 11:59 p.m. on Monday, July 20, 1998;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) authority be granted for the introduction of a separate Bill in Council in the form of Appendix ‘A’ attached which is complementary to the Bill ‘To temporarily stop up and close a portion of Lake Shore Boulevard West between Strachan Avenue and Ontario Drive’ between 1:00 a.m. Friday, July 17, 1998, and 11:59 p.m. Sunday, July 19, 1998, providing for an extension of the closure until 11:59 p.m., Monday, July 20, 1998; and
- (2) the City Solicitor be authorized and instructed to register the by-law enacted by the separate Bill only in the event that the sanctioning body rules the track unsafe for the featured final race on Sunday, July 19, 1998 and it is necessary

to hold it on Monday, July 20, 1998, as provided for in the agreement between Molsons and the Board of Governors of Exhibition Place.”

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

(A copy of the Appendix ‘A’ referred to in the foregoing motion is on file in the office of the City Clerk.)

Mayor Lastman resumed the Chair.

- 1247 At this point in the proceedings, and with the permission of Council, Councillor Pantalone moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Pantalone

Seconded by: Councillor Silva

“**WHEREAS** City Council by its adoption, without amendment, of Clause No. 57 of Report No. 3 of The Toronto Community Council, headed ‘Societa - Operation of the Boulevard License Cafe During the 1997 Season - Roxton Road Flankage of 796 College Street (Trinity-Niagara)’, approved the extension of the licence for the Cafe Societa’s Boulevard Patio under the terms and conditions that existed in 1997; and

WHEREAS the cafe season is nearly half finished making referral of a motion to Toronto Community Council an impractical route and therefore cannot be referred; and

WHEREAS this is an issue that is purely local in nature; and

WHEREAS the Area Councillors find it reasonable and desirable to approve the request by the owners of Café Societa to extend their hours of operation to 11:00 P.M. on Sundays through Thursdays and midnight on Fridays and Saturdays, and to renew their licence for an additional year;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with Section 46 of the Council Procedural By-Law, Clause No. 57 of Report No. 3 of the Toronto Community Council headed ‘Societa - Operation of the Boulevard Cafe During the 1997 Cafe Season - Roxton Road Flankage of 796 College Street (Trinity - Niagara)’, be re-opened for further consideration;

AND BE IT FURTHER RESOLVED THAT permission be granted to the owners of Café Societa to extend their hours of operation to 11:00 P.M. on Sundays through Thursdays and midnight on Fridays and Saturdays, and to renew their licence for an additional year; and that the Commissioner of Works and Emergency Services be instructed to review the effect on the community of this extension of hours in one year's time."

Upon the question of the adoption of the first Operative Paragraph embodied in the foregoing Motion, without amendment, it was carried more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of the second Operative Paragraph embodied in the foregoing Motion, without amendment, it was carried.

1248 At this point in the proceedings, and with the permission of Council, Councillor Rae moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Rae

Seconded by: Councillor Chow

"WHEREAS the applicant is proposing to erect two non-illuminated projecting banner signs, up to two non-illuminated fascia signs and one illuminated fascia sign to identify the new 'Footlocker' store at 340 Yonge Street; and

WHEREAS the store will be opening on July 20, 1998; and

WHEREAS the proposed signs do not comply with Chapter 297, Signs, of the former City of Toronto Municipal Code and are the subject of a minor variance application;

NOW THEREFORE BE IT RESOLVED THAT City Council give consideration to the report of the Commissioner of Urban Planning and Development Services dated July 7, 1998, and that Recommendations Nos. (1) and (3) of such report be adopted."

Council also had before it, during consideration of the foregoing motion, a report dated July 7, 1998, from the Commissioner of Urban Planning and Development Services, entitled "340 Yonge Street, Application No. 998051: Request for approval of variances from Chapter 297, Signs, of the former City of Toronto Municipal Code, upon application by Roberts Awnings & Signs, 246 Camfella Blvd., Etobicoke, Ontario L4A 7J5, on behalf of Toronto Camera Centre Ltd., 70 Ruscica Drive, Toronto, Ontario, M4A 1R4 (Downtown)", submitting recommendations in this regard. (See Attachment No. 1)

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

Yeas: Mayor: Lastman
Councillors: Altobello, Balkissoon, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, McConnell, Mihevc, Minnan-Wong, Moscoe, Ootes, Pantalone, Rae, Shiner, Silva, Sinclair, Walker - 33.

Nay: Nil.

Decided in the affirmative, without dissent.

Council subsequently adopted Recommendations Nos. (1) and (3) embodied in the report dated July 7, 1998, from the Commissioner of Urban Planning and Development Services, entitled "340 Yonge Street, Application No. 998051: Request for approval of variances from Chapter 297, Signs, of the former City of Toronto Municipal Code, upon application by Roberts Awnings & Signs, 246 Camfella Blvd., Etobicoke, Ontario L4A 7J5, on behalf of Toronto Camera Centre Ltd., 70 Ruscica Drive, Toronto, Ontario, M4A 1R4 (Downtown)", viz.:

"It is recommended that:

- (1) City Council approve Application No. 998051 (Option 1) respecting minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit two non-illuminated projecting signs and one illuminated fascia sign; and
- (3) the applicant be advised, upon approval of Application No. 998051 (Option 1), of the requirement to obtain the necessary permits from the Commissioner of Urban Planning and Development Services."

1249 At this point in the proceedings, and with the permission of Council, Councillor Rae moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Rae

Seconded by: Councillor McConnell

"WHEREAS City Council by its adoption of Clause No. 34 of Report No. 3 of Toronto Community Council at its meeting held on April 16, 1998, deferred consideration of the planning merits of an application respecting the East of Bay North Block (Bay Street and Wellesley Street - 909 to 945 Bay Street, 11 to 25

Wellesley Street West and 14 to 38 Breadalbane Street) pending notification of execution of the Section 37 Agreement in this matter; and

WHEREAS the owner and the City have come to terms on a Standstill Agreement which would allow the by-laws to be adopted pending finalization of the Section 37 Agreement; and

WHEREAS the owner is willing to advance monies now to allow the final park improvements to be done on the park currently under construction on the South Block of the East of Bay development which will advance the completion by at least a year; and

WHEREAS the owner on February 19, 1998, has appealed Council's refusal or neglect to adopt an official plan amendment and zoning by-law amendment in order to obtain a hearing date at the Ontario Municipal Board and the Board has indicated that it will schedule a prehearing conference in mid to late September, prior to Council's next meeting; and

WHEREAS it is in the City's interest that a decision on the By-laws be made by City Council and if they are adopted that notice go out to the neighbourhood well in advance of the prehearing conference;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) authority for the introduction of bills be granted provided the City Solicitor is in receipt of an executed Standstill Agreement satisfactory to the City Solicitor and the appropriate officials be authorized to execute the agreement;
- (2) authority to enter into an agreement be given to secure the appropriate construction of the East of Bay - South Block Park final improvements;
- (3) the appropriate officials be authorized to execute the South Block Park agreement provided the agreement deals with the matters relating to the South Block Park as outlined in the report (July 7, 1998) of the City Solicitor, and the agreement is satisfactory to the City Solicitor and the Commissioner of Economic Development, Culture and Tourism; and
- (4) the report (July 7, 1998) of the City Solicitor be adopted."

Council also had before it a report dated July 7, 1998, from the City Solicitor, entitled "East of Bay - North Block - 909 to 945 Bay Street, 11 to 25 Wellesley Street West and 14 to 38 Breadalbane Street, (Ward 24 - Downtown)", submitting recommendations in this regard. (See Attachment No. 2)

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

Council subsequently adopted, without amendment, the report dated July 7, 1998, from the City Solicitor, entitled "East of Bay - North Block - 909 to 945 Bay Street, 11 to 25 Wellesley Street West and 14 to 38 Breadalbane Street, (Ward 24 - Downtown)", embodying the following recommendations:

"It is recommended that:

- (1) Recommendation No. (3) of the Toronto Community Council set out in Clause No. 34 of Toronto Community Council Report No. 3, be amended:

to delete:

'(a) receipt of an executed agreement pursuant to Section 37 of the Planning Act securing those matters identified in the Draft By-laws in a form satisfactory to the Toronto Community Council Solicitor;'

and substitute the following:

'(a) receipt of an executed Standstill Agreement in a form satisfactory to the City Solicitor;' and

by deleting:

'(h) receipt of executed deeds and discharges as necessary to be held in escrow in a form satisfactory to the Toronto Community Council Solicitor to secure the conveyance of the new North South Lane, the Bay Street and Wellesley Street West widenings and the Park and associated support easements, or letters of credit in an amount satisfactory to the Toronto Community Council Solicitor in consultation with the Commissioner of Urban Planning and Development Services and in a form satisfactory to the Treasurer of the former City of Toronto;

(i) receipt of an executed deed to be held in escrow in a form satisfactory to the Toronto Community Council Solicitor to secure the re-conveyance of the existing City lanes in the event the project does not proceed;

(j) receipt of title opinions in a form satisfactory to the Toronto Community Council Solicitor from the owner relating to the land to be conveyed to the City; and

- (k) receipt of security satisfactory to the Toronto Community Council Solicitor to secure conveyance and construction of the new North South Lane;’‘;
- (2) the Standstill Agreement not be released prior to March 31, 1999, unless the City Solicitor is in receipt of:
- (a) an executed agreement pursuant to Section 37 of the Planning Act securing those matters identified in the Draft By-laws and matters appurtenant thereto, in a form satisfactory to the City Solicitor;
 - (b) security satisfactory to the City Solicitor for those matters dealt with in the Section 37 Agreement; and
 - (c) an executed Conditional Building Permit Agreement pursuant to the Building Code Act, securing soil remediation of the first phase prior to construction above grade in a form satisfactory to the City Solicitor.
- (3) Recommendation No. (3)(f) of the report dated March 18, 1998, from the Commissioner of Urban Planning and Development Services be amended to allow for a strata conveyance of the Bay Street widening, and in connection therewith, that the following amended recommendations be substituted therefor:
- “(f) submit to the Commissioner of Works and Emergency Services, a Strata Reference Plan of Survey, in metric units and integrated with the Ontario Co-ordinate System, delineating thereon by separate PARTS the lands to be conveyed to the City and the remainder of the site, and convey to the City, prior to the issuance of a building permit for construction above grade, at nominal cost:
 - (i) a 3 metre wide strip of land to the full extent of the site abutting the south limit of Wellesley Street West, such lands to be free and clear of all encumbrances, save and except for utility poles, and subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes, provided that acceptance of such conveyance not occur until the lands are remediated to the satisfaction of the Medical Officer of Health;
 - (ii) a 5 metre wide strip of land to the full extent of the site abutting the east limit of Bay Street to a minimum depth of 1.524 m below finished grade, such lands to be remediated to

the satisfaction of the Medical Officer of Health, to be free and clear of all encumbrances, save and except for utility poles, to not include the sub-surface elements or the Garage Protection System which may be installed above the parking garage roof slab, and to be subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes, provided acceptance of such conveyance be subject to satisfaction of the following conditions:

- (a) that the Owner shall execute an agreement, binding on successors on title, which requires the Owner to:
 - (1) indemnify the City from and against all actions, suits, claims, or demands and from all loss, costs, damages, charges, and expenses that may result from the construction/existence of the garage beneath the public highway;
 - (2) provide and maintain the structure in good and proper repair so as to provide drainage for the trees planted above and in a condition sufficient to support all foreseeable activities on the sidewalk as widened and the mature growth of trees, all to the satisfactory to the Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism;
 - (3) indemnify the City from and against any loss or damage to the waterproofing and structure resulting from the maintenance and reconstruction of the street pavement, or the planting and maintenance of trees to maturity, unless such loss or damage is caused by the gross or willful negligence of the City or its contractors;
 - (4) satisfy such other conditions as the City Solicitor, the Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism may deem necessary in the interests of the Corporation; and

- (iii) a satisfactory easement of support for the lands to be conveyed to the City.”
- (4) Recommendation No. (9) of the report dated March 18, 1998, from the Commissioner of Urban Planning and Development Services be amended to correct a reference from “1(f)” to “3(f)”;
- (5) Recommendation No. (4) of the Toronto Community Council set out in Clause No. 34 of Toronto Community Council Report No. 3, be amended to delete
 - “(4) Recommendation Nos. (1)-(19) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be adopted; and”

and substitute the following:

- “(4) Recommendation Nos. (1) and (2), (3) as amended, (4), (9) as amended, and (10)-(19) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be adopted; and”
- (6) as provided by the Standstill Agreement, the Ontario Municipal Board be requested by the City Solicitor not to hold a hearing other than a pre-hearing conference, or issue an order respecting the Official Plan Amendment and Zoning By-law until advised that a Section 37 Agreement and related Conditional Building Permit Agreement have been executed and registered in a form and manner satisfactory to the City Solicitor.
- (7) the City be authorized to enter into the appropriate legal arrangements with EOBDC necessary to permit the installation of the final park improvements proposed for the East of Bay - South Block Parklands to occur in accordance with the terms generally as set out in the report (July 7, 1998) of the City Solicitor and the appropriate City officials be authorized to take the actions necessary to implement this recommendation;
 - the owner shall implement for each phase of the development, under the supervision of an on-site qualified environmental consultant, the soil and groundwater management plan approved by the Medical Officer of Health, in such a way that, as each phase is remediated, it does not have a negative impact on adjoining properties or other phases of the development;
- (9) the owner shall, upon completion of remediation for each phase, submit separate verification reports from the on-site environmental consultant, to the Medical Officer of Health, certifying that the remediation has been

completed in accordance with the soil and groundwater management plan to meet the current Ministry of the Environment and Energy (MOEE) Guideline for Use at Contaminated Sites in Ontario, Table B Criteria for residential/parkland land use:

- (I) for that specific phase; and
 - (ii) for any lands that are being conveyed to the City;
- (10) the owner implement, for each phase of development, the measures in the dust control plan approved by the Medical Officer of Health;
- (11) the Draft By-laws attached to the report (March 31, 1998) of the Toronto Community Council Solicitor be amended and the instructions for those facilities, matter or things to be secured in the Section 37 agreement be amended to reflect the changes to the Bay Street conveyance, soil remediation and phasing as set out in the report (July 7, 1998) of the City Solicitor and that despite such changes to the Draft By-laws that no further notice be given; and
- (12) Recommendations Nos. (3) and (4) as so amended and Recommendation No. (5) of Clause No. 34 of Toronto Community Council Report No. 3 be adopted.”

1250 At this point in the proceedings, and with the permission of Council, Councillor Fotinos moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Fotinos

Seconded by: Councillor Disero

“**WHEREAS** Canadian Pacific Railway (‘CP’), on behalf of the St. Lawrence & Hudson Railway Company Limited, has indicated its intention to construct a new spur line to connect to its CP Galt Line to the Mactier Line in the west end of the City (the ‘West Toronto Connection’); and

WHEREAS the proposed West Toronto Connection shall require that the City agree to the construction of new rail crossings over Monarch Road and Old Weston Road; and

WHEREAS CP has made an application to the Canadian Transportation Agency with respect to these crossings and has held a number of discussions with City staff; and

WHEREAS CP has indicated a desire to purchase Monarch Road, which is presently not used by the public and a strip of land formerly known as Cawthra Avenue (now closed); and

WHEREAS agreement has been reached with respect to the application; and

WHEREAS CP wishes to begin work on the West Toronto Connection as soon as possible and it is therefore essential that City Council consider this matter at its meeting of July 8, 9 and 10, 1998;

NOW THEREFORE BE IT RESOLVED THAT:

- (1) City Council authorize the City to enter into the agreements required with respect to the crossings, containing such terms and conditions as may be required by the City Solicitor to protect the City's interest, provided that CP first give an undertaking in a form satisfactory to the City Solicitor with respect to the following:
 - (a) CP agrees that it shall meet with City staff and enter into a site management plan with respect to the West Toronto Connection lands;
 - (b) CP agrees to demolish and remove the Old Weston Road bridge abutments on the north side of the rail corridor;
 - (c) CP agrees that it shall demolish and remove the Old Weston Road bridge abutments on the south side of the rail corridor, provided that CP shall not be responsible for any additional costs resulting from any possible environmental remediation of the subsurface fill at that location;
 - (d) CP agrees to acquire Monarch Road and the closed portion of Cawthra Avenue at fair market value as agreed between the City and CP; and
 - (e) CP shall arrange for the clean up of the spur line leading to Canamera Foods as required by the City;
- (2) City Council direct that the appropriate City Officials report to the appropriate Committee or Toronto Community Council with respect to the stop up and closure of Monarch Road, the declaration of those lands and the former Cawthra Avenue lands as surplus and the sale of those lands, so as to ensure that the matter is considered by Council at its meeting on July 29, 1998; and

- (3) all proceeds from the sale of Monarch and Cawthra Roads be dedicated for improvements in the surrounding area within Ward 21.”

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

- 1251 At this point in the proceedings, and with the permission of Council, Councillor Fotinos moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Fotinos

Seconded by: Councillor Disero

“**WHEREAS** the Bloor Lansdowne Committee Against Drugs, the Police Community Partnership Committee with 14 Division Police have been working hard to rid their part of Bloor West from drug dealers and prostitutes; and

WHEREAS Duffy’s Tavern at 1238 Bloor Street West is the location where police have laid over one hundred charges; and

WHEREAS evidence exists to prove that the operators of this Tavern are serving intoxicated persons contrary to the law; and

WHEREAS the aforementioned residents groups in conjunction with the police have made an application to the Liquor Licence Board of Ontario (L.L.B.O.) for a hearing to revoke the liquor licence of Duffy’s Tavern;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto indicate its support of the residents and police in their respective efforts to obtain a hearing and to revoke the aforementioned liquor licence;

AND BE IT FURTHER RESOLVED THAT should the L.L.B.O. revoke, suspend or place conditions on this liquor licence, Toronto Licensing use this decision in addition to other charges and convictions as grounds to convene a hearing to revoke, suspend or place conditions on the business licence for this Tavern.”

At this point in the proceedings, and with the permission of Council, Councillor Fotinos advised the Council that his office was in receipt of a petition from the community in this regard.

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

- 1252 At this point in the proceedings, and with the permission of Council, Councillor Disero moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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** City Council at its meeting on May 13 and 14, 1998, by its adoption, as amended, of Clause No. 8 of Report No. 8 of The Strategic Policies and Priorities Committee, headed ‘Solid Waste Management Fees’, reduced the solid waste management fee at Toronto transfer stations to \$65.00 per tonne, effective May 1, 1998; and

WHEREAS the Solid Waste Management Industry Consultation Committee and the Ontario Waste Management Association are saying that all members of the solid waste management industry were not given the opportunity to comment on the issue of adjusting solid waste management fees at City of Toronto facilities; and

WHEREAS the former Municipality of Metropolitan Toronto made a previous commitment to the Solid Waste Management Industry Consultation Committee to provide a six-month notification of any pricing change at its solid waste management facilities;

NOW THEREFORE BE IT RESOLVED THAT in accordance with Section 46 of the Council Procedural By-law, Clause No. 8 of Report No. 8 of The Strategic Policies and Priorities Committee, headed ‘Solid Waste Management Fees’, be reopened for further consideration at the meeting of City Council to be held on July 8, 9 and 10, 1998;

AND BE IT FURTHER RESOLVED THAT Council adopt the following recommendations:

- (1) the solid waste management fee at Toronto transfer stations be put back to \$70.00 per tonne effective immediately; and
- (2) the solid waste management fees at Toronto transfer stations and landfill be adjusted to \$65.00 and \$55.00 per tonne respectively, effective December 1, 1998.”

Upon the question of the adoption of the first Operative Paragraph embodied in the foregoing Motion, without amendment, it was carried, more than two-thirds of Members present having voted in the affirmative..

Upon the question of the adoption of the second Operative Paragraph embodied in the foregoing Motion, without amendment, Councillor Shiner, in amendment, moved that the foregoing Motion be referred to the Works and Utilities Committee for consideration.

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

- 1253 At this point in the proceedings, and with the permission of Council, Councillor Feldman moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Feldman

Seconded by: Councillor Berger

“**WHEREAS** North York Council on November 18, 1992, approved an application for draft plan approval for a subdivision of property located at 98 Codsell Avenue to permit six infill single family dwelling lots; and

WHEREAS Draft Plan approval was granted subject to rezoning on December 17, 1992, and amended May 19, 1998; and

WHEREAS the final design of the subdivision Lot 1 has frontage of 14.2 metres rather than a frontage of 14.8 metres as approved by North York Council; and

WHEREAS the draft by-law to implement the plan of subdivision is on this Council agenda for enactment; and

WHEREAS Subsection 34(17) of the Planning Act provides that where a change is made in a proposal after the holding of a statutory public meeting, Council shall determine whether any further notice is to be given in respect of the proposed by-law and the determination of the Council as to the giving of further notice is final;

NOW THEREFORE BE IT RESOLVED THAT Council determine that no further public notice is required to enact a zoning by-law with a minimum frontage of 14 metres for Lot 1 as shown on the draft by-law zoning lands known municipally as 98 Codsell Avenue which is on this Council agenda.”

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

- 1254 **Clause No. 4 of Report No. 8 of The Urban Environment and Development Committee, headed “Vending Permit No. 95-213 York Mills Road”.**
(See Appendix “A”, page 6507.)

Council also had before it, during consideration of the foregoing Clause, a communication (June 11, 1998) from Mr. Dale Clayden, Vice-Principal, York Mills Collegiate Institute, regarding vending location Site No. 213 and requesting that this particular site not be permitted to be functional past Labour Day when the next school year commences.

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Li Preti, in amendment, moved that the foregoing Clause be amended by deleting from the recommendation of the Road Allowance Sub-Committee, the words “such time as the lottery is held”, and inserting in lieu thereof the date “August 31, 1998”, so that such recommendation shall now read as follows:

“The Road Allowance Sub-Committee on May 12, 1998, recommended to the Urban Environment and Development Committee that vending at this location be permitted to continue until August 31, 1998, and that this location be deleted from the inventory of sidewalk/boulevard vending locations located on major arterial roads at that time.”

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

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

- 1255 At this point in the proceedings, and with the permission of Council, Councillor Ootes moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, be waived to permit consideration of the following Notice of Motion, moved by Councillor Prue, seconded by Councillor Ootes, and, in the absence of Councillor Prue, moved by Councillor Ootes, seconded by Councillor Rae, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Ootes

Seconded by: Councillor Rae

“**WHEREAS** City Council at its meeting held on June 3, 4, and 5, 1998, by its adoption, without amendment, of the report dated June 1, 1998, from the City Clerk, entitled ‘Proposals for By-Election in Ward 1 - East York’, advised the Honourable Minister Al Leach of its intention to fund the by-election to fill the third councillor position for Ward 1 - East York; and

WHEREAS Bill 44, the City of Toronto Amendment Act, 1998 received Royal Assent on June 26, 1998, directing the City Clerk to hold a by-election to fill the vacancy created by the amendment to the Act; and

WHEREAS in order for a by-election to be held for the position of Councillor, Ward 1 - East York, the necessary by-laws must be passed; and

WHEREAS the City Clerk has submitted a report dated June 30, 1998, entitled 'By-election in Ward 1 - East York', outlining the actions that should be taken by City Council in order to proceed with the by-election;

NOW THEREFORE BE IT RESOLVED THAT the report dated June 30, 1998, from the City Clerk, entitled 'By-Election in Ward 1 - East York', be considered by City Council at its meeting to be held on July 8, 1998, and that such report be adopted."

Council also had before it, during consideration of the foregoing Motion, a report dated June 30, 1998, from the City Clerk, entitled "By-Election in Ward 1 - East York", submitting recommendations in this regard. (See Attachment No. 3)

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

Councillor Kinahan requested that his opposition to the foregoing Motion be noted in the Minutes of this meeting.

Council subsequently adopted the report dated June 30, 1998, from the City Clerk, entitled "By-Election in Ward 1 - East York", embodying the following recommendations:

"It is recommended that:

- (1) Council authorize the use of vote-counting machines in the East York By-Election to be held September 24, 1998, as indicated in the attached draft bill No. 2;
- (2) Council authorize advance votes to be conducted as indicated in the attached draft bill No. 3;
- (3) Council authorize the payment of rebates to persons who make contributions to candidates in this by-election, similar to the provisions in the 1997 municipal elections, and as outlined in the attached draft bill No. 1, and that the necessary funds be drawn from the Corporate Contingency Account; and
- (4) leave be granted to introduce the necessary Bills in Council and the appropriate City Officials be authorized to take the necessary action to give effect thereto."

1256 Council resumed its consideration of Clause No. 1 of Report No. 6 of The Emergency and Protective Services Committee, headed "By-law to Amend By-law No. 20-85 - Accident Towing - Mandatory Drop and Accreditation of Vehicle Repair Facilities". (See also Minute No.1213.)

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 striking out the recommendation of the Emergency and Protective Services Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) Recommendations Nos. (1)(b), (c), (d), (2) and (4) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, with respect to accreditation, be deferred to the meeting of Council scheduled to be held on October 1, 1998, and the Chair of the Emergency and Protective Services Committee be requested to meet with representatives of the Provincial Government to encourage swift passage of a Province-wide accreditation which would complement the City’s plan;
- (2) the City Auditor be requested to submit the report, previously requested by Council with respect to accident reporting centres, to Council, through the Emergency and Protective Services Committee, no later than October 1, 1998;
- (3) staff be requested to submit a report, to the same meeting, on the possibility of establishing City-operated/independent reporting centres, as previously requested by Council;
- (4) the operators of the existing reporting centres be advised that City Council will not tolerate any solicitation of any resident by agents of insurance companies, auto body shops, car rental companies, tow trucks, or other businesses;
- (5) a self-help or ‘what-to-do’ pamphlet be produced and submitted to Council for approval, such pamphlet to provide guidance and advice to every person involved in an accident and distributed by the police, tow truck operators and reporting centres;
- (6) Recommendation No. (1)(a) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, be deleted and the following inserted in lieu thereof:

‘that the mandatory drop be delayed until January 2000 and the City Solicitor be requested to submit a report on the legal authority to force all tow-truck operators to display or hand-out notices to the public which would advise the public that any recommendations of body shops or other businesses made by tow truck operators will result in the immediate suspension of their licence and a hearing before the Licencing Tribunal’;

- (7) City staff be requested to strictly enforce these rules at all collision reporting centres with all tow truck operators on a regular basis; and
- (8) Recommendation No. (3) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, be adopted. ”

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

Deputy Mayor Ootes designated Councillor Rae to take the Chair for the next part of the meeting, and vacated the Chair.

- (b) Councillor Kinahan, in amendment, moved that:
 - (1) the foregoing Clause be amended by:
 - (a) deleting from Recommendation No. (1)(a) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing, the date “July 2, 1998”, and inserting in lieu thereof the date “August 3, 1998”; and
 - (b) adding thereto the following:

“It is further recommended that the General Manager, Toronto Licensing Commission, be requested to forward to all Members of Council on August 3, 1998, a list of the accredited shops filed with the Collision Reporting Centres by such date.”; and
 - (2) the foregoing motion (a) by Councillor Jakobek be referred to the Emergency and Protective Services Committee for consideration in September, 1998, and the City Solicitor and the General Manager, Toronto Licensing Commission, be requested to report thereon, in writing, to such meeting.

Councillor Kinahan, having spoken to the matter for a period of five minutes, Councillor Walker, seconded by Councillor Mihevc, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Kinahan be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

Councillor Rae gave the Chair to Deputy Mayor Ootes, and vacated the Chair.

Councillor Moscoe, having spoken to the matter for a period of five minutes, Councillor Mihevc, seconded by Councillor Kelly, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Moscoe be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

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

“It is further recommended that the list of accredited vehicle repair facilities be organized on a geographical basis.”

Councillor Fotinos, having spoken to the matter for a period of five minutes, Councillor Johnston, seconded by Councillor Sinclair, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Fotinos be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

Upon the question of the adoption of Part (2) of the foregoing motion (b) by Councillor Kinahan, viz.:

“that:

- (2) the foregoing motion (a) by Councillor Jakobek be referred to the Emergency and Protective Services Committee for consideration in September, 1998, and the City Solicitor and the General Manager, Toronto Licensing Commission, be requested to report thereon, in writing, to such meeting.”,

the vote was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Bossons, Chong, Duguid, Filion, Jones, Kelly, Kinahan, McConnell, Mihevc, Miller, Moscoe, Pantalone, Shiner, Silva, Sinclair, Walker - 18.

Nays: Councillors: Brown, Cho, Chow, Davis, Disero, Feldman, Fotinos, Gardner, Holyday, Jakobek, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Nunziata, Ootes, Rae - 17.

Decided in the affirmative by a majority of 1.

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

“that:

- (1) the foregoing Clause be amended by:
- (a) deleting from Recommendation No. (1)(a) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing, the date “July 2, 1998”, and inserting in lieu thereof the date “August 3, 1998”; and

(b) adding thereto the following:

‘It is further recommended that the General Manager, Toronto Licensing Commission, be requested to forward to all Members of Council on August 3, 1998, a list of the accredited shops filed with the Collision Reporting Centres by such date.’ ”,

the vote was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Bossons, Chong, Chow, Duguid, Feldman, Filion, Gardner, Holyday, Jones, Kinahan, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moscoe, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker - 25.

Nays: Councillors: Brown, Cho, Davis, Disero, Fotinos, Jakobek, Kelly, Korwin Kuczynski, Li Preti, Nunziata, Ootes - 11.

Decided in the affirmative by a majority of 14.

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

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

‘It is further recommended that the list of accredited vehicle repair facilities be organized on a geographical basis.’ ”,

it was carried.

At this point in the proceedings, Councillor Duguid, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote on Part (2) of the foregoing motion (b) by Councillor Kinahan, be re-opened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Fotinos, Gardner, Holyday, Jakobek, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, Nunziata, Ootes, Rae, Silva, Sinclair - 23.

Nays: Councillors: Bussin, Feldman, Filion, Jones, Kelly, Kinahan, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Pantalone, Prue, Shiner, Walker - 15.

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

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

“That the foregoing Clause be amended by:

- (1) deleting from Recommendation No. (1)(a) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing, the date ‘July 2, 1998’, and inserting in lieu thereof the date ‘August 3, 1998’; and
- (2) adding thereto the following:

‘It is further recommended that:

- (1) the list of accredited vehicle repair facilities be organized on a geographical basis;
- (2) the General Manager, Toronto Licensing Commission, be requested to forward to all Members of Council on August 3, 1998, a list of the accredited shops filed with the Collision Reporting Centres by such date; and
- (3) the following motion be referred to the Emergency and Protective Services Committee for consideration in September, 1998, and the City Solicitor and the General Manager, Toronto Licensing Commission, be requested to report thereon, in writing, to such meeting:

Moved by Councillor Jakobek:

“That the foregoing Clause be amended by striking out the recommendation of the Emergency and Protective Services Committee and inserting in lieu thereof the following:

‘It is recommended that:

- (1) Recommendations Nos. (1)(b), (c), (d), (2) and (4) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, with respect to accreditation, be deferred to the meeting of Council scheduled to be held on October 1, 1998, and the Chair of the Emergency and Protective Services Committee be requested to meet with representatives of the Provincial Government to encourage swift passage of a Province-wide accreditation which would complement the City’s plan;
- (2) the City Auditor be requested to submit the report, previously requested by Council with respect to accident reporting centres, to Council, through the Emergency and Protective Services Committee, no later than October 1, 1998;

-
- (3) staff be requested to submit a report, to the same meeting, on the possibility of establishing City-operated/independent reporting centres, as previously requested by Council;
 - (4) the operators of the existing reporting centres be advised that City Council will not tolerate any solicitation of any resident by agents of insurance companies, auto body shops, car rental companies, tow trucks, or other businesses;
 - (5) a self-help or "what-to-do" pamphlet be produced and submitted to Council for approval, such pamphlet to provide guidance and advice to every person involved in an accident and distributed by the police, tow truck operators and reporting centres;
 - (6) Recommendation No. (1)(a) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, be deleted and the following inserted in lieu thereof:

"that the mandatory drop be delayed until January 2000 and the City Solicitor be requested to submit a report on the legal authority to force all tow-truck operators to display or hand-out notices to the public which would advise the public that any recommendations of body shops or other businesses made by tow truck operators will result in the immediate suspension of their licence and a hearing before the Licencing Tribunal";
 - (7) City staff be requested to strictly enforce these rules at all collision reporting centres with all tow truck operators on a regular basis; and
 - (8) Recommendation No. (3) embodied in the report dated May 15, 1998, from the General Manager, Toronto Licensing Commission, be adopted.' " ' ",

the vote was taken as follows:

Yeas: Councillors: Ashton, Balkissoon, Bossons, Bussin, Chong, Chow, Davis, Duguid, Feldman, Filion, Gardner, Jones, Kelly, Kinahan, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker - 28.

Nays: Councillors: Brown, Cho, Disero, Fotinos, Holyday, Jakobek, Korwin-Kuczynski, Li Preti, Nunziata, Ootes, - 10.

Decided in the affirmative by a majority of 18.

- 1257 **Clause No. 1 of Report No. 11 of The Strategic Policies and Priorities Committee, headed “Transition Projects”.**
(See Appendix “A”, page 6971.)

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

- 1258 **Clause No. 2 of Report No. 11 of The Strategic Policies and Priorities Committee, headed “1998/1999 Community-Based Aids Prevention Funding Report”.**
(See Appendix “A”, page 6986.)

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

- 1259 **Clause No. 30 of Report No. 9 of The Corporate Services Committee, headed “Provision of Food Services at City Hall”.**
(See Appendix “A”, page 6313.)

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 striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the Commissioner of Corporate Services be instructed to finalize the lease previously negotiated and signed by Mr. Palermo on behalf of 1158093 Ontario Limited.”

- (b) Councillor Moscoe, in amendment, moved that the foregoing motion (a) by Councillor Kelly be amended by adding thereto the words “and the lease include a provision that the operator be granted the right to exclusivity in terms of catering services for City Hall functions, except in those cases where religious dietary restrictions, such as Kosher or Hallal, are involved for special events”.

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

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

“that the foregoing Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

‘It is recommended that:

- (1) the Commissioner of Corporate Services be instructed to finalize the lease previously negotiated and signed by Mr. Palermo on behalf of 1158093 Ontario Limited; and
- (2) the lease include a provision that the operator be granted the right to exclusivity in terms of catering services for City Hall functions, except in those cases where religious dietary restrictions, such as Kosher or Hallal, are involved for special events.’ ”,

the vote was taken as follows:

Yeas: Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Chong, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay-Luby, Li Preti, Mahood, Mihevc, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Silva, Sinclair, Tzekas - 34.

Nays: Councillors: McConnell, Walker - 2.

Decided in the affirmative by a majority of 32.

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

1260 **Clause No. 3 of Report No. 8 of The Urban Environment and Development Committee, headed “Sidewalk/Boulevard Vending”.**
(See Appendix “A”, page 6496.)

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

- (i) from the following individuals regarding the vending lottery process:
 - (June 16, 1998) from Mr. Abbas Eskandari, Toronto, Ontario;
 - (June 30, 1998) from Mr. Don Trahey, Toronto; and
 - (June 14, 1998) from Mr. Michael Morad;
- (ii) from Mr. Corrado Salonia, Toronto, Ontario (undated) providing a copy of his deputation to the Urban Environment and Development Committee regarding sidewalk/boulevard vending; and
- (iii) from Mr. A. Paton, Q.C. (July 7, 1998) on behalf of Flower King Inc., expressing concerns regarding the proposed lottery to award vending locations on former Metro roads and requesting that the matter of a lottery be referred back to the Road Allowance Sub-Committee for further consideration.

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 striking out and referring Recommendation No. (8)(a) of the Road Allowance Sub-Committee back to the Road Allowance Sub-Committee, viz.:

“(8) that the Interim Functional Lead, Transportation, be requested to:

- (a) conduct a lottery as soon as possible to award the former Metro road vending locations, as well as the new sites identified within the Club/Entertainment District;”.

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

“It is further recommended that:

- (1) Recommendations Nos. (7) and (8)(a) of the Urban Environment and Development Committee be interpreted as the City-wide policy identified in Recommendation No. (3) of Clause No. 3 of Report No. 2 of The Urban Environment and Development Committee, which was before City Council on March 4, 5 and 6, 1998;
- (2) the Commissioner of Works and Emergency Services, in accordance with Recommendation No. (2)(c) of Clause No. 3 of Report No. 2 of The Urban Environment and Development Committee, be requested to report back to the Urban Environment and Development Committee, no later than September, 1998, on one by-law for the City of Toronto to support this policy;
- (3) the existing City of Toronto spots be grandfathered and only be considered eligible for the lottery after the spot has been vacated by the present vendor; and
- (4) the vending locations awarded by the lottery not be allocated until January 1, 1999.”

Councillor Moscoe, having spoken to the matter for a period of five minutes, Councillor Mihevc, seconded by Councillor Berardinetti, moved that Section 24 of the Council Procedural By-law be waived and that Councillor Moscoe be granted a further period of five minutes in order to permit the conclusion of his remarks, which was carried, more than two-thirds of Members present having voted in the affirmative.

At this point in the proceedings, Councillor Mahood, 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; Councillors: Berardinetti, Brown, Cho, Feldman, Filion, Giansante, Holyday, Jakobek, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Minnan-Wong, Moscoe, Nunziata, Silva - 16.

Nays: Councillors: Adams, Ashton, Balkissoon, Chong, Chow, Duguid, Jones, Kinahan, Li Preti, Mihevc, Miller, Ootes, Pantalone, Rae, Shiner, Sinclair, Tzekas, Walker - 18.

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

(c) Councillor Balkissoon, in amendment, moved that the foregoing motion (a) by Councillor Chong be amended by adding thereto the following:

“It is further recommended that at such time as this matter is considered by the Road Allowance Sub-Committee, the Commissioner of Works and Emergency Services be requested to submit copies of the relevant contracts entered into by the former Metropolitan and City Councils.”

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

“It is further recommended that the following motion be referred to the Road Allowance Sub-Committee for consideration:

Moved by Councillor Fotinos:

‘It is further recommended that:

- (1) any vending locations issued by the City of Toronto cannot be sold or transferred by the permit holder but must be returned to the City when the vendor no longer wishes to operate that location; and
- (2) vendors must actively work in their spot for a portion of every day that they operate at that location.’ ”

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

Yeas: Councillors: Adams, Ashton, Balkissoon, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Lindsay, Luby, Li Preti, Mahood, McConnell, Mihevc, Moscoe, Nunziata, Ootes, Pantalone, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 37.

Nay: Nil.

Decided in the affirmative, without dissent.

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

Yeas: Councillors: Adams, Ashton, Balkissoon, Berardinetti, Brown, Cho, Chong, Chow, Davis, Duguid, Fotinos, Gardner, Holyday, Jakobek, Kelly Kinahan, Korwin-Kuczynski, Li Preti, Mahood, McConnell, Mihevc, Ootes, Rae, Shiner, Walker - 25.

Nays: Councillors: Bussin, Feldman, Filion, Giansante, Johnston, Jones, Lindsay Luby, Miller, Moscoe, Nunziata, Pantalone, Silva, Sinclair, Tzekas - 14.

Decided in the affirmative by a majority of 11.

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

At this point in the proceedings, Deputy Mayor Ootes, having regard to the foregoing decisions of Council, declared the foregoing motion (b) by Councillor Moscoe, redundant.

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

“That the foregoing Clause be amended by:

(1) striking out and referring Recommendation No. (8)(a) of the Road Allowance Sub-Committee back to the Road Allowance Sub-Committee, viz.:

‘(8) that the Interim Functional Lead, Transportation, be requested to:

(a) conduct a lottery as soon as possible to award the former Metro road vending locations, as well as the new sites identified within the Club/Entertainment District;’; and

(2) adding thereto the following:

‘It is further recommended that:

(1) at such time as this matter is considered by the Road Allowance Sub-Committee, the Commissioner of Works and Emergency Services be requested to submit copies of the relevant contracts entered into by the former Metropolitan and City Councils; and

- (2) the following motion be referred to the Road Allowance Sub-Committee for consideration:

Moved by Councillor Fotinos:

“It is further recommended that:

- (1) any vending locations issued by the City of Toronto cannot be sold or transferred by the permit holder but must be returned to the City when the vendor no longer wishes to operate that location; and
- (2) vendors must actively work in their spot for a portion of every day that they operate at that location.” ’ ’ ,

the vote was taken as follows:

Yeas: Councillors: Adams, Balkissoon, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Fillion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Rae, Shiner, Silva, Sinclair, Walker - 36.

Nays: Councillors: Johnston, Tzekas - 2

Decided in the affirmative by a majority of 34.

- 1261 At this point in the proceedings, and with the permission of Council, Councillor Sinclair, seconded by Councillor Chong, moved that leave be granted to introduce:

“Bill No. 462 To confirm the third portion of the proceedings of the Council at its meeting held on the 10th day of July, 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. 366-1998 To confirm the third portion of the proceedings of the Council at its meeting held on the 10th day of July, 1998.”,

the vote was taken as follows:

Yeas: Councillors: Adams, Ashton, Balkissoon, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 37.

Nays: Nil.

Decided in the affirmative, without dissent.

1262 **Clause No. 1 of Report No. 6 of The Community and Neighbourhood Services Committee, headed "Proposed Policy for Renaming of Parks".**
(See Appendix "A", page 6095.) (See also Minute No. 1266)

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

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

"It is further recommended that the Chief Administrative Officer be requested to submit a report to the Strategic Policies and Priorities Committee for its meeting to be held on September 22, 1998, on a policy for corporate sponsorship of city parks and facilities."

(b) Councillor Adams, in amendment, moved that the foregoing Clause be amended by:

(1) amending the recommendations of the Community and Neighbourhood Services Committee by inserting the words "naming and", prior to the words "renaming of parks appear on their agenda"; and

(2) amending the policy embodied in the report dated May 19, 1998, from the Commissioner of Economic Development, Culture and Tourism by adding the following new paragraph to Part (2):

"the advice of the relative municipal heritage organization shall be obtained;".

At this point in the proceedings, Deputy Mayor Ootes, with the permission of Council, proposed that Council now recess and reconvene in approximately 15 minutes.

Council concurred in the foregoing proposal.

Council recessed at 1:04 p.m.

1:29 P.M.

Council reconvened.

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

1263 Members present at the second afternoon session of the third day of this meeting:

Councillors: Adams, Ashton, Berardinetti, Bossons, Bussin, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Lindsay Luby, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 38.

1264 At this point in the proceedings, Deputy Mayor Ootes, with the permission of Council, called Councillor Pam McConnell to the podium and, on behalf of Council, expressed appreciation to Councillor McConnell for her diligent efforts as Chair of the Committee on the Status of Women, and, to mark the occasion, presented a memento to Councillor McConnell.

1265 At this point in the proceedings, and with the permission of Council, Councillor Walker, seconded by Councillor Ashton, moved that leave be granted to introduce:

“Bill No. 357 To amend 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 Sudbury Street and 20 Sudbury Street.”

“Bill No. 358 To temporarily stop up and close a portion of Lake Shore Boulevard West between Strachan Avenue and Ontario Place.”

“Bill No. 359 To temporarily stop up and close a portion of Lake Shore Boulevard West between Strachan Avenue and Ontario Place.”

“Bill No. 360 To authorize certain works and undertakings on City of Toronto Roads.”

“Bill No. 361 To authorize certain works and undertakings on City of Toronto Roads.”

“Bill No. 362 To amend further By-law No. 23503, of the former City of Scarborough respecting the regulation of traffic on Toronto Roads.”

“Bill No. 363 To amend further By-law No. 23505, of the former City of Scarborough, respecting the speed limits on Toronto Roads.”

“Bill No. 364 To amend City of York By-law No. 2958-94, being a by-law ‘To regulate traffic on City of York roads.’ ”

- “Bill No. 365 To amend City of York By-law No. 2958-94, being a by-law ‘To regulate traffic on City of York roads.’ ”
- “Bill No. 366 To amend Borough of York By-law No. 3491-80, being a by-law ‘To provide for night-time parking of motor vehicles on Borough of York Highways.’ ”
- “Bill No. 367 To amend further By-law 2696 of the former Municipality of Metropolitan Toronto respecting schedules of retention for records of the former Municipality of Metropolitan Toronto.”
- “Bill No. 368 To establish a schedule of retention periods for records of the Toronto Police Services Board.”
- “Bill No. 369 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “Bill No. 370 To amend further Metropolitan By-law No. 109-86 respecting maximum rates of speed on certain former Metropolitan Roads.”
- “Bill No. 371 To stop up and close part of the public highway Simcoe Street abutting premises 172 to 190 Simcoe Street and to authorize the conveyance thereof to The Canada Life Assurance Company.”
- “Bill No. 372 To stop up and close part of the public highway Simcoe Street.”
- “Bill No. 373 To amend Zoning By-law No. 6752 of the former Borough of East York.”
- “Bill No. 374 To amend Zoning By-laws No. 1916 of the former Borough of East York.”
- “Bill No. 375 To amend Zoning By-laws No. 6752 of the former Borough of East York.”
- “Bill No. 376 A By-law to Establish Certain Lands as a Municipal Highway.”
- “Bill No. 377 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 183, Article V.”
- “Bill No. 378 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 379 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 380 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”

- “Bill No. 381 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 382 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 383 To amend further By-law No. 23503, respecting the regulation of traffic on Toronto Roads.”
- “Bill No. 384 To remove a Site Plan Control Area (Scarborough Village Community).”
- “Bill No. 385 To amend Scarborough Zoning By-law No. 10010, with respect to the Scarborough Village Community.”
- “Bill No. 386 To adopt Amendment No. 1005 of the Official Plan for the former City of Scarborough.”
- “Bill No. 387 To amend the Employment Districts Zoning By-law No. 24982 (Marshalling Yard Employment District).”
- “Bill No. 388 To adopt Amendment No. 1006 of the Official Plan for the former City of Scarborough.”
- “Bill No. 389 To amend Scarborough Zoning By-law, Zoning By-law No. 10327, with respect to the West Hill Community.”
- “Bill No. 390 To amend By-law No. 7625 of the former City of North York.”
- “Bill No. 391 To amend City of North York By-law 7625.”
- “Bill No. 392 To dedicate certain lands for the purposes of a public highway.”
- “Bill No. 393 A by-law to provide for the closing and stopping up of Dalkeith Drive, Plan 3464, and to authorize the sale thereof.”
- “Bill No. 394 To amend City of North York By-law No. 30952.”
- “Bill No. 395 To establish certain lands as a public highway.”
- “Bill No. 396 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 397 To amend Schedule ‘E’ of By-law No. 31770, as amended, of the former City of North York.”
- “Bill No. 398 To amend By-law No.31001 of the former City of North York, as amended.”

- “Bill No. 399 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 400 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 401 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 402 A By-law to establish certain lands as a municipal highway.”
- “Bill No. 403 Being a By-law to stop up, close and sell Part of French Avenue, Plan 2042.”
- “Bill No. 404 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Simcoe Street.”
- “Bill No. 405 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Richardson Street.”
- “Bill No. 406 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Christie Street.”
- “Bill No. 407 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.”
- “Bill No. 408 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ansley Street, Bay Street, Burnside Drive, Chatsworth Drive, Cheritan Avenue, Chudleigh Avenue, Cortland Avenue, Emerson Avenue, Felstead Avenue, Glen Castle Street, Glenlake Avenue, Grace Street, Isabella Street, McCormack Street, Montrose Avenue, Ossington Avenue, Ronan Avenue, St. Clemens, Wellington Street West.”
- “Bill No. 409 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Brock Avenue, Booth Avenue, Cobourg Avenue, Dagmar Avenue, Kenneth Avenue, Waverley Road, Withrow Avenue, Westport Avenue.”
- “Bill No. 410 To further amend former City of Toronto By-law No. 379-80 appointing Provincial Offences Officers.”
- “Bill No. 411 To layout and dedicate certain land north of Pullan Place extending between Simcoe Street and St. Patrick for public highway purposes and to name that land Simcoe Street.”
- “Bill No. 412 To amend the former City of Toronto Municipal Code Ch. 315, Street Vending to include Leslie Street, both sides from Unwin Avenue to Commissioners Street as a designated area for street vending permits.”

- “Bill No. 414 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “Bill No. 416 To amend By-law No. 31001 of the former City of North York, as amended.”
- “Bill No. 417 To designate a Site Plan Control Area in the West Hill Community.”
- “Bill No. 418 To amend By-law No. 34-93, a by-law ‘To provide for disabled person parking permit holder’, being a by-law of the former Borough of East York.”
- “Bill No. 419 To amend 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. 420 To amend 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. 421 To amend 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. 422 To amend 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. 423 To amend 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. 424 To amend 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. 425 To amend 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. 426 To amend 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. 427 To rename a portion of the public highway William Morgan Drive to ‘Patriarch Bartholomew Way’.”
- “Bill No. 428 To amend Chapters 304, 320 and 350 of the Etobicoke Zoning Code.”
- “Bill No. 429 To adopt Amendment No. 58-97 to the Official Plan of the Etobicoke Planning Area in Order to Redesignate lands located on Kipling Avenue, south of New Toronto Street, in the City of Toronto.”

- “Bill No. 430 To amend Chapters 304, 350 and 352 of the Zoning Code with respect to certain lands located on the east side of Kipling Avenue south of New Toronto Street, west of Seventeenth Street.”
- “Bill No. 431 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 432 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “Bill No. 433 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 434 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 435 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 436 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 437 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 438 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 439 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “Bill No. 440 To amend further By-law No. 20-85, a by-law ‘Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area’, being a by-law of the former Municipality of Metropolitan Toronto.
- “Bill No. 441 To amend further By-law No. 20-85, a by-law ‘Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area’, being a by-law of the former Municipality of Metropolitan Toronto.”
- “Bill No. 443 To establish certain lands as a municipal highway.”
- “Bill No. 445 To establish fees or charges for copies of documents and services provided by the City Clerk.”

- “Bill No. 447 To acquire all rights, title and interests in premises 285 to 327 Yonge Street, 1 and 38 Dundas Street East and 259 Victoria Street for municipal purposes (Yonge Dundas Redevelopment Project).”
- “Bill No. 448 To authorize the execution and registration of plans of survey for the acquisition of all rights, title and interests in premises 285 to 327 Yonge Street, 1 and 38 Dundas Street East and 259 Victoria Street for municipal purposes (Yonge Dundas Redevelopment Project).”
- “Bill No. 450 To layout and dedicate for public lane purposes certain land to form part of the public lane north of Mill Street, extending easterly from Trinity Street.”
- “Bill No. 451 A By-law to Establish Certain lands as a Municipal Highway.”
- “Bill No. 452 A By-law to Stop Up and Close a Portion of Monogram Place and Sale thereof.”
- “Bill No. 453 A By-law to Establish Certain Lands as a Municipal Highway.”
- “Bill No. 454 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.).”
- “Bill No. 455 A by-law to provide for the payment of rebates to persons who make contributions to candidates for the Ward 1 - East York By-Election.”
- “Bill No. 456 A by-law to provide for the use of vote-counting machines.”
- “Bill No. 457 A by-law to provide for advance votes to be held prior to voting day.”
- “Bill No. 458 To adopt an amendment to the Official Plan for the former City of Toronto, respecting lands known as 909, 931, 935 and 945 Bay Street, 14, 16, 20, 26, 30 and 38 Breadalbane Street and 11 and 25 Wellesley Street West (North Block - East of Bay Lands.).”
- “Bill No. 459 To amend the Zoning By-law for the former City of Toronto, No. 438-86 with respect to lands known as 909, 931, 935 and 945 Bay Street, 14, 16, 20, 26, 30 and 38 Breadalbane Street and 11 and 25 Wellesley Street West (North Block - East of Bay Lands.).”
- “Bill No. 413 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “Bill No. 415 To amend further Metropolitan By-law No. 107-86 respecting parking meters on former Metropolitan Roads.”

“Bill No. 446 To amend City of Toronto By-law No. 12-1998.”

which 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. 367-1998 | To amend 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 Sudbury Street and 20 Sudbury Street.” |
| “By-law No. 368-1998 | To temporarily stop up and close a portion of Lake Shore Boulevard West between Strachan Avenue and Ontario Place.” |
| “By-law No. 369-1998 | To temporarily stop up and close a portion of Lake Shore Boulevard West between Strachan Avenue and Ontario Place.” |
| “By-law No. 370-1998 | To authorize certain works and undertakings on City of Toronto Roads.” |
| “By-law No. 371-1998 | To authorize certain works and undertakings on City of Toronto Roads.” |
| “By-law No. 372-1998 | To amend further By-law No. 23503, of the former City of Scarborough respecting the regulation of traffic on Toronto Roads.” |
| “By-law No. 373-1998 | To amend further By-law No. 23505, of the former City of Scarborough, respecting the speed limits on Toronto Roads.” |
| “By-law No. 374-1998 | To amend City of York By-law No. 2958-94, being a by-law ‘To regulate traffic on City of York roads.’ ” |
| “By-law No. 375-1998 | To amend City of York By-law No. 2958-94, being a by-law ‘To regulate traffic on City of York roads.’ ” |
| “By-law No. 376-1998 | To amend Borough of York By-law No. 3491-80, being a by-law ‘To provide for night-time parking of motor vehicles on Borough of York Highways.’ ” |

- “By-law No. 377-1998 To amend further By-law 2696 of the former Municipality of Metropolitan Toronto respecting schedules of retention for records of the former Municipality of Metropolitan Toronto.”
- “By-law No. 378-1998 To establish a schedule of retention periods for records of the Toronto Police Services Board.”
- “By-law No. 379-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “By-law No. 380-1998 To amend further Metropolitan By-law No. 109-86 respecting maximum rates of speed on certain former Metropolitan Roads.”
- “By-law No. 381-1998 To stop up and close part of the public highway Simcoe Street abutting premises 172 to 190 Simcoe Street and to authorize the conveyance thereof to The Canada Life Assurance Company.”
- “By-law No. 382-1998 To stop up and close part of the public highway Simcoe Street.”
- “By-law No. 383-1998 To amend Zoning By-law No. 6752 of the former Borough of East York.”
- “By-law No. 384-1998 To amend Zoning By-laws No. 1916 of the former Borough of East York.”
- “By-law No. 385-1998 To amend Zoning By-laws No. 6752 of the former Borough of East York.”
- “By-law No. 386-1998 A By-law to Establish Certain Lands as a Municipal Highway.”
- “By-law No. 387-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 183, Article V.”
- “By-law No. 388-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 389-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 390-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”

- “By-law No. 391-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 392-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 393-1998 To amend further By-law No. 23503, respecting the regulation of traffic on Toronto Roads.”
- “By-law No. 394-1998 To remove a Site Plan Control Area (Scarborough Village Community).”
- “By-law No. 395-1998 To amend Scarborough Zoning By-law No. 10010, with respect to the Scarborough Village Community.”
- “By-law No. 396-1998 To adopt Amendment No. 1005 of the Official Plan for the former City of Scarborough.”
- “By-law No. 397-1998 To amend the Employment Districts Zoning By-law No. 24982 (Marshalling Yard Employment District).”
- “By-law No. 398-1998 To adopt Amendment No. 1006 of the Official Plan for the former City of Scarborough.”
- “By-law No. 399-1998 To amend Scarborough Zoning By-law, Zoning By-law No. 10327, with respect to the West Hill Community.”
- “By-law No. 400-1998 To amend By-law No. 7625 of the former City of North York.”
- “By-law No. 401-1998 To amend City of North York By-law 7625.”
- “By-law No. 402-1998 To dedicate certain lands for the purposes of a public highway.”
- “By-law No. 403-1998 A by-law to provide for the closing and stopping up of Dalkeith Drive, Plan 3464, and to authorize the sale thereof.”
- “By-law No. 404-1998 To amend City of North York By-law No. 30952.”
- “By-law No. 405-1998 To establish certain lands as a public highway.”
- “By-law No. 406-1998 To amend By-law No. 31001 of the former City of North York, as amended.”

- “By-law No. 407-1998 To amend Schedule ‘E’ of By-law No. 31770, as amended, of the former City of North York.”
- “By-law No. 408-1998 To amend By-law No.31001 of the former City of North York, as amended.”
- “By-law No. 409-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 410-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 411-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 412-1998 A By-law to establish certain lands as a municipal highway.”
- “By-law No. 413-1998 Being a By-law to stop up, close and sell Part of French Avenue, Plan 2042.”
- “By-law No. 414-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Simcoe Street.”
- “By-law No. 415-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Richardson Street.”
- “By-law No. 416-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Christie Street.”
- “By-law No. 417-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.”
- “By-law No. 418-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ansley Street, Bay Street, Burnside Drive, Chatsworth Drive, Cheritan Avenue, Chudleigh Avenue, Cortland Avenue, Emerson Avenue, Felstead Avenue, Glen Castle Street, Glenlake Avenue, Grace Street, Isabella Street, McCormack Street, Montrose Avenue, Ossington Avenue, Ronan Avenue, St. Clemens, Wellington Street West.”
- “By-law No. 419-1998 To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Brock Avenue, Booth Avenue, Cobourg Avenue, Dagmar Avenue, Kenneth

- Avenue, Waverley Road, Withrow Avenue, Westport Avenue.”
- “By-law No. 420-1998 To further amend former City of Toronto By-law No. 379-80 appointing Provincial Offences Officers.”
- “By-law No. 421-1998 To layout and dedicate certain land north of Pullan Place extending between Simcoe Street and St. Patrick for public highway purposes and to name that land Simcoe Street.”
- “By-law No. 422-1998 To amend the former City of Toronto Municipal Code Ch. 315, Street Vending to include Leslie Street, both sides from Unwin Avenue to Commissioners Street as a designated area for street vending permits.”
- “By-law No. 423-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “By-law No. 424-1998 To amend By-law No. 31001 of the former City of North York, as amended.”
- “By-law No. 425-1998 To designate a Site Plan Control Area in the West Hill Community.”
- “By-law No. 426-1998 To amend By-law No. 34-93, a by-law ‘To provide for disabled person parking permit holder’, being a by-law of the former Borough of East York.”
- “By-law No. 427-1998 To amend 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. 428-1998 To amend 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. 429-1998 To amend 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. 430-1998 To amend 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. 431-1998 To amend 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. 432-1998 To amend 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. 433-1998 To amend 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. 434-1998 To amend 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. 435-1998 To rename a portion of the public highway William Morgan Drive to ‘Patriarch Bartholomew Way’.”
- “By-law No. 436-1998 To amend Chapters 304, 320 and 350 of the Etobicoke Zoning Code.”
- “By-law No. 437-1998 To adopt Amendment No. 58-97 to the Official Plan of the Etobicoke Planning Area in Order to Redesignate lands located on Kipling Avenue, south of New Toronto Street, in the City of Toronto.”
- “By-law No. 438-1998 To amend Chapters 304, 350 and 352 of the Zoning Code with respect to certain lands located on the east side of Kipling Avenue south of New Toronto Street, west of Seventeenth Street.”
- “By-law No. 439-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 440-1998 To amend the Etobicoke Municipal Code with respect to Traffic - Chapter 240, Article I.”
- “By-law No. 441-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.).”
- “By-law No. 442-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.).”

- “By-law No. 443-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “By-law No. 444-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “By-law No. 445-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “By-law No. 446-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “By-law No. 447-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.)”
- “By-law No. 448-1998 To amend further By-law No. 20-85, a by-law ‘Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area’, being a by-law of the former Municipality of Metropolitan Toronto.
- “By-law No. 449-1998 To amend further By-law No. 20-85, a by-law ‘Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area’, being a by-law of the former Municipality of Metropolitan Toronto.”
- “By-law No. 450-1998 To establish certain lands as a municipal highway.”
- “By-law No. 451-1998 To establish fees or charges for copies of documents and services provided by the City Clerk.”
- “By-law No. 452-1998 To acquire all rights, title and interests in premises 285 to 327 Yonge Street, 1 and 38 Dundas Street East and 259 Victoria Street for municipal purposes (Yonge Dundas Redevelopment Project).”
- “By-law No. 453-1998 To authorize the execution and registration of plans of survey for the acquisition of all rights, title and interests in premises 285 to 327 Yonge Street, 1 and 38 Dundas Street East and 259 Victoria Street for municipal purposes (Yonge Dundas Redevelopment Project).”
- “By-law No. 454-1998 To layout and dedicate for public lane purposes certain land to form part of the public lane north of Mill Street, extending easterly from Trinity Street.”

- “By-law No. 455-1998 A By-law to Establish Certain lands as a Municipal Highway.”
- “By-law No. 456-1998 A By-law to Stop Up and Close a Portion of Monogram Place and Sale thereof.”
- “By-law No. 457-1998 A By-law to Establish Certain Lands as a Municipal Highway.”
- “By-law No. 458-1998 To acquire certain interests in land for or in connection with the Rapid Transit Expansion Program (R.T.E.P.).”
- “By-law No. 459-1998 A by-law to provide for the payment of rebates to persons who make contributions to candidates for the Ward 1 - East York By-Election.”
- “By-law No. 460-1998 A by-law to provide for the use of vote-counting machines.”
- “By-law No. 461-1998 A by-law to provide for advance votes to be held prior to voting day.”
- “By-law No. 462-1998 To adopt an amendment to the Official Plan for the former City of Toronto, respecting lands known as 909, 931, 935 and 945 Bay Street, 14, 16, 20, 26, 30 and 38 Breadalbane Street and 11 and 25 Wellesley Street West (North Block - East of Bay Lands.).”
- “By-law No. 463-1998 To amend the Zoning By-law for the former City of Toronto, No. 438-86 with respect to lands known as 909, 931, 935 and 945 Bay Street, 14, 16, 20, 26, 30 and 38 Breadalbane Street and 11 and 25 Wellesley Street West (North Block - East of Bay Lands.).”
- “By-law No. 464-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.”
- “By-law No. 465-1998 To amend further Metropolitan By-law No. 107-86 respecting parking meters on former Metropolitan Roads.”
- “By-law No. 466-1998 To amend City of Toronto By-law No. 12-1998.”

it was carried.

1266 Council resumed its consideration of Clause No. 1 of Report No. 6 of The Community and Neighbourhood Services Committee, headed "Proposed Policy for Renaming of Parks".
(See also Minute No. 1262)

- (c) Councillor Miller, in amendment, moved that the foregoing Clause be amended by amending the policy embodied in the report dated May 19, 1998, from the Commissioner of Economic Development, Culture and Tourism by:
 - (1) deleting from Part (1) the word "generally" and adding at the end thereof the words "or where appropriate to honour and commemorate persons, places and events or things which have made a significant contribution to the City";
 - (2) deleting from Part (2) the words "an exception being considered and"; and
 - (3) deleting Part (2)(b).
- (d) Councillor Tzekas, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the process of naming and renaming parks should be within the purview of the Community Councils to recommend."
- (e) Councillor Kelly, in amendment, moved that the foregoing Clause be amended by amending the recommendations of the Community and Neighbourhood Services Committee by deleting from Recommendation No. (I) of the Community and Neighbourhood Services Committee, in criteria (d) as amended by the Committee, the word "agreement" and inserting in lieu thereof the word "advice".

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

"that the foregoing Clause be amended by:

- (1) amending the recommendations of the Community and Neighbourhood Services Committee by inserting the words 'naming and', prior to the words 'renaming of parks appear on their agenda';",

it was carried.

Upon the question of the adoption of Part (2) of the foregoing motion (b) by Councillor Adams, viz.:

“that the foregoing Clause be amended by:

- (2) amending the policy embodied in the report dated May 19, 1998, from the Commissioner of Economic Development, Culture and Tourism by adding the following new paragraph to Part (2):

‘the advice of the relative municipal heritage organization shall be obtained;’.”,

it was carried.

Upon the question of the adoption of Part (1) of the foregoing motion (c) by Councillor Miller, it was carried.

Upon the question of the adoption of Part (2) of the foregoing motion (c) by Councillor Miller, it was carried.

Upon the question of the adoption of Part (3) of the foregoing motion (c) by Councillor Miller, it was carried.

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

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

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

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

‘It is further recommended that the Chief Administrative Officer be requested to submit a report to the Strategic Policies and Priorities Committee for its meeting to be held on September 22, 1998, on a policy for corporate sponsorship of city parks and facilities.’ ”,

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 recommendations of the Community and Neighbourhood Services Committee by:

- (a) deleting from Recommendation No. (i) of the Community and Neighbourhood Services Committee, in criteria (d) as amended by the Committee, the word 'agreement' and inserting in lieu thereof the word 'advice';
- (b) inserting the words 'naming and', prior to the words 'renaming of parks appear on their agenda';

so that the recommendations of the Community and Neighbourhood Services Committee shall now read as follows:

'The Community and Neighbourhood Services Committee recommends the adoption of the recommendation of the North York Community Council embodied in the following communication (June 2, 1998) from the City Clerk, subject to:

- (i) amending the criteria in section 2(d) by deleting the words "a mail ballot" and inserting in lieu thereof the words "consultation with the community", so that such criteria reads as follows:
 - "(d) the advice of local residents in close proximity to the park shall be secured by means of consultation with the community over a defined area to be carried out by City staff;" and
- (ii) adding the following new criteria as 2(g):
 - "(g) existing parks named after individuals shall not be altered or changed.";

and further that deputations be heard at Community Councils when matters relating to naming and renaming of parks appear on their agenda:';

- (2) amending the policy embodied in the report dated May 19, 1998, from the Commissioner of Economic Development, Culture and Tourism by:
 - (a) deleting from Part (1) the word 'generally' and adding at the end thereof the words 'or where appropriate to honour and commemorate persons, places and events or things which have made a significant contribution to the City';
 - (b) deleting from Part (2) the words 'an exception being considered and';
 - (c) deleting Part (2)(b);
 - (d) adding the following new paragraph to Part (2):
 - 'the advice of the relative municipal heritage organization shall be obtained;';

so that the policy shall now read as follows:

- '(1) Parks should be named on the basis of either the street or geographic area which most appropriately describes and identifies the location of the park or where appropriate to honour and commemorate persons, places and events or things which have made a significant contribution to the City;
- (2) Where the naming of a park after an individual or group is being recommended, the following criteria should apply:
 - (a) the contributions of the individual or group must be well documented and broadly acknowledged within the community;
 - (b) a direct relationship should exist between the place of residence/activity of an individual/group and the park named;
 - (c) the advice of local residents in close proximity to the park shall be secured by means of consultation with the community over a defined area to be carried out by City staff;
 - (d) the agreement of the individual or next of kin in the case of deceased individuals, and of the duly elected senior representatives, in the case of groups, shall be obtained;
 - (e) name duplication, similar surrounding or cumbersome names should be avoided. Names which may be interpreted as an advertisement or being either discriminatory or connoting political affiliation must not be used;
 - (f) existing parks named after individuals shall not be altered or changed; and
 - (g) the advice of the relative municipal heritage organization shall be obtained;'; and
- (3) adding thereto the following:
 - 'It is further recommended that:
 - (1) the process of naming and renaming parks should be within the purview of the Community Councils to recommend; and
 - (2) the Chief Administrative Officer be requested to submit a report to the Strategic Policies and Priorities Committee for its meeting to be held on September 22, 1998, on a policy for corporate sponsorship of city parks and facilities.' ”,

it was carried

- 1267 Council resumed its consideration of Clause No. 37 of Report No. 9 of The Corporate Services Committee, headed "Other Items Considered by the Committee". (See also Minute No. 1194)

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

- 1268 **Clause No. 5 of Report No. 6 of The Emergency and Protective Services Committee, headed "Requested Amendments to the Liquor Licence Act and Process".**
(See Appendix "A", Page 6387)

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

"It is further recommended that the discussion recommended in the report dated June 1, 1998, from the City Solicitor, also address the usual practice of the Commission to hold its hearings for Toronto at the Commission Offices during normal business hours, with a view to changing the usual practice to hold its hearings, or portions of hearings, in or near the local area affected by a liquor licence matter and at times on evenings or weekends convenient for members of the public to attend upon the request of City Council or the relevant Community Council."

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

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

- 1269 **Clause No. 11 of Report No. 8 of The Urban Environment and Development Committee, headed "Bayview Avenue from Balliol Street to Soudan Avenue/Parkhurst Boulevard: Request to Permit Parking in the Off-Peak Direction During the Morning and Afternoon Peak Periods".**
(See Appendix "A", page 6530.)

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

"It is further recommended that:

- (1) the hours of operation of the parking meters on the west side of Bayview Avenue, between Balliol Street and Soudan Avenue, be extended to include the period from 4:00 p.m. to 6:00 p.m.; and
- (2) the appropriate by-laws be amended accordingly."

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

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

At this point in the proceedings, Councillor Ashton, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 24 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Proposal for the Development of The Yorkwoods Community Centre Building into a Centre for Ethno-Cultural Development and Learning", be re-opened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Bussin, Cho, Chow, Davis, Disero, Duguid, Fotinos, Holyday, Johnston, Kinahan, Mahood, McConnell, Mihevc, Moscoe, Ootes, Pantalone, Prue, Rae, Sinclair - 21.

Nays: Councillors: Berardinetti, Bossons, Brown, Feldman, Filion, Gardner, Giansante, Jakobek, Jones, Lindsay Luby, Li Preti, Nunziata, Shiner, Silva, Tzekas, Walker - 16.

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

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, the foregoing vote be re-opened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Berardinetti, Bossons, Bussin, Chow, Davis, Disero, Duguid, Feldman, Fotinos, Gardner, Holyday, Johnston, Jones, Kelly, Kinahan, Lindsay Luby, Mahood, McConnell, Mihevc, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Walker - 28.

Nays: Councillors: Brown, Filion, Giansante, Jakobek, Li Preti, Shiner, Silva, Tzekas - 8.

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

At this point in the proceedings, Councillor Ashton, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 24 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Proposal for the Development of The Yorkwoods Community Centre Building into a Centre for Ethno-Cultural Development and Learning", be re-opened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Ashton, Berardinetti, Chow, Davis, Disero, Duguid, Fotinos, Gardner, Johnston, Jones, Kelly, Kinahan, Mahood, McConnell, Mihevc, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Sinclair, Walker - 24.

Nays: Councillors: Bossons, Brown, Bussin, Feldman, Filion, Giansante, Jakobek, Lindsay Luby, Li Preti, Shiner, Silva, Tzekas - 12.

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

1270 **Clause No. 24 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Proposal for the Development of The Yorkwoods Community Centre Building into a Centre for Ethno-Cultural Development and Learning".**

(See Appendix "A", page 6847.) (See also Minute No. 1220)

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

- (i) (July 2, 1998) from Ms. W. MacNevin, on behalf of the Network of Community Based Organizations regarding the proposed demolition of the Yorkwoods Community Centre and redevelopment of the site as an ethno-cultural centre; recommending that funding for the consultation process in this regard not be utilized from the existing funds allocated for the redevelopment; and requesting that Council refer the matter back to the appropriate Committee for further consideration;
- (ii) (June 23, 1998) from Mr. S.M. Shapson, Phd., Dean of Education, York University (July 3, 1998) addressed to Councillor Peter Li Preti, enclosing a copy of an earlier communication regarding the redevelopment of the Yorkwoods Community Centre site as an ethno-cultural centre and seeking to clarify the University's position in this regard; and
- (iii) (July 6, 1998) from the Superintendent, Community, Administrative and Student Services, Toronto District School Board submitting comments on the redevelopment of the Yorkwoods Community Centre as an ethno-cultural centre and advising that the School Board is willing to supply information and co-operate fully in any feasibility study which may be undertaken.

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 North York Race Relations Committee be requested to submit a report to the Corporate Services Committee in September, 1998, on the results of their study."

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

Yeas: Councillors: Adams, Ashton, Berardinetti, Bossons, Bussin, Cho, Chow, Davis, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Lindsay Luby, Mahood, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Silva, Sinclair, Tzekas - 31.

Nays: Councillors: Brown, Disero, Filion, Fotinos, Li Preti, Shiner, Walker - 7.

Decided in the affirmative by a majority of 24.

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

- 1271 **Clause No. 42 of Report No. 7 of The North York Community Council, headed “Ramp Improvements - Highway 404/Highway 401, Highway 404/Finch Avenue East and Highway 404/Steeles Avenue East - Don Parkway and Seneca Heights”.**
(See Appendix “A”, page 7236.)

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

Councillor Ashton requested that his opposition to the foregoing Clause be noted in the Minutes of this meeting.

At this point in the proceedings, Councillor Mahood, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed “Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals” (see Minute No. 1208), be re-opened for further consideration by Council in Committee of the Whole at its in-camera meeting, which was carried, more than two-thirds of Members present having voted in the affirmative. (See Minute No. 1274)

At this point in the proceedings, Councillor Ootes, with the permission of Council, moved that Council now recess and immediately reconvene in Committee Room “A”; that Council resolve itself into Committee of the Whole and then recess to meet privately to consider the following confidential matters remaining on the Order Paper for this meeting, in accordance with the provisions of the Municipal Act:

- Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed “Blue Box Container Material Processing Contract”;
- Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Bus Garage Replacement Project - Property Acquisition”;

- Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed “Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals”; and
- the confidential Notice of Motion respecting a property matter from the Toronto Harbour Commissioners, moved by Councillor Jakobek, seconded by Councillor Layton.

which was carried.

Council recessed at 2:15 p.m.

2:25 P.M.

Council reconvened in Committee Room “A”.

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

1272 Members present at the third afternoon session of the third day of this meeting:

Mayor: Lastman.

Councillors: Adams, Ashton, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 43.

At this point in the proceedings, Council resolved itself into Committee of the Whole.

The Committee of the Whole recessed at 2:26 p.m. to meet privately to consider the following confidential matters, in accordance with the provisions of the Municipal Act:

- Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed “Blue Box Container Material Processing Contract”;
- Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Bus Garage Replacement Project - Property Acquisition”;
- Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed “Ontario Municipal Board Hearing Ontario Hydro (Graywood Investments Limited/Norstar) Appeals”; and

- confidential Notice of Motion respecting a property matter from the Toronto Harbour Commissioners, moved by Councillor Jakobek, seconded by Councillor Layton.

3:35 P.M.

Committee of the Whole reconvened in the Committee Room "A".

Committee of the Whole rose.

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

1273 Members present at the fourth afternoon session of the third day of this meeting.

Mayor: Lastman.

Councillors: Adams, Ashton, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 43.

1274 **Clause No. 27 of Report No. 6 of The Scarborough Community Council, headed "Ontario Municipal Board Hearing Ontario Hydro (Investments Limited/Norstar) Appeals".**

(See Appendix "A", page 7355.) (See also Minute No. 1208)

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motion had been moved in Committee of the Whole for consideration by Council in connection with the foregoing Clause:

Moved by Councillor Tzekas:

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

'It is further recommended that the recommendation of the Scarborough Community Council embodied in the confidential transmittal letter dated June 30, 1998, from the City Clerk, be approved, in principle, by City Council, subject to deleting therefrom the phrase "(at fair market value based on their current land-use designation)", so that such recommendation shall now read as follows:

"The Scarborough Community Council further recommends that the following Resolution be approved, in principle, and referred to the City Solicitor to form part of the Land Acquisition Strategy to be presented by the City Solicitor at the Ontario Municipal Board:

‘RESOLVED that the City of Toronto seek the co-operation of the Federal Government, the Provincial Government, the Toronto and Region Conservation Authority, the landowners, and other potential partners, to help, in conjunction with the City of Toronto, to acquire the surplus Hydro corridor or selective sections of the Hydro lands north of Highway 401, between McNicoll Avenue, Pharmacy Avenue and Warden Avenue, and south of Highway 401, between Pharmacy Avenue and Warden Avenue, for dedication to the City of Toronto or the Toronto and Region Conservation Authority for Public Parkland and Recreational Use, Cycling Trails and Walkways, Floodplain and Storm Water Management and Ecosystem protection.’ ” ’ ”

Deputy Mayor Ootes called for further motions in connection with the foregoing Clause.

No additional motions were put.

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

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

At this point in the proceedings, Deputy Mayor Ootes advised that City Council, at its in-camera portion of the meeting, had issued instructions to staff in connection with the foregoing Clause, such instructions to remain confidential in accordance with the provisions of the Municipal Act.

- 1275 **Clause No. 32 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Bus Garage Replacement Project - Property Acquisition”.**
(See Appendix “A”, page 6965.)

Council also had before it, during consideration of the foregoing Clause, a confidential report (July 8, 1998) from the Commissioner of Corporate Services respecting the bus replacement project.

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in connection with the foregoing Clause:

Moved by Councillor Ashton:

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

'It is further recommended that the Commissioner of Works and Emergency Services, in consultation with appropriate staff of the City of Toronto and the Chief General Manager of the Toronto Transit Commission, be requested to submit a further report to the Urban Environment and Development Committee on any necessary improvements to the road system to facilitate the operation of this facility.' "

Moved by Councillor Jakobek:

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

'It is further recommended that the City Solicitor be requested to submit a report to the Corporate Services Committee on what steps need to be taken to permit the appropriate officials to purchase property without having to reveal the City as the buyer until the purchase is completed.' "

Moved by Councillor Shiner:

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

'It is further recommended that the Chief Administrative Officer and the Chief General Manager of the Toronto Transit Commission be requested to submit a report to the Urban Environment and Development Committee on changes to current protocol of the Toronto Transit Commission to provide that City Councillors representing Wards in which initiatives are being considered and that will have an effect on the local community are kept informed of intentions/progress prior to any final decisions at the Commission.' "

Moved by Councillor Tzekas:

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

'It is further recommended that the Chief General Manager of the Toronto Transit Commission be requested to submit a report to the Urban Environment and Development Committee on any future routing changes as a consequence of the new TTC bus garage relocating in Scarborough;

Deputy Mayor Ootes called for further motions in connection with the foregoing Clause.

No additional motions were put.

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 motion by Councillor Jakobek, it was carried.

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

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

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

At this point in the proceedings, Deputy Mayor Ootes advised that City Council, at its in-camera portion of the meeting, had issued instructions to staff in connection with the foregoing Clause, such instructions to remain confidential in accordance with the provisions of the Municipal Act.

- 1276 **Clause No. 3 of Report No. 6 of The Works and Utilities Committee, headed “Blue Box Container Material Processing Contract”.**
(See Appendix “A”, page 6620.)

Council also had before it, during consideration of the foregoing Clause, a report (July 9, 1998) from the General Manager - Solid Waste Management Services, seeking authority to enter into a contract with Miller Waste Systems for the design, construction and operation of a Blue Box Material Recovery Facility at the Dufferin Transfer Station.

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in connection with the foregoing Clause:

Moved by Councillor Disero:

“That the foregoing Clause be amended by striking out the recommendation of the Works and Utilities Committee and inserting in lieu thereof the following:

‘It is recommended that the report dated July 9, 1998, from the General Manager, Solid Waste Management Services, entitled ‘Award of Contract for a Blue Box Material Recovery Facility’, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the Commissioner of Works and Emergency Services be given authority to enter into a contract with Miller Paving Limited, carrying on business as Miller Waste Systems, for:

- (a) the design and construction of a Blue Box Material Recovery Facility at the Dufferin Transfer Station at a capital cost not to exceed \$4.7 million after the municipal GST rebate (which amount includes a contingency allowance of \$110,000.00 for approved extra work); and
- (b) the operation of the facility for a four-year period, in accordance with the Operating Price Proposal Form submitted as part of Miller Waste Systems' proposal dated June, 1997;

such contract to be in accordance with the Request for Proposals and the Proposal submitted, modified as set out in this report, and on terms and conditions satisfactory to the Commissioner of Works and Emergency Services, and in a form satisfactory to the City Solicitor; and

- (2) subject to finalization of an agreement as set out in Recommendation No. (1), R. Cave and Associates Limited be engaged to supervise site construction and monitor contractor performance at a cost not to exceed \$140,000.00 after the municipal GST rebate.' ”

Moved by Councillor Moscoe:

“That the foregoing Clause be struck out and referred back to the Works and Utilities Committee for further consideration and the hearing of depositions.”

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

Yeas: Councillors: Balkissoon, Cho, Filion, Giansante, Kelly, Miller, Moscoe, Pantalone, Prue, Shiner, Tzekas, Walker - 12.

Nays: Councillors: Adams, Ashton, Bossons, Brown, Bussin, Chong, Chow, Disero, Duguid, Fotinos, Gardner, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Ootes, Rae, Silva, Sinclair - 24.

Decided in the negative by a majority of 12.

At this point in the proceedings, Councillor Moscoe, with the permission of Council, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that, during the construction phase of the project, the Commissioner of Works and Emergency Services, in co-operation with the Ward Councillors, be requested to develop a residential public consultation process.”

Deputy Mayor Ootes called for further motions in connection with the foregoing Clause.

No additional motions were put.

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

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

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

- 1277 At this point in the proceedings, Deputy Mayor Ootes advised that City Council, at its in-camera portion of the meeting, had issued instructions to staff in connection with the confidential Notice of Motion respecting a property matter from the Toronto Harbour Commissioners, moved by Councillor Jakobek, seconded by Councillor Layton, such instructions to remain confidential in accordance with the provisions of the Municipal Act.

At this point in the proceedings, Councillor Jakobek, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive the requirement of the 4:00 p.m. adjournment, and that Council continue to meet to determine those matters remaining on the Order Paper that require consideration at this meeting of Council and those that can be deferred to the next regular meeting of Council to be held on July 29, 1998, which was carried, more than two-thirds of Members present having voted in the affirmative.

Council recessed at 3:45 p.m.

3:53 P.M.

Council reconvened in the Council Chamber.

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

- 1278 Members present at the fifth afternoon session of the third day of this meeting:

Mayor: Lastman.

Councillors: Adams, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Li Preti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 42

Council resumed its consideration of the various Reports of the Standing Committees and Community Councils.

- 1279 **Clause No. 1 of Report No. 9 of The Board of Health, headed “1998 Community-Based Drug Abuse Prevention Grants”.**
(See Appendix “A”, page 7699.)

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

- 1280 **Clause No. 5 of Report No. 8 of The Toronto Community Council, headed “Appeal of Committee of Adjustment Decision - 1947-1997 Bloor Street West (High Park)”.**
(See Appendix “A”, page 7467.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Miller, in amendment, moved that the foregoing Clause be amended by deleting from Recommendation No. (1) embodied in the Operative Paragraph of the Motion by Councillor Miller, seconded by Councillor Korwin-Kuczynski, the words “and that he be authorized to retain outside planning advice, if necessary”, so that such recommendation shall now read as follows:

“NOW THEREFORE BE IT RESOLVED THAT:

- (1) the City Solicitor be instructed to attend the OMB hearing in support of the decision of the Committee of Adjustment;”.

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.

- 1281 **Clause No. 29 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Public Meetings - Assessment and Taxation Issues”.**
(See Appendix “A”, page 6954.)

At this point in the proceedings, Councillor Kinahan, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the Terms of Reference of the Assessment and Tax Policy Task Force be re-opened for further consideration, the vote upon which was taken as follows:

Yeas: Councillors: Adams, Bossons, Bussin, Cho, Chong, Chow, Davis, Filion, Holyday, Jones, Kelly, Kinahan, Korwin-Kuczynski, McConnell, Mihevc, Moscoe, Nunziata, Prue, Rae, Silva, Sinclair, Walker - 22.

Nays: Mayor: Lastman

Councillors: Ashton, Balkissoon, Berardinetti, Disero, Duguid, Fotinos, Gardner, Giansante, Jakobek, Johnston, Lindsay Luby, Miller, Minnan-Wong, Pantalone, Shiner, Tzekas - 18.

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

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Kinahan, in amendment, moved that the foregoing Clause be amended by amending the recommendation of the Strategic Policies and Priorities Committee by:

- (1) deleting the word "all", prior to the word "deputations"; and
- (2) adding the words "and that the public be permitted to make a deputation at the July 14, 1998 meeting", after the date "July 14, 1998".

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

Yeas: Councillors: Cho, Davis, Filion, Giansante, Jones, Kelly, Kinahan, Lindsay Luby - 8.

Nays: Mayor: Lastman
Councillors: Adams, Balkissoon, Berardinetti, Bossons, Bussin, Chong, Chow, Disero, Duguid, Fotinos, Gardner, Holyday, Jakobek, Korwin-Kuczynski, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker - 28.

Decided in the negative by a majority of 20.

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

Yeas: Mayor: Lastman
Councillors: Adams, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Fotinos, Gardner, Holyday, Jakobek, Jones, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker - 31.

Nays: Councillors: Davis, Giansante, Kelly, Kinahan - 4.

Decided in the affirmative by a majority of 27.

- 1282 At this point in the proceedings, and with the permission of Council, Councillor Fotinos moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Fotinos

Seconded by: Councillor Miller

“**WHEREAS** the City’s efforts to stop the harassment of legitimate natural health practitioners were never intended to protect illegal body rub parlour or sex trade operators; and

WHEREAS licensing staff have misinterpreted the motion by Councillors Fotinos and Miller which was adopted by City Council at its meeting held on May 13 and 14, 1998, to mean that they cannot investigate or charge illegal body rub parlours or sex trade operations;

NOW THEREFORE BE IT RESOLVED THAT licensing inspectors be instructed to consult with the local Councillors about suspicious establishments and that they investigate and lay charges where appropriate.”

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

- 1283 At this point in the proceedings, and with the permission of Council, Councillor Fotinos moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Fotinos

Seconded by: Councillor Silva

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

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

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

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

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

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Fotinos, in amendment, moved that consideration of the foregoing Motion be deferred to the next regular meeting of City Council to be held on July 29 1998, and the City Clerk, the Chief Financial Officer and Treasurer and Councillor Minnan-Wong be requested to develop a protocol for the expeditious processing of invoices for Members of Council and report thereon to Council for such meeting.

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

- 1284 **Clause No. 28 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Recreation Grants Program - 1998 Allocations and Appeals".**
(See Appendix "A", page 6934.)

Council also had before it, during consideration of the foregoing Clause, a report (July 9, 1998) from the City Clerk, submitting from the Municipal Grants Review Committee recommendations with respect to the adoption of the report (July 6, 1998) from Councillor Gloria Lindsay Luby, Chair, Municipal Grants Review Committee.

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

"It is recommended that:

- (1) the recommendations of the Municipal Grants Committee embodied in the transmittal letter dated June 11, 1998, from the City Clerk, be adopted; and
- (2) consideration of the recommendations of the Municipal Grants Committee embodied in the transmittal letter dated July 9, 1998, from the City Clerk, entitled 'Recreation Grants Program - Weston Minor Hockey League and

Christie-Ossington Neighbourhood Centre', be deferred to the next regular meeting of City Council to be held on July 29, 1998."

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

1285 **Clause No. 33 of Report No. 9 of The Corporate Services Committee, headed "Increased Court Costs for Parking Tag Convictions".**

(See Appendix "A", page 6335.)

Council also had before it, during consideration of the foregoing Clause, the following communication and report:

- (i) (June 26, 1998) from the City Clerk reporting that the Budget Committee concurred with the recommendations of the Corporate Services Committee relating to the increased court costs for parking tag operations, embodied in the transmittal letter dated June 22, 1998; and
- (ii) (July 3, 1998) from the City Solicitor reporting, as requested by the Budget Committee, on the ability to bill the Province of Ontario for police service costs and offset the \$9.00 court fee with the municipal costs for court services.

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

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

"It is further recommended that, until such time as these matters have been resolved, the City advise the Ontario Realty Corporation, the Ministry of the Attorney General and the Minister of Municipal Affairs that the City of Toronto is not prepared to extend the lease for the Courts beyond December, 1998."

- (b) Councillor Johnston, in amendment, moved that:

- (1) the foregoing Clause be amended by adding thereto the following:

"It is further recommended that the following motion be referred to Mayor Lastman:

Moved by Councillor Johnston:

'It is recommended that Councillors Jakobek, Moscoe and O'Brien be requested to accompany the appropriate staff to the next round of negotiations and that they be requested to meet with the Minister of

Government Services and report thereon to Council, through the Corporate Services Committee.’ ”; and

- (2) consideration of the foregoing motion (a) by Councillor Moscoe be deferred pending receipt of the report requested of Mayor Lastman.
- (c) Councillor Balkissoon, in amendment, moved that the foregoing Clause be amended by adding thereto the following:

“It is further recommended that the Chief Financial Officer and Treasurer be instructed not to pay the additional \$9.00 in court costs until the Mayor has met with the Minister of Government Services and reported thereon to Council, through the Corporate Services Committee, in October, 1998.”

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

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

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

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

‘It is further recommended that:

- (1) the Chief Financial Officer and Treasurer be instructed not to pay the additional \$9.00 in court costs until the Mayor has met with the Minister of Government Services and reported thereon to Council, through the Corporate Services Committee, in October, 1998;
- (2) the following motion be referred to Mayor Lastman:

Moved by Councillor Johnston:

“It is recommended that Councillors Jakobek, Moscoe and O’Brien be requested to accompany the appropriate staff to the next round of negotiations and that they be requested to meet with the Minister of Government Services and report thereon to Council, through the Corporate Services Committee.”; and

- (3) consideration of the following motion be deferred pending receipt of the report requested of Mayor Lastman:

Moved by Councillor Moscoe:

“It is further recommended that, until such time as these matters have been resolved, the City advise the Ontario Realty Corporation, the Ministry of the Attorney General and the Minister of Municipal Affairs that the City of Toronto is not prepared to extend the lease for the Courts beyond December, 1998.” ’ ’ ”.

it was carried.

- 1286 **Clause No. 14 of Report No. 9 of The Corporate Services Committee, headed “Old City Hall - Lease Agreement (Ward 24 - Downtown)”.**
(See Appendix “A”, page 6270.)

Upon the question of the adoption of the foregoing Clause, without amendment, Councillor Moscoe, in amendment, moved that the foregoing Clause be struck out and referred back to the Corporate Services Committee for further consideration at such time as the report in regard to the increased court costs for Parking Tag Convictions is submitted to the Committee by the Mayor in October, 1998.

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

At this point in the proceedings, Councillor Chong, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive the requirement to recess at sunset on Friday, and that Council recess at 5:30 p.m., which was carried, more than two-thirds of Members present having voted in the affirmative.

- 1287 **Clause No. 30 of Report No. 8 of The Toronto Community Council, headed “Pilot Project to Provide for More Garbage Cans to be Placed on St. Clair Avenue West (Davenport)”.**
(See Appendix “A”, page 7526.)

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 all revenues received by the contractor be transferred to the City of Toronto.”

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

- 1288 Upon the question of the adoption of the foregoing Clause, as amended, it was carried.
Council resumed its consideration of Clause No. 24 of Report No. 6 of The Scarborough Community Council, headed “P92024/Z87116/T94005, High Glen Developments

Limited/Rossland Real Estate Limited, Ontario Municipal Board Hearing, Ward 18 - Scarborough Malvern". (See also Minute No. 1237)

- (b) Councillor Cho, in amendment, moved that the foregoing Clause be amended by striking out the recommendations of the Scarborough Community Council and inserting in lieu thereof the following:

"It is recommended that:

- (1) the appropriate City staff be directed to commence negotiations to purchase the subject lands for municipal purposes and staff be requested to submit a report to the Corporate Services Committee with respect to the purchase; and
- (2) the City Solicitor be directed to advise the Ontario Municipal Board accordingly."

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

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

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

'It is further recommended that the report (undated) from the Commissioner of Urban Planning and Development Services, entitled 'Official Plan Amendment Application P9202, Zoning By-law Amendment Application Z87116, Draft Plan of Subdivision T94005, High Glen Developments Limited, Rossland Real Estate Limited, Part of Lot 11, Concession 4, Malvern Community (Scarborough Malvern)', be adopted, subject to:

- (1) deleting the references to 'Figure 3' in Recommendations B and C, and inserting in lieu thereof the reference 'Figure 2A'; and
- (2) deleting the references to 'Street Townhouse' in 1.2 and 1.8 of Recommendation B and inserting in lieu thereof the words "Semi-Detached".'

the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Balkissoon, Berardinetti, Bossons, Chong, Disero, Duguid, Gardner, Johnston, Kinahan, Korwin-Kuczynski, Lastman, McConnell, Mihevc, Ootes, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 21.

Nays: Councillors: Cho, Fillion, Giansante, Jakobek, Jones, Lindsay Luby, Miller, Moscoe, Nunziata - 9.

Decided in the affirmative by a majority of 12.

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

- 1289 **Clause No. 17 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Amendments to Bill 16 - Small Business and Charities Protection Act, 1998".** (See Appendix "A", page 6817.)

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

"It is further recommended that the Minister of Finance be requested to extend the July 15, 1998, tax ratio setting deadline by 30 days for the City of Toronto."

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

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

- 1290 At this point in the proceedings, and with the permission of Council, Councillor Ootes moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, 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 Ootes

Seconded by: Mayor Lastman

"WHEREAS at its meeting of January 6, 1998, Council adopted By-law No. 12-1998 being a by-law to authorize temporary advances pending the issue and sale of debentures and raising money by way of loan on the debentures; and

WHEREAS some lenders have indicated to the City that subsection 188(1) of the Municipal Act requires City Council to identify specific undertakings which may be the subject of temporary borrowing by the Treasurer pursuant to subsection 1(a) of By-law No. 12-1998; and

WHEREAS it is necessary to amend expeditiously By-law No. 12-1998 to identify such specific undertakings and to satisfy the concerns of such lenders to permit timely temporary borrowing; and

WHEREAS the Treasurer has indicated that such an amendment to By-law No. 12-1998 is suitable and appropriate and will assist with the process of temporary borrowing further to the by-law;

NOW THEREFORE BE IT RESOLVED THAT authority be granted for the introduction of a Bill in Council in the form of Appendix 'A' attached, to amend By-law No. 12-1998."

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

At this point in the proceedings, Councillor Jakobek, with the permission of Council, proposed that Council direct that a copy of the foregoing Motion be forwarded to the Budget Committee.

Council concurred in the foregoing proposal.

- 1291 **Clause No. 6 of Report No. 10 of The Strategic Policies and Priorities Committee, headed "Economic Development Partnership Program and Festivals and Special Events Program - 1998 Allocations and Appeals."**
(See Appendix "A", page 6688.)

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

At this point in the proceedings, Councillor Tzekas, moved that, in accordance with subsection 11(6) of the Council Procedural By-law, Council waive the requirement of the 5:30 p.m. adjournment, in order to complete consideration of Clause No. 2 of Report No. 8 of The Toronto Community Council, headed "Committee of Adjustment Application - 204, 212 Eglinton Avenue East (North Toronto)", and Clause No. 2 of Report No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed "Toronto City Hall Renovations - Recommended Actions in Response to Committee and City Council Motions and Additional Phase One Budget Requirements", which was carried, more than two-thirds of Members present having voted in the affirmative.

- 1292 **Clause No. 2 of Report No. 8 of The Toronto Community Council, headed "Committee of Adjustment Application - 204, 212 Eglinton Avenue East (North Toronto)".**
(See Appendix "A", page 7461.) (See also Minute No. 1179.)

Council also had before it, during consideration of the foregoing Clause, a confidential report (July 7, 1998) from the City Solicitor.

Having regard that the foregoing Clause was submitted without recommendation:

- (a) Councillor Johnston moved that Council adopt the following recommendation:

“It is recommended that Recommendation No. (1) embodied in the confidential report dated July 7, 1998, from the City Solicitor, be adopted, viz.:

‘(1) That Council amend By-law No. 1997-0418 to provide that notwithstanding the provisions of By-law No. 1997-0418 development applications approved prior to the adoption of the by-law on August 21, 1997, shall be exempt from the consent requirement of the by-law.’ ”

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

“It is recommended that:

- (1) Recommendation No. (2) embodied in the confidential report dated July 7, 1998, from the City Solicitor, be adopted; and
- (2) the City Solicitor, in consultation with the Commissioner of Economic Development, Culture and Tourism, be requested to submit a report to the Toronto Community Council on amending By-law 1997-0418 to remove the obstruction to due process where agreement between two adjacent property owners cannot be obtained.”

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

Yeas: Mayor: Lastman
Councillors: Balkissoon, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Disero, Duguid, Filion, Gardner, Jakobek, Johnston, Jones, Kelly, Kinahan, Lindsay Luby, McConnell, Mihevc, Miller, Nunziata, Ootes, Pantalone, Prue, Rae, Sinclair, Tzekas - 28.

Nays: Councillors: Adams, Moscoe, Walker - 3.

Decided in the affirmative by a majority of 25.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared Part (1) of the foregoing motion (b) by Councillor Walker, redundant.

Upon the question of the adoption of Part (2) of the foregoing motion (b) by Councillor Walker, it was carried.

1293 **Clause No. 2 of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed “Toronto City Hall Renovations - Recommended Actions in Response to Committee and City Council Motions and Additional Phase One Budget Requirements”.**

(See Appendix "A", page 7796.)

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

- (i) (July 6, 1998) from the City Clerk forwarding the recommendations of the Board of Directors of the Toronto Atmospheric Fund from its meeting of July 6, 1998, with respect to a window improvement project during the Phase I renovations at Toronto City Hall; and
- (ii) (July 8, 1998) from the City Clerk forwarding recommendations of the Corporate Services Committee from its meeting held on July 8, 1998, with respect to this matter.

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

"It is recommended that:

- (1) the recommendations of the Corporate Services Committee embodied in the transmittal letter dated July 8, 1998, from the City Clerk, be adopted, viz.:

'The Corporate Services Committee on July 8, 1998, recommended the adoption of the Recommendation of the Budget Committee embodied in the communication (June 26, 1998) from the City Clerk, subject to striking out Recommendation No. (3) embodied in the report (June 16, 1998) from the Commissioner of Corporate Services and inserting in lieu the following:

"(3) \$314,000.00 for two copy centres, two central serveries and two informal meeting rooms to serve members of City Council and for the City Clerk's office area and Mayor's support area to meet their business needs, be provided from the Transition Reserve Fund or from debt financing;" ,

so that the recommendations embodied in the report (June 16, 1998) from the Commissioner of Corporate Services shall now read as follows:

- (1) \$5.2 million, approved by City Council on February 4 and 5, 1998, for the renovations to Toronto City Hall be provided from the Transition Reserve Fund, as recommended in the report of the Chief Administrative Officer, entitled "Transition Projects", before the Budget Committee on June 25, 1998;
- (2) \$1.14 million, approved by City Council on June 3 and 4, 1998, for improvements, be provided from the Equity Program and Access

Improvements for City-Owned Buildings Account of the former City of Toronto;

- (3) \$314,000.00 for two copy centres, two central serveries and two informal meeting rooms to serve members of City Council and for the City Clerk's office area and Mayor's support area to meet their business needs, be provided from the Transition Reserve Fund or from debt financing; and
 - (4) \$240,000.00 for improved lighting on the second floor and improved wayfinding, be provided from the Equity Program and Access Improvements for City-Owned Buildings Account of the former City of Toronto, if approved by City Council when it considers the report of the Commissioner of Corporate Services, "Toronto City Hall Renovations - Recommended Actions in Response to Committee and City Council Motions and Additional Phase 1 Budget Requirements", dated June 16, 1998, submitted to the Sub-Committee for the Relocation of All Members of Council to City Hall for its meeting of June 23, 1998.'; and
- (2) the communication dated July 6, 1998, from the City Clerk, entitled 'Window Improvement Project - Toronto City Hall', forwarding the recommendations of the Board of Directors of the Toronto Atmospheric Fund from its meeting held on July 6, 1998, in this regard, be referred to the Corporate Services Committee for consideration."

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

- 1294 At this point in the proceedings, and with the permission of Council, Councillor Ootes moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law, as amended by By-law No. 276-1998, be waived to permit consideration of the following Notice of Motion, moved by Mayor Lastman, seconded by Councillor Ootes, and, in the absence of Mayor Lastman, moved by Councillor Ootes, seconded by Councillor Rae, which was carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Ootes

Seconded by: Councillor Rae

"**WHEREAS** Council meetings and Committee meetings are often disrupted by cellular telephones ringing in the middle of a meeting;

NOW THEREFORE BE IT RESOLVED THAT, effective immediately, cellular telephones not be allowed in Council Chambers or Committee meetings, unless turned off."

Upon the question of the adoption of the foregoing Motion, without amendment, Councillor Rae, in amendment, moved that the foregoing Motion be amended by deleting the Operative Paragraph and inserting in lieu thereof the following new Operative Paragraph:

“NOW THEREFORE BE IT RESOLVED THAT the Council Procedural By-law No. 23-1998 be amended by adding, under Section 15.1, a new Sub-section (h), which shall read as follows:

‘15.1 No Member shall:

- (h) be permitted to use a cellular telephone in either the Council Chamber or Committee Rooms while meetings are in progress and cellular telephones shall not be permitted in the Council Chamber or Committee Rooms during meetings unless turned off.’ ”

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 Motion, as amended, it was carried.

1295 At this point in the proceedings, Deputy Mayor Ootes proposed to Council that consideration of the following matters remaining on the Order Paper for this meeting of Council be deferred to the next regular meeting of City Council scheduled to be held on July 29, 1998:

Clause No. 1 of Report No. 9 of The Corporate Services Committee, headed “Project Proposal, Financial and Human Resources/Payroll Systems”;

Clause No. 34 of Report No. 9 of The Corporate Services Committee, headed “Natural Gas Supply for the City of Toronto”;

Clause No. 2 of Report No. 6 of The Emergency and Protective Services Committee, headed “By-law to Amend By-law No. 20-85 - Olde Town Toronto Tours Limited”;

Clause No. 15 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Process for Disbursing Grants to Property Owners for Termite Control”;

Clause No. 30 of Report No. 10 of The Strategic Policies and Priorities Committee, headed “Legislation Respecting Canadian Financial Institutions”;

Clause No. 14 of Report No. 9 of The East York Community Council, headed “Street Vending Applications Submitted by Mr. Carrado Salonia in the Vicinity of Wicksteed Avenue/Brentcliffe Road and Bermondsey Road/Cranfield Road”;

Clause No. 1 of Report No. 4 of The Nominating Committee, headed "Citizen Appointments to the Toronto Police Services Board and the Canadian National Exhibition Association - Municipal Section";

Clause No. 1 of Report No. 8 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed The Roles and Responsibilities of Community Councils in the Context of the Council-Committee Structure";

Notice of Motion J(16), moved by Councillor Tzekas, seconded by Councillor Mammoliti, respecting the possible contraventions of the Municipal Elections Act; and

Notice of Motion J(18), moved by Councillor Jakobek, seconded by Councillor Korwin-Kuczynski, respecting the Toronto Harbour Commissioners: Bill C-9 - The Canada Marine Act - Planning and Related Issues.

Council concurred in the foregoing proposal.

1296 Councillor McConnell, seconded by Councillor Berardinetti, moved that leave be granted to introduce:

"Bill No. 413 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads."

"Bill No. 415 To amend further Metropolitan By-law No. 107-86 respecting parking meters on former Metropolitan Roads."

"Bill No. 446 To amend City of Toronto By-law No. 12-1998.",

which 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. 464-1998 To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads."

"By-law No. 465-1998 To amend further Metropolitan By-law No. 107-86 respecting parking meters on former Metropolitan Roads."

"By-law No. 466-1998 To amend City of Toronto By-law No. 12-1998",
the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Adams, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Gardner, Holyday, Jakobek, Johnston,

Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker - 35.

Nay: Nil.

Decided in the affirmative, without dissent.

1297 Councillor Chong, seconded by Councillor Kinahan, moved that the absence of Councillors Augimeri and Sgro be excused from this Council meeting, which was carried.

1298 Councillor Disero, seconded by Councillor Adams, moved that leave be granted to introduce:

“Bill No. 463 To confirm the last portion of the proceedings of the Council at its meeting held on the 8th, 9th and 10th days of July, 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. 467-1998 To confirm the last portion of the proceedings of the Council at its meeting held on the 8th, 9th and 10th days of July, 1998.”,

the vote was taken as follows:

Yeas: Mayor: Lastman
Councillors: Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Filion, Gardner, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Sinclair, Tzekas, Walker - 33.

Nay: Nil.

Decided in the affirmative, without dissent.

1299 At this point in the proceedings, Deputy Mayor Ootes, on behalf of the Members of Council, extended the best wishes of Council to Councillor Prue on the occasion of his 50th birthday.

Council adjourned at 5:33 p.m.

MEL LASTMAN,
Mayor

NOVINA WONG,
City Clerk

Attachment No. 1

(Report dated July 7, 1998, from the Commissioner of Urban Planning and Development Services, headed "340 Yonge Street, Application No. 998051: Request for approval of variances from Chapter 297, Signs, of the former City of Toronto Municipal Code, upon application by Roberts Awnings & Signs, 246 Camfella Blvd., Etobicoke, Ontario, L4A 7J5, on behalf of Toronto Camera Centre Ltd., 70 Ruscica Drive, Toronto, Ontario, M4A 1R4. (Downtown)" - Minute No. 1248)

Purpose:

To review and make recommendations respecting an application for variances to permit two non-illuminated projecting signs, up to two non-illuminated fascia signs and one illuminated fascia sign at 340 Yonge Street.

Financial Implications:

Not applicable.

Recommendations:

It is recommended that:

- (1) City Council approve Application No. 998051-Option 1 respecting minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit two non-illuminated projecting signs and one illuminated fascia sign.

OR

- (2) City Council approve Application No. 998051-Option 2 respecting minor variances from Chapter 297, Signs, of the former City of Toronto Municipal Code to permit two non-illuminated projecting signs, two non-illuminated fascia signs and one illuminated fascia sign.
- (3) The applicant be advised, upon approval of Application No. 998051 (Option 1 or 2), of the requirement to obtain the necessary permits from the Commissioner of Urban Planning and Development Services.

Comments:

The property is located on the west side of Yonge Street, north of Dundas Street, in a mixed-use (commercial/residential) district. The property accommodates a three storey commercial building. The building is listed under the City's inventory of heritage buildings.

The applicant is requesting permission to install signage on the east elevation of the building. In addition to the signs that are part of this application, an additional two signs, which are permitted under the Municipal Code, will be installed on the building. The signs have dimensions as follows:

Sign “A”- Option 1, illuminated fascia sign, has a length of 2.6 metres and a height of 2.4 metres, with an area of 6.24 m²;

Sign “A”-Option 2, two non-illuminated fascia signs, each have a length of 2.7 metres and a height of 2.4 metres, with an area of 6.6 m² and one illuminated fascia sign, has a length of 2.6 metres and a height of 2.4 metres, with an area of 6.24 m²;

Sign “B”, two non-illuminated projecting signs, each have a length of 0.45 metres and a height of 3.7 metres, with an area of 1.7 m².

The signs do not comply with Chapter 297 of the Municipal Code in the following ways:

1. the fascia signs will be located above the second storey level of the building or 10 metres above grade;
2. the fascia signs will obstruct windows of the building; and
3. the aggregate area of the projecting signs (3.4 m²) exceeds the permitted area of 1.15 m² by 1.9 m².

City Council has before it two options for the signing of this heritage building. The two options differ in terms of the size of the illuminated and non-illuminated signs on the third floor. While staff would prefer that there be no signage on the third floor as illustrated by Figure 1, they are willing to support one modestly sized, centrally located sign - Option 1 (Figure 2). The applicant has rejected both of these proposals and is seeking support for Option 2 shown on Figure 3. The applicant feels that this represents a suitable compromise given that the sign they initially proposed would have covered the entire third floor.

The first variance occurs because the fascia signs under either Option 1 or Option 2 will be installed on the third storey level of the building, approximately 11 metres above grade. The height of signs above grade is regulated in order to reduce the visual impact of signs on the streetscape and on the buildings to which they are attached. This section of Yonge Street is a focal point for tourists attracted by the specialty retail and theatre uses. Most of the buildings in this area accommodate retail uses on all floors and many of the stores are characterized by oversized fascia signs. However, unlike most of the buildings in this area the subject building is listed on the City’s inventory of heritage buildings for architectural reasons. Further, in September, 1996, the City approved a grant under the Downtown Yonge Street Commercial Facade Improvement Program on condition that, among other things, the oversized sign on the third floor of the building be removed and seven new windows be installed. The facade has since been substantially restored. Should City Council approve either Option 1 or Option 2 thereby permitting one or five third floor windows to

be covered, Council will have to reaffirm its grant approval. This would be the subject of a future report.

The second variance occurs because the proposed fascia signs will obstruct windows on the third storey level of the building. The applicant has advised that the third floor is inaccessible to the public and is being used solely for storage purposes. Normally, I would have no objection with the proposed obstruction of the windows. However, given that this is an historically listed building, it is desirable to expose as many of the upper storey windows as possible in order that the architectural rhythm of the facade is clearly expressed. For this reason staff support Option 1 which obscures only one of the seven third floor windows. With Option 2, five of the seven windows would be obscured.

The third variance occurs because the projecting signs are larger than permitted by the Municipal Code. The size of projecting signs is based upon the amount of frontage the unit has on the street. In this instance, however, the signs will be located on the second storey level of this three storey building, approximately 3 metres above grade, and their larger size will not render them obtrusive. Therefore, I have no objection to the proposed projecting signs which are common to both Options 1 and 2.

I have reviewed this application with staff at Heritage Toronto who feel that there should be no signage on the third storey which obscures windows. Notwithstanding this opinion, Heritage Toronto staff are willing to support Option 1.

I am recommending that City Council approve Option 1 and adopt Recommendations Nos. 1 and 3 of my report. However, should City Council wish to approve Option 2 instead, it should adopt Recommendations Nos. 2 and 3 of my report.

Contact Name:

Lora Mazzocca
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(A copy of the location plan and Figures 1, 2 and 3, which were appended to the foregoing report, are on file in the office of the City Clerk.)

Attachment No. 2

(Report dated July 7, 1998, from the City Solicitor,
headed "East of Bay - North Block - 909 to 945 Bay Street,
11 to 25 Wellesley Street West and
14 to 38 Breadalbane Street, [Ward 24 - Downtown]" - Minute No. 1249)

Purpose:

This report:

- (1) provides a process to adopt the necessary Official Plan Amendment and Zoning By-law for this large project in advance of execution of the required Section 37 Agreement to permit the approval process to continue while the Section 37 Agreement is being finalized; and
- (2) seeks to obtain authority for the City to enter into legal arrangements with the East of Bay Development Corporation (EOBDC) to permit the implementation of the final park improvements to the park on the East of Bay Lands - South Block to occur as a co-operative initiative.

Funding Sources, Financial Implications and Impact Statement:

The enactment of the Draft By-laws has positive financial implications for the City of Toronto in that certain benefits including a cash payment to the City for parks improvements, construction of a new lane, widenings of Bay Street and Wellesley Street West and a payment from the owner to the City for a land exchange are required by the implementing by-laws pursuant to Section 37 of the *Planning Act*. This process will allow the opportunity for the by-laws to come into force and thus the payments to the City to be made sooner than would otherwise occur.

The cost of final improvements to the South Block park would be a credit against the parks contribution to be submitted by the EOBDC for Phase 3 of the East of Bay Lands - North Block development.

Recommendations:

It is recommended that:

- (1) Recommendation No. (3) of the Toronto Community Council set out in Clause No. 34 of Report No. 3 of The Toronto Community Council be amended to delete:
 - “(a) receipt of an executed agreement pursuant to Section 37 of the *Planning Act* securing those matters identified in the Draft By-laws in a form satisfactory to the Toronto Community Council Solicitor;”

and substitute the following:

“(a) receipt of an executed Standstill Agreement in a form satisfactory to the City Solicitor;”

and by deleting

“(h) receipt of executed deeds and discharges as necessary to be held in escrow in a form satisfactory to the Toronto Community Council Solicitor to secure the conveyance of the new North South Lane, the Bay Street and Wellesley Street West widenings and the Park and associated support easements, or letters of credit in an amount satisfactory to the Toronto Community Council Solicitor in consultation with the Commissioner of Urban Planning and Development Services and in a form satisfactory to the Treasurer of the former City of Toronto;

(i) receipt of an executed deed to be held in escrow in a form satisfactory to the Toronto Community Council Solicitor to secure the re-conveyance of the existing City lanes in the event the project does not proceed;

(j) receipt of title opinions in a form satisfactory to the Toronto Community Council Solicitor from the owner relating to the land to be conveyed to the City; and

(k) receipt of security satisfactory to the Toronto Community Council Solicitor to secure conveyance and construction of the new North South Lane;”;

(2) the Standstill Agreement not be released prior to March 31, 1999, unless the City Solicitor is in receipt of:

(a) an executed agreement pursuant to Section 37 of the Planning Act securing those matters identified in the Draft By-laws and matters appurtenant thereto, in a form satisfactory to the City Solicitor;

(b) security satisfactory to the City Solicitor for those matters dealt with in the Section 37 Agreement; and

(c) an executed Conditional Building Permit Agreement pursuant to the Building Code Act, securing soil remediation of the first phase prior to construction above grade in a form satisfactory to the City Solicitor;

(3) Recommendation No. (3)(f) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be amended to allow for a strata conveyance of the Bay Street widening, and in connection therewith, that the following amended recommendations be substituted therefor:

“(f) submit to the Commissioner of Works and Emergency Services, a Strata Reference Plan of Survey, in metric units and integrated with the Ontario Co-ordinate System, delineating thereon by separate PARTS the lands to be conveyed to the City and the

remainder of the site, and convey to the City, prior to the issuance of a building permit for construction above grade, at nominal cost

- (i) a 3 m wide strip of land to the full extent of the site abutting the south limit of Wellesley Street West, such lands to be free and clear of all encumbrances, save and except for utility poles, and subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes, provided that acceptance of such conveyance not occur until the lands are remediated to the satisfaction of the Medical Officer of Health;
- (ii) a 5m wide strip of land to the full extent of the site abutting the east limit of Bay Street to a minimum depth of 1.524 m below finished grade, such lands to be remediated to the satisfaction of the Medical Officer of Health, to be free and clear of all encumbrances, save and except for utility poles, to not include the sub-surface elements or the Garage Protection System which may be installed above the parking garage roof slab, and to be subject to a right-of-way for access purposes in favour of the Grantor until such time as the said lands have been laid out and dedicated for public highway purposes, provided acceptance of such conveyance be subject to satisfaction of the following conditions:
 - (a) that the Owner shall execute an agreement, binding on successors on title, which requires the Owner to:
 - (1) indemnify the City from and against all actions, suits, claims, or demands and from all loss, costs, damages, charges, and expenses that may result from the construction/existence of the garage beneath the public highway;
 - (2) provide and maintain the structure in good and proper repair so as to provide drainage for the trees planted above and in a condition sufficient to support all foreseeable activities on the sidewalk as widened and the mature growth of trees, all to the satisfactory to the Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism;
 - (3) indemnify the City from and against any loss or damage to the waterproofing and structure resulting from the maintenance and reconstruction of the street pavement, or the planting and maintenance of trees to maturity, unless such loss or damage is caused by the gross or willful negligence of the City or its contractors;
 - (4) satisfy such other conditions as the City Solicitor, the Commissioner of Works and Emergency Services and the Commissioner of

Economic Development, Culture and Tourism may deem necessary in the interests of the Corporation; and

- (iii) a satisfactory easement of support for the lands to be conveyed to the City.”;
- (4) Recommendation No. (9) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be amended to correct a reference from “1(f)” to “3(f)”;
- (5) Recommendation No. (4) of the Toronto Community Council set out in Clause 34 of Report No. 3 of The Toronto Community Council be amended to delete:
“(4) Recommendations Nos. (1)-(19) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be adopted; and”

and substitute the following:

- “(4) Recommendations Nos. (1) and (2), (3) as amended, (4)-(8), (9) as amended, and (10)-(19) of the report (March 18, 1998) of the Commissioner of Urban Planning and Development Services be adopted; and”;
- (6) as provided by the Standstill Agreement that the Ontario Municipal Board be requested by the City Solicitor not to hold a hearing other than a pre-hearing conference, or issue an order respecting the Official Plan Amendment and Zoning By-law until advised that a Section 37 Agreement and related Conditional Building Permit Agreement have been executed and registered in a form and manner satisfactory to the City Solicitor;
- (7) the City be authorized to enter into the appropriate legal arrangements with EOBDC necessary to permit the installation of the final park improvements proposed for the East of Bay - South Block Parklands to occur in accordance with the terms generally as set out in the report (July 7, 1998) of the City Solicitor and that the appropriate City officials be authorized to take the actions necessary to implement this recommendation;
- (8) the owner shall implement for each phase of the development, under the supervision of an on-site qualified environmental consultant, the soil and groundwater management plan approved by the Medical Officer of Health, in such a way that, as each phase is remediated, it does not have a negative impact on adjoining properties or other phases of the development;
- (9) the owner shall, upon completion of remediation for each phase, submit separate verification reports from the on-site environmental consultant, to the Medical Officer of Health, certifying that the remediation has been completed in accordance with the soil and groundwater management plan to meet the current Ministry of the Environment and Energy (MOEE) Guideline for Use at Contaminated Sites in Ontario, Table B Criteria for residential/parkland land use:
 - (i) for that specific phase; and

- (ii) for any lands that are being conveyed to the City.
- (10) the owner implement, for each phase of development, the measures in the dust control plan approved by the Medical Officer of Health;
- (11) the Draft By-laws attached to the report (March 31, 1998) of the Toronto Community Council Solicitor be amended and the instructions for those facilities, matter or things to be secured in the Section 37 agreement be amended to reflect the changes to the Bay Street conveyance, soil remediation and phasing as set out in the report (July 7, 1998) of the City Solicitor and that despite such changes to the Draft By-laws that no further notice be given; and
- (12) Recommendations Nos. (3) as so amended and (4) as so amended and (5) of Clause No. 34 of Report No. 3 of The Toronto Community Council be adopted.

Council Reference:

City Council at its meeting of April 16, 1998, adopted Clause No. 34 of Report No. 3 The Toronto Community Council without amendment and by so doing adopted the report (March 18, 1998) from the Director Infrastructure Planning and Transportation, City Works Services and deferred consideration of Recommendations Nos. (3), (4) and (5) which dealt with the final Planning report (March 18, 1998) of the Commissioner of Urban Planning and Development Services and the report (March 31, 1998) of the Solicitor to the Toronto Community Council which contained the Draft By-laws in this matter.

Discussion:

Standstill Agreement

As recommended by the Commissioner of Urban Planning and Development it is City Council's usual practice in bonusing situations pursuant to Section 37 of the Planning Act, to adopt bills only after the execution of the Section 37 Agreement and any related agreements has been accomplished. In this instance the negotiations for the Section 37 Agreement and an associated Conditional Building Permit Agreement have not been completed to date. The owner is anxious that the bills be adopted by Council so that the appeal process can commence and if necessary this project can get in line for a hearing at the Ontario Municipal Board. The Ontario Municipal Board has said it would schedule a prehearing conference in September of the Owner's February 19, 1998 appeal from Council's refusal or neglect to adopt By-laws. It is important that Council's decision be known so that appropriate notice can go to the neighbourhood.

The Commissioner of Urban Planning and Development and I have suggested a Standstill Agreement which would provide security to the City that the project could not proceed in the absence of executed Section 37 and related agreements.

Conclusions:

Adoption of this report allows the approval process to continue and provides for the completion of the East of Bay South Block park this year rather than next.

Contact Name:

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Attachment No. 3

(Report dated June 30, 1998, from the City Clerk,
headed "By-Election in Ward 1 - East York" - Minute No. 1255)

Purpose:

To inform Council of the date of the by-election in Ward 1 - East York and recommend the passing of the necessary by-laws to support the by-election.

Funding Sources, Financial Implications and Impact Statement:

City Council, at its meeting held on June 3, 4, and 5, 1998, in adopting, without amendment, the report dated June 1, 1998, from the City Clerk, entitled "Proposals for By-Election in Ward 1 - East York" directed that the necessary funds be allocated from the Corporate Contingency Account to the City Clerk's budget for the cost of the by-election. The estimated cost of administering the by-election is \$122,000. Should Council decide to approve a contributor rebate program similar to the one introduced by the Minister of Municipal Affairs in the last municipal election, an additional cost of approximately \$80,000 would be incurred by the City.

Recommendations:

It is recommended that:

- (1) Council authorize the use of vote-counting machines in the East York By-Election to be held September 24th, 1998, as indicated in the attached draft bill No. 2;
- (2) Council authorize advance votes to be conducted as indicated in the attached draft bill No. 3.;
- (3) Council authorize the payment of rebates to persons who make contributions to candidates in this by-election, similar to the provisions in the 1997 municipal elections, and as outlined in the attached draft bill No. 1, and that the necessary funds be drawn from the Corporate Contingency Account; and

- (4) Leave be granted to introduce the necessary Bills in Council and the appropriate City Officials be authorized to take the necessary action to give effect thereto.

Council Reference/Background/History:

The "City of Toronto Amendment Act, 1998", which provides for the election of a third Member of Council for East York, received Royal Assent on June 26th, 1998.

Under Bill 44, three members are to be elected for the ward of East York, and the clerk is required to hold a by-election to fill the vacancy created. The clerk is also required to fix the date of nomination day, to be a day not more than 60 days after the Act receives Royal Assent.

Section 65 of the Municipal Elections Act, 1996, applies to the by-election with necessary modifications. The term of the office of the member elected in the by-election ends on November 30, 2000.

Discussion and Justification:

In accordance with Bill 44 and paragraph 3 of subsection 65(4) of the Municipal Elections Act, 1996, which requires voting day to be held 31 days after nomination day, August 24th, 1998 has been fixed as nomination day and September 24th, 1998 as voting day for the East York by-election.

The 1997 Municipal Elections conducted in East York tabulated ballots using vote-counting machines. Advance voting took place at the East York Civic Centre and one other location in the ward. Candidates running for Council positions participated in the Contributor Rebate Program. The use of vote-counting machines, the dates, times and locations for advance voting and the Contributor Rebate Program were all authorized by the Minister. To continue to extend this level of service to voters and candidates in the East York by-election, City Council must pass the appropriate by-laws.

The Municipal Elections Act, 1996, provides that City Council may at least sixty days prior to voting day, pass a by-law authorizing the use of vote-counting machines. It is our intention to conduct the by-election using vote-counting machines.

The Act also provides that City Council shall pass a by-law establishing one or more dates for an advance vote, and the hours during which voting places shall be open on that date or dates. It is our intention to conduct advance voting at the East York Civic Centre, 850 Coxwell Avenue, weekdays from Tuesday September 8th to Friday September 18th, between the hours of 12:00 noon until 8:00 p.m. and on Saturday, September 19th, between the hours of 12:00 noon and 8:00 p.m. at the East York Civic Centre, 850 Coxwell Avenue and at the Trace Manes Centennial Building, 110 Rumsey Road.

The Act also provides that City Council may, by by-law, provide for the payment of rebates to persons who contribute to candidates for office on the municipal council. City Council may wish

to continue this Contributor Rebate Program. The approximate cost of this program would be \$80,000. This amount has not been budgeted.

Conclusions:

The legislation provides clear direction on the administration of municipal elections and by-elections. This report seeks Council's authority to enact the necessary by-laws for advance voting and use of vote-counting machines. Vote-counting machines at every voting place has been identified as the best practice from the 1997 Municipal Elections in the City of Toronto. Sufficient machines are available to support the by-election. The Contributor Rebate Program was authorized by the Minister for the 1997 Municipal Elections in the City of Toronto. Should Council decide to continue the Contributor Rebate Program for the by-election the approximate cost of implementing this program would be \$80,000. The necessary funds will have to be drawn from the Corporate Contingency Account.

Contact Name:

John Hollins, Director, Elections 392-8019