

THE CITY OF TORONTO

City Clerk's Division

Minutes of the Corporate Services Committee

Meeting No. 2

Monday, February 15, 1999.

The Corporate Services Committee met on Monday, February 15, 1999, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:40 a.m.

Attendance

Members were present for some or all of the time periods indicated.

	9:40 a.m. to 11:35 a.m.	In Camera Session 11:35 a.m. to 12:41 p.m.	2:11 p.m. to 3:31 p.m.
Councillor Dick O'Brien (Chair)	X	X	X
Councillor John Adams	X	X	X
Councillor Maria Augimeri	X	X	X
Councillor Anne Johnston	X	X	X
Councillor Norman Kelly	X	X	X
Councillor Gloria Lindsay Luby	X	X	X
Councillor Doug Mahood	X	X	
Councillor Joe Mihevc	X	X	X
Councillor David Miller	X	X	X
Councillor Case Ootes	X	X	X
Councillor Kyle Rae	X	X	X
Councillor Bruce Sinclair	X	X	X

Confirmation of Minutes

On motion by Councillor Rae, the minutes of the Corporate Services Committee meeting held on January 18, 1999, were confirmed.

**2.1 Sale of Surplus Spadina Project Property at
106 Everden Road - (Ward 28 - York-Eglinton).**

The Corporate Services Committee had before it a report (January 29, 1999) from the Commissioner of Corporate Services recommending, subject to Provincial concurrence, that:

- (1) the Commissioner of Corporate Services be authorized to accept the highest offer in the amount of \$235,750.00 as detailed in this report;
- (2) Council, pursuant to Clause No. 14 of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent. of the purchase price;
- (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56133;
- (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the Corporation and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

On motion by Councillor Mihevc, the Corporate Services Committee:

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- (1) recommended to Council the adoption of the foregoing report (January 29, 1999) from the Commissioner of Corporate Services; and
- (2) requested the Commissioner of Corporate Services, in the interim, to attempt to negotiate the severance of the rear portion of the property, and that this negotiation occur between the highest bidder and the residents of 220 Ava Road; and submit a further report thereon to the meeting of Council scheduled to be held on March 2, 1999.

(Commissioner of Corporate Services - February 17, 1999)

(Clause No. 1, Report No. 2)

During consideration of the foregoing matter at the request of Councillor Moscoe, the Corporate Services Committee requested the Commissioner of Corporate Services, if possible, to submit a report to the March 25, 1999, meeting of the Committee on the issue of the sale of 134 Everden Road so that the resident may make representation thereon.

**2.2 Sale of Surplus Spadina Project Property at
132 Everden Road - (Ward 28 - York-Eglinton).**

The Corporate Services Committee had before it the following:

- (i) report (January 22, 1999) from the Commissioner of Corporate Services recommending that:
 - (1) the Commissioner of Corporate Services be authorized to accept an offer in the amount of \$225,000.00 as detailed in this report;
 - (2) Council, pursuant to Clause No. 14, of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent of the purchase price;
 - (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56152;
 - (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete

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the transaction on behalf of the Corporation and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and

- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
- (ii) communication (February 1, 1999) from Mr. Gabriel Heti requesting an opportunity to appear before the Corporate Services Committee respecting his offer to purchase the property located at 132 Everden Road; and outlining events that have occurred over the last two years respecting the sale of the Spadina Properties.

The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council:

- (1) the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services, subject to the purchase price of \$225,000.00 being reduced by four (4) per cent, being the equivalent of what would have been charged for the real estate commission fee; and **(Carried on the following recorded vote:**

**FOR: Adams, Augimeri, Johnston, Mihevc,
Miller, Rae, Sinclair**

AGAINST: Kelly, Lindsay Luby, O'Brien, Ootes)

- (2) that with respect to any properties to be purchased by those appearing on Schedule "A", embodied in Clause No. 4 of Report No. 9 of The Corporate Services Committee, entitled "Surplus Property Within the 'Spadina Corridor'" and 'Scarborough Transportation Corridor', which was approved by City Council on July 8, 9 and 10, 1998, as amended, a similar criteria of deducting the equivalent of a 4 per cent real estate commission also apply. **(Carried)**

- B. Councillor Ootes moved that the Committee recommend to Council the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services. **(Having regard for the foregoing action taken by the Committee, this motion was declared redundant.)**

(Clause No. 2, Report No. 2)

2.3 Sale of Surplus Spadina Project Property at 139 Everden Road - (Ward 28 - York-Eglinton).

The Corporate Services Committee had before it the following:

- (i) report (January 22, 1999) from the Commissioner of Corporate Services recommending that:
- (1) the Commissioner of Corporate Services be authorized to accept an offer in the amount of \$175,000.00 as detailed herein;
 - (2) Council, pursuant to Clause No. 14, of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent of the purchase price;
 - (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56155;

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- (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the Corporation and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
- (ii) communication (February 5, 1999) from Ms. Judy Everson requesting that the sale of 26 Gloucester Grove be taken into account when determining the disposition of 139 Everden Road; and
- (iii) communication (January 25, 1999) from Ms. Judy Everson, respecting the Sale of Surplus Spadina Project Properties and requesting that some allowances be made to the asking price due to the long list of outstanding repairs for this property.

The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council:

- (1) the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services, subject to the purchase price of \$175,000.00 being reduced by four

(4) per cent, being the equivalent of what would have been charged for the real estate commission fee; and **(Carried on the following recorded vote:**

FOR: Adams, Augimeri, Johnston, Mihevc, Miller, Rae, Sinclair

AGAINST: Kelly, Lindsay Luby, O'Brien, Ootes)

- (2) that with respect to any properties to be purchased by those appearing on Schedule "A", embodied in Clause No. 4 of Report No. 9 of The Corporate Services Committee, entitled "Surplus Property Within the 'Spadina Corridor'" and 'Scarborough Transportation Corridor', which was approved by City Council on July 8, 9 and 10, 1998, as amended, a similar criteria of deducting the equivalent of a 4 per cent real estate commission also apply. **(Carried)**

- B. Councillor Ootes moved that the Committee recommend to Council the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services. **(Having regard for the foregoing action taken by the Committee, this motion was declared redundant.)**

(Clause No. 3, Report No. 2)

2.4 Sale of Surplus Spadina Project Property at 149 Everden Road - (Ward 28 - York-Eglinton).

The Corporate Services Committee had before it the following:

- (i) report (January 22, 1999) from the Commissioner of Corporate Services recommending that:
- (1) the offer to purchase the property at 149 Everden Road in the amount of \$180,187.50 made by Mr. Zamonsky not be accepted;

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- (2) the Commissioner of Corporate Services on the City's behalf, be authorized to sign back and submit a counter-offer to Mr. Zamonsky with a purchase price of \$195,000.00, which counter-offer shall be irrevocable by the City until March 12, 1999, but otherwise on the same terms and conditions as the offer made by Mr. Zamonsky including the 2 year option in favour of the City;
 - (3) if Mr. Zamonsky accepts the City's counter-offer, then it is further recommended that:
 - (a) the requirement embodied in Clause No. 14 of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994 regarding the minimum required deposit of 10 per cent of the purchase price be waived;
 - (b) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56163; and
 - (c) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable;
 - (4) in the event Mr. Zamonsky does not accept the City's counter-offer the property be listed for sale through the T.R.E.B. Multiple Listing Service subject to the existing tenancy; and
 - (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (ii) communication (January 20, 1999) from Mr. Gilbert Zamonsky, forwarding information respecting his offer to purchase the property located at 149 Everden Road, Toronto; and outlining calculations made by him in determining the amount offered by him to purchase the aforementioned property.

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The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council:

- (1) the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services, subject to Recommendation No. (2) embodied therein being amended to reduce the purchase price of \$195,000.00 by four (4) per cent, being the equivalent of what would have been charged for the real estate commission fee; and **(Carried on the following recorded vote:**

**FOR: Adams, Augimeri, Johnston, Mihevc,
Miller, Rae, Sinclair**

AGAINST: Kelly, Lindsay Luby, O'Brien, Ootes)

- (2) that with respect to any properties to be purchased by those appearing on Schedule "A", embodied in Clause No. 4 of Report No. 9 of The Corporate Services Committee, entitled "Surplus Property Within the 'Spadina Corridor'" and 'Scarborough Transportation Corridor', which was approved by City Council on July 8, 9 and 10, 1998, as amended, a similar criteria of deducting the equivalent of a 4 per cent real estate commission also apply. **(Carried)**

- B. Councillor Ootes moved that the Committee recommend to Council the adoption of the foregoing report (January 22, 1999) from the Commissioner of Corporate Services. **(Having regard for the foregoing action taken by the Committee, this motion was declared redundant.)**

(Clause No. 4, Report No. 2)

**2.5 Sale of Surplus Spadina Project Property
27 Gloucester Grove - (Ward 28 - York Eglinton).**

The Corporate Services Committee had before it the following report and communications:

- (i) (February 1, 1999) from the Commissioner of Corporate Services recommending, subject to Provincial concurrence, that:
- (1) the Commissioner of Corporate Services be authorized to accept this offer in the amount of \$233,000.00 as detailed herein;
 - (2) Council, pursuant to Clause No. 14, of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent. of the purchase price;
 - (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56174;
 - (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the City and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
 - (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
- (ii) Ms. Maria Vertolli (January 20, 1999) respecting the property located at 27 Gloucester Grove; and outlining reasons why the price of the property should be lower than that recommended; and

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- (iii) Ms. Maria Vertolli (January 21, 1999) explaining the conflict that she has been having with the Real Estate Division respecting her attempt to purchase the property located at 27 Gloucester Grove.

The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council:

- (1) the adoption of the foregoing report (February 1, 1999) from the Commissioner of Corporate Services, subject to the purchase price of \$233,000.00 being reduced by four (4) per cent, being the equivalent of what would have been charged for the real estate commission fee; and **(Carried on the following recorded vote:**

FOR: Adams, Augimeri, Johnston, Mihevc, Miller, Rae, Sinclair

AGAINST: Kelly, Lindsay Luby, O'Brien, Ootes)

- (2) that with respect to any properties to be purchased by those appearing on Schedule "A", embodied in Clause No. 4 of Report No. 9 of The Corporate Services Committee, entitled "Surplus Property Within the 'Spadina Corridor'" and

‘Scarborough Transportation Corridor’, which was approved by City Council on July 8, 9 and 10, 1998, as amended, a similar criteria of deducting the equivalent of a 4 per cent real estate commission also apply. **(Carried)**

- B. Councillor Ootes moved that the Committee recommend to Council the adoption of the foregoing report (February 1, 1999) from the Commissioner of Corporate Services. **(Having regard for the foregoing action taken by the Committee, this motion was declared redundant.)**

(Clause No. 5, Report No. 2)

2.6 Sale of Surplus Spadina Project Property 28 Gloucester Grove - (Ward 28 - York Eglinton).

The Corporate Services Committee had before it a report (January 30, 1999) from the Commissioner of Corporate Services recommending, subject to Provincial concurrence that:

- (1) the Commissioner of Corporate Services be authorized to accept this offer in the amount of \$193,000.00 as detailed herein;
- (2) Council, pursuant to Clause No. 14, of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent. of the purchase price;
- (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56175;
- (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the City and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

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The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;
- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council:

- (1) the adoption of the foregoing report (January 30, 1999) from the Commissioner of Corporate Services, subject to the purchase price of \$193,000.00 being reduced by four (4) per cent, being the equivalent of what would have been charged for the real estate commission fee; and **(Carried on the following recorded vote:**

FOR: Adams, Augimeri, Johnston, Mihevc, Miller, Rae, Sinclair

AGAINST: Kelly, Lindsay Luby, O'Brien, Ootes)

- (2) that with respect to any properties to be purchased by those appearing on Schedule "A", embodied in Clause No. 4 of Report No. 9 of The Corporate Services Committee, entitled "Surplus Property Within the 'Spadina Corridor'" and 'Scarborough Transportation Corridor', which was approved by City Council on July 8, 9 and 10, 1998, as amended, a similar criteria of deducting the equivalent of a 4 per cent real estate commission also apply. **(Carried)**

B. Councillor Ootes moved that the Committee recommend to Council the adoption of the foregoing report (January 30, 1999) from the

Commissioner of Corporate Services. **(Having regard for the foregoing action taken by the Committee, this motion was declared redundant.)**

(Clause No. 6, Report No. 2)

**2.7 Sale of Surplus Spadina Project Property
50 Heathdale Road - (Ward 28 - York Eglinton).**

The Corporate Services Committee had before it a report (January 29, 1999) from the Commissioner of Corporate Services recommending, subject to Provincial concurrence that:

- (1) the Commissioner of Corporate Services be authorized to accept the highest offer in the amount of \$600,000.00 as detailed herein;
- (2) Council, pursuant to Clause No. 14 of Report No. 27 of the former Metropolitan Management Committee adopted on September 28, 1994, waive the minimum required deposit of 10 per cent. of the purchase price;
- (3) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CP300J56193;
- (4) the City Solicitor be authorized and directed to take the appropriate action, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the Corporation and he be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The following persons appeared before the Corporate Services Committee respecting the Sale of Surplus Spadina Project Properties:

- Mr. Gilbert Zamonsky, and gave an overhead presentation in regard thereto;
- Ms. Judy Eversen;
- Ms. Eleanor Lavender, and submitted a brief in regard thereto;
- Ms. Maria Vertolli;

- Mr. Gabriel Heti, and submitted appraisal figures respecting 132 Everden Road; and
- Councillor Howard Moscoe - North York Spadina.

On motion by Councillor Miller, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 7, Report No. 2)

On motion by Councillor Rae, in accordance with subsection 55(7) of the Municipal Act, the Corporate Services Committee met privately to give consideration to the following item No. 2.8 having regard that the confidential report (February 15, 1999) from the Commissioner of Corporate Services deals with a confidential property matter:

**2.8 Sale of Surplus City-Owned Property,
80 Turnberry Avenue,
(Ward 21 - Davenport).**

The Corporate Services Committee had before it the following reports and communication:

- (i) (February 1, 1999) from the Commissioner of Corporate Services, recommending that:
 - (1) the Commissioner of Corporate Services be authorized to accept the Offer to Purchase, as submitted, in the amount of \$2,550,000.00 as detailed in this report;
 - (2) the Commissioner of Finance in consultation with the Commissioner of Corporate Services be authorized to direct a portion of the sale proceeds on closing to fund the expropriation of 11R Hounslow Heath Road;
 - (3) the City Solicitor be authorized and directed to take the appropriate action to complete the transaction on behalf of the City and be further authorized to amend the closing date to such earlier or later date as he considers reasonable; and
 - (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;

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- (ii) (February 11, 1999) from Ms. Barbara Grossman, Barrister and Solicitor, Fraser Milner, requesting an opportunity to appear before the Corporate Services Committee regarding the sale of the property located at 80 Turnberry Avenue, Toronto, Ontario; and
- (iii) confidential report (February 15, 1999) from the Commissioner of Corporate Services, providing a supplementary report to the report dated February 1, 1999, respecting the Sale of Surplus City-owned Property located at 80 Turnberry Avenue; and attaching communications (February 12, 1999) from Ms. Barbara Grossman, Barrister and Solicitor, Fraser Milner, and (February 12, 1999) from Mr. Jeffrey B. Goldenberg, Fogler, Rubinoff.

The following Members of Council appeared before the Corporate Services Committee in connection with the foregoing matter:

- Councillor Betty Disero, Davenport; and
 - Councillor Mario Silva, Trinity Niagara.
- A. Councillor Mahood moved that the Commissioner of Urban Planning and Development Services be requested to submit a confidential report directly to Council on March 2, 1999, on their opinion as to the highest and best use of these lands for residential purposes. **(Lost)**
 - B. Councillor Ootes moved that the Corporate Services Committee instruct the Commissioner of Corporate Services to provide one further opportunity to allow prospective purchasers to submit a final offer by February 23, 1999, respecting the property located at 80 Turnberry Avenue; and submit a further report thereon directly to Council for its meeting scheduled to be held on March 2, 1999. **(Carried)**
 - C. Councillor Adams moved that the Commissioner of Corporate Services be requested to submit a report to the Corporate Services Committee:
 - (a) providing an updated policy on the process the City will use in future on proposed sale of Surplus City-owned property; and **(Carried)**

- (b) on the advisability of the City initiating a rezoning process on surplus City-owned property prior to offering the property for sale, where appropriate. **(Carried)**

(Commissioner of Corporate Services - February 17, 1999)

(Clause No. 8, Report No. 2)

2.9 203 Queens Quay West - Proposed Encroachment Agreement - (Ward 24 - Downtown).

The Corporate Services Committee had before it a report (January 19, 1999) from the Commissioner of Corporate Services recommending that:

- (1) authority be granted to enter into an Encroachment Agreement with 1262004 Ontario Limited and 1263448 Ontario Limited subject to the terms and conditions as set out in the body of this report;
- (2) the City Solicitor be authorized to prepare the necessary documentation; and
- (3) the appropriate officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Rae, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 10, Report No. 2)

2.10 Expropriation of Property Interest, Sheppard Subway Project Temporary Interest in a Portion of 204 Sheppard Avenue West, (Ward 10 - North York Centre).

The Corporate Services Committee had before it a report (January 26, 1999) from the Commissioner of Corporate Services recommending that:

- (1) City Council, as approving authority, approve the expropriation of the property interests detailed in this report;

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- (2) authority be granted to take all steps necessary to comply with the Expropriations Act, including but not limited to, the preparation and registration of an Expropriation Plan and the service of: Notices of Expropriation, Notices of Election as to a Date for Compensation and Notices of Possession;
- (3) the Executive Director of Facilities and Real Estate be authorized to sign the Notices of Expropriation and Notices of Possession on behalf of the City;
- (4) leave be granted for introduction of the necessary Bill in Council to give effect thereto; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect hereto.

The Corporate Services Committee recommended to Council the adoption of the foregoing report.

Councillor Johnston requested that her opposition to the foregoing matter be recorded in the Minutes.

(Clause No. 11, Report No. 2)

**2.11 Proposed Property Disposal - 71 Milvan Drive
(Ward 6 - North York Humber).**

The Corporate Services Committee had before it a report (January 26, 1999) Commissioner of Corporate Services recommending that:

- (1) the Commissioner of Corporate Services be authorized to accept the offer to purchase for the property known as 71 Milvan Drive in the amount of \$535,000.00 as detailed in this report; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Rae, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 12, Report No. 2)

**2.12 Proposed Land Exchange - York City Centre,
South-west Corner of Eglinton Avenue West
and Black Creek Drive (Ward 27 - York - Humber).**

The Corporate Services Committee had before it the following:

- (i) report (February 4, 1999) from the Commissioner of Corporate Services recommending that:
 - (1) staff proceed, in consultation with Ward Councillors, with negotiations involving the Ministry of Transportation of Ontario and Rutledge Development Corporation with a view to formalizing terms and conditions for the exchange of lands in the York City Centre area, and report back in due course;
 - (2) notice of intent to declare surplus be issued, and staff initiate the process to stop-up, close, and convey those portions of the public highways known as Keele Road and Photography Drive, intended to be included in the proposed land exchange, in the south-west quadrant of Eglinton Avenue West and Black Creek Drive; and
 - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (ii) communication (February 10, 1999) from Councillor Frances Nunziata, York Humber, requesting that this item be held down until she can be present for the discussion on this issue.

The following persons appeared before the Corporate Services Committee in connection with the foregoing matter:

- Ms. Marjorie Sutton, President of the Local Ratepayers Association;
- Councillor Bill Saundercook, York-Humber; and
- Councillor Frances Nunziata, York-Humber.

On motion by Councillor Lindsay Luby, the Corporate Services Committee recommended to Council the adoption of the report (February 4, 1999) from the Commissioner of Corporate Services, subject to:

- (1) inserting the following additional Recommendation as Recommendation No. (3):

“(3) as part of the process, the Rutledge Development Corporation together with appropriate staff and Ward Councillors, be requested to consult with the York City Centre Citizens Committee, the Mount Dennis Ratepayers, the Mount Dennis BIA, the Eglinton and Keele BIA, the Roseland Ratepayers and a representative of Brownville Avenue;” and

- (2) renumbering Recommendation No. (3) as Recommendation No. (4) accordingly, so that such recommendations now read as follows:

“It is recommended that:

- (1) staff proceed, in consultation with Ward Councillors, with negotiations involving the Ministry of Transportation of Ontario and Rutledge Development Corporation with a view to formalizing terms and conditions for the exchange of lands in the York City Centre area, and report back in due course;
- (2) notice of intent to declare surplus be issued, and staff initiate the process to stop-up, close, and convey those portions of the public highways known as Keelesdale Road and Photography Drive, intended to be included in the proposed land exchange, in the south-west quadrant of Eglinton Avenue West and Black Creek Drive;
- (3) as part of the process, the Rutledge Development Corporation together with appropriate staff and Ward Councillors, be requested to consult with the York City Centre Citizens Committee, the Mount Dennis Ratepayers, the Mount Dennis BIA, the Eglinton and Keele BIA, Roseland Ratepayers and a representative of Brownville Avenue;” and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

(Clause No. 13, Report No. 2)

**2.13 Options for Placing Either the City's Coat of Arms
or City Logo in Toronto City Hall Council Chamber.**

The Corporate Services Committee had before it a communication (January 25, 1999) from the City Clerk advising that the Sub-Committee - Relocation of All Members of Council to City Hall on January 25, 1999, during its consideration of a report (January 25, 1999) from the Commissioner of Corporate Services presenting options for the placement of either the City's new Coat of Arms or the City's logo in the Council Chamber at Toronto City Hall, recommended to the Corporate Services Committee that the City's logo be placed on the wood panel on the floating wall at the front of the Council Chamber (Option 2 of the report dated January 25, 1999) from the Commissioner of Corporate Services.

Councillor Korwin-Kuczynski, High Park, appeared before the Corporate Services Committee in connection with the foregoing matter.

- A. Councillor Lindsay Luby moved that the Corporate Services Committee recommend to Council the adoption of the Recommendation of the Sub-Committee - Relocation of All Members of Council to City Hall; and further that the Coat of Arms be installed on the opposite wall in the City of Toronto Council Chamber.

Councillor O'Brien vacated the Chair and appointed Councillor Rae as Acting Chair.

- B. Councillor O'Brien moved that the Corporate Services Committee recommended to Council the adoption of the report (January 25, 1999) from the Commissioner of Corporate Services; and further that the City's logo be installed on the opposite wall in the City of Toronto Council Chamber.

Councillor O'Brien resumed the Chair.

The foregoing Motions A. and B. were voted on and lost on a tie vote.

The Corporate Services Committee submitted to Council, without recommendation, the communication (January 25, 1999) from the City Clerk, Sub-Committee - Relocation of All Members of Council to City Hall, having regard that the foregoing motions were voted on and lost on a tie vote.

(Clause No. 17, Report No. 2)

**2.14 City of Toronto French Committee\
Comité Français de la Ville de Toronto.**

The Corporate Services Committee had before it a report (February 3, 1999) from the Commissioner of Corporate Services advising that the purpose of this report is to request approval from the Corporate Services Committee to transfer responsibilities for the Toronto French Committee from the Corporate Communications Division to the Access and Equity Centre; and recommending that:

- (1) the City of Toronto French Committee continue to function and that its responsibilities reside with the Access and Equity Centre of the Corporate Services Department;
- (2) the City of Toronto French Committee's budget of \$27,146.00 be transferred from the Corporate Grants Program to the Access and Equity Centre;
- (3) staff from the Access and Equity Centre serve as key contact between the committee and the City of Toronto; and
- (4) the committee be known as the City of Toronto French Committee/Comité français de la Ville de Toronto.

Councillor Mario Silva, Trinity Niagara, appeared before the Corporate Services Committee in connection with the foregoing matter.

- A. Councillor Lindsay Luby moved that the Corporate Services Committee recommend to Council the adoption of the foregoing report. **(Carried)**
- B. Councillor Mahood moved that the Corporate Services Committee recommend to Council the adoption of the foregoing report subject to amending Recommendation No. (1) by adding the following words after the word "function":

"and report to the Corporate Services Committee". **(Lost)**

- C. Councillor Johnston moved that:
- (1) the foregoing motion B. by Councillor Mahood be referred to the Task Force on Access and Equity for report thereon to the Corporate Services Committee; and **(Lost)**
 - (2) the City Clerk be requested to submit a report to the Corporate Services Committee on the feasibility of having translators available at meetings of City Council who are able to translate in both official languages, both in verbal and written form. **(Lost)**

(Clause No. 18, Report No. 2)

2.15 External Legal Firms Retained for Insurance Claim Defence.

The Corporate Services Committee had before it a joint report (February 2, 1999) from the Chief Administrative Officer and the Chief Financial Officer and Treasurer, providing specific information relating to external legal firms retained by the City of Toronto for insurance claim defence purposes; and recommending that this report be received as information.

- A. Councillor Lindsay Luby moved that any future reports regarding the outsourcing of legal work, determine the cost effectiveness of work undertaken inside vis-a-vis outside and particularly when specific expertise is needed; and that this cost-benefit analysis be undertaken by the City's External Auditor. **(Referred)**
- B. Councillor Rae moved that:
- (1) the foregoing joint report be received for information; **(Carried)**
 - (2) the forgoing motion A. by Councillor Lindsay Luby be referred to the Chief Financial Officer and Treasurer for report thereon to the next meeting of the Corporate Services Committee respecting the cost of the City employing An external Auditor; and **(Referred)**

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- (3) the City Solicitor be requested to submit a report to the Corporate Services Committee on all outstanding legal work being performed by outside legal firms. **(Carried)**
- C. Councillor Mahood moved that the foregoing motion A. by Councillor Lindsay Luby and Part (2) of the foregoing Motion B. by Councillor Rae be referred to the Audit Committee for report thereon to the Corporate Services Committee. **(Carried)**
- D. Councillor Miller moved that this matter be deferred and that the Chief Administrative Officer and the Chief Financial Officer and Treasurer be requested to report further to the Corporate Services Committee, in consultation with the City Solicitor, on:
- (1) protocol/claims procedures addressing the assignment of legal claims and on methods to ensure that as many claims as possible are handled in-house; and
 - (2) methods of minimizing legal costs where it is necessary to retain external solicitors.

(Having regard for the foregoing action taken by the Committee the foregoing Motion D. by Councillor Miller was not put to a vote.)

The decision of the Corporate Services Committee therefore is as follows:

The Corporate Services Committee:

- (1) received the foregoing joint report (February 2, 1999) from the Chief Administrative Officer and Chief Financial Officer and Treasurer;
- (2) requested the City Solicitor to submit a report to the Corporate Services Committee on all outstanding legal work being performed by outside legal firms; and
- (3) referred the following motions to the Audit Committee for report thereon to the Corporate Services Committee:

Moved by Councillor Lindsay Luby:

“That any future reports regarding the outsourcing of legal work, determine the cost effectiveness of work undertaken inside vis-a-vis outside and particularly when specific expertise is needed; and that this cost-benefit analysis be undertaken by the City’s External Auditor.”

Moved by Councillor Rae:

“That the foregoing motion by Councillor Lindsay Luby be referred to the Chief Financial Officer and Treasurer for report thereon to the next meeting of the Corporate Services Committee respecting the cost of the City employing An external Auditor.”

(Audit Committee; Chief Financial Officer and Treasurer; City Solicitor - February 17, 1999)

(Clause No. 26(a), Report No. 2)

**2.16 Construction of Harbourfront Fire Station,
339 Queen’s Quay West - Project No. 880004FD,
Tender No. 148-1998 (Downtown).**

The Corporate Services Committee had before it a report (February 1, 1999) from the Chief Financial Officer and Treasurer recommending that Project No. 880004FD, Tender No. 148-1998 for the construction of Harbourfront Fire Station at 339 Queen’s Quay West be awarded to the lowest bidder, M. J. Dixon Construction Ltd., in the amount of \$3,647,625.00 including all taxes and charges.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 14, Report No. 2)

**2.17 1999 Membership Fee - Federation
of Canadian Municipalities.**

The Corporate Services Committee had before it a report (January 29, 1999) from the Chief Financial Officer and Treasurer recommending that payment of the 1999 membership fee for the Federation of Canadian Municipalities be approved in the amount of \$116,100.00.

On motion by Councillor Augimeri, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 23, Report No. 2)

**2.18 1999 Membership Fee - Association
of Municipalities of Ontario.**

The Corporate Services Committee had before it a report (January 29, 1999) from the Chief Financial Officer and Treasurer recommending that payment of the 1999 membership fee for the Association of Municipalities of Ontario be approved in the amount of \$63,276.93.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 24, Report No. 2)

**2.19 Remuneration and Expenses of Members of
Council and of Council Appointees to Local
Boards and Other Special Purpose Bodies
for the Period January 1 to December 31, 1998.**

The Corporate Services Committee had before it a report (February 1, 1999) from the Chief Financial Officer and Treasurer advising that in accordance with Section No. 247(1) of The Municipal Act (R.S.O. 1990), the City Treasurer shall submit an itemized statement of remuneration and expenses paid to Members of Council and Council Appointees of Local Boards and other Special Purpose Bodies; that legislation requires that this Statement be presented to Council by the end of February; that due to year end processing schedules and scheduled Council meetings, the report will not be available for submission prior to that date; that based on information received from other Boards and Agencies, this report for

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1998 will be forwarded to the Corporate Services Committee meeting on March 25, 1999, and subsequently to Council on April 13, 1999, and recommending that this report be received and forwarded to Council for information.

On motion by Councillor Rae, the Corporate Services Committee concurred with the recommendation embodied in the foregoing report.

(Clause No. 25, Report No. 2)

2.20 1998 Parking Tag Issuance - November.

The Corporate Services Committee had before it a report (December 29, 1998) from the Chief Financial Officer and Treasurer advising that this report reflects parking enforcement and collection activities of the Corporation for the period ending November 30, 1998; attaching the following schedules:

- Schedule 1 Monthly Tag Issuance, Collection Rate and Revenue for 1998;
- Schedule 2 Collection Rate Activity for Tags Issued in Prior Years (1989-1997);
- Schedule 3 Parking Tag Receivables (1989-1997);
- Schedule 4 Summary of Trial Request and Conviction Rates;
- Schedule 5 Summary of Expenditures for Parking Tag Operations; and
- Schedule 6 Parking Tags Issued by former Municipal By-law Group; and

recommending that this report be received for information.

On motion by Councillor Miller, the Corporate Services Committee received the foregoing report.

(Clause No. 26(b), Report No. 2)

2.21 1998 Parking Tag Issuance - December.

The Corporate Services Committee had before it a report (January 8, 1999) from the Chief Financial Officer and Treasurer advising that this report reflects parking enforcement and

collection activities of the Corporation for the period ending December 31, 1998; attaching the following schedules:

- Schedule 1 Monthly Tag Issuance, Collection Rate and Revenue for 1998;
- Schedule 2 Collection Rate Activity for Tags Issued in Prior Years (1989-1997);
- Schedule 3 Parking Tag Receivables (1989-1997);
- Schedule 4 Summary of Trial Request and Conviction Rates;
- Schedule 5 Summary of Expenditures for Parking Tag Operations; and
- Schedule 6 Parking Tags Issued by former Municipal By-law Group; and

recommending that this report be received for information.

On motion by Councillor Miller, the Corporate Services Committee received the foregoing report.

(Clause No. 26(c), Report No. 2)

2.22 Legal Representation for the City of Toronto and Four Paramedics at the Inquest into the Death of Kenneth Allen.

The Corporate Services Committee had before it a report (February 1, 1999) from the City Solicitor recommending that:

- (1) the City Solicitor be authorized to represent the City of Toronto and four paramedics at the Inquest into the death of Kenneth Allen, if necessary; and
- (2) this report be forwarded to the Emergency and Protective Services Committee for its information.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 19, Report No. 2)**2.23 Property Damage Claim -
St. Clair Avenue East and Warden Avenue.**

The Corporate Services Committee had before it a report (January 15, 1999) from the City Solicitor recommending that the City Solicitor be authorized to continue legal proceedings seeking recovery of the cost of repair to Metropolitan property which was damaged in a motor vehicle accident and to ratify all steps already taken; and further recommending that the City Solicitor be granted authority in this case to continue the court action already commenced where he deems it appropriate to do so, to appeal any decision where warranted, to discontinue or settle this action or any subsequent appeal where he concludes that it is reasonable to do so, to execute any documents required in this action or any subsequent appeal or to effect such settlement where he deems it appropriate to do so, and that all steps taken to date in this matter be ratified.

The Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 20, Report No. 2)**2.24 Property Damage Claim -
Lansdowne Avenue and Davenport Road.**

The Corporate Services Committee had before it a report (January 28, 1999) from the City Solicitor recommending that the City Solicitor be authorized to continue legal proceedings seeking recovery of the cost of repair to Metropolitan property which was damaged in a motor vehicle accident and to ratify all steps already taken; and further recommending that the City Solicitor be granted authority in this case to continue the court action already commenced where he deems it appropriate to do so, to appeal any decision where warranted, to discontinue or settle this action or any subsequent appeal where he concludes that it is reasonable to do so, to execute any documents required in this action or any subsequent appeal or to effect such settlement where he deems it appropriate to do so, and that all steps taken to date in this matter be ratified.

The Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 21, Report No. 2)

2.25 Legal Challenge Against the City of Toronto.

The Corporate Services Committee had before it a confidential report (February 1, 1999) from the City Solicitor respecting a legal challenge against the City of Toronto.

The Corporate Services Committee received the foregoing report.

(Clause No. 26(d), Report No. 2)

**2.26 Purchase of Properties at 7 and 9 Monkton Avenue,
for Municipal Parking Purposes.**

The Corporate Services Committee had before it a confidential report (January 27, 1999) from the President, Toronto Parking Authority, respecting the purchase of the above-captioned properties for municipal parking purposes.

On motion by Councillor Mihevc, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 9, Report No. 2)

2.27 Employee Conflict of Interest Policy/Code of Conduct.

The Corporate Services Committee had before it a joint report (February 11, 1999) addressed to the Personnel Sub-Committee from the Chief Administrative Officer and the Executive Director of Human Resources, recommending that the Employee Conflict of Interest Policy be recommended to the Corporate Services Committee and Council for adoption.

Councillor O'Brien appointed Councillor Rae as Acting Chairman and vacated the Chair.

- A. Councillor O'Brien moved that the foregoing report be referred back to the Executive Director of Human Resources for consultation with representatives of CUPE Local 79 and report thereon to the Corporate Services Committee. **(Carried)**

Councillor O'Brien resumed the Chair.

- B. Councillor Ootes moved that the Executive Director of Human Resources be requested to submit a report to the Corporate Services Committee on employees being required to sign a yearly document

attesting to compliance with the Employee Conflict of Interest Policy/Code of Conduct. **(Carried)**

- C. Councillor Mihevc moved that the Chief Administrative Officer be requested to bring forward the Conflict of Interest Policy/Code of Conduct for Special Purpose Bodies and Agencies, Boards and Commissions and other committees at the same time that he is reporting on a similar policy for Members of Council. **(Carried)**

(Executive Director of Human Resources; Chief Administrative Officer - February 17, 1999)

(Clause No. 26(e), Report No. 2)

2.28 Recipients - Constance E. Hamilton Award.

The Corporate Services Committee had before it a report (February 9, 1999) from the Women Members of Council recommending that:

- (1) City Council endorse the selection of Joan Grant Cummings, Marion Lynn and Jane Pepino as the 20th anniversary recipients of the Constance E. Hamilton Award in 1999; and
- (2) the appropriate City officials be authorized to take the necessary actions to give effect thereto.

On motion by Councillor Lindsay Luby, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 22, Report No. 2)

2.29 Lease Agreement (New Owner) - 1860 Wilson Avenue (Ward 6 - North York Humber).

The Corporate Services Committee had before it a report (February 11, 1999) from the Commissioner of Corporate Services recommending that:

- (1) a leasing arrangement with 364511 Ontario Limited or its successors ("364511") be concluded, on the terms and conditions set out in and in accordance with Appendix "A" in this report; and

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- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council the adoption of the foregoing report.

(Clause No. 15, Report No. 2)

On motion by Councillor Rae, in accordance with subsection 55(7) of the Municipal Act, the Corporate Services Committee met privately to give consideration to the following item No. 2.30 having regard that the confidential report (February 8, 1999) from the Commissioner of Corporate Services deals with a confidential property matter:

**2.30 Acquisition of Ontario Hydro Corridor
Kennedy Road to Birchmount Road
(Ward 15 - Scarborough City Centre).**

The Corporate Services Committee had before it a confidential report (February 8, 1999) from the Commissioner of Corporate Services respecting the acquisition of Ontario Hydro Corridor lands.

Councillor Berardinetti, Scarborough City Centre, appeared before the Corporate Services Committee in connection with the foregoing matter.

On motion by Councillor Kelly, the Corporate Services Committee recommended to the Budget Committee, and Council, the adoption of the foregoing report.

(Clause No. 26(f), Report No. 2)

2.31 Interim Property Tax Bills.

The Corporate Services Committee had before it a communication (February 10, 1999) from the Chief Financial Officer and Treasurer addressed to the Mayor and Members of Council, advising of concerns expressed by some taxpayers with respect to the short period of time (three weeks) between the first and second due date on their interim tax bills for 1999, in concert with late receipt of some bills, due on February 15, March 8, and April 6; stating that in light of this concern a five (5) day “grace” period will be provided, with penalty and interest not being charged until five days after the due date; and that for the final billing, staff will ensure that there is a four (4) week spread between due dates.

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Councillor O'Brien appointed Councillor Rae as Acting Chairman and vacated the Chair.

On motion by Councillor O'Brien, the Corporate Services Committee:

- (1) instructed the Chief Financial Officer and Treasurer to provide a clear 30 day period to property taxpayers from one payment to the next, without penalty; and
- (2) recommended that City Council concur with the foregoing action taken by the Committee.

Councillor O'Brien resumed the Chair.

(Clause No. 16, Report No. 2)

The Corporate Services Committee adjourned its meeting at 3:31 p.m.

Chair.