

THE CITY OF TORONTO

City Clerk's Division

Minutes of the Corporate Services Committee

Meeting No. 5

Thursday, May 20, 1999

The Corporate Services Committee met on Thursday, May 20, 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.

	9:40a.m.to 12:19 p.m.	In Camera Session 12:20 p.m. to 12:31 p.m.	2:09 p.m. to 5:09 p.m.	In Camera Session 5:10 p.m. to 6:10 p.m.
Councillor Dick O'Brien (Chair)	X	X	X	X
Councillor John Adams	X	X	X	X
Councillor Maria Augimeri	X	X	X	X
Councillor Anne Johnston	X	X	X	X
Councillor Norman Kelly	-	-	X	X
Councillor Gloria Lindsay Luby	X	X	X	X
Councillor Doug Mahood	X	X	X	X
Councillor Joe Mihevc	X	X	X	X
Councillor David Miller	X	X	X	X
Councillor Case Ootes	X	X	X	X
Councillor Kyle Rae	X	X	X	X
Councillor Bruce Sinclair	X	X	X	X

Confirmation of Minutes

On motion by Councillor Miller, the Corporate Services Committee confirmed the minutes of its meeting held on April 19, 1999.

5-1. Sale of Surplus Spadina Project Property at 205 Ava Road (Ward 28 - York Eglinton).

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

- (i) (April 6, 1999) from the Commissioner of Corporate Services recommending that:
 - (1) the offer to purchase the property at 205 Ava Road submitted by Ms. Francine-Deena Cooper in the amount of \$300,000.00, not be accepted;
 - (2) authority be granted for either of the Commissioner of Corporate Services or the executive Director of Facilities and Real Estate to sign back and submit a counter-offer to Ms. Cooper at a sale price of \$330,000.00, which counter-offer shall be irrevocable by the City until May 21, 1999 but otherwise on the same terms and conditions as the offer made by Ms. Cooper save and except that the condition related to obtaining financing shall be struck out;
 - (3) if Ms. Cooper 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. OCA700CA2470;

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- (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 Ms. Cooper 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;
- (ii) (March 26, 1999) from Mr. Bram M. Zinman, Barristers and Solicitors, Kronis, Rotsztain, Margles, Cappel and Gertler, requesting an opportunity to appear before the Corporate Services Committee respecting the property located at 205 Ava Road, Toronto;
- (iii) (April 16, 1999) from the Commissioner of Corporate Services recommending that:
- (1) the report from Commissioner of Corporate Services dated April 6, 1999 entitled "Sale of Surplus Spadina Project Property at 205 Ava Road (Ward 28 - York Eglinton)" be amended by deleting recommendation (2) set out therein and substituting therefor the following:
 - "(2) authority be granted for either of the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate to sign back and submit a counter-offer to Ms. Cooper at a sale price of \$330,000.00, which counter-offer shall be irrevocable by the City until May 21, 1999 but otherwise on the same terms and conditions as the offer made by Ms. Cooper, save and except that:
 - (a) the condition related to financing shall be struck out; and
 - (b) a condition be included that Ms. Cooper provide on or before May 28, 1999 an acknowledgement, agreement and release (in a form satisfactory to and provided by the City Solicitor), recognizing that the City is entitled to restore the fence at the rear of the property to its proper lot line as shown as Part 3 on

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Plan 64R-15564, and quitting claim as of the closing date to any right, title or interest she may have in any lands adjoining or adjacent to Part 3 on Plan 64R-15564.”; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (iv) (May 6, 1999) from the Commissioner of Corporate Services recommending that:
- (1) the report (April 6, 1999) from the Commissioner of Corporate Services entitled “Sale of Surplus Spadina Project Property at 205 Ava Road (Ward 28 - York Eglinton)” be amended by deleting recommendation (2) set out therein and substituting therefor the following:
 - “(2) authority be granted for either of the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate to sign back and submit a counter-offer to Ms. Cooper at a sale price of \$330,000.00, which counter-offer shall be irrevocable by the City until June 21, 1999 but otherwise on the same terms and conditions as the offer made by Ms. Cooper, save and except that:
 - (a) the condition related to financing shall be struck out;
 - (b) a condition be included that Ms. Cooper provide on or before June 28, 1999 an acknowledgement, agreement and release (in a form satisfactory to and provided by the City Solicitor), recognizing that the City is entitled to restore the fence at the rear of the property to its proper lot line as shown as Part 3 on Plan 64R-15564, and quitting claim as of the closing date to any right, title or interest she may have in any lands adjoining or adjacent to Part 3 on Plan 64-15564; and
 - (c) the closing date be amended to July 21, 1999.”
 - (2) the report (April 16, 1999) from the Commissioner of Corporate Services entitled “Sale of Surplus Spadina Project Property at 205 Ava Road Supplementary Report (Ward 28 - York Eglinton)” be received; and
 - (3) the appropriate City officials be authorized and directed to give effect to the foregoing.

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

- Mr. Bram M. Zinman, Solicitor for Francine-Deena Cooper; and
- Ms. Francine-Deena Cooper.

A. Councillor Mihevc moved that the Corporate Services Committee recommend to Council the adoption of the report (April 6, 1999) from the Commissioner of Corporate Services subject to the deletion of the following:

- (i) the word “not” from Recommendation No. (1); and
- (ii) Recommendations Nos. (2), (3) and (4). **(Lost on the following recorded vote:**

FOR: Augimeri, Johnston, Mihevc, Miller

AGAINST: Lindsay Luby, Mahood, O’Brien, Ootes, Sinclair)

B. Councillor Lindsay Luby moved that the Corporate Services Committee recommend to Council the adoption of the reports (April 6, 1999 and May 6, 1999) from the Commissioner of Corporate Services subject to the inclusion of the Ms. Cooper’s father as a purchaser of the subject property. **(Lost on the following recorded vote:**

FOR: Lindsay Luby, Mahood, O’Brien, Ootes, Sinclair

AGAINST: Augimeri, Johnston, Mihevc, Miller, Rae)

The Corporate Services Committee submitted the reports dated April 6, 1999, April 16, 1999 and May 6, 1999, from the Commissioner of Corporate Services to Council without recommendation.

(Clause No. 9, Report No. 6)

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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. 5-2 having regard that the confidential report (April 29, 1999) from the Commissioner of Corporate Services deals with a confidential property matter:

**5-2. Property Acquisition Request From L.A.C.A.C.
W. J. Morrish Store, North-West Corner Of
Meadowvale Road and Kingston Road
(Ward 16 - Scarborough Highland Creek).**

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

- (i) (March 2, 1999) from the City Clerk advising that the Scarborough Community Council, on February 17, 1999, referred the request by the Scarborough Local Architectural Conservation Advisory Committee (L.A.C.A.C.) embodied in the communication (November 10, 1998) from Mr. Rick Schofield, Chairman of the Local Architectural Conservation Advisory Committee, to the Corporate Services Committee for its consideration; and requested that the Commissioner of Corporate Services be directed to submit a further report thereon to the Committee; and
- (ii) confidential report (April 29, 1999) from the Commissioner of Corporate Services respecting the possible acquisition of the W. J. Morrish Store; and
- (iii) (May 14, 1999) from Mr. Rick Schofield, Chairman, Scarborough LACAC, advising that the Scarborough Historical Society has offered to assume staffing and ongoing operating costs of the W. J. Morrish Store as an Archives for the Scarborough region, if the building is acquired by the City and brought up to minimum property standards; that currently the Society shares facilities with the Toronto District School Board's Archives facilities and while this arrangement is quite satisfactory at present, the Society is looking for more long-term facilities; that the Society is prepared to actively seek partnerships with the School Board, local community associations and the public and private sector which will make this building completely self-sustaining with no annual staffing or operating costs for the City of Toronto; that a similar arrangement currently exists between the City and the Ontario Historical Society (John McKenzie House) in North York and between the City and the Scarborough Arts Council (Harrison Estate) in Scarborough; that fund raising to

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repair the structure needs to begin as soon as various grant opportunities are available as we approach the new Millennium; and that unless a decision concerning this historic building is made in the very near future, many of these grant opportunities will disappear and funding will go elsewhere.

On motion by Councillor Kelly, the Corporate Services Committee:

- (1) recommended to Council the adoption of the Recommendations of the Corporate Services Committee embodied in the confidential communication (May 21, 1999) from the City Clerk which was forwarded to Members of Council under confidential cover; and
- (2) requested the Budget Committee to submit a report directly to Council respecting the foregoing matter.

(City Council; Budget Committee; c. Commissioner of Corporate Services - Confidential - May 20, 1999)

(Clause No. 5, Report No. 6)

**5-3. Economic Development and
Workplace Democracy Act, 1998.**

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

- (i) (April 29, 1999) from the Executive Director of Human Resources recommending that:
 - (1) City Council affirm its commitment to ensure that there is open and fair competition with respect to construction work performed on behalf of the City of Toronto in a manner consistent with its obligations in law and to provide the citizens of the City of Toronto with high quality and affordable public services;
 - (2) staff report back to Council with recommendations on possible communications to the Government of Ontario regarding Bill 31 and its stated goal of ensuring fair and open competition in public tendering for construction work; and

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- (3) staff continue to meet with construction trade unions and employer representatives of the construction industry for the purpose of ensuring open and fair competition within the context of the current legislation and that all possible approaches be considered in achieving this goal including but not limited to issues that have arisen out of the City's construction trade union affiliations;

- (ii) (undated) from The Independent Contractors Association forwarding a copy of a communication dated January 4, 1999, addressed to the Mayor from Mr. A. Bruce McKelvey, Chair, and Ms. Elyse Allan, President and Chief Executive Officer, The Board of Trade of Metropolitan Toronto, urging the City of Toronto to secure the access of non-unionized contractors to the City's construction work by ensuring that any agreement it reaches with the construction trades does not contain any clause which would restrict or prevent the participation of non-unionized contractors; advising that should the City not act to ensure the access of non-unionized contractors, Toronto would be the only municipality in Ontario, and with Montreal one of two in Canada, which has such restrictive bargaining relationships with the construction trades; and that the City of Toronto should act immediately to restore fairness and promote healthy competition in the municipal construction work market; and

- (iii) (May 17, 1999) from Ms. Anne Dubas, President, Canadian Union of Public Employees, Local 79, advising that the Economic Development and Workplace Democracy Act, 1998, allows non-construction employers to decertify union agreements under specific conditions; that at the December, 1998, meeting of the Corporate Services Committee, many trade unionists expressed their surprise and disappointment at the City's interpretation of the Act and that the City would jeopardize the good labour relations that have existed for so many years; that the Corporate Services Committee recommended that discussions take place with representatives of trade unions and the construction industry; that consultations have now been held with three labour organizations and eleven contractors' associations and it would appear that all participants understand the issues but there is little agreement; that in their view there is no need for further consultation on this matter; that the Ontario Labour Relations Board has made a clear decision regarding the bargaining rights of unions and has recognized eight trades in the construction area; and stating that the City should respect the bargaining rights and maintain the agreements and should not be using the Economic Development and Workplace Democracy Act as an excuse to destroy longstanding labour relations in Toronto.

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

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- Mr. Ray Pennings, Christian Labour Association of Canada, and filed a submission in regard thereto;
- Mr. Hugo Powell, Central Ontario Regional Council of Carpenters, Drywall and Allied Workers, Carpenters Local 27, United Brotherhood of Carpenters and Joiners of America;
- Mr. Joe Fashion, Local Union 353, International Brotherhood of Electrical Workers, and filed a submission in regard thereto;
- Mr. William Nicholls, District Council No. 46, International Brotherhood of Painters and Allied Trades;
- Mr. John Cartwright, Construction Trades Council;
- Mr. Bob O'Donnell, Electrical Contractors Association of Toronto;
- Mr. Joe McPhail, Sheet Metal Workers' International Association, Local Union No. 30;
- Mr. Arthur Potts, The Toronto Independent Contractors;
- Mr. Dave Clarke, Business Representative, United Association of Plumbers and Steam Fitters, Local 46 Toronto, accompanied by Mr. Bud McWatters, Mechanical Contractors Association of Toronto, and Mr. Paul Murray, Black and McDonald, and and filed a submission in regard thereto; and
- Mr. Jim Hazel, President, Maintenance and Construction Skills Trades Council, Local 3219, United Brotherhood of Carpenters and Joiners of America, accompanied by Mr. Chris Hinkson, a former worker with the independent contractors.

A. Councillor Miller moved that:

- (a) Recommendation No. (1) embodied in the report (April 29, 1999) from the Executive Director of Human Resources be amended by adding thereto after the word "law", the words "and sound labour relations principles", so that Recommendation No. (1) shall now read as follows:

"(1) City Council affirm its commitment to ensure that there is open and fair competition with respect to

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construction work performed on behalf of the City of Toronto in a manner consistent with its obligations in law and sound labour relations principles and to provide the citizens of the City of Toronto with high quality and affordable public service;” and

- (b) the Executive Director of Human Resources be requested to submit a report to the Administration Committee on:
 - (i) the results of the discussions as outlined in Recommendation No. (3) embodied in the foregoing report; and
 - (ii) a pre-qualification process that would ensure that contractors have a demonstrated history of compliance with health and safety standards, employment standards, the fair wage (where applicable) and respect for employees’ right to join a trade union. **(Carried)**

B. Councillor Augimeri moved that the Corporate Services Committee recommend to Council the adoption of Recommendation No. (3) embodied in the report (April 29, 1999) from the Executive Director of Human Resources. **(Carried)**

C. Councillor Adams moved that:

- (a) the Corporate Services Committee recommend to Council the adoption of Recommendation No. (2) embodied in the report (April 29, 1999) from the Executive Director of Human Resources subject to said Recommendation being amended to read as follows:
 - “(2) the Executive Director of Human Resources be requested to seek further clarification from the Province of Ontario regarding Bill 31 along the lines they have identified;” and **(Carried)**
- (b) the Executive Director of Human Resources be requested to submit a report directly to Council for its meeting scheduled to be held on June 9, 1999, on:

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- (i) the number of employees in each category of construction trade since January 1, 1998; **(Carried on the following recorded vote:**

FOR: Adams, Johnston, Lindsay Luby, Mahood, Ootes, Sinclair

AGAINST: Augimeri, Mihevc, O'Brien)

- (ii) the status of appeal of Ontario Labour Relations Board (OLRB) decision in relation to the Toronto Dominion Bank; **(Carried)**
- (iii) the status of application to OLRB by the City of Sault Ste Marie; **(Carried)**
- (iv) the impact of an application under Bill 31 where no employee is in the category of construction trade; and **(Carried)**
- (v) the implementation date for the new purchasing procedures. **(Carried)**

- D. Councillor Ootes moved that the Executive Director of Human Resources also be requested to report directly to Council on June 9, 1999, on the accident rate for union versus non-union contract workers for the City of Toronto as well as the Workers Compensation Board claims in the past five years. **(Carried on the following recorded vote:**

FOR: Adams, Johnston, Lindsay Luby, Mahood, Miller, O'Brien, Ootes, Sinclair

AGAINST: Augimeri, Mihevc)

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

The Corporate Services Committee:

- (A) recommended to Council:

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- (1) the adoption of the report (April 29, 1999) from the Executive Director of Human Resources, subject to:
 - (i) amending Recommendation No. (1) by adding thereto after the word “law”, the words “and sound labour relations principles”, so that Recommendation No. (1) shall now read as follows:

“(1) City Council affirm its commitment to ensure that there is open and fair competition with respect to construction work performed on behalf of the City of Toronto in a manner consistent with its obligations in law and sound labour relations principles and to provide the citizens of the City of Toronto with high quality and affordable public service;”; and
 - (ii) amending Recommendation No. (2) to read as follows:

“(2) the Executive Director of Human Resources be requested to seek further clarification from the Province of Ontario regarding Bill 31 along the lines they have identified;” and
- (2) that the Executive Director of Human Resources be requested to submit a report to the Administration Committee on:
 - (i) the results of the discussions as outlined in Recommendation No. (3) embodied in the foregoing report; and
 - (ii) a pre-qualification process that would ensure that contractors have a demonstrated history of compliance with health and safety standards, employment standards, the fair wage (where applicable) and respect for employees’ right to join a trade union; and

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- (B) requested the Executive Director of Human Resources to submit a report directly to Council for its meeting scheduled to be held on June 9, 1999, on:
- (i) the accident rate for union versus non-union contract workers for the City of Toronto as well as the Workers Compensation Board claims in the past five years;
 - (ii) the number of employees in each category of construction trade since January 1, 1998;
 - (iii) the status of appeal of Ontario Labour Relations Board (OLRB) decision in relation to the Toronto Dominion Bank;
 - (iv) the status of application to OLRB by the City of Sault Ste Marie;
 - (v) the impact of an application under Bill 31 where no employee is in the category of construction trade; and
 - (vi) the implementation date for the new purchasing procedures.

(Executive Director of Human Resources; c. All interested parties - May 25, 1999)

(Clause No. 2, Report No. 6)

5-4. Municipal Elections.

The Corporate Services Committee had before it a report (May 6, 1999) from the City Clerk reporting on the process for Election 2000; and recommending that:

- (1) the attached background report, "Election 2000", be received for information at this time;
- (2) a copy of this report be circulated to all Members of Council; and
- (3) the City Clerk be authorized to undertake consultations with Members of Council, and through focus groups consisting of candidates, voters and other stakeholders, on the issues and draft proposals contained in the report and report on any necessary

legislative amendments, policies and procedures to Council in July and December, 1999.

On motion by Councillor Miller, the Corporate Services Committee endorsed the recommendations embodied in the foregoing report.

(All Members of Council; c: City Clerk; Director of Elections, City Clerk's Division - May 20, 1999)

(Clause No. 30(a), Report No. 6)

5-5. Voting and Vote-Counting System - Municipal Elections.

The Corporate Services Committee had before it a report (May 6, 1999) from the City Clerk recommending that:

- (1) Council approve the use of voting place vote-counting machines in the City of Toronto elections;
- (2) Council approve the use of touch screen voting machines in the City of Toronto for institutional voting and the advance voting program;
- (3) the City Clerk report on the results of the Request For Proposal together with recommendations on the award of contract to the Administration Committee meeting in July 1999; and
- (4) authority be granted to introduce the necessary bill in Council to give effect to Recommendations Nos. (1) and (2).

On motion by Councillor Mihevc, the Corporate Services Committee recommended to Council the adoption of the foregoing report and directed that a copy thereof be forwarded to the Budget Committee for its information.

(Budget Committee; c: City Clerk - May 20, 1999)

(Clause No. 25, Report No. 6)

5-6. Late Agenda Items for Committee and Council Meetings.

The Corporate Services Committee had before it the following:

- (i) report (May 6, 1999) from the City Clerk addressing the causes and implications of late agenda items being introduced into the Council legislative process; advising that recommendations, including guidelines for trial implementation over a six month period, are made for dealing with late agenda items for Standing Committees, Community Councils, other committees reporting directly to City Council, and City Council; and recommending that:

Committee and Community Council Agenda:

- (1) the closing deadline for regular meeting agendas for Standing Committees and other committees, be changed from 12:00 noon, 10 business days prior to the meeting, to 12:00 noon, nine (9) business days prior to the meeting, and the closing deadline for Community Council meeting agendas remain at 12:00 noon, 10 business days prior to the meeting due to the large volume of planning business requiring advance notice;
- (2) the City Clerk be authorized not to accept any staff reports or communications, pertaining to new business, for a Standing Committee, any other committee or Community Council meeting, after the regular agenda closing deadline, unless one of the following conditions is met:
 - (a) the item involves a last-minute emergency public health or safety matter that must be resolved within the current committee-council meeting cycle;
 - (b) the item involves a contractual, judicial or statutory deadline that must be achieved within the current committee-council meeting cycle or places the Corporation at financial or legal risk; or
 - (c) the item has been referred by City Council, a Standing Committee, other committee or a Community Council after the agenda closing and the referral relates to one of the criteria listed above;

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- (3) the City Clerk continue to accept staff reports and communications, for inclusion on the meeting agenda, that are supplementary to an item already properly on the regular meeting agenda and received by the Clerk up to three (3) business days before the meeting, and that the supplementary agenda be distributed to Members and affected senior officials two (2) business days prior to the meeting;
- (4) any supplementary communications or staff reports, or new business staff reports meeting the criteria set out in Recommendation No. (2) above, submitted to the City Clerk within two (2) business days before the meeting, will be held by the City Clerk and, subject to consultation with the Committee Chair, brought to the meeting by the Clerk for introduction onto the meeting agenda, subject to a majority vote of the committee to consider such matter;
- (5) when a motion is introduced at a meeting of a Standing Committee, any other committee, Community Council or City Council for a further staff report on an item under consideration, the meeting Chair be permitted to request the Chief Administrative Officer or responsible Commissioner (or appropriate staff) to speak to the motion as to whether a formal staff report or informal response (e.g., verbal report, presentation) is appropriate given the nature of the request and the time frame contemplated by the motion, before the motion is voted upon;
- (6) the committee and Community Council meeting agenda management guidelines, attached to this report as Appendix "A", to give effect to Recommendations Nos. (1) through (4) above, be adopted;

City Council Agenda:

- (7) the closing deadline for the Council meeting agenda be confirmed at 12:00 noon, five (5) business days prior to the Council meeting;
- (8) the City Clerk be authorized not to accept any late Notices of Motions from Members of Council, after the Council meeting agenda has closed, unless one of the following conditions is met, and unless the Notice of Motion is received before 12:00 noon the business day before the meeting:
 - (a) the Notice of Motion involves a last-minute emergency public health or safety matter that must be addressed within the current Council meeting cycle;

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- (b) the Notice of Motion involves a contractual, judicial or statutory deadline that must be achieved within the current Council meeting cycle or places the Corporation at financial or legal risk; or
 - (c) the Notice of Motion relates to the passage or extension of an interim-control by-law;
- (9) any late communications and staff reports, pertaining to items already on the Council agenda, and received up to 12:00 noon on the business day before Council will be placed on the Council supplementary agenda and distributed at the beginning of the meeting of Council, and any further communications and staff reports received after the deadline will be filed by the City Clerk and a listing of all late communications and staff reports received after the deadline be distributed to Members, for their information during the Council meeting, with the update of the Council Reference table;
- (10) the City Clerk be authorized not to accept any late Bills after the meeting agenda has closed, unless one of the following conditions is met, and unless the Bill is received before 12:00 noon the business day before the meeting:
 - (a) the Bill involves a last-minute emergency public health or safety matter that cannot wait until the next Council meeting;
 - (b) the Bill involves a contractual, judicial or statutory deadline that must be achieved by the current Council meeting or places the Corporation at financial or legal risk; and/or
 - (c) the Bill relates to the passage or extension of an interim-control by-law;
- (11) a supplementary Council agenda, including all late Notices of Motions, communications and staff reports meeting the criteria, be prepared and distributed to Members at the start of the Council meeting, together with a final Bills List;
- (12) after the City Council meeting has started, no new additional information be distributed to Members during the meeting, unless authorized by the City Clerk, in consultation with the Mayor, in extraordinary circumstances;

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- (13) the City Council meeting agenda management guidelines for late items, attached to this report as Appendix "B", to give effect to Recommendations Nos. (7) through (12) be adopted;

Implementation:

- (14) the staff recommendations and guidelines set out in this report be implemented on a trial basis for a six month period, and the City Clerk be requested to report back to the Administration Committee on the status and results of managing late agenda items for Committee and Council meetings, and any further recommendations deemed necessary; and
- (15) the City Clerk prepare and distribute to City staff and interested persons an information package containing the guidelines outlined in this report and a schedule showing the respective agenda deadlines recommended in this report; and
- (ii) communication (May 17, 1999) from Ms. Anne Dubas, President, Canadian Union of Public Employees, Local 79, registering concern respecting the proposal for dealing with late agenda items introduced at Committee and Council meetings; advising that the recommendation that letters and petitions not received one business day before Council and Committee meetings not be distributed to Councillors is a very disturbing concept; that the essence of municipal government is the accessibility and accountability of elected politicians to the taxpayers; that not every communication is pleasant and trouble free, but councillors have a responsibility and an obligation to consider the views of all interested parties as part of their deliberations; that the need for an accessible Council is greater than ever in this new huge City and in the interest of open and democratic system, there should be no deadline and no restrictions on the distribution of the public's letters to Committees or Council.

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

- Mr. Denis Casey, 1st Vice President, CUPE Local 79; and
 - Mr. Vance Latchford, Latchford Associates.
- A. Councillor Adams moved that the Corporate Services Committee recommend to Council that the report (May 6, 1999) from the City Clerk be amended by:

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- (1) amending Recommendation No. (2) (a) and (2) (b) to read as follows:

“(2) (a) the item involves a last-minute emergency public health or safety matter that must be addressed within the current Committee-Council meeting cycle; or

the item involves an urgent public policy issue that in the opinion of the Committee must be addressed within the current Committee-Council meeting cycle;”;

(2) (b) the item involves a contractual, judicial, administrative tribunal or statutory deadline that must be achieved within the current Committee-Council meeting cycle or places the Corporation at financial or legal risk;”;
and

- (2) amending Recommendation No. (8) (a) and (8) (b) to read as follows:

“(8) (a) the Notice of Motion involves a last minute emergency public health or safety matter that must be addressed within the current Council meeting cycle; or

The Notice of Motion involves an urgent public policy issue that in the opinion of Council must be addressed within the current Council meeting cycle;

(8)(b) the Notice of Motion involves a contractual, judicial, administrative tribunal or statutory deadline that must be achieved within the current Committee-Council meeting cycle or places the Corporation at financial or legal risk;”. **(Carried)**

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B. Councillor Mihevc moved that the Corporate Services Committee recommend to Council the adoption of the report (May 6, 1999) from the City Clerk subject to:

- (1) deleting Recommendations Nos. (4) and (5); **(Lost)**
- (2) amending Recommendation No. (8) by deleting the word “not” after the word “authorized” and all of the words after the words “Member of Council” and inserting in lieu thereof the words “until 2:00 p.m. of the first day of Council:”; **(Lost)**
- (3) amending Recommendation No. (9) by:
 - (a) deleting the word “filed” and substituting in lieu thereof the word “distributed”; and **(Lost)**
 - (b) deleting all of the words after the words “City Clerk”; and **(Lost)**
- (4) deleting:
 - (a) Recommendation No. 11; and **(Lost)**
 - (b) Recommendation No. 12. **(Carried)**

C. Councillor Ootes moved that the Corporate Services Committee recommend to Council:

- (1) that all staff reports be required to clearly identify any financial implications including:
 - (i) the source of funding;
 - (ii) the amount of expenditures and revenues; and
 - (iii) any in-year financial implications beyond the approved budget or future year financial impacts;

and that these requirements be incorporated into the new staff report guidelines currently in preparation by the City Clerk and the Chief Administrative Officer; and

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- (2) that the City Clerk, in consultation with the Chief Financial Officer and Treasurer, City Solicitor and the Chief Administrative Officer, be requested to develop a protocol, and report to the next meeting of the Policy and Finance Committee, for dealing with staff reports, Standing Committee and Community Council recommendations to City Council, and Notices of Motions introduced at City Council, which have financial implications, beyond the approved annual budget or legal implications, such that staff can identify any financial or legal implications and bring such information to the attention of Committee or Council for its consideration. **(Carried)**
- D. Councillor Rae moved that the Corporate Services Committee recommend to Council:
- (1) that any communication from a Member of Council to a Committee or Community Council, for a staff report be placed on the agenda and by vote, be referred to staff for a report to be presented to the next meeting; and
 - (2) that no items be placed on the agenda for a Committee or Community Council meeting without an accompanying staff report. **(Carried)**
- E. Councillor Miller moved that the report (May 6, 1999) from the City Clerk be referred to the upcoming Forum on Citizen Involvement for consultation and comment thereon to the Administration Committee. **(Withdrawn)**
- F. Councillor Johnston moved that the Corporate Services Committee recommend to Council that:
- (1) Recommendation No. (4) embodied in the report (May 6, 1999) from the City Clerk be amended by adding after the words "Committee Chair" the words "or Members of the Committee"; and deleting the words "subject to a majority vote of the committee to consider such matter" after the words "onto the meeting agenda", so that Recommendation No. (4) shall now read as follows:

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- “(4) any supplementary communications or staff reports, or new business staff reports meeting the criteria set out in Recommendation No. (2) above, submitted to the City Clerk within two (2) business days before the meeting, will be held by the City Clerk and, subject to consultation with the Committee Chair or Members of the Committee brought to the meeting by the Clerk for introduction onto the meeting agenda;” and
- (2) Members of Council be requested to consult with the City Clerk in the preparation of their Notices of Motions prior to their submission to Council. **(Carried)**
- G. Councillor Lindsay Luby moved that the Corporate Services Committee recommend to Council that the implementation of this revised policy take effect in September, 1999, for a six month trial period. **(Carried)**
- H. Councillor Adams moved that the report (May 6, 1999) from the City Clerk and the proposed amendments thereto be referred to the Community Councils for consideration and report back to the Administration Committee for its meeting scheduled to be held on September 7, 1999. **(Lost)**
- I. Councillor Miller moved that:
- (1) the recommendations embodied in the report (May 6, 1999) from the City Clerk be amended by deleting therefrom the reference to “communications”; and **(Lost)**
- (2) Part (1) of the foregoing motion C. by Councillor Ootes be amended by adding thereto the words “and that financial/budgetary reports clearly identify any policy implications and the relevant committee approval received or required for the policy change”. **(Carried)**

The Corporate Services Committee adopted the report (May 6, 1999) from the City Clerk, as amended, save and except Recommendation No. (8).

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A recorded vote on Recommendation No. (8), as amended, carried as follows:

FOR: Johnston, Lindsay Luby, Mahood, O'Brien, Ootes

AGAINST: Adams, Augimeri, Miller, Rae

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

The Corporate Services Committee:

(A) recommended to Council:

(1) the adoption of the report (May 6, 1999) from the City Clerk
subject to:

(i) amending Recommendation No. (2) (a) and (2) (b) to
read as follows:

“(2) (a) the item involves a last-minute
emergency public health or safety
matter that must be addressed within
the current Committee-Council
meeting cycle; or

the item involves an urgent public
policy issue that in the opinion of the
Committee must be addressed within
the current Committee-Council
meeting cycle;”;

(2) (b) the item involves a contractual,
judicial, administrative tribunal or
statutory deadline that must be
achieved within the current
Committee-Council meeting cycle or
places the Corporation at financial or
legal risk;”;

(ii) amending Recommendation No. (4) by adding after
the words “Committee Chair” the words “or Members

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of the Committee”; and deleting the words “subject to a majority vote of the committee to consider such matter” after the words “onto the meeting agenda”, so that Recommendation No. (4) shall now read as follows:

“(4) any supplementary communications or staff reports, or new business staff reports meeting the criteria set out in Recommendation No. (2) above, submitted to the City Clerk within two (2) business days before the meeting, will be held by the City Clerk and, subject to consultation with the Committee Chair or Members of the Committee brought to the meeting by the Clerk for introduction onto the meeting agenda;”;

(iii) amending Recommendation No. (8) (a) and (8) (b) to read as follows:

“(8) (a) the Notice of Motion involves a last minute emergency public health or safety matter that must be addressed within the current Council meeting cycle; or

The Notice of Motion involves an urgent public policy issue that in the opinion of Council must be addressed within the current Council meeting cycle;

(8)(b) the Notice of Motion involves a contractual, judicial, administrative tribunal or statutory deadline that must be achieved within the current Committee-Council meeting cycle or places the Corporation at financial or legal risk;”;

(iv) striking out Recommendation No. (12);

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- (2) that all staff reports be required to clearly identify any financial implications including:
- (i) the source of funding;
 - (ii) the amount of expenditures and revenues; and
 - (iii) any in-year financial implications beyond the approved budget or future year financial impacts;

and that financial/budgetary reports clearly identify any policy implications and the relevant committee approval received or required for the policy change; and that these requirements be incorporated into the new staff report guidelines currently in preparation by the City Clerk and the Chief Administrative Officer;

- (3) that the City Clerk, in consultation with the Chief Financial Officer and Treasurer, City Solicitor and the Chief Administrative Officer, be requested to develop a protocol, and report to the next meeting of the Policy and Finance Committee, for dealing with staff reports, Standing Committee and Community Council recommendations to City Council, and Notices of Motions introduced at City Council, which have financial implications, beyond the approved annual budget or legal implications, such that staff can identify any financial or legal implications and bring such information to the attention of Committee or Council for its consideration;
- (4) that any communication from a Member of Council to a Committee or Community Council, for a staff report be placed on the agenda and by vote, be referred to staff for a report to be presented to the next meeting;
- (5) that no items be placed on the agenda for a Committee or Community Council meeting without an accompanying staff report;

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- (6) that Members of Council be requested to consult with the City Clerk in the preparation of their Notices of Motions prior to their submission to Council; and
- (7) that the implementation of this revised policy take effect in September, 1999, for a six month trial period.

(Clause No. 4, Report No. 6)

**5-7. Administrative Modifications to
Signing Authority in Clerk's Division.**

The Corporate Services Committee had before it a report (May 5, 1999) from the City Clerk recommending that:

- (1) the following officials named under Column I below be authorized to sign documents and affix the corporate seal on behalf of the City of Toronto in respect of the matters described opposite each such official's position under Column II below:

Column I	Column II
City Clerk	All matters
Director, Secretariat, Printing and Distribution	All matters
Director, Legislative Services	All matters pertaining to Community Councils and decisions of former Councils
Managers, Legislative Services	All matters pertaining to Community Councils and decisions of former Councils
Community Council Administrators	All matters pertaining to Community Councils and decisions of former Councils
Manager, Community Councils and Committees	All matters
Manager, Council Secretariat Support	All matters

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Council Administrators

All matters

- (2) By-law No. 354-1998 be repealed; and
- (3) leave be granted for the introduction of the necessary Bill in Council to give effect thereto.

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

(Clause No. 26, Report No. 6)

**5-8. Conditions of Employment -
Council Staff Members.**

The Corporate Services Committee had before it a report (May 7, 1999) from the Executive Director of Human Resources recommending that:

- (1) the job descriptions for Executive Assistants and Constituency Assistant to Members of Council be adopted;
- (2) that job description for Councillor's Assistant be adopted and be used to hire new employees performing such duties and responsibilities into the Councillor's Office;
- (3) the salary range for these positions be set at \$42,200.00 to \$52,300.00;
- (4) those individuals whose salary is below the minimum of \$42,200.00 be immediately placed at \$42,200.00 retroactive to January 1, 1998, or their date of hire, whichever is later;
- (5) funding for salary reviews for council staff members be derived from the corporate contingency account for 1999;
- (6) the salary levels for the positions of Executive Assistant, Constituency Assistant and Councillor's Assistant be reviewed once the complete job evaluation system under the new compensation program is implemented; and
- (7) staff be authorized to take whatever steps necessary to implement the foregoing.

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

- Mr. David Neil, President, City of Toronto Administrative, Professional, Supervisory Association Inc. (COTAPSAI);
- Ms. Anne Dubas, President, CUPE Local 79;
- Councillor Michael Prue, East York; and
- Councillor Frances Nunziata, York Humber.

(Councillor Kelly declared his interest in the foregoing matter, in that his wife is employed by the City of Toronto as his Executive Assistant.)

(Councillor Mahood declared his interest in the foregoing matter, in that his daughter is employed by the City of Toronto as his Administrative Assistant.)

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

(1) that the "Revised Job Description for Executive Assistants" be adopted subject to the following amendments:

- (i) Item No. (2) be amended by adding after the word "satisfaction," the words "that the EA's hires, trains and supervises Members of the Council staff"
- (ii) Item No. (5) be amended to include Agencies, Boards and Commissions and by deleting the word "impact" and inserting in lieu thereof the word "affect";
- (iii) Items Nos. (6) and (7) be amended to include Agencies, Boards and Commissions; and
- (iv) Item No. (17) be amended by deleting the word "liaisons" and inserting in lieu thereof the word "liaises"; **(Carried)**

(2) the job description for Constituency Assistants outlined in Appendix 2 embodied in the report (May 7, 1999) from the

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Executive Director of Human Resources be adopted;
(Carried)

- (3) the Executive Director of Human Resources be requested to submit a report to the next meeting of the Administration Committee on the results of the job evaluation for the positions of Constituency Assistants and Executive Assistants; and **(Carried)**
- (4) the job description for the new position of Councillor's Assistant outlined in Appendix 3 embodied in the aforementioned report, and the proposed salary range relating thereto be received. **(Carried)**

B. Councillor Miller moved that:

- (1) Items (1), (2) and (3) of "Revised Job Description for Executive Assistants" be amended by adding thereto the words "if delegated by the Councillor"; **(Carried)**
- (2) the job descriptions for Executive Assistants and Constituency Assistants be deferred; and **(Lost)**
- (3) the Executive Director of Human Resources be requested to submit a report, in two months' time, to the Administration Committee with respect to job descriptions, job evaluations and salary levels of the Administrative Assistants and Clerical Assistants, after consultation with Members of Council, relevant staff, unions and COTAPSAI. **(Carried)**

C. Councillor Johnston moved that the Executive Director of Human Resources be requested to submit a report to the Administration Committee:

- (i) respecting staff members in the Councillors' offices who are over 65 years of age and are not receiving benefits with a view to treating them the same as the other Councillors' employees in terms of benefits; and **(Carried)**

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- (ii) providing a breakdown of the difference between the “Hay” proposal for job evaluations of the former City of Toronto and what the City now has in place. **(Carried)**

- D. Councillor Augimeri moved that the “Revised Job Description for Executive Assistants” be amended by:
 - (i) adding to Items Nos. (11), (12) and (18) the words “if delegated by the Councillor”; and
 - (ii) deleting from Item No. (23) the words “of high level corporate business”. **(Carried)**

- E. Councillor Lindsay Luby moved that the report (May 7, 1999) from the Executive Director of Human Resources be amended by deleting Recommendation No. (2) and by deleting the words “Councillor’s Assistant” from Recommendation No. 6. **(Carried)**

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

The Corporate Services Committee recommended to Council that:

- (1) the job description for Constituency Assistants outlined in Appendix 2 embodied in the report (May 7, 1999) from the Executive Director of Human Resources be adopted;
- (2) the job description for Executive Assistants embodied in this Clause, headed “Revised Job Description for Executive Assistants”, as amended by the Corporate Services Committee be adopted;
- (3) the Executive Director of Human Resources be requested to submit a report to the next meeting of the Administration Committee on the results of the job evaluation for the positions of Constituency Assistants and Executive Assistants;
- (4) the job description for the new position of Councillor’s Assistant outlined in Appendix 3 embodied in the aforementioned report, and the proposed salary range relating thereto be received; and
- (5) the Executive Director of Human Resources be requested to submit a report, in two months’ time, to the Administration Committee with

respect to job descriptions, job evaluations and salary levels of the Administrative Assistants and Clerical Assistants, after consultation with Members of Council, relevant staff, unions and COTAPSAI.

The Corporate Services Committee also requested the Executive Director of Human Resources to submit a report to the Administration Committee:

- (i) respecting staff members in the Councillors' offices who are over 65 years of age and are not receiving benefits with a view to treating them the same as the other Councillors' employees in terms of benefits; and
- (ii) providing a breakdown of the difference between the "Hay" proposal for job evaluations of the former City of Toronto and what the City now has in place.

(Executive Director of Human Resources; c: Mr. David Neil, President, City of Toronto Administrative, Professional, Supervisory Association Inc. (COTAPSAI); Ms. Anne Dubas, President, CUPE Local 79 - May 25, 1999)

(Clause No. 1, Report No. 6)

5-9. Administrative and Underwriting Services for Employee Benefits.

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

- (i) (May 10, 1999) from the Chief Financial Officer and Treasurer seeking authority to enter into an agreement with Sun Life Assurance Company of Canada (hereinafter referred to as "Sun Life"), for the provision of Administrative Services Only (ASO) and Underwriting Services with respect to Group Life, Long Term Disability (LTD), Extended Health Care and Dental Care benefit coverage for the City of Toronto under the terms and conditions outlined in an RFP issued in November, 1998, and recommending that:
 - (1) the Chief Financial Officer and Treasurer and the City Solicitor exercise the City's rights to terminate existing agreements which provide for 30 days written notice for termination, with the present benefit plan carriers;

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- (2) the City enter into an agreement with Sun Life (subject to Y2K compliance), in a form satisfactory to the Chief Financial Officer and Treasurer and the City Solicitor, for the provision of underwriting and administrative services with respect to the Group Life, Long Term Disability, Extended Health Care and Dental Care benefit plans of the City on the terms and conditions outlined in this report and the Request for Proposals issued on November 27, 1998;
 - (3) the Minister of Municipal Affairs and Housing be formally requested to amend the Municipal Act to reflect the Ministry's current policy concerning municipal self-insurance of staff group health plans, by conferring an express power on municipalities to provide direct group accident and group sickness benefits with respect to employees without being subject to the Insurance Act, and in the interim the City continue to maintain and apply for its intended purpose, under the control of the Chief Financial Officer and Treasurer, an appropriate reserve (currently approximately \$100,000,000.00) to fund employee long-term disability benefits;
 - (4) the term of the agreement with Sun Life, be for a one-year period effective August 1, 1999, with options to extend for additional one year terms but for no more than five years with administration fees guaranteed for a three year period; and
 - (5) the appropriate City officials be authorized and directed to take the necessary action to give effect hereto; and
- (ii) (April 9, 1999) from the President, Toronto Civic Employees Union, CUPE Local 416, advising that CUPE Local 416 is supportive of CUMBA as the benefit carrier for their members; that the City will be debating which carrier will be ultimately chosen very shortly; that the choice of carrier is critical to their members; and seeking the Committee's and Council's agreement that no decision be made respecting this issue until the Union(s) have had the opportunity to negotiate this matter at the bargaining table; and
- (iii) (May 17, 1999) from Ms. Anne Dubas, President, Canadian Union of Public Employees, Local 79, advising that CUPE Local 79 has written to the Chief Financial Officer and Treasurer requesting that decisions regarding the selection of a benefit carrier for the City of Toronto be deferred until the conclusion of collective bargaining; that this is a very important issue because of its impact on members and negotiations; that in their view the recommendation is a violation of the Collective Agreements and they will be pursuing this aspect in another forum; that the report

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comments that issues regarding Sun Life's poor customer service have now been resolved; that unfortunately this is not the case and members are receiving a lower level of coverage and service than they were receiving under the CUMBA plan; and urging the Committee to defer discussion of this matter until the conclusion of negotiations.

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

- Ms. Anne Dubas, President, CUPE Local 79; and
- Mr. Peter Leiss, Vice-President, CUPE Local 416, and submitted a brief in regard thereto.
 - A. Councillor Miller moved that the Corporate Services Committee recommend to Council that any long term decision respecting this matter be deferred and that staff be directed to make the necessary arrangement with Sun Life to continue on an interim basis until the negotiations are completed with the relevant unions. **(Lost)**
 - B. Councillor Ootes moved that the Corporate Services Committee recommend to Council the adoption of the foregoing report (May 10, 1999) from the Chief Financial Officer and Treasurer. **(Carried)**

(Clause No. 3, Report No. 6)

**5-10. City of Toronto Administrative,
Professional, Supervisory Association, Inc.**

The Corporate Services Committee had before it a report (April 30, 1999) from the Executive Director of Human Resources updating the Committee and Council on the results of ongoing meetings and discussions between the management of the City of Toronto and its management association, the City of Toronto Administrative, Professional, Supervisory Association, Inc. (COTAPSAI); advising that COTAPSAI, as a voluntary association of exempt and management employees, can be a useful, representative body to provide input on issues affecting this group of employees and can be helpful in surfacing employees

concerns and suggestions to senior human resources management; that staff will continue to work with COTAPSAI, providing opportunities for communication, input and consultation with respect to issues that will directly impact on the City's exempt and management employees; and recommending that this report be received.

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

(Clause No. 30(b), Report No. 6)

5-11. Attendance at the Annual General Meeting of the National Action Committee on the Status of Women.

The Corporate Services Committee had before it a report (April 22, 1999) from the Chair, Committee on the Status of Women recommending that:

- (1) the Committee on the Status of Women's participation at the annual general meeting of the National Action Committee on the Status of Women be confirmed as outlined in this report; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and

advising that transportation and accommodation costs for two participants based on last year's attendance are estimated at \$750.00, and the Committee on the Status of Women's budget is included within the Access and Equity Unit, Human Resources Division.

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

(Clause No. 29, Report No. 6)

5-12. Project Atlas Update (SAP - FIS/HR/Payroll System).

The Corporate Services Committee had before it a joint report (May 7, 1999) from the Chief Financial Officer and Treasurer, the Commissioner of Corporate Services, the Executive Director of Human Resources, and the Executive Director of Information and Technology

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reporting on the implementation progress of the Financial, Human Resources and Payroll system project covering the period January to April, 1999; advising that the technical implementation in configuring the new Financial and Human Resources and Payroll system has progressed on schedule; that to-date, the FIS Stage 1 and HR/P Stage 1 milestones have been delivered on time; that, however, due to complexities associated with amalgamation, deployment activities for FIS Stage 1 system go-live require additional time to complete; that the Steering Committee has recommended approval and implementation of the modified deployment strategy and the associated new go-live dates to ensure the successful delivery of Stage 1 of the financial system; and recommending that this report be received for information.

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

(Clause No. 30(c), Report No. 6)

5-13. KPMG Fleet Review Update.

The Corporate Services Committee had before it a report (May 6, 1999) from the Commissioner of Corporate Services providing an update on the status of the KPMG Fleet Review; advising that concurrent with the presentation of the KPMG Review, Fleet Management Services staff will make recommendations on implementation priorities, garage closures, and key policy directions on fleet replacement and procurement based on consultations with key client departments and union representatives; that the implementation of the approved recommendations will be led by a Project Manager with the assistance of a Steering Committee to include Fleet Management Services clients, and staff from Fleet Management Services, Finance and the Chief Administrative Officer's office; that the Steering Committee will report back on a regular basis on the status of the implementation; and recommending that:

- (1) this report be received for information; and
- (2) information and consultation sessions be undertaken with Fleet Management Services' clients, unions and the Finance Department, prior to presenting implementation recommendations to the new Administration Committee at its meeting of July 13, 1999.

On motion by Councillor Miller, the Corporate Services Committee recommended to Council the adoption of the report (May 6, 1999) from the Commissioner of Corporate Services, subject to amending Recommendation

No. (2) by adding thereto the following “and a special briefing for interested Members of Council be held prior to final recommendations being formulated”, so that Recommendation No. (2) shall now read as follows:

“(2) information and consultation sessions be undertaken with Fleet Management Services’ clients, unions and the Finance Department, prior to presenting implementation recommendations to the new Administration Committee at its meeting of July 13, 1999, and a special briefing for interested Members of Council be held prior to final recommendations being formulated.”

(Clause No. 27, Report No. 6)

**5-14. Quotations for Sixteen Truck Chassis
and Conventional Cab with Refuse Packer Body.**

The Corporate Services Committee had before it a joint report (April 30, 1999) from the chief Financial Officer and Treasurer and the Commissioner of Corporate Services recommending that the quotation submitted by Freightliner Mid-Ontario Ltd. be accepted for the supply and delivery of Sixteen Truck Chassis and Conventional Cab with refuse packer body used for residential garbage collection throughout the City, in accordance with specifications, as required by the Department of Corporate Services, Fleet Management Services Division, at a total price of \$2,464,123.40 including all taxes and charges, being the lowest quotation received meeting specifications.

On motion by Councillor Sinclair, the Corporate Services Committee concurred with the recommendation embodied in the foregoing joint report in accordance with By-law No. 57-1998, the Interim Purchasing By-law, as amended.

(Chief Financial Officer and Treasurer; Commissioner of Corporate Services;
c: Director of Purchasing and Materials Management - May 20, 1999)

(Clause No. 30(d), Report No. 6)

**5-15. External Legal Firms Retained
for Insurance Claim Defence.**

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The Corporate Services Committee had before it a joint report (May 11, 1999) from the Chief Administrative Officer, the City Solicitor, and the Chief Financial Officer and Treasurer providing specific information relating to the hiring of external legal firms retained by the City of Toronto for insurance claim defence purposes; and recommending that this report be received as information and forwarded to the Budget Committee for information.

On motion by Councillor Miller, the Corporate Services Committee:

- (i) received the foregoing joint report;
- (ii) forwarded a copy thereof to the Budget Committee for information; and
- (iii) requested the appropriate staff to review the RFP criteria in more detail prior to issuing the RFP and report to the Administration Committee, for approval, on the results of the RFP, including its terms and conditions and recommended successful legal firms.

(Budget Committee; Chief Administrative Officer; City Solicitor - May 20, 1999)

(Clause No. 30(e), Report No. 6)

5-16. City Pension Plans - Same Sex Spousal Benefits.

The Corporate Services Committee had before it a report (May 6, 1999) from the Chief Financial Officer and Treasurer reporting as to the status of Same Sex Spousal Benefits for beneficiaries of the City Pension Plan; advising that all employees and retirees of the City of Toronto regardless of the pension plan they are a member of will now have equal access to survivor pension benefits; that this amendment is effective December 8, 1998, for OMERS and June 6, 1998, for all non-OMERS plans; and recommending that this report be received for information.

On motion by Councillor Rae, the Corporate Services Committee received the foregoing report as information; and conveyed its appreciation to staff for the work they have done respecting this matter.

(Clause No. 30(f), Report No. 6)

**5-17. Metropolitan Toronto Police Benefit Fund
Respecting By-Law No. 181-81 (Metropolitan
Corporation), Section 24 Refund, Proposed
Widening of Entitlement.**

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

- (i) (May 5, 1999) from the Chief Financial Officer and Treasurer commenting on the recommendations of the Board of Trustees of the Metropolitan Toronto Police Benefit Fund in regards to the proposed widening of the entitlement to a refund of contributions to members who retire with more than 30 years of service; and recommending that the Corporate Services Committee refer these recommendations to the Toronto Police Services Board for their concurrence; and
- (ii) (March 12, 1999) from the Board Secretary, Metropolitan Toronto Police Benefit Fund and Pension Plan, advising that the Board of Trustees of the Metropolitan Toronto Police Benefit Fund on February 26, 1999, had before it a report dated February 13, 1998 from the City Solicitor, respecting By-law No. 181-81 (Metropolitan Corporation), Section 24 Refund, Proposed Widening of Entitlement; and recommending that this report be received for information; and that the Board of Trustees:
 - (A) recommended to the Corporate Services Committee that it:
 - (1) amend Section 24 of By-law No. 181-81 (Metropolitan Corporation) to allow the payment as described in subclause (b)(i) thereof to all currently retired members who at the time of retirement had 30 years of service and were at least 50 years of age, without the requirement to receive an actuarial reduced pension under section 19; and
 - (2) grant the authority for the introduction in Council of the necessary Bills to give effect to Recommendation No. (1); and
 - (B) requested the City Solicitor to draft the appropriate amending by-law respecting Recommendation No. (1), and submit such draft by-law directly to Corporate Services Committee for consideration with this matter.

On motion by Councillor Miller, the Corporate Services Committee deferred consideration of the foregoing report and communication until the meeting of the Administration Committee scheduled to be held on June 15, 1999, and

forwarded a copy thereof to the Toronto Police Services Board, and the Toronto Police Association for their information.

(Toronto Police Services Board; Toronto Police Association; c. Chief Financial Officer and Treasurer - May 20, 1999)

(Clause No. 30(g), Report No. 6)

5-18. Actuarial Valuation Results - The Metropolitan Toronto Pension Plan and The Metropolitan Toronto Police Benefit Fund.

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

- (i) (May 11, 1999) from the Chief Financial Officer and Treasurer recommending that:
 - (1) the December 31, 1998, actuarial reports be received and the recommendations to increase pensions be approved;
 - (2) an employee and employer contribution holiday be granted in the Metropolitan Toronto Police Benefit Fund for the period January 1, 1999, to December 31, 2000, with the plan to review and report annually on the feasibility of extending the contribution holiday;
 - (3) the basic percentage for spousal survivor pensions in the Metropolitan Toronto Police Benefit Fund be increased to 66 2/3 percent from 60 percent for all active members, effective July 1, 1998; and
 - (4) the existing contribution holiday in the Metropolitan Toronto Pension Plan be extended to December 31, 2000; and
- (ii) (April 30, 1999) from the Board Secretary, Metropolitan Toronto Pension Plan, advising that the Board of Trustees of the Metropolitan Toronto Pension Plan on April 30, 1999, had before it the Actuarial Report and Cost Certificate for the Fund as at December 31, 1998, submitted by Mr. Robert Camp, William M. Mercer Limited, and setting out full details of the Fund's financial position on the valuation date, making recommendations as to the utilization of the experience gains, and illustrating the effect of the recommendations on the funded position; and that the Board of Trustees:

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- (A) recommended to the Corporate Services Committee that:
 - (1) for active members:
 - (a) the full contribution holiday for the employers and employees be continued for the calendar year 2000 for which the cost is expected to be \$485,000;
 - (b) the mortality table be updated from the 1983 Group Annuity table to the 1994 Group Annuity table for which the cost is \$350,000;
 - (c) the discount rate be changed from 7 percent to 6 percent salary scale from 6 percent to 5 percent and YMPE scale from 5 percent to 4 percent for which the cost is \$3,390,000;
 - (2) for retired members:
 - (a) an increase of 1.0 percent be granted on pensions, effective January 1, 1999, to pensioners on benefit for more than 1 year with a proportionate increase of 0.083 percent for each month of pension payment made in 1998 be granted for pensions who retired during 1998 for which the cost is \$5,452,000;
 - (b) the mortality table be updated from the 1983 Group Annuity table to the 1994 Group Annuity table for which the cost is \$9,150,000;
 - (c) the discount rate be changed from 7 percent to 6 percent for which the cost is \$45,414,000; and
 - (3) the authority be granted for the introduction in Council of the necessary Bills to give effect to Recommendations No. (1 and 2);
- (B) requested the City Solicitor to draft the appropriate amending by-law respecting Recommendations No. (1 and 2), and submit such draft by-law directly to the Corporate Services Committee for consideration with this matter;
- (iii) (March 12, 1999) from the Board Secretary, Metropolitan Toronto Police Benefit Fund and Pension Plan advising that the Board of Trustees of the Metropolitan

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Toronto Police Benefit Fund on February 26, 1999, recommended to the Corporate Services Committee that:

- (1) the plan should be converted to a non-contributory plan subject to annual review, effective January 1, 1999;
 - (2) the basic percentage for spousal survivor pensions be increased to 66 2/3 percent from 60 percent for all active members, effective July 1, 1998; and
 - (3) the authority be granted for the introduction in Council of the necessary Bills to give effect to Recommendation No. (1); and
- (iv) (April 30, 1999) from the Board Secretary, Metropolitan Toronto Police Benefit Fund, advising that the Board of Trustees of the Metropolitan Toronto Police Benefit Fund on April 30, 1999, had before it the Actuarial Report and Cost Certificate for the Fund as at December 31, 1998, submitted by Mr. Robert Camp, William M. Mercer Limited, and setting out full details of the Fund's financial position on the valuation date, making recommendations as to the utilization of the experience gains, and illustrating the effect of the recommendations on the funded position; and the Board of Trustees:
- (A) recommended to the Corporate Services Committee that:
 - (1) for active members:
 - (a) the full contribution holiday for the employers and employees be continued for the calendar year 2000 for which the cost is expected to be \$1,555,000;
 - (b) the mortality table be updated from the 1983 Group Annuity table to the 1994 Group Annuity table for which the cost is \$736,000;
 - (2) for retired members:
 - (a) an increase of 0.9 percent be granted on pensions, effective January 1, 1999, to pensioners on benefit for more than 1 year with a proportionate increase of 0.075 percent for each month of pension payment made in 1998 be granted for pensions who retired during 1998 for which the cost is \$5,276,000;

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- (b) effective January 1, 2000, an increase be granted to pensioners on benefit for more than 1 year equal to the increase in the Consumer Price Index during the period from October 1, 1998 to September 30, 1999 with a proportionate increase for each month of pension payment made in 1999 be granted for pensioners who retire during 1999 for which the cost is \$11,750,000, subject to the maximum guaranteed inflation increase in any one year is capped at 6 percent;
- (c) the mortality table be updated from the 1983 Group Annuity table to the 1994 Group Annuity table for which the cost is \$8,208,000; and
- (3) the authority be granted for the introduction in Council of the necessary Bills to give effect to Recommendations No. (1 and 2); and
- (B) requested the City Solicitor to draft the appropriate amending by-law respecting Recommendations No. (1 and 2), and submit such draft by-law directly to the Corporate Services Committee for consideration with this matter.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council:

- (1) the adoption of the foregoing report (May 11, 1999) from the Chief Financial Officer and Treasurer; and
- (2) the amendment of By-law No. 15-92 and By-law No. 181-81 in accordance with the draft amending By-laws appended to this report.

(Clause No. 28, Report No. 6)

**5-19. Community Based Affordable Housing
Demonstration Project 647-657 Lawrence Avenue West
at Allen Road (Ward 8 - North York Spadina).**

The Corporate Services Committee had before it a joint report (May 4, 1999) from the Commissioner of Community and Neighbourhood Services and the Commissioner of Corporate Services recommending that as a result of a request for proposals issued by the

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City of Toronto for City-owned land at 647-657 Lawrence Avenue West, and with the advice of the Reference Group for the Capital Revolving Fund for Affordable Housing:

- (1) the business case from Out of the Cold and Congregation Darchei Noam for below market rental housing be accepted as an Affordable Housing Demonstration Project.
- (2) vacant lands at 647-657 Lawrence Avenue West previously withheld from sale be leased to the not-for-profit corporation to be established jointly by Out of the Cold and Congregation Darchei Noam on a long-term basis at an initial rate of \$2 per year, subject to terms and conditions which are satisfactory to the Commissioner of Corporate Services and Community and Neighbourhood Services and in a form acceptable to the City Solicitor;
- (3) the continued provision of below-market rental units by the not-for-profit group be secured through the review provisions in the land lease agreement with the City;
- (4) subject to the final approval of the Commissioner of Community and Neighbourhood Services, that the following funds be provided from the Capital Revolving Fund for Affordable Housing:
 - (a) a capital grant of \$10,000 per unit to a maximum of \$240,000; and
 - (b) a no-interest, second mortgage of up to \$600,000, for a maximum of 35 years, to be repaid to the Capital Revolving Fund from net cash flow;
- (5) the final amount of the second mortgage from the Capital Revolving Fund for Affordable Housing be adjusted by the Commissioner of Community and Neighbourhood Services to reflect the budget reductions from the use of innovative building technologies, budget refinements, or other cost-saving measures;
- (6) in order to reduce the cost of private construction financing, City officials are authorized to disburse the capital grant from the Capital Revolving Fund for Affordable Housing to the not-for-profit corporation as soon as possible after the building permit is issued;
- (7) Council agree in principle that all planning, development and building permit fees and charges for 647-657 Lawrence Avenue West, should be waived or forgiven and that:
 - (a) the Commissioner of Urban Planning and Development Services waive all application fees or costs of giving notice under *The Planning Act*;

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- (b) the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Urban Planning and Development Services, in consultation with the City Solicitor, report by September 1999 on the measures required to exempt this development from building permit fees and the payment in lieu of parkland; and
 - (c) Toronto Hydro be requested to waive or forgo any required connection fee or charge;
- (8) the cost of the 22-metre centre median on Lawrence Avenue West required as a condition of previous site plan approval be provided for in the 2000 Works and Emergency Services capital budget. The current estimated construction cost is \$8,000;
 - (9) the advancement of the capital grant and second mortgage from the Capital Revolving Fund for Affordable Housing be conditional upon the not-for-profit group obtaining a first mortgage commitment within six months of the zoning by-law for the lands coming in to force; and
 - (10) City officials be authorized to take such actions as are required to implement these recommendations.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to the Budget Committee and Council the adoption of the joint report (May 4, 1999) from the Commissioner of Community and Neighbourhood Services and the Commissioner of Corporate Services subject to:

- (1) amending Recommendation No. (2) by deleting the words "on a long term basis at an initial" and inserting in lieu thereof the words "for a term of 49 years", so that such Recommendation now reads as follows:

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“(2) vacant lands at 647-657 Lawrence Avenue West previously withheld from sale be leased to the not-for-profit corporation to be established jointly by Out of the Cold and Congregation Darchei Noam for a term of 49 years at a rate of \$2 per year, subject to terms and conditions which are satisfactory to the Commissioner of Corporate Services and Community and Neighbourhood Services and in a form acceptable to the City Solicitor;”

(2) amending Recommendation No. (9) by adding before the word “advancement” the words “lease commencement date, the” so that such Recommendation now reads as follows:

“(9) the lease commencement date, the advancement of the capital grant and second mortgage from the Capital Revolving Fund for Affordable Housing be conditional upon the not-for-profit group obtaining a first mortgage commitment within six months of the zoning by-law for the lands coming in to force.”:

(Budget Committee; c: Commissioner of Community and Neighbourhood Services; Commissioner of Corporate Services - May 20, 1999)

(Clause No. 30(h), Report No. 6)

**5-20. Housing First Policy for
Surplus City-owned Property.**

The Corporate Services Committee had before it a joint report (May 3, 1999) from the Commissioner of Community and Neighbourhood Services, the Commissioner of Corporate Services and the Commissioner of Urban Planning and Development Services recommending that:

- (1) a Housing First policy, as outlined in the Appendix ‘A’, be adopted;
- (2) a target of leveraging the development of a minimum of 900 affordable housing units on City-owned sites within the next three years be adopted, and staff report back on a quarterly basis on the progress of the Housing First policy;
- (3) the Commissioner of Community and Neighbourhood Services, in consultation with the Chief Administrative Officer and the Chief Financial Officer and Treasurer,

develop a five year capital program for housing and report back on the financing of such a program including the use of the Capital Revolving Fund and the method of obtaining future contributions to this Fund; and

- (4) the appropriate Civic officials be authorized to take the steps necessary to give effect to these recommendations.

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

(Budget Committee; c: Commissioner of Community and Neighbourhood Services; Commissioner of Corporate Services; Commissioner of Urban Planning and Development Services - May 20, 1999)

(Clause No. 30(i), Report No. 6)

**5-21. Sale of Surplus Spadina Project Property
at 42 Heathdale Road - Amendment of
Agreement of Purchase and Sale
(Ward 28 - York Eglinton).**

The Corporate Services Committee had before it a report (May 5, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the Agreement of Purchase and Sale between the City and the purchaser of the above property be amended and completed on such terms as are set out in this report; and
- (2) the appropriate City officials be authorized and directed to take the necessary action, including the execution of any necessary agreements, to give effect thereto.

On motion by Councillor Sinclair, the Corporate Services Committee recommended to Council the adoption of the foregoing report subject to amending term No. (2) appearing under the heading "Comments and/or Discussion and/or Justification" by adding after the words "made on closing" the words "scheduled for June 30, 1999, or such other date as may be agreed upon by the parties", so that such term now reads as follows:

- “(2) a further adjustment is to be made on closing,
scheduled for June 30, 1999, or such other date as

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may be agreed upon by the parties, to include payment by Mr. Leach of an amount equal to one-half of the remaining outstanding rental arrears to closing, which will be \$10,507.20 less his last month's rent deposit, including applicable interest."

(Clause No. 10, Report No. 6)

**5-22. Sale of Spadina Project Property -
153 Everden Road
(Ward 28 - York Eglinton).**

The Corporate Services Committee had before it a report (April 29, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the offer to purchase the property at 153 Everden Road submitted by Mr. Frank Dyer in the amount of \$193,000.00, not be accepted;
- (2) the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to sign back and submit a counter-offer to Mr. Dyer at a purchase price of \$200,000.00, which counter-offer shall be irrevocable by the City until June 21, 1999 but otherwise on the same terms and conditions as the offer made by Mr. Dyer including the 2 year option in favour of the City;
- (3) if Mr. Dyer 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. OCA700CA2510;
 - (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;

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- (4) in the event Mr. Dyer 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.

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

(Clause No. 11, Report No. 6)

**5-23. Sale of Surplus Scarborough Transportation
Corridor Property at 42 Darrell Avenue
(Ward 26 - East Toronto).**

The Corporate Services Committee had before it a report (April 29, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to accept this offer in the amount \$127,000.00 as detailed in this report;
- (2) Council, pursuant to Clause No. 14 of Report No. 22 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. CA700CA2485;
- (4) the City Solicitor be authorized and directed to take the appropriate action, 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.

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

(Clause No. 12, Report No. 6)

**5-24. Sale of Surplus Property (STC) -
230 Clonmore Drive
(Ward 13 - Scarborough Bluffs).**

The Corporate Services Committee had before it a report (April 29, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to accept this offer in the amount of \$165,700.00 as detailed in this report;
- (2) Council, pursuant to Clause No. 14 of Report No. 22 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. CA700CA2479;
- (4) the City Solicitor be authorized and directed to take the appropriate action, in 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.

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

(Clause No. 13, Report No. 6)

**5-25. Sale of Surplus Scarborough
Transportation Corridor Property -
106 Aylesworth Avenue
(Ward 13 - Scarborough Bluffs).**

The Corporate Services Committee had before it a report (May 3, 1999) from the Commissioner of Corporate Services recommending that:

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- (1) the Commissioner of Corporate Services or the Executive Director of Facilities and Real Estate be authorized to accept this offer in the amount of \$115,000.00 as detailed in this report;
- (2) Council, pursuant to Clause No. 14 of Report No. 22 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. OCA700CA2471;
- (4) the City Solicitor be authorized and directed to take the appropriate action, in 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.

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

(Clause No. 14, Report No. 6)

**5-26. Request for an Encroachment Agreement -
1883 McNicoll Avenue - Southwest Corner of
Kennedy Road and McNicoll Avenue, Former
City of Scarborough - Part of Lot 29, Concession 4
(Ward 17 - Scarborough Agincourt).**

The Corporate Services Committee had before it a report (April 25, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the City enter into an encroachment agreement with the owner of 1883 McNicoll Avenue to permit the canopy which overhangs onto the road allowance at the southwest corner of Kennedy Road and McNicoll Avenue to remain. The encroachment area is shown on Schedule "A" attached and will be subject to:
 - (a) the owner providing proof of insurance satisfactory to the City's Manager of Risk and Insurance;

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- (b) the owner agreeing to maintain the encroachment in good condition;
 - (c) the owner paying the standard \$350.00 administration fee plus disbursements and G.S.T. for the encroachment agreement; and
- (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. 6)

**5-27. Request for an Encroachment Agreement -
230 Meadowvale Road - Southwest Corner of
Meadowvale Road and Highway 2A, Former
City of Scarborough - Lot 128, Registrar's Compiled
Plan 9887 (Ward 16 - Scarborough Highland Creek).**

The Corporate Services Committee had before it a report (April 21, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the City enter into an encroachment agreement with the owner of 230 Meadowvale Road to permit a portion of the existing building corner, a wood deck and a concrete step, which encroach up to 0.33 metres onto the Highway 2A and Meadowvale Road road allowances, to remain. The area of the proposed encroachments is shown on the attached sketch, Schedule "A" and will be subject to:
 - (a) the owner providing proof of insurance satisfactory to the City's Manager of Risk and Insurance;
 - (b) the owner agreeing to maintain the encroachment in good condition;
 - (c) the owner paying the standard \$350.00 administration fee plus disbursements and G.S.T. for the encroachment agreement; and
- (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. 16, Report No. 6)

**5-28. Request for an Encroachment Agreement -
565 Kennedy Road, Northeast Corner of
Kennedy Road and Summer Drive, Former
City of Scarborough - Lot 7, Plan 3507
(Ward 15 - Scarborough City Centre).**

The Corporate Services Committee had before it a report (April 21, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the City enter into an encroachment agreement with the owner of 565 Kennedy Road to permit an existing 0.9 metre high stone wall which encroaches 0.55 metres onto the Kennedy Road road allowance to remain. The area of the encroachment is shown on Schedule "A" attached and will be subject to:
 - (a) the owner providing proof of insurance satisfactory to the City's Manager of Risk and Insurance;
 - (b) the owner agreeing to maintain the encroachment in good condition;
 - (c) the owner paying the standard \$350.00 administration fee plus disbursements and G.S.T. for encroachment agreements; and
- (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. 17, Report No. 6)

**5-29. Declaration as Surplus - the Closed Public
Lavatory Located Beneath the Public Lane
Known as Mayfair Mews at Bloor and Bay Streets
(Ward 23 - Midtown).**

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The Corporate Services Committee had before it a report (May 4, 1999) from the Commissioner of Corporate Services seeking authority to declare the lands comprising the closed underground public lavatory, beneath the lane known as Mayfair Mews, surplus to municipal requirements; and recommending that:

- (1) to comply with the requirements of By-law 551-1998, the lands comprising the closed underground public lavatory be declared surplus and offered for sale to the adjacent property owners, subject to the stopping up and strata closing of the public lane and easement protection for utilities; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.

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

(Clause No. 18, Report No. 6)

5-30. Declaration as Surplus - Proposed Sale of a Portion of a Public Lane Situated Between Premises Nos. 71 And 75 Elmer Avenue (Ward 26 - East Toronto).

The Corporate Services Committee had before it a report (May 10, 1999) from the Commissioner of Corporate Services recommending that subject to City Council approving the stopping up and closing of a portion of public lane situated between premises Nos. 71 and 75 Elmer Avenue, shown in black on the attached Schedule A:

- (1) the portion of public lane situated between premises Nos. 71 and 75 Elmer Avenue be declared surplus and sold to Gail Speer, the adjoining property owner of premises No. 71 Elmer Avenue;
- (2) the Commissioner of Corporate Services be directed to give notice to the public of the proposed disposition of the lands declared surplus;
- (3) the Commissioner of Corporate Services, in consultation with the City Solicitor, be authorized to secure from Gail Speer, the adjoining property owner of premises No. 71 Elmer Avenue, an Agreement of Purchase and Sale, under the terms and conditions as outlined in this report; and

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- (4) the appropriate City officials be authorized to take the necessary action to give effect to the foregoing.

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

(Clause No. 19, Report No. 6)

5-31. Use of a Portion of 53 Strachan Avenue by Homes First Society for Community Market Garden Project (Ward 20 - Trinity Niagara).

The Corporate Services Committee had before it a report (May 10, 1999) from the Commissioner of Corporate Services recommending that:

- (1) the licence for a portion of City-owned land municipally known as 53 Strachan Avenue to Homes First Society for community market garden purposes until November, 1999, be approved; and
- (2) the appropriate City officials be authorized to execute the documentation and take any necessary action.

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

(Clause No. 20, Report No. 6)

5-32. Goulding Estate.

The Corporate Services Committee had before it the following:

- (i) communication (April 30, 1999) from the City Clerk advising that the East York Community Council on April 28 and 29, 1999, during its consideration of a communication dated February 10, 1999, from Councillor Michael Prue, respecting the Goulding Estate, amongst other things, recommended to the Corporate Services Committee that the lease between the Centre for Creative Ministries and the City of Toronto, with respect to the Goulding Estate, be extended for a further three years; and

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- (ii) report (May 19, 1999) from the Commissioner of Corporate Services advising that the renewal of the lease with the Centre for Creative Ministries will generate revenue of \$122,400.00 for the renewal term; concurring with the recommendation of the East York Community Council; and recommending that this report be received for information.

Councillor Michael Prue, East York, appeared before the Corporate Services Committee in connection with the foregoing matter.

- A. Councillor Ootes moved that the Corporate Services Committee recommend to Council the adoption of the Recommendation of the East York Community Council embodied in the foregoing communication (April 30, 1999) from the City Clerk. **(Carried)**
- B. Councillor Augimeri moved that:
 - (1) the Corporate Services Committee recommend to Council that the lease agreement be extended for one year pending an analysis of public usage and application for millenium funding respecting the lease for the Goulding Estate to the Centre for Creative Ministries; or **(Lost)**
 - (2) consideration of this matter be deferred for one month until the East York Community Council has given consideration to a further staff report. **(Not voted on)**

(Clause No. 21, Report No. 6)

**5-33. Renewal of Parking Lot Lease at Municipal Carpark 39
(Castlefield Avenue West of Yonge Street).**

The Corporate Services Committee had before it a report (May 5, 1999) from the President, Toronto Parking Authority, respecting the renewal of a land lease between the City of Toronto, The Toronto Parking Authority and Ronald Buildings Limited at an annual rent of \$1.00 plus realty taxes in order to maintain the existing parking facility; and recommending that City Council:

- (1) approve the lease renewal agreement, per the terms outlined above, with Ronald Buildings Limited for a further term of 21 years, in a form acceptable to the City Solicitor; and

- (2) authorize appropriate City Officials to undertake the actions necessary to give effect thereto.

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

(Clause No. 23, Report No. 6)

5-34. Tax Arrears -Extension Agreement.

The Corporate Services Committee had before it a report (May 6, 1999) from the Chief Financial Officer and Treasurer recommending that:

- (1) authority be granted to enter into an extension agreement with Aldwyn Investments Inc., extending the redemption date to December 31, 1999;
- (2) authority be granted for the introduction of the necessary Bill in Council and passage of a By-law authorizing the extension agreement, in accordance with the provisions of the Municipal Tax Sales Act;
- (3) the appropriate City officials be authorized and directed to take the necessary steps to give effect to the foregoing.

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

(Clause No. 24, Report No. 6)

5-35. Tax Adjustments - Municipal Act, Sections 442 & 443.

The Corporate Services Committee had before it a report (May 10, 1999) from the Chief Financial Officer and Treasurer seeking approval for the cancellation, reduction or refund of taxes pursuant to the provisions of sections 442 and 443 of the *Municipal Act*; and recommending that:

- (1) the individual appeal applications made pursuant to Section 442 of the *Municipal Act* totalling \$2,408,267.43, as summarized in Schedule "A", be approved; and

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- (2) the individual appeal applications made pursuant to Section 443 of the *Municipal Act* totalling \$141,330.49, as summarized in Schedule "B", be approved.

The Corporate Services Committee also had before it confidential data relating to the foregoing applications which was returned to the Chief Financial Officer and Treasurer.

- A. Councillor Mihevc moved that the Corporate Services Committee approve the foregoing report in accordance with By-law No. 8-1999 a By-law 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". **(Carried)**
- B. Councillor Adams moved that the Chief Financial Officer and Treasurer, in consultation with the City Solicitor, be requested to report to the Administration Committee on the submission of a request to the Province of Ontario to amend the Municipal Act to allow the City of Toronto to exercise discretion in paying interest to taxpayers. **(Carried)**

(Chief Financial Officer and Treasurer; c: Director, Revenue Services Division, Finance Department - May 20, 1999)

(Clause No. 30(j), Report No. 6)

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 Items Nos. 5-37, 5-38 and 5-39 having regard that the foregoing items deals with a confidential litigation matters.

**5-36. Legal Challenge - City of Toronto and
Toronto Transit Commission - Status Update.**

The Corporate Services Committee had before it a confidential report (May 5, 1999) from the City Solicitor respecting a legal challenge against the Toronto Transit Commission and the City of Toronto.

The Corporate Services Committee received the foregoing report.

(Clause No. 30(k), Report No. 6)

5-37. Potential Litigation Against the City.

The Corporate Services Committee had before it a confidential report (May 18, 1999) from the City Solicitor respecting a potential litigation against the City of Toronto.

The Corporate Services Committee recommended to Council the adoption of Recommendation No. (2) embodied in the confidential report (May 18, 1999) from the City Solicitor, respecting a potential litigation claim against the City of Toronto, which was forwarded to Members of Council under confidential cover.

(Clause No. 7, Report No. 6)

**5-38. 539 Queens Quay West - Spadina Quay Marina (Marina)
(Ward 24 - Downtown).**

The Corporate Services Committee had before it the following:

- (i) confidential report (May, 17, 1999) from the Commissioner of Corporate Services respecting the Spadina Quay Marina;
- (ii) communication (May 19, 1999) from Mr. William J. S. Boyle, Harbourfront Centre, forwarding information respecting 539 Queens Quay West - Spadina Quay Marina; and
- (iii) confidential communication (May 20, 1999) from Mr. Gary F. Reid, General Manager, The Toronto Harbour Commissioners, respecting 539 Queens Quay West - Spadina Quay Marina.

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

- Mr. William J. S. Boyle, Harbourfront Centre; and
- Mr. Gary F. Reid, General Manager, The Toronto Harbour Commissioners.

The Corporate Services Committee recommended to Council the adoption of the Recommendation of the Corporate Services Committee embodied in the confidential communication (May 21, 1999) from the City Clerk, respecting

539 Queens Quay West - Spadina Quay Marina, which was forwarded to Members of Council under confidential cover.

(All Members of Council; c: Commissioner of Corporate Services; City Solicitor - June 2, 1999

(Clause No. 8, Report No. 6)

**5-39. Union Station Negotiations with
Toronto Terminals Railway Company.**

The Corporate Services Committee had before it the following:

- (i) confidential report (May 19, 1999) from the Commissioner of Urban Planning and Development Services providing a status report on the negotiations concerning Union Station between the City and The Toronto Terminals Railway Company; and
- (ii) confidential report (May 19, 1999) from the City Solicitor respecting this matter.

On motion by Councillor Mihevc, the Corporate Services Committee unanimously recommended to Council the adoption of the confidential report (May 19, 1999) from the Commissioner of Urban Planning and Development Services, and reports having received the confidential report (May 19, 1999) from the Commissioner of Urban Planning and Development Services respecting the Union Station Negotiations, which was forwarded to Members of Council under confidential cover.

(Clause No. 6, Report No. 6)

**5-40. John Street Roundhouse - TrizecHahn Corporation -
Proposal Report (Ward 24 - Downtown).**

The Corporate Services Committee had before it a report (May 19, 1999) from the Commissioner of Corporate Services advising that a report as requested by City Council at its meeting on November 25, 16 and 27, 1998, has just been received from TrizecHahn Corporation; that the TrizecHahn report will be reviewed by staff, members of the Steering Committee and other stakeholders and a report thereon will be prepared; that it is anticipated this report will be brought forward to the Administration Committee on June 15, 1999; and recommending that this report be received.

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On motion by Councillor Rae, the Corporate Services Committee recommended to Council that:

- (1) Council support the Steam Whistle Brew Pub concept outlined in the document, entitled "John Street Roundhouse - A Phased Reuse and Rehabilitation Strategy", prepared by the TrizeHahn Corporation; and the Commissioner of Corporate Services be requested to work with TrizecHahn Corporation and the Steam Whistle Brewing Company to facilitate their venture as an initial phase of the John Street Roundhouse Redevelopment; and
- (2) the Commissioner of Corporate Services be requested to submit a report to the Administration Committee for its meeting scheduled to be held on June 15, 1999, on the report received from TrizecHahn Corporation respecting the John Street Roundhouse.

(All Members of Council - June 2, 1999)

(Clause No. 22, Report No. 6)

The Committee adjourned its meeting at 6:10 p.m.

Chair