

THE CITY OF TORONTO

City Clerk's Department

Minutes of the Works and Utilities Committee

Meeting No. 1

Wednesday, January 13, 1999

The Works and Utilities Committee met on Wednesday, January 13, 1999, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:45 a.m.

Members Present:

	<u>9:45 a.m. - 1:15 p.m.</u>
Councillor Betty Disero, Chair	x
Councillor Ila Bossons	x
Councillor Sandra Bussin	x
Councillor Tom Jakobek	x
Councillor Jack Layton	x
Councillor Bill Saundercook	x
Councillor Sherene Shaw	x
Councillor David Shiner	x
Councillor Michael Walker	x

Regrets:

Councillor Gerry Altobello
Councillor Lorenzo Berardinetti

Also Present:

Councillor John Adams
Councillor Mario Giansante
Councillor Doug Holyday
Councillor George Mammoliti
Councillor Howard Moscoe

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

Confirmation of Minutes.

On motion by Councillor Bossons, the Minutes of the meeting of the Works and Utilities Committee held on December 2, 1998, and the special meeting held on December 16, 1998, were confirmed.

1.1 Environment Days.

The Works and Utilities Committee again had before it a report (November 18, 1998) from the General Manager, Solid Waste Management Services, respecting the cost of Environment Days, as requested by the Committee at its meeting of November 4, 1998; outlining concerns expressed by some Councillors with respect to Environment Day promotional funding; and recommending that the payment for Environment Day advertisements in a Councillors' constituent newsletter be increased in accordance with the recommended payments for different size advertisements stated in this report.

The Committee also had before it a report (December 31, 1998) from the Commissioner of Works and Emergency Services in response to the direction of City Council at its meeting on November 25, 26 and 27, 1998, with respect to Clause No. 1 of Report No. 10 of The Works and Utilities Committee, entitled "Environment Days", that the following Recommendation No. (2) of the Committee be struck out and referred to the Commissioner of Works and Emergency Services for a report to the Committee on a revised distribution program:

A(2) that the following recommendation be added thereto:

A(4) should Councillors wish to distribute blue boxes, grey boxes, water kits, peak pails or composters free of charge at the Environment Days, they agree to reimburse the Department from their office budget for the price that would have been charged to residents for the units.

advising that free distribution of blue boxes, grey boxes, water efficiency kits and peak pails at Environment Days would result in an estimated operating budget increase of \$150,000.00 per year, and noting that such free distribution has not been recommended due to concerns about misuse of free units, inventory control problems and increased cost; and recommending that this report be received for information.

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The Committee also had before it the following communications from Councillor Norm Kelly, Scarborough Wexford:

- (i) (November 27, 1998) outlining deficiencies in the 1998 Environment Day program, in particular with respect to promotional costs and the elimination of Household Hazardous Waste (HHW) collection from single-Councillor Environment Days; and urging the Committee to:
 - (1) instruct staff to retroactively compensate all Councillors who used their newsletters to promote Environment Days (subject to the \$500.00 limit);
 - (2) recommend and support access to HHW disposal to the residents of all wards; and
 - (3) ensure that department guidelines and decisions reflect Council's direction; and
- (ii) (January 13, 1999) urging the Committee to make the following motions:
 - (1) instruct staff to retroactively compensate all Councillors who used their newsletters to promote Environment Days, subject to the limit;
 - (2) recommend and support access to HHW disposal to the residents of all wards; and
 - (3) ensure that department guidelines and decisions reflect Council's direction.

Councillor Mario Giansante, Kingsway - Humber, appeared before the Committee in connection with the foregoing matter.

Councillor Shiner moved that the position of Clerk referred to in the aforementioned report be on a .75 basis, and that the budget be amended accordingly. **(Lost)**

Councillor Layton moved the adoption of the recommendations embodied in the aforementioned communication dated January 13, 1999, from Councillor Kelly. **(Carried)**

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Councillor Bossons moved that:

- (1) blue boxes and grey boxes be provided free of charge at Environment Days; and **(Carried)**
- (2) Councillors be reimbursed up to a maximum of \$500.00 each for promotion of Environment Days for 1999 through their newsletters. **(Carried)**

Councillor Bussin moved that where Councillors do not agree on a joint Environment Day and the Department is hosting the event, those Councillors be permitted to have their names included as part of any publicity material. **(Carried)**

Councillor Shaw moved that the Commissioner of Works and Emergency Services be requested to submit a report to the Committee at its meeting scheduled to be held on March 24, 1999, on the allocation of costs of Environment Days on a per capita basis for future years. **(Carried)**

The following is the action therefore taken by the Committee:

The Committee:

- (1) recommended to Council:
 - (A) the adoption of the following recommendations embodied in the aforementioned communication dated January 13, 1999, from Councillor Kelly:
 - A(1) instruct staff to retroactively compensate all Councillors who used their newsletters to promote Environment Days, subject to the limit;
 - (2) recommend and support access to HHW disposal to the residents of all wards; and
 - (3) ensure that department guidelines and decisions reflect Council's direction. @, and
 - (B) that where Councillors do not agree on a joint Environment Day and the Department is hosting the event, those Councillors be

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permitted to have their names included as part of any publicity material;

- (2) recommended to the Budget Committee, for consideration with the 1999 Operating Budget, that:
 - (i) Councillors be reimbursed up to a maximum of \$500.00 each for promotion of Environment Days for 1999 through their newsletters; and
 - (ii) blue boxes and grey boxes be provided free of charge at Environment Days; and
- (3) requested the Commissioner of Works and Emergency Services to submit a report to the Committee at its meeting scheduled to be held on March 24, 1999, on the allocation of costs of Environment Days on a per capita basis for future years.

(Budget Committee; c: Councillor Norm Kelly; Councillor Mario Giansante; Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services; - January 13, 1999)

(Clause No. 1, Report No. 1)

**1.2 Liquor and Wine Container
Deposit/Return By-law.**

The Works and Utilities Committee had before it a report (January 5, 1999) from the Commissioner of Works and Emergency Services recommending that:

- (1) City Council repeal By-law No. 448-1998, being the licensing by-law imposing the deposit/return requirement on liquor and wine vendors, given the enactment of the regulation amending Ontario Regulation 27/96;
- (2) the Commissioner of Works and Emergency Services be authorized to review the eligibility criteria and funding commitment related to the Ministry of the Environment's Blue Box funding plan and report back to the Works and Utilities Committee; and
- (3) the City Solicitor be authorized to introduce the necessary Bill to effect the foregoing repeal.

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The Committee also had before it the following communications:

- (i) (December 18, 1998) from the Minister of Municipal Affairs and Housing forwarding a copy of the amendment to the regulation under the Municipal Act with regard to municipal powers concerning alcoholic beverage containers; advising that the Liquor Control Board of Ontario is contributing \$4.0 million to assist municipalities with the cost of recycling wine and liquor containers; and reviewing other steps in the government's waste diversion plan;
- (ii) (January 12, 1999) from Mr. Joseph P. Hruska, Vice President, Municipal Development, CSR: Corporations Supporting Recycling, expressing support for the recommendation to repeal By-law No. 448-1998; and
- (iii) (undated) from the Toronto Environmental Alliance (TEA), outlining a proposal for the implementation of a cost-effective bottle collection program based on a bottle drive that took place in December 1998; submitting an information brief on "r/Works", a coalition of groups working in partnership with people who experience long-term poverty, in the area of recycling; and recommending that the Works and Utilities Committee direct the Works and Emergency Services Department to meet with Toronto Environmental Alliance, Canadian Bottle Recycling Inc., and r/Works to investigate the possibility of a permanent bottle collection program.

Mr. Gord Perks, Toronto Environmental Alliance, appeared before the Committee in connection with the foregoing matter.

Councillor Layton moved:

- (1) the adoption of the following recommendation embodied in the aforementioned submission from the Toronto Environmental Alliance, with a request that the Commissioner of Works and Emergency Services submit a report thereon to the next meeting of the Committee, scheduled to be held on February 10, 1999:

That the Works and Utilities Committee direct the Works and Emergency Services Department to meet with Toronto Environmental Alliance, Canadian Bottle Recycling Inc., and r/Works to investigate the possibility of a permanent bottle collection program. and

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- (2) that the Commissioner of Works and Emergency Services be requested to submit a report to the next meeting of the Committee on:
- (i) all the costs the City of Toronto incurs when handling wine and liquor bottles sold by the Liquor Control Board of Ontario (LCBO); and
 - (ii) the feasibility of allocating a portion of the funds set aside for deposit/return publicity to support the initiatives being recommended by the Toronto Environmental Alliance.

(Carried)

Councillor Bossons moved:

- (1) the adoption of the aforementioned report;
- (2) that the Minister of the Environment be requested to provide the City of Toronto with the \$1.0 million previously offered, in order to assist the City in its disposal of the continued flow of Liquor Control Board of Ontario (LCBO) bottles in the Blue Boxes; and
- (3) that the Commissioner of Works and Emergency Services be requested to submit a report to the Committee on the advertising budget that would be required to bring the issue of deposit/return to the public's attention.

(Carried)

Councillor Saundercook moved that the Federal and Provincial Governments be again requested to review packaging legislation in order for the City to achieve its waste reduction targets. **(Carried)**

Councillor Bussin moved that the Commissioner of Works and Emergency Services be requested to contact Brewers' Retail and Molson Breweries with any suggestions on how to reduce waste on a voluntary basis. **(Carried)**

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The following is the action therefore taken by the Committee:

The Committee:

- (A) recommended to Council:
 - (1) the adoption of the aforementioned report;
 - (2) that the Minister of the Environment be requested to provide the City of Toronto with the \$1.0 million previously offered, in order to assist the City in its disposal of the continued flow of Liquor Control Board of Ontario (LCBO) bottles in the Blue Boxes; and
 - (3) that the Federal and Provincial Governments be again requested to review packaging legislation in order for the City to achieve its waste reduction targets;

- (B) adopted the following recommendation embodied in the submission from the Toronto Environmental Alliance, with a request that the Commissioner of Works and Emergency Services submit a report thereon to the next meeting of the Committee, scheduled to be held on February 10, 1999:

That the Works and Utilities Committee direct the Works and Emergency Services Department to meet with Toronto Environmental Alliance, Canadian Bottle Recycling Inc., and r/Works to investigate the possibility of a permanent bottle collection program.®

- (C) requested the Commissioner of Works and Emergency Services to submit a report to the next meeting of the Committee on:
 - (i) all the costs the City of Toronto incurs when handling wine and liquor bottles sold by the LCBO;
 - (ii) the feasibility of allocating a portion of the funds set aside for deposit/return publicity to support the initiatives being recommended by the Toronto Environmental Alliance; and
 - (iii) the advertising budget that would be required to bring the issue of deposit/return to the public's attention; and

- (D) further requested the Commissioner of Works and Emergency Services to contact Brewers' Retail and Molson Breweries with any suggestions on how to reduce waste on a voluntary basis.

(Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services; Mr. Gord Perks - January 13, 1999)

(Clause No. 2, Report No. 1)

1.3 Harmonization of Service Levels for Waste and Recycling Collection.

The Works and Utilities Committee again had before it a report (November 27, 1998) from the General Manager, Solid Waste Management Services, recommending, based on the comments received at an informal meeting of the Works and Utilities Committee held on November 25, 1998, to review the issues and options discussed in this report, that:

- (1) existing service levels for waste and recycling collection be continued into 1999, except for harmonization of the following services, which are to be referred to North York Community Council for comments before consideration by the Works and Utilities Committee:
 - (a) effective April 1, 1999, on an interim basis, the North York Community Council area be provided with once-a-week garbage collection and bi-weekly recycling collection, with twice-a-week garbage collection retained from the last week of June to the last week of August at an estimated annual cost savings of \$1.0 million; and
 - (b) effective April 1, 1999, optional rear and side yard collection service provided at an additional fee be terminated;
- (2) effective January 2, 1999, rear and side yard collection service be provided at no direct charge to all residents in low density properties who, on the basis of a doctor's certificate, lack sufficient mobility to carry waste materials to curbside, and who do not live in a residence with a fully able person, at an estimated additional annual cost of \$50,000.00;
- (3) effective April 1, 1999, replacement blue and grey boxes be provided to residents at a charge of \$5.00 per box for pick-up at service yard and Civic Centre locations, and that

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green boxes be replaced with grey boxes as required, at an estimated saving of \$120,000.00 per year;

- (4) medium and high density residential buildings receiving municipal bulklift collection service be required to rent bulklift garbage bins from the City, as a condition of receiving garbage and recycling collection service from the City, at a rental fee sufficient to offset the cost of both bulklift garbage bins and recycling containers, subject to a further report on implementation issues to be submitted within approximately six months; and
- (5) staff undertake the evaluation of the options for service harmonization outlined in this report with respect to:
 - (a) frequency of garbage, recycling and yard waste collection for low density and medium density residential properties which receive curbside collection;
 - (b) the provision of blue bags and other recycling support services to high density residential properties which receive bulklift collection;
 - (c) the provision of waste management services to small commercial properties and institutional properties, including consideration of full cost recovery user fees; and
 - (d) the number of industrial properties where municipal collection is proposed to be terminated and the method of phase out;

and that a report be brought forward in approximately six months.

The Committee also had before it a communication (January 13, 1999) from the Ontario Waste Management Association expressing concerns with respect to the harmonization of service levels for waste and recycling collection, and the suggestion that the City begin to provide services already adequately and economically provided by private sector waste haulers; and requesting that the Committee not approve this item at this time.

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

- Ms. Nancy Porteous-Koehle, Canadian Waste Services Inc.;
- Councillor John Adams, Midtown;
- Councillor Mario Giansante, Kingsway - Humber;
- Councillor Doug Holyday, Markland - Centennial;
- Councillor George Mammoliti, North York Humber; and
- Councillor Howard Moscoe, North York Spadina.

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Councillor Bossons moved that Recommendation No. (5)(c) be amended by adding thereto the following:

And requests for proposals to the waste-hauling industry regarding the collection of industrial, commercial and institutional (ICI) waste@
(Carried)

Councillor Layton moved:

- (1) that Recommendation No. (3) be amended to provide that residents receive one blue or grey box per year at no charge; **(Lost)**
- (2) that the Commissioner of Works and Emergency Services be requested to submit a report to the Committee on a strategy to make replacement boxes available to those who are unable to pick them up at designated locations, with delivery on a cost-recovery basis; **(Carried)**
- (3) that Recommendation No. (4) be amended by adding after the words **Arental fee@** the words **Afor the bulklift garbage bins be established@** so that such Recommendation reads as follows:

A(4) medium and high density residential buildings receiving municipal bulklift collection service be required to rent bulklift garbage bins from the City, as a condition of receiving garbage and recycling collection service from the City, and that a rental fee for the bulklift garbage bins be established sufficient to offset the cost of both bulklift garbage bins and recycling containers, subject to a further report on implementation issues to be submitted within approximately six months;@

(Carried)

- (4) that Recommendations Nos. (1) to (4) embodied in the aforementioned report, and all amendments, be deferred pending consideration of the harmonization of services by City Council and the proposed strategic planning session being arranged by the Chief Administrative Officer for Members of Council; and **(Carried)**

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- (5) the adoption of Recommendation No. (5), amended by adding thereto the following, with the direction that the report requested therein be submitted to the Committee for consideration at that time:
- A(e) an analysis of the 3Rs pilot projects which were conducted; and
 - (f) options concerning recycling, in consultation with the Toronto 3Rs Sub-Committee;@

(Carried)

Councillor Shiner moved that:

- (1) the Commissioner of Works and Emergency Services be requested to report to the Committee on the details of the costs of each of the services listed, on a Community Council basis; and **(Lost)**
- (2) part (1) of the foregoing motion by Councillor Layton be amended to provide that the free replacement be for new residents only. **(Lost)**

The following is the action therefore taken by the Committee:

The Committee:

- (1) deferred consideration of Recommendations Nos. (1) to (4) of the aforementioned report, with Recommendation No. (4) amended to read as follows, pending consideration of the harmonization of services by City Council and the proposed strategic planning session being arranged by the Chief Administrative Officer for Members of Council:
 - A(4) medium and high density residential buildings receiving municipal bulklift collection service be required to rent bulklift garbage bins from the City, as a condition of receiving garbage and recycling collection service from the City, and that a rental fee for the bulklift garbage bins be established sufficient to offset the cost of both bulklift garbage bins and recycling containers, subject to a further report on implementation issues to be submitted within approximately six months;@

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- (2) adopted Recommendation No. (5), amended as follows, with the direction that the report requested therein be submitted to the Committee for consideration at that time:

A(5) staff undertake the evaluation of the options for service harmonization outlined in this report with respect to:

- (a) frequency of garbage, recycling and yard waste collection for low density and medium density residential properties which receive curbside collection;
- (b) the provision of blue bags and other recycling support services to high density residential properties which receive bulklift collection;
- (c) the provision of waste management services to small commercial properties and institutional properties, including consideration of full cost recovery user fees; and requests for proposals to the waste-hauling industry regarding the collection of industrial, commercial and institutional (ICI) waste;
- (d) the number of industrial properties where municipal collection is proposed to be terminated and the method of phase out;
- (e) an analysis of the 3Rs pilot projects which were conducted; and
- (f) options concerning recycling, in consultation with the Toronto 3Rs Sub-Committee;

and that a report be brought forward in approximately six months², and

- (3) requested the Commissioner of Works and Emergency Services to submit a report to the Committee on a strategy to make replacement boxes available to those who are unable to pick them up at designated locations, with delivery on a cost-recovery basis.

(Commissioner of Works and Emergency Services; c: Councillor John Adams; Councillor Mario Giansante; Councillor Doug Holyday; Councillor George Mammoliti; Councillor Howard Moscoe; General Manager, Solid Waste Management Services; Ms. Nancy Porteous-Koehle; Ontario Waste Management Association - January 13, 1999)

(Clause No. 7(a), Report No. 1)

1.4 Advertising on Litter Containers and Consolidation of Management of Litter Containers.

The Works and Utilities Committee again had before it a report (November 17, 1998) from the General Manager, Solid Waste Management Services, recommending that:

- (1) the Works and Emergency Services Department put out a Request for Proposals (RFP) in early 1999 for the supply, installation, and maintenance (excluding emptying) of new litter containers which include an advertising component to replace existing litter containers at various locations within the road allowance in the City of Toronto;
- (2) no additional pilot programs be approved until the results of the above-noted RFP have been received;
- (3) when existing pilot programs terminate, the successful proponent(s) from the RFP in Recommendation No. (1) be required to provide litter containers in the pilot areas under the same terms and conditions stipulated in the RFP;
- (4) the collection of waste from, and the maintenance of litter containers within the road allowance be consolidated into the Solid Waste Management Services Division; and
- (5) the Commissioner of Works and Emergency Services, in consultation with the Commissioner of Urban Planning and Development Services, submit a report to the Urban Environment and Development Committee with recommendations on a policy framework for advertising on litter containers within the road allowance and on a consultation process with Community Councils.

The Committee also had before it the following communications:

- (i) (December 14, 1998) from the City Clerk advising that the East York Community Council on December 9, 1998, had before it a communication dated December 3, 1998, from Councillor Betty Disero requesting the East York Community Council to provide comments to the Works and Utilities Committee with respect to advertising on new garbage receptacles; and further advising that the East York Community Council:

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- (1) wishes to participate in such project and, further, recommends that a Request for Proposals (RFP) may be the best way for the City to proceed; and
 - (2) received the aforementioned communication;
- (ii) (December 16, 1998) from the City Clerk advising that the Scarborough Community Council on December 9, 1998, had before it a communication from Councillor Betty Disero requesting that the Community Council consider the issue of advertising on garbage receptacles as a pilot project in Scarborough and forward any comments thereon to the Works and Utilities Committee; and further advising that the Scarborough Community Council has concerns respecting the impact of these types of containers on its neighbourhoods, and suggests to the Works and Utilities Committee that it not let one large contract for the City but, rather, come forward with recommended districts for the implementation of this proposal;
 - (iii) (January 12, 1999) from Ms. Lisa McGee, General Manager, Bloor-Yorkville Business Improvement Area, submitting comments and concerns with respect to advertising on litter containers; and requesting that should the City pursue litter bin advertising, the Bloor-Yorkville Business Improvement Area be consulted prior to any installations within its BIA; and
 - (iv) (undated) from OMG Media advising that OMG Media does not concur with some of the information contained in the staff report recommending that a Request for Proposals be issued for the supply, installation and maintenance of litter containers; providing an alternate strategy for this project through the use of Info-Boxes; and proposing that the Committee reconsider the recommendations in the report in consideration of the aforementioned proposals by OMG Media.

The following Councillors appeared before the Committee in connection with the foregoing matter:

- Councillor Doug Holyday, Markland - Centennial; and
- Councillor George Mammoliti, North York Humber.

Councillor Layton moved that:

- (1) the Commissioner of Works and Emergency Services, in consultation with the City Solicitor, be directed to negotiate a five-year extended Pilot Project Agreement between the City and OMG Media Inc., to include the

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provision of collection of recyclable materials only by OMG Media Inc., such materials to be delivered to the City of Toronto transfer or processing facilities; and that the Commissioner of Works and Emergency Services and the City Solicitor submit a report thereon to the Committee at its next meeting;

- (2) based on the co-development of the Info-Boxes by OMG Media Inc. and the City of Toronto, the City Solicitor, in consultation with the Commissioner of Works and Emergency Services, be directed to negotiate a royalty agreement with OMG Media Inc. for the installation of Info-Boxes units within and outside of the City of Toronto; and that the City Solicitor and the Commissioner of Works and Emergency Services submit a report thereon to the Committee at its next meeting;
- (3) the collection of waste from, and the maintenance of litter containers within the road allowance be consolidated into the Solid Waste Management Services Division; and
- (4) the Commissioner of Works and Emergency Services, in consultation with the Commissioner of Urban Planning and Development Services, provide an inventory of indoor and outdoor billboard, poster and sign advertising which is dependent on view from public areas, including comments on the potential for additional revenue generation; and that such report be submitted to the appropriate reporting Committee by September 1999.

(Carried, as amended)

Councillor Jakobek moved that:

- (1) part (1) of the foregoing motion by Councillor Layton be amended to provide that staff negotiate a new five-year pilot project which would replace any existing pilot project and which would be based on the type of agreements the City has with respect to bus shelters;
- (2) no advertising be permitted on boxes in Business Improvement Areas (BIAs) where the BIA has objected; that cleanliness and prompt removal of graffiti be paramount to the agreement; and that such boxes be kept in a state of good repair; and

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- (3) the Chief Administrative Officer, in consultation with the Commissioner of Corporate Services, be requested to submit a report to the Corporate Services Committee on a corporate policy for the handling of unsolicited proposals by City staff.

(Carried)

Councillor Layton, on behalf of Councillor Mammoliti, moved that the Commissioner of Economic Development, Culture and Tourism be requested to consider such proposal in all of the City's parks. **(Carried)**

The following is the action therefore taken by the Committee:

The Committee:

- (A) recommended to Council that:
- (1) the Commissioner of Works and Emergency Services, in consultation with the City Solicitor, be directed to negotiate a five-year extended Pilot Project Agreement between the City and OMG Media Inc., which would replace any existing pilot project and which would be based on the type of agreements the City has with respect to bus shelters, to include the provision of collection of recyclable materials only by OMG Media Inc., such materials to be delivered to the City of Toronto transfer or processing facilities; and that the Commissioner of Works and Emergency Services and the City Solicitor submit a report thereon to the Committee at its next meeting;
 - (2) based on the co-development of the Info-Boxes by OMG Media Inc. and the City of Toronto, the City Solicitor, in consultation with the Commissioner of Works and Emergency Services, be directed to negotiate a royalty agreement with OMG Media Inc. for the installation of Info-Boxes units within and outside of the City of Toronto; and that the City Solicitor and the Commissioner of Works and Emergency Services submit a report thereon to the Committee at its next meeting;

- (3) no advertising be permitted on boxes in Business Improvement Areas (BIAs) where the BIA has objected; that cleanliness and prompt removal of graffiti be paramount to the agreement; and that such boxes be kept in a state of good repair;
 - (4) the collection of waste from, and the maintenance of litter containers within the road allowance be consolidated into the Solid Waste Management Services Division; and
 - (5) the Commissioner of Works and Emergency Services, in consultation with the Commissioner of Urban Planning and Development Services, provide an inventory of indoor and outdoor billboard, poster and sign advertising which is dependent on view from public areas, including comments on the potential for additional revenue generation; and that such report be submitted to the appropriate reporting Committee by September 1999;
- (B) requested that the Commissioner of Economic Development, Culture and Tourism be requested to consider such proposal in all of the City's parks; and
- (C) requested that the Chief Administrative Officer, in consultation with the Commissioner of Corporate Services, be requested to submit a report to the Corporate Services Committee on a corporate policy for the handling of unsolicited proposals by City staff.

(Commissioner of Economic Development, Culture and Tourism; Chief Administrative Officer; c: Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services; Commissioner of Corporate Services; OMG Media Inc.; Ms. Lisa McGee - January 13, 1999)

(Clause No. 3, Report No. 1)

**1.5 Industrial Waste Surcharge Agreement -
Pizza Pizza Limited.**

The Works and Utilities Committee again had before it a report (November 20, 1998) from the Commissioner of Works and Emergency Services recommending that staff be authorized to enter into an Industrial Waste Surcharge Agreement with Pizza Pizza Limited, 58 Advance Road, under

terms and conditions satisfactory to the City Solicitor and the Commissioner of Works and Emergency Services.

Councillor Layton moved:

- (1) the adoption of the aforementioned report; and
- (2) that the Commissioner of Works and Emergency Services be requested to send out the Nestlé Canada Inc. model to all those companies that have Industrial Waste Surcharge Agreements with the City of Toronto, with a suggestion that the City would be willing to negotiate similar initiatives; and to invite all parties to a workshop or forum on this topic in order to provide information to such industries regarding strategies for reducing industrial waste.

(Carried)

Councillor Jakobek moved that:

- (1) the Commissioner of Works and Emergency Services be requested to advise those industries with existing Industrial Waste Surcharge Agreements that such agreements will be terminated by January 1, 2000, and that staff provide assistance wherever possible similar to that provided to Nestlé Canada Inc. in cleaning up sewer discharge; and
- (2) no further agreements be approved.

(Carried)

Councillor Bossons moved that the Commissioner of Works and Emergency Services be requested to submit a report to the Committee on:

- (1) the banning, as well as phasing out, of such agreements;
- (2) the deployment of staff presently engaged in auditing industrial and commercial operations; and
- (3) the doubling of fees charged, in the interim.

(Carried)

(Commissioner of Works and Emergency Services; General Manager, Water and Wastewater Services - January 13, 1999)

(Clause No. 4, Report No. 1)

1.6 Contamination of Recyclables at Multi-Unit Residential Locations in the Scarborough Community Council Area.

The Works and Utilities Committee had before it a report (December 23, 1998) from the Commissioner of Works and Emergency Services respecting ongoing contamination and non-compliance problems respecting recycling at multi-unit residential locations throughout the Scarborough Community Council area; and recommending that:

- (1) staff be authorized to enforce Scarborough By-law No. 24478 with respect to the removal of waste collection services from multi-unit residential locations in the Scarborough Community Council area not fully participating in the City's recycling program;
- (2) Councillors be apprised of the affected locations in their Ward; and
- (3) the City of Toronto's new waste management by-law include a provision that any multi-unit residential location that does not establish, operate and maintain a valid recycling program be subject to the removal of all municipal waste management services.

On motion by Councillor Layton, the Committee:

- (1) recommended to the Budget Committee the adoption of the aforementioned report; and
- (2) referred this issue to the Toronto 3Rs Sub-Committee for consideration.

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(Budget Committee; Toronto 3Rs Sub-Committee c: Commissioner of Works and
Emergency Services; General Manager, Solid Waste Management Services -
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(Clause No. 7(b), Report No. 1)

**1.7 Lester B. Pearson International Airport -
Noise Monitoring Study -
Terms of Reference and Cost Estimate.**

The Works and Utilities Committee had before it a report (December 22, 1998) from the Commissioner of Works and Emergency Services respecting a study to address the concerns of Toronto residents within the Lester B. Pearson International Airport operating area with respect to the noise impact resulting from the airport operation; and recommending that:

- (1) the Commissioner of Works and Emergency Services be authorized to engage a consultant to carry out a study as outlined in the proposed terms of reference shown in this report at an estimated cost of \$25,000.00 subject to approval of Council and the 1999 Budget process; and
- (2) the Greater Toronto Airports Authority be requested to reimburse the City for this expense.

The Committee also had before it a communication (January 13, 1999) from Ms. Lorrie McKee, Executive Manager, Government Relations, Greater Toronto Airports Authority, requesting that consideration of the staff report be deferred as a deputation item; and inviting Councillors and City staff to tour their Noise Management Office.

Councillor Disero appointed Councillor Bossons Acting Chair, and vacated the Chair.

On motion by Councillor Disero, the Committee deferred consideration of the aforementioned report until its next meeting, scheduled to be held on February 10, 1999, for the hearing of deputations, noting the invitation contained in the aforementioned communication from the Greater Toronto Airports Authority for Members of the Works and Utilities Committee and City staff to tour their Noise Management Office to see what noise monitoring practices are being utilized.

(Commissioner of Works and Emergency Services; c: Ms. Lorrie McKee;
Executive Director, Technical Services Division - January 13, 1999)

(Clause No. 7(c), Report No. 1)

DEFERRED

Councillor Disero resumed the Chair.

1.8 Rebate of Sewage Surcharge on the Water Rate for Toronto District Heating Corporation.

The Works and Utilities Committee again had before it a communication (December 1, 1998) from Councillor Dennis Fotinos, Davenport, and Councillor Ila Bossons, Midtown, respecting the consumption of water by the Toronto District Heating Corporation and the program for the rebate of the sewer surcharge on the water rate, which provides an incentive to major water consumers not to send water for treatment that does not require treatment; and recommending that the Toronto District Heating Corporation be granted a rebate of the sewage surcharge on its water rate.

On motion by Councillor Layton, the Committee referred the aforementioned communication to the Commissioner of Works and Emergency Services for a report thereon to the next meeting of the Committee, scheduled to be held on February 10, 1999.

(Commissioner of Works and Emergency Services; Councillor Ila Bossons; Councillor Dennis Fotinos; c: General Manager, Water and Wastewater Services - January 13, 1999)

(Clause No. 7(d), Report No. 1)

1.9 Drinking Water Taste and Odour Control Options.

The Works and Utilities Committee again had before it a report (November 19, 1998) from the Commissioner of Works and Emergency Services providing information on options to eliminate or reduce the occurrences of an unpleasant taste and odour in drinking water and a strategy to address this issue in the future, as requested by the Committee at its meeting on September 9, 1998; advising that a feasibility study will be undertaken to determine an effective interim solution, and that funding has been allocated in the 1999 Capital Works Program to implement an interim solution at an estimated cost of \$7 million, pending confirmation by the feasibility study; and recommending that this report be received for information.

On motion by Councillor Saundercook, the Committee received the aforementioned report.

(Clause No. 7(e), Report No. 1)

**1.10 Eastern Beaches Water Quality -
Effectiveness of Kenilworth Avenue and
Maclean Avenue Detention Tanks.
(Ward 26)**

The Works and Utilities Committee again had before it a report (October 26, 1998) from the Executive Director, Technical Services, Works and Emergency Services, respecting the postings that occurred at the Eastern Beaches during the 1998 swimming season, and the effectiveness of the Kenilworth Avenue and Maclean Avenue detention tanks in improving the water quality at the Eastern Beaches; advising that by examining the conditions that existed prior to the construction of the two detention tanks, it can be seen that these facilities have had a profound impact on reducing the frequency the provincial guideline was exceeded at the Eastern Beaches, and thereby the need for the Medical Officer of Health to post these beaches; further advising that although other environmental factors can result in short-term impaired water quality, the detention tanks have provided a significant benefit to the Eastern Beaches, and that in comparison, from 1995 to 1998, the Western Beaches, which are still affected by sewer discharges, have been posted for more than 65 percent of the time during the swimming season; and recommending that this report be received for information.

The Committee also had before it a communication (January 13, 1999) from Ms. Karey Shinn, Chair, Safe Sewage Committee, recommending that the City consider changes to the Sewer Use By-law to reduce ~~Inflow/Infiltration~~ and enhance the current performance of the existing system; that non-structural projects to keep storm water out of the piped system be encouraged; and that the City's Wet Weather Master Plan Terms of Reference require a study of the City of Boston's Watershed planning model.

The Committee also had before it a communication (January 13, 1999) from Ms. Karen Buck, Toronto, Ontario, recommending that the Works and Utilities Committee put in place a process that will accomplish a final implementable plan for wet weather; and that the new process structure put in place will make sure that Phase 2 of the Wet Weather Flow Master Plan will evolve into a final implementable plan that is endorsed by the current interests at the table.

Councillor Jakobek moved that the Commissioner of Works and Emergency Services be requested to submit a report to the Committee on the costs of completing the connection of the remaining storm sewers to the Eastern Beaches detention tank(s), in the event that the R.C. Harris Filtration Plant residue management Environmental Assessment recommends the construction of a

forcemain from the water treatment plant, along the beach, to the sewage treatment plant. **(Carried)**

Councillor Layton moved that the aforementioned report and additional communications be referred to the Storm Water Group for information. **(Carried)**

(Commissioner of Works and Emergency Services; Storm Water Group
c: General Manager, Water and Wastewater Services; Executive Director,
Technical Services; Ms. Karey Shinn; Ms. Karen Buck - January 13, 1999)

(Clause No. 7(f), Report No. 1)

**1.11 Hollick v. Toronto -
Keele Valley Landfill Class Action.**

The Works and Utilities Committee had before it a report (January 4, 1999) from the City Solicitor respecting legal proceedings commenced by the plaintiff in February 1997 alleging damage to a class of persons living near the Keele Valley Landfill Site as a result of the operation of the site; advising that the City of Toronto sought leave to appeal to the Divisional Court from the certification of the proceedings as a class action, which was granted and heard in September 1998; forwarding a copy of the decision handed down by the Ontario Divisional Court on December 17, 1998, and further advising that the Court was unanimous in setting aside the certification order, dismissing the plaintiff's cross appeal and awarding the City of Toronto \$15,000.00 in legal costs; noting that the plaintiff is now seeking leave to appeal the decision, and that legal staff will continue to take such steps as may be required to defend against this lawsuit and will report back on future developments; and recommending that this report be received for information.

The Committee received the aforementioned report.

(Clause No. 7(g), Report No. 1)

**1.12 Assumption of Private Sanitary Sewer and
Watermain - 2206 Gerrard Street East.
(Ward 26 - East Toronto)**

The Works and Utilities Committee had before it a report (January 8, 1999) from the Commissioner of Works and Emergency Services recommending that:

- (1) approval be given to assume the ownership of a 300 mm sanitary sewer and a 100 mm watermain required to service the proposed development at 2206 Gerrard Street East subject to the owners of this property granting the necessary easement to the City as indicated on Sketch No. EAS-493 attached thereto, in accordance with the terms and conditions outlined in this report and any others the City Solicitor and the Commissioner of Works and Emergency Services may determine necessary; and
- (2) the appropriate City officials be authorized to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that may be required.

On motion by Councillor Jakobek, the Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 6, Report No. 1)

**1.13 Pilot Treatment Wetland in Lower Duck Pond, High Park -
Progress Report and Award of Phase II.
(Ward 19 - High Park)**

The Works and Utilities Committee had before it a report (January 6, 1999), from the Commissioner of Works and Emergency Services recommending that:

- (1) the progress report for Phase I of the Pilot Treatment Wetland project for the Lower Duck Pond in High Park be received for information;
- (2) (a) approval be given to increase the contract price for Phase II of the Pilot Treatment Wetland by \$75,100.00 from \$282,011.34 to \$357,111.34 including G.S.T. to cover additional construction costs related to unstable sediment deposits discovered at the bottom of the Lower Duck Pond in the course of the Phase I study work and additional cost related to site supervision and waterfowl control which were not included in the original scope of work; and

- (b) approval be given to award Phase II of the Pilot Treatment Wetland in Lower Duck Pond (High Park), for a total price not to exceed \$357,111.34 to CH2M Gore & Storrie Limited in accordance with the terms and conditions and the scope of work of the agreement dated September 26, 1997, between CH2M Gore & Storrie Limited and the City of Toronto and including the additional work described in the report; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto including preparation and execution of the necessary Phase II agreement with CH2M Gore & Storrie Limited on terms and conditions satisfactory to the City Solicitor and the Commissioner of Works and Emergency Services.

On motion by Councillor Layton, the Committee:

- (1) recommended to Council the adoption of the aforementioned report; and
- (2) referred the aforementioned report to the Storm Water Group for information, and requested the Committee Administrator to include this group on the mailing list for storm water issues.

(Storm Water Group; c: Commissioner of Works and Emergency Services; Executive Director, Technical Services - January 13, 1999)

(Clause No. 5, Report No. 1)

1.14 Yards Rationalization Update.

The Works and Utilities Committee had before it a report (January 11, 1999) from the Commissioner of Works and Emergency Services providing an update on the status of the yard rationalization study, and a listing of Works and Emergency Services locations that are surplus to the Department's operating requirements, in response to the request of the Strategic Policies and Priorities Committee for a report on the impact of the closure of the yard locations; and recommending that this report be received for information.

On motion by Councillor Jakobek, the Committee deferred consideration of the aforementioned report until its next meeting, scheduled to be held on February 10, 1999.

(Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services - January 13, 1999)

(Clause No. 7(h), Report No. 1)

DEFERRED

**1.15 Amendment to Consulting Services Agreement -
Implementation of 100 Percent Biosolids
Beneficial Use Program at Main Treatment Plant.**

The Works and Utilities Committee had before it a report (January 12, 1999) from the Commissioner of Works and Emergency Services recommending that, subject to approval of the necessary funding included in the 1999 Water and Wastewater Capital Works Program, authorization be given to amend the existing consulting services agreement with the engineering consulting firm of R.V. Anderson Associates Limited for predesign services pertaining to design/build assignment arising from the 100 Percent Biosolids Beneficial Use Program at the Main Treatment Plant, by an additional amount of \$1,250,000.00, including Goods and Services Tax, and including a contingency allowance of \$110,000.00 to cover additional work, if necessary, and as authorized by the Commissioner, all in accordance with the terms of the existing consulting services agreement.

On motion by Councillor Jakobek, the Committee recommended to the Budget Committee the adoption of the aforementioned report.

(Budget Committee; c: Commissioner of Works and Emergency Services; General Manager, Water and Wastewater Services - January 13, 1999)

(Clause No. 7(i), Report No. 1)

**1.16 Request for Honorarium for Members of
Main Treatment Plant Environmental
Assessment Mediation Sub-Committee.**

The Works and Utilities Committee had before it a communication (January 12, 1999) from Councillor Tom Jakobek, East Toronto, forwarding a communication from Mr. David S.H. Done, representing the public members of the Main Treatment Plant Environmental Assessment Mediation Sub-Committee of the Works and Utilities Committee, with respect to a request that the public participants of this sub-committee be provided with an honorarium for their services in resolving, through mediation, many outstanding issues.

Councillor Disero appointed Councillor Jakobek Acting Chair, and vacated the Chair.

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Councillor Disero moved that the aforementioned communication be referred to the Commissioner of Corporate Services for discussion on a policy for honorariums for sub-committees of Council. **(Carried, as amended)**

Councillor Layton moved that the foregoing motion by Councillor Disero be amended by requesting the Commissioner of Corporate Services to consider issues such as the provision of child care and transportation costs. **(Carried)**

(Commissioner of Corporate Services; c: Councillor Tom Jakobek; Mr. David S.H. Done; Commissioner of Works and Emergency Services; General Manager, Water and Wastewater Services - January 13, 1999)

(Clause No. 7(j), Report No. 1)

Councillor Disero resumed the Chair.

The Works and Utilities Committee adjourned its meeting at 1:15 p.m.

Chair.