

THE CITY OF TORONTO

City Clerk's Division

Minutes of the Works and Utilities Committee

Meeting No. 5

Wednesday, April 21, 1999

The Works and Utilities Committee met on Wednesday, April 21, 1999, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:35 a.m.

Members Present:

	<u>9:35 a.m.-12:05 p.m.</u>	<u>2:20 p.m.-3:30 p.m.</u>
	(Recess: 10:15-11:35 a.m.)	
Councillor Betty Disero, Chair	x	x
Councillor Gerry Altobello		x
Councillor Lorenzo Berardinetti	x	x
Councillor Ila Bossons	x	x
Councillor Sandra Bussin		x
Councillor Tom Jakobek		x
Councillor Jack Layton	x	x
Councillor Bill Saundercook		x
Councillor Sherene Shaw	-	x
Councillor David Shiner	x	x
Councillor Michael Walker	-	x

Also Present:

Councillor Chris Korwin-Kuczynski

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

Confirmation of Minutes.

On motion by Councillor Bossons, the Minutes of the joint meeting of the Urban Environment and Development Committee and the Works and Utilities Committee held on March 16, 1999, and the meeting of the Works and Utilities Committee held on March 24, 1999, were confirmed.

5.1 Utility Coordination and Road Reinstatement Work - Status Report.

The Works and Utilities Committee had before it a communication (February 10, 1999) from Councillor Tom Jakobek, East Toronto, forwarding a communication (October 29, 1998) from Mr. R.G. Riedl, President, Enbridge Consumers Gas, with respect to cost saving opportunities for road reinstatement work in the City of Toronto; and requesting that this matter be placed on the agenda for discussion.

The Committee also had before it a report (April 14, 1999) from the Commissioner of Works and Emergency Services responding to the communication dated October 29, 1998, from Enbridge Consumers Gas with respect to utility coordination and road reinstatement work, and providing information on the ongoing discussions between Works and Emergency Services Department staff, Enbridge Consumers Gas and the other major utility companies, including a joint review of different options for permanent pavement restoration after utility cuts are made; further advising that staff are working with all the major utilities to establish a new Public Utilities Coordinating Committee; and recommending that this report be received for information.

The Committee received the aforementioned communication and report.

(Councillor Tom Jakobek; Commissioner of Works and Emergency Services; c:
Mr. R. G. Riedl - April 21, 1999)

(Clause No. 14(a), Report No. 7)

5.2 Drain Grant Program - 2 Wendigo Way.

The Works and Utilities Committee had before it a communication (February 10, 1999) from Councillor Korwin-Kuczynski, High Park, forwarding correspondence with Ms. Wendy Sherwood and Works and Emergency Services staff with respect to damage from tree roots to the septic system at 2 Wendigo Way, wherein it is indicated that the drain grant program, as approved by City Council, deals specifically with damage done to private drains by the roots of City-owned trees and not to damaged septic systems; and wherein it is further indicated that approval of such a grant would require City Council approval.

The Committee also had before it a communication (April 19, 1999) from Ms. Wendy Sherwood, Toronto, Ontario, respecting damage to the septic system at 2 Wendigo Way caused by trees on

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the City's property; and requesting that the Committee endorse and recommend the inclusion of septic tanks into the Drain Grant Program, and forward said motion to City Council for approval. Councillor Chris Korwin-Kuczynski, High Park, appeared before the Committee in connection with the foregoing matter.

Councillor Layton, on behalf of Councillor Korwin-Kuczynski, moved that the aforementioned communications be referred to the Commissioner of Works and Emergency Services for a report thereon to the Committee. **(Lost)**

Councillor Bossons moved that the aforementioned communications be received. **(Carried)**

The aforementioned communications were submitted to Council at the request of Councillor Korwin-Kuczynski.

(Councillor Korwin-Kuczynski; Commissioner of Works and Emergency Services; Ms. Wendy Sherwood; c: General Manager, Water and Wastewater Services - April 21, 1999)

(Clause No. 4, Report No. 7)

5.3 Industrial Waste Surcharge Agreements.

The Works and Utilities Committee had before it a report (March 16, 1999) from the Commissioner of Works and Emergency Services responding to the direction of Council at its meeting on February 2, 3 and 4, 1999, that Clause No. 4 of Report No. 1 of The Works and Utilities Committee, entitled "Industrial Waste Surcharge Agreement - Pizza Pizza Limited", be struck out and referred back to the Commissioner of Works and Emergency Services for further consideration; advising the Works and Utilities Committee, the Economic Development Committee and the Budget Committee of the various impacts which would result from a unilateral termination of all existing Industrial Waste Surcharge Agreements by January 1, 2000, as recommended by the Works and Utilities Committee, including the financial impact, potential impact on biosolids quality, legal implications and economic development impact; and recommending that:

- (1) the City not proceed with the unilateral termination of all existing Industrial Waste Surcharge Agreements by January 1, 2000;
- (2) subject to approval of Recommendation No. (1), the current Compliance Program with Monetary Concession Policy be expanded to include not only new surcharge companies

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and existing surcharge companies facing substantial increase in surcharge, but also existing surcharge companies wishing to reduce or eliminate their surcharge assessments; and

- (3) also subject to approval of Recommendation No. (1), the Committee adopt the recommendations contained in the report dated November 20, 1998, entitled "Industrial Waste Surcharge Agreement - Pizza Pizza Limited, 58 Advance Road", with terms and conditions satisfactory to the City Solicitor and the Commissioner of Works and Emergency Services.

The Committee also had before it the following communications:

- (i) (March 30, 1999) from the City Clerk advising that the Budget Committee on March 29, 1999, referred the report dated March 16, 1999, from the Commissioner of Works and Emergency Services respecting Industrial Waste Surcharge Agreements, to the Works and Utilities Committee for further consideration, to report thereon to the Budget Committee with a request that, when considering Recommendation No. (2) from a budgetary point of view, the same levels as 1998 be maintained;
- (ii) (April 7, 1999) from the City Clerk advising that the Economic Development Committee at its meeting on March 29 and April 6, 1999, had before it the report dated March 16, 1999, from the Commissioner of Works and Emergency Services respecting Industrial Waste Surcharge Agreements, and that the Economic Development Committee supports the adoption of such report;
- (iii) (January 29, 1999) from Ms. Anne Dubas, President, Local 79, Canadian Union of Public Employees, expressing concern with respect to the implications of the recommendations of the Works and Utilities Committee that Industrial Waste Surcharge Agreements with existing industries be terminated by January 1, 2000; and noting that the agreements allow industries to discharge non-toxic wastes provided that they can be treated at the City's treatment plants, at a fee to offset operational costs of the plants, rather than through the purchase of their own individual, costly equipment;
- (iv) (February 1, 1999) from Mr. Frank Ingratta, Deputy Minister, Ministry of Agriculture, Food and Rural Affairs, advising that any proposal to replace Industrial Waste Surcharge Agreements with an increased fee structure would have significant competitive implications to food processors in the City of Toronto; and noting that the beverage, brewery, confectionery, dairy, fruit and vegetable and meat processing sectors would all face significant cost increases on municipal water and wastewater charges which would make the food processing sector, one of Toronto's largest employers, uncompetitive, and which could lead to plant closures and reduce Toronto's ability to attract new food investment;

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- (v) (February 1, 1999) from Mr. Russell Tabata, Director, Operations, Molson Breweries - Etobicoke, expressing concern with respect to the lack of consultation prior to the recommendation with regard to the elimination of sewer surcharges being presented to Toronto City Council; noting that Molson Breweries has been actively pursuing effluent reduction initiatives and has made significant progress towards reducing loading to the municipal sewer system, and further, that through a co-operative relationship with Toronto Works and Emergency Services, the surcharge agreement has provided a very effective and responsible strategy for the management of the treatable waste from the Etobicoke Brewery; and requesting the opportunity to meet with the Committee and staff to discuss this issue further;
- (vi) (February 2, 1999) from Mr. Ken W. Holmes, Vice President - Operations, Campbell Soup Company Ltd., urging that the recommendation to terminate existing sewer surcharge agreements, and any related actions, be withdrawn immediately and deferred to permit a full dialogue between the City of Toronto and the affected businesses; expressing concern that there has been no consultation on this proposal and no notice of the City's intention to make changes to the Industrial Waste Surcharge Agreement; and advising that the sudden cancellation of this agreement does not permit sufficient time to identify and implement cost effective alternatives and, if adopted, will severely impact the future operation of the Toronto plant;
- (vii) (February 23, 1999) from Mr. Charles Buehler, President, Organic Resource Management Inc., advising that the recommendations of the Works and Utilities Committee at its meeting of January 13, 1999, with respect to Industrial Waste Surcharge Agreements, are unnecessary and financially damaging to many industries, in particular the food processing industries; and providing a background on municipal wastewater treatment services for the food processing and food services sectors, and arguments for maintaining the current system of agreements;
- (viii) (April 21, 1999) from Ms. Karen Buck, Toronto, Ontario, respecting the financial implications of terminating Industrial Waste Surcharge Agreements and making recommendations with respect thereto; and
- (ix) (April 21, 1999) from Ms. Karey Shinn, Chair, Safe Sewage Committee, expressing concerns with respect to Industrial Waste Surcharge Agreements and the draft Sewer Use By-law.

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

(Budget Committee; c: Commissioner of Works and Emergency Services; Ms. Anne Dubas; Mr. Frank Ingratta; Mr. Russell Tabata; Mr. Ken Holmes; Mr. Charles Buehler; Ms. Karen Buck; Ms. Karey Shinn - April 21, 1999)

(Clause No. 14(b), Report No. 7)

5.4 City of Toronto Draft Sewer Use By-law (All Wards).

The Works and Utilities Committee had before it a report (March 29, 1999) from the Commissioner of Works and Emergency Services respecting the content of the draft consolidated Sewer Use By-law for the new City of Toronto which harmonizes the former Cities= and Metro=s Sewer Use By-laws into the Province=s draft Model Sewer Use By-law, and incorporates pollution prevention planning requirements for industries; and recommending that:

- (1) the draft Sewer Use By-law be approved for publication and staff be authorized to consult with the public, industries, interest groups and affected agencies, boards and commissions on the draft Sewer Use By-law; and
- (2) staff be authorized to apply for a contribution of at least 50 percent of the start-up and implementation support costs from Environment Canada.

The Committee also had before it a motion by Councillor Bill Saundercook, York Humber, wherein it is resolved that:

- (1) the Works and Utilities Committee request the City Clerk to forward a copy of the City=s draft by-law to all other municipalities whose boundaries include any portion of the watersheds that overlap with the municipal boundary of the City of Toronto;
- (2) the City Clerk request copies of the sewer use by-laws and sewershed maps for the above-mentioned municipalities, with copies of these by-laws and maps being forwarded to the Members of the Works and Utilities Committee and the General Manager, Water and Wastewater Services, for information;
- (3) the Commissioner of Works and Emergency Services report back to the Works and Utilities Committee with respect to a means of requesting the above-named municipalities to meet with the staff from the City of Toronto for the purpose of identifying common elements and cross connections within their pipe network; and
- (4) the Commissioner of Works and Emergency Services, as a function of the public consultation element of the enactment of the Sewer Use By-law, report back to the Works

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and Utilities Committee with respect to a means co-ordinating a proposal to the above-mentioned municipalities of harmonization of their sewer use by-laws by applying the concept of harmonizing to the highest standard of environmental protection from elements contained within the former sewer use by-laws of these municipalities.

The Committee also had before it the following communications:

- (i) (April 21, 1999) from Mr. Peter Leiss, Executive Vice-President, Toronto Civic Employees' Union, Local 416, providing recommendations with respect to consultation on the Draft Sewer Use By-law with the view of implementation before the end of the year, and on the role of the City's workforce in the control, management and operations of the water and wastewater systems; and
- (ii) (April 21, 1999) from Ms. Karey Shinn, Chair, Safe Sewage Committee, expressing concerns with respect to Industrial Waste Surcharge Agreements and the draft Sewer Use By-law.

Councillor Jakobek moved the adoption of the aforementioned report. **(Carried)**

Councillor Saundercook moved that:

- (1) the City Clerk be requested to forward a copy of the City's draft by-law to all other municipalities whose boundaries include any portion of the watersheds that overlap with the municipal boundary of the City of Toronto;
- (2) the City Clerk request copies of the Sewer Use By-laws and sewer shed maps for the above-mentioned municipalities, with copies of these by-laws and maps being forwarded to the Members of the Works and Utilities Committee and the General Manager, Water and Wastewater Services, for information;
- (3) the Commissioner of Works and Emergency Services be requested to report back to the Works and Utilities Committee with respect to a means of requesting the above-named municipalities to meet with the staff from the City of Toronto for the purpose of identifying common elements and cross connections within their pipe network; and

- (4) the Commissioner of Works and Emergency Services, as a function of the public consultation element of the enactment of the Sewer Use By-law, report back to the Works and Utilities Committee with respect to a means of co-ordinating a proposal to the above-mentioned municipalities of harmonization of their Sewer Use By-laws by applying the concept of harmonizing to the highest standard or beyond of environmental protection from elements contained within the former Sewer Use By-laws of these municipalities.

(Carried)

Councillor Disero moved that a copy of the City's draft Sewer Use By-law be forwarded to the Greater Toronto Area Public Works Committee Chairs Group.

(Carried)

(Clause No. 1, Report No. 7)

5.5 Wet Weather Flow Management Master Plan.

The Works and Utilities Committee had before it a report (March 25, 1999) from the Commissioner of Works and Emergency Services recommending that:

- (1) the attached Summary Report for the Development of the City of Toronto Master Plan for Wet Weather Flow Management - Step 1 be received and approved;
- (2) authority be granted to the Commissioner of Works and Emergency Services, in consultation with the Project Step 2 Steering Committee, to develop a Wet Weather Flow Management Policy for the City of Toronto based on the Vision and Goal Statements, Technical Objectives, Institutional Objectives and Financial Objectives established in Step 1 and summarized in Section 4 of the attached Summary Report;
- (3) authority be granted to form a new Steering Committee for Step 2 of the Project as described in attachments entitled "Wet Weather Flow Management Master Plan - Step 2 Steering Committee" and which will serve to advise the Commissioner of Works and Emergency Services on the development of the Master Plan and will report through the Commissioner of Works and Emergency Services to the Works and Utilities Committee; and
 - (a) the citizen members of the Steering Committee and their alternates be selected through the Nominating Committee of Council; and
 - (b) the Works and Utilities Committee select the two Councillor ex-officio members of the Steering Committee; and

- (4) the Commissioner of Works and Emergency Services report back to the Works and Utilities Committee when a workplan for Step 2 of the project has been completed.

The Committee also had before it the following communications:

- (i) (April 21, 1999) from Ms. Karen Buck, Toronto, Ontario, submitting recommendations with respect to the Wet Weather Flow Management Master Plan; and
- (ii) (April 21, 1999) from Mr. Brian Cochrane, President, Toronto Civic Employees= Union, Local 416, commenting on the contracting out of work with respect to the Wet Weather Flow Management Master Plan; and advising that Local 416 believes that it is crucial that the work of the City should be done in-house by unionized employees.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 2, Report No. 7)

5.6 Sewer Connection Blockage Inspection and Repair Program, and Tree Root Removal and Grants Policy.

The Works and Utilities Committee had before it a communication (December 11, 1998) from the City Clerk forwarding a copy of Clause No. 2 of Report No. 10 of The Works and Utilities Committee, headed **Sewer Connection Blockage Inspection and Repair Program, and Tree Root Removal and Grant Policy**, which City Council on November 25, 26 and 27, 1998, struck out and referred to all Community Councils for further consideration, with a request that the Community Councils forward their recommendations with respect to the Repair Program, and Tree Root Removal and Grant Policy to the Works and Utilities Committee.

The Committee also had before it a revised report (April 20, 1999) from the Commissioner of Works and Emergency Services recommending that:

- (1) the proposed harmonized Sewer Connection Blockage Inspection and Repair Program be adopted as follows:
 - (a) a first response to sewer connection blockage inspection and emergency repair service will be provided by City staff 24 hours, seven days per week; after normal business hours, response will be limited to emergency situations where the drain(s)

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are completely blocked, all other service calls will be investigated the next business day;

- (b) in lieu of a cash deposit, excavations within the road allowance to determine necessary connection works will proceed, subject to the owner agreeing to reimburse the City for costs incurred in the event that the drain damage is determined to be on private property, or if the problem is within the road allowance and is non-structural (i.e., contravention of the Sewer Use By-Law, grease, etc.) by signing a standard agreement form prepared by the City;
 - (c) road allowance clean-outs will be installed where they do not exist, in conjunction with connection repairs undertaken by the City, at no cost to the owner; and
 - (d) the Urban Planning and Development Services Department will be requested to investigate the actions necessary to require property owners to undertake the installation of clean-outs, if one does not exist, in conjunction with connection works on private property;
- (2) the proposed harmonized Tree Root Removal and Grant Policy be adopted as follows:
- (a) in all cases, the repair of drains within City property will continue to be carried out by the City at no cost to the property owner, whether the blockage is caused by roots from a City or private tree;
 - (b) assistance for the repair of private drains under the policy will only be provided where drain blockage is the result of roots from a City-owned tree, as verified by City staff;
 - (c) assistance will be provided on a no-fault or grant basis, to any property owner;
 - (d) grant assistance will be provided one time per three-year period for each property; and
 - (e) assistance will be provided in the amount of 100 percent of the invoiced cost, to a limit of \$500.00 per property, for a repair or partial repair of a drain, and to a limit of \$1,500.00 per property for the complete repair of a drain between the City property line and the building;
- (3) the existing ADrainman@ Policy of the former City of North York be repealed;

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- (4) the Drain Grant Appeal Program of the former City of Toronto be terminated and drain grant appeals for repairs or replacement which exceed the policy limits be made to the Works and Utilities Committee;
- (5) applicants may apply for additional assistance beyond the drain repair and replacement policy amounts providing the gross household income is less than \$30,000.00; the additional assistance will be determined as follows based on the verified gross income for the property:
- | | | |
|------------------------|---|--------------------------------|
| below \$18,000.00 | - | 100 percent of the balance; |
| \$18,000 - \$23,000.00 | - | 50 percent of the balance; |
| \$23,000 - \$30,000.00 | - | 25 percent of the balance; and |
- (6) the appropriate City officials be authorized to give effect thereto.

The Committee also had before it the following communications:

- (i) (January 21, 1999) from the City Clerk advising that the East York Community Council on January 20, 1999, recommended to the Works and Utilities Committee that Recommendation No. (2) of the report dated October 21, 1998, from the General Manager, Water and Wastewater Services, be amended to provide that the proposed harmonized Tree Root Removal and Grant Policy be consistent with the policy of the former City of York;
- (ii) (January 25, 1999) from the City Clerk advising that the Scarborough Community Council on January 20, 1999, directed that the Works and Utilities Committee be advised that the Community Council concurs in the Works and Utilities Committee recommendations to City Council, embodied in Clause No. 2 of Report No. 10, including the Motion by Councillor Walker, viz:
- That Recommendation No. (2)(d) be amended by deleting the words >one time only= and inserting in lieu thereof the words >one time per three-year period=.
- (iii) (January 27, 1999) from the City Clerk advising that the Toronto Community Council on January 20, 1999, recommended that:
- (1) Recommendation No. (2)(e) of the report dated October 21, 1998, from the General Manager, Water and Wastewater Services, contained in Clause No. 2 of

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Report No. 10 of The Works and Utilities Committee, be amended by deleting the words ~~A\$500.00@~~ and inserting in lieu thereof the words ~~A\$1,000.00@~~; and

- (2) low-income (as previously defined by Council for property tax purposes) property owners be exempt from the limits on assistance and instead, be provided a grant for the full cost of repair, or partial renewal or complete renewal, as the case may be, of a drain, or drains between the City property line and the building where drain blockage is the result of roots from a City-owned tree, as verified by City staff;

and also advising that it has requested the Commissioner of Works and Emergency Services to report to the Toronto Community Council, and thereon to the Works and Utilities Committee, on an appeal mechanism;

- (iv) (January 27, 1999) from the City Clerk that the North York Community Council on January 20, 1999, recommended to the Works and Utilities Committee that:
- (1) the proposed harmonized Sewer Connection Blockage Inspection and Repair Program and the proposed harmonized Tree Root Removal and Grant Policy, be adopted;
 - (2) the authority for the appeals process be delegated to the Community Councils rather than the Works and Utilities Committee; and
 - (3) the Commissioner of Works and Emergency Services provide each Member of Council with a series of emergency night service and back-up telephone numbers:
 - (i) that the emergency night service lines referred to in Recommendation No. (3) above be answered by a staff person and not by electronic means, such as voice mail; and
 - (ii) that a 24-hour protocol be developed for quick responses to Councillors' enquiries;
- (v) (January 29, 1999) from the City Clerk advising that the York Community Council on January 20, 1999, recommended to the Works and Utilities Committee the adoption of the report dated October 21, 1998, from the General Manager, Water and Wastewater Services, subject to the following amendments:
- (1) that Recommendation No. (2)(d) be amended to read as follows:

A(2)(d) assistance be provided on a per property basis, once every 10 years@,
and

(2) that Recommendation No. (2)(e) be amended to read as follows:

A(2)(e) assistance will be provided in the amount of 100 percent of the invoiced cost, to a limit of \$750.00 per property, for a repair or partial renewal of a drain or drains, and to a limit of \$1,500.00 per property for the complete renewal of a drain or drains between the City property line and the building.@

(vi) (February 23, 1999) from the City Clerk advising that the Etobicoke Community Council on February 17, 1999:

- (1) endorsed the recommendations of the Works and Utilities Committee embodied in Clause No. 2 of Report No. 10 of The Works and Utilities Committee, headed A Sewer Connection Blockage Inspection and Repair Program, and Tree Root Removal and Grant Policy@, and
- (2) received the report dated February 10, 1999, attached thereto, from the Director, Water and Wastewater Operations, Districts 1 and 2, providing staff comments respecting the status of the Repair Program and Grant Policy in the Etobicoke area.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 3, Report No. 7)

**5.7 Industrial Waste Surcharge Agreements -
Janes Family Foods Ltd., Honeyman-s Beef Purveyors Ltd.,
and Wagener-s Meat and Delicatessen Limited.**

The Works and Utilities Committee had before it a report (March 30, 1999) from the Commissioner of Works and Emergency Services recommending that, subject to adoption of the report from the Commissioner of Works and Emergency Services on March 16, 1999, entitled A Industrial Waste Surcharge Agreements (all wards)@, the City enter into Industrial Waste

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Surcharge Agreements with Janes Family Foods Ltd., 401 Canarctic Drive; Honeyman's Beef Purveyor Ltd., 130 The West Mall; and Wagener's Meat and Delicatessen Limited, under terms and conditions satisfactory to the City Solicitor and the Commissioner of Works and Emergency Services.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 8, Report No. 7)

**5.8 Sanitary Discharge Agreement -
Nuburn Capital Corporation.
(Ward 25)**

The Works and Utilities Committee had before it a report (April 6, 1999) from the Commissioner of Works and Emergency Services recommending that staff be authorized to enter into a Sanitary Discharge Agreement with Nuburn Capital Corporation, for the discharge of treated groundwater from its private water system at 633 Eastern Avenue to the sanitary sewer system, under terms and conditions satisfactory to the City Solicitor and the Commissioner of Works and Emergency Services.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 9, Report No. 7)

5.9 Downspout Disconnection Program.

The Works and Utilities Committee had before it a report (April 1, 1999) from the Commissioner of Works and Emergency Services respecting the feasibility, costs and benefits of making downspout disconnection mandatory for all buildings in the City of Toronto, as requested by the Budget Committee at its meeting held on December 8, 1998; and recommending that the voluntary downspout disconnection program be continued in its current form, and that the need for a mandatory program and an appropriate funding mechanism be established through the Wet Weather Flow Master Plan process.

The Committee also had before it a communication (April 21, 1999) from Ms. Karen Buck, Toronto, Ontario, providing recommendations with respect to the Downspout Disconnection Program.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 7, Report No. 7)

5.10 Supply and Delivery of Process Controller Equipment to be Implemented under the Works Best Practices Program - Contract No. MWRFP198.

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

- (1) Contract No. MWRFP198, for the supply and delivery of process controller equipment for use in Water and Wastewater facilities, be awarded to Guiltech Automation Inc., at a total cost of \$5,185,962.74 including the Goods and Services Tax;
- (2) subject to the approval of Recommendation No. (1), a contingency amount of \$250,000.00 be provided for any additional products and services if necessary, as authorized by the Commissioner of Works and Emergency Services; and
- (3) the appropriate City officials be authorized to take the necessary action to give effect thereto.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 10, Report No. 7)

5.11 License Agreement for Performance Management Software to be Implemented under the Works Best Practices Program.

The Works and Utilities Committee had before it a report (March 25, 1999) from the Commissioner of Works and Emergency Services recommending that:

- (1) authority be granted to enter into a software licensing and maintenance agreement with the firm of Alacrity Inc. of Toronto, Ontario, for the purchase and implementation of the Alacrity Results Management System, to be implemented as the Performance and Operations Management System under the Works Best Practices Program, at a cost not to exceed \$975,153.00 after the Municipal Goods and Services Tax Rebate; and
- (2) the appropriate City officials be authorized to take the necessary action to give effect thereto.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 11, Report No. 7)

**5.12 Amendment to Agreement for
Supply of Ferrous Chloride.**

The Works and Utilities Committee had before it a report (March 30, 1999) from the Commissioner of Works and Emergency Services recommending that the 1999 price for ferrous chloride be adjusted, as required, under the contract and decreased by 0.8 percent to \$0.403 per kilogram, in accordance with the decrease of the Consumer Price Index B Table 1, Canada, Transportation, contained in Catalogue 62-001 for the previous months.

The Committee recommended to Council the adoption of the aforementioned report.

(Clause No. 12, Report No. 7)

**5.13 Cleaning and Cement Mortar Lining of Existing
Watermains at Various Locations Within District 4 -
Award of Contract No. SC9980WS Phase I (Various Wards) -
Tender No. 33A-1999.**

The Works and Utilities Committee had before it a joint report (April 7, 1999) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer recommending that Contract No. SC9980WS - Tender No. 33A-1999 for the cleaning and cement mortar lining of existing water mains at various locations be awarded to Fer-Pal Construction Limited, in the total amount of \$1,627,975.15 including all taxes and charges being the lowest Tender received.

The Committee awarded the contract as recommended in the aforementioned joint report, in accordance with By-law No. 57-1998, the Interim Purchasing By-law, as amended.

(Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer - April 21, 1999)

(Clause No. 14(c), Report No. 7)

5.14 Cleaning and Cement Mortar Lining of Existing Water Mains at Various Locations Within District 3 - Award of Contract No. NY9980WS (Various Wards) Tender No. 58-1999.

The Works and Utilities Committee had before it a joint report (April 7, 1999) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer recommending that Contract No. NY9980WS B Tender No 58-1999 for the cleaning and cement mortar lining of existing water mains at various locations be awarded to Fer-Pal Construction Limited in the total amount of \$1,461,197.35 including all taxes and charges.

The Committee awarded the contract as recommended in the aforementioned joint report, in accordance with By-law No. 57-1998, the Interim Purchasing By-law, as amended.

(Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer - April 21, 1999)

(Clause No. 14(d), Report No. 7)

5.15 Legal Claim Against the Municipality of Metropolitan Toronto.

The Works and Utilities Committee had before it a confidential joint report (April 9, 1999) from the City Solicitor and the Commissioner of Works and Emergency Services respecting a legal claim against the Municipality of Metropolitan Toronto.

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

(Clause No. 6, Report No. 7)

5.16 Compost Give-Away Days.

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The Works and Utilities Committee had before it a communication (April 7, 1999) from the City Clerk advising that the Scarborough Community Council, at its meeting held on March 30, 1999, directed that the Works and Utilities Committee be requested to re-establish the Acompost give-away@days conducted by the former City of Scarborough Council, and direct the Commissioner of Works and Emergency Services to report to the Scarborough Community Council on a method of accomplishing this event.

The Committee also had before it a report (April 19, 1999) from the Commissioner of Works and Emergency Services responding to the request from the Scarborough Community Council, and updating the Committee on guidelines related to requests from Councillors for delivery of finished compost to locations other than Environment Days; and recommending that this report be received for information and forwarded to the Scarborough Community Council.

On motion by Councillor Berardinetti, the Committee received the aforementioned report for information; and directed that a copy thereof be forwarded to the Scarborough Community Council.

(Scarborough Community Council; c: Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services - April 21, 1999)

(Clause No. 14(e), Report No. 7)

**5.17 Works Best Practices Program -
Status Report.**

The Works and Utilities Committee had before it a report (April 7, 1999) from the Commissioner of Works and Emergency Services providing an overview of the Works Best Practices Program, along with the progress to date and an outline of the workplan for completion of the program, including benefits tracking; advising that at this point, program implementation is proceeding as planned, and benefits achieved to date are well ahead of the planned targets; that the 1999 workplan includes key procurements necessary to continue WBPP implementation, in keeping with the business case and planned achievement of benefits; and that further work area implementations will occur in the latter half of the year, initiating WBPP Phase 2, the major implementation thrust of the program; noting that the next status report will be submitted in the fall of this year; and recommending that this report be received for information.

The Committee received the aforementioned report.

(Clause No. 14(f), Report No. 7)

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**5.18 Consulting Services -
Water Pollution Control Treatment Plants.**

The Works and Utilities Committee had before it a report (April 6, 1999) from the Commissioner of Works and Emergency Services providing an update on the annual expenditures pertaining to existing long-term engineering consulting services agreements for the three major Water Pollution Control Treatment Plants, identifying actual annual expenditures for 1992 to 1997 and estimated expenditures for 1998; and recommending that this report be received for information.

The Committee received the aforementioned report.

(Clause No. 14(g), Report No. 7)

**5.19 Blue Box Collection for Townhomes and
AFlower Pot® Collection System.**

The Works and Utilities Committee had before it a report (April 9, 1999) from the Commissioner of Works and Emergency Services responding to requests for information with respect to collection of recyclable materials from single family townhouses and the automated recycling collection system in use in the North York Community Council area using round plastic containers (Aflower pots®), as requested at the joint meeting of the Urban Environment and Development Committee and the Works and Utilities Committee on service harmonization held on March 16, 1999; advising that there are still a number of inconsistencies with respect to material collection service delivery across the City of Toronto, and that in the coming months, staff will endeavour to develop and recommend a common set of criteria governing material collection, in an effort to harmonize service delivery; and recommending that this report be received for information.

Councillor Bossons moved that the aforementioned report be received. **(Carried)**

Councillor Shiner moved that:

- (1) the Commissioner of Works and Emergency Services be requested to work towards the removal of all Aflower pot® bins from the curbside in residential locations; and **(Lost)**
- (2) the Commissioner of Works and Emergency Services be requested to submit a report to the Committee at its meeting scheduled to be held on July 14, 1999, on the financial implications and recommendations with respect to alternatives to the Aflower pot® bins. **(Carried)**

(Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services - April 21, 1999)

(Clause No. 14(h), Report No. 7)

5.20 National Climate Change Process.

The Works and Utilities Committee had before it a communication (undated) from Councillor Jack Layton, Don River, respecting the National Climate Change Process - Municipalities Table Meeting, held in Victoria on March 7, 1999; and outlining some key developments in the National Climate Change Process of relevance to the City.

The Committee received the aforementioned communication.

(Clause No. 14(i), Report No. 7)

5.21 Provision of Litter Bins with Advertising.

The Works and Utilities Committee had before it a communication (April 16, 1999) from the City Clerk advising that City Council, at its meeting held on April 13, 14 and 15, 1999, directed that Item (a), embodied in Clause No. 12 of Report No. 4 of The Works and Utilities Committee, headed "Other Items Considered by the Committee", respecting a report dated March 15, 1999, from the Commissioner of Works and Emergency Services with regard to the draft terms of reference for a Request for Proposals for the provision of litter bins with advertising, be struck out and referred back to the Works and Utilities Committee for further consideration at its meeting to be held on April 21, 1999, and report thereon to Council for its next regular meeting to be held on May 11, 12 and 13, 1999.

The Committee also had before it a communication (April 15, 1999) from Mr. Paul C. Seaman, Director of Municipal Affairs, Creative Outdoor Advertising, requesting the opportunity to appear before the Works and Utilities Committee with information regarding the existing programs for litter bins with advertising currently being provided by Creative Outdoor Advertising.

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

- Mr. David Gray, Creative Outdoor Advertising, and submitted material with respect thereto;
- Ms. Gina Gignac, Toronto Civic Employees' Union, Local 416; and

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- Councillor Chris Korwin-Kuczynski, High Park.
Councillor Layton moved that the Committee recommend to Council the adoption of the terms of reference for the Request for Proposals embodied in the aforementioned report dated March 15, 1999, from the Commissioner of Works and Emergency Services, subject to:
- (1) deleting the last sentence in No. (9) and striking out No. (17) of the terms of reference, as previously directed by the Committee;
 - (2) any bin or furniture being proven, and including a multi-compartment component so that recyclables can be separated;
 - (3) the firms having at least one year of experience in the provision of such equipment; and
- (Parts (1)(2) and (3) carried, as amended)**
- (4) that part of the RFP that offers the alternative for the contractor to empty the bins be deleted at this time. **(Lost)**

Councillor Jakobek moved that the foregoing motion by Councillor Layton be amended to provide that at least two firms be recommended for the program.
(Carried)

Councillor Layton, on behalf of Councillor Korwin-Kuczynski, moved that the Commissioner of Works and Emergency Services be requested to provide directly to Council, for consideration at its meeting scheduled to be held on May 11, 12 and 13, 1999, the report of the former City of Toronto relating to discontinuing the three-compartment litter recycling containers, with any comment thereon.
(Carried)

(Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services; Mr. Paul C. Seaman; Ms. Gina Gignac - April 21, 1999)

(Clause No. 5, Report No. 7)

5.22 Water Treatment Process and Water Quality Analyses.

The Works and Utilities Committee had before it a report (April 14, 1999) from the Commissioner of Works and Emergency Services providing information on the water treatment process, quality assurance methods and an assessment of the drinking water quality analyses and trends over the past ten years, as requested by the Committee at its meeting of September 9, 1998; advising that the City uses standardized and accepted processes and materials for the treatment of lake water to produce water that is safe to drink, and maintains a comprehensive water quality program, which in terms of scope and frequency surpasses regulatory requirements by a wide margin; noting that while there has been a steady improvement in the quality of drinking water over the past ten years, Water Supply endeavours to improve the quality of potable water on a continuous basis; and recommending that the report be received for information.

The Committee also had before it a motion by Councillor Bill Saundercook, York Humber, respecting the enactment of a Bill by the City of Toronto entitled the **Safe Drinking Water By-law**, which would provide for yearly public notification with respect to the City's drinking water.

Councillor Saundercook moved that:

- (1) the aforementioned report be received; and
- (2) the Commissioner of Works and Emergency Services be requested to submit a report to the Committee on the enactment of a Bill by City Council entitled the **Safe Drinking Water By-law** that provides for yearly public notification, commencing in the year 2000, to the residents of the City with regards to the contents of the water produced at each of the City's water treatment facilities; on the contents of the notification; and, in order to minimize costs, on the notification taking place through the following:
 - (i) a dedicated page within the **Water Watch** publication currently produced by the City and distributed to all households in the City of Toronto;
 - (ii) a notification sent out to all City Councillors' offices for potential inclusion into their publications;

- (iii) a yearly limited series of advertising in community newspapers (as decided by the General Manager, Water and Wastewater Services, in consultation with the Chair of the Works and Utilities Committee);
- (iv) the Commissioner of Works and Emergency Services, in conjunction with the Commissioner of Finance, reporting back to the Works and Utilities Committee with regard to the inclusion of this report with a water bill; and
- (v) whatever other means deemed useful by the General Manager, Water and Wastewater Services.

(Carried)

Councillor Layton moved that the Commissioner of Works and Emergency Services and/or the Medical Officer of Health be requested to submit a report to the Committee on pesticide testing results in the City's watersheds, for example, at the mouth of the Don River, and on the implications of the findings of such tests; and that the Toronto and Region Conservation Authority be invited to participate in compiling test results and offering their commentary on those results. **(Carried)**

(Councillor Bill Saundercook; Commissioner of Works and Emergency Services; Medical Officer of Health, Toronto Public Health; Toronto and Region Conservation Authority; c: General Manager, Water and Wastewater Services - April 21, 1999)

(Clause No. 14(j), Report No. 7)

5.23 Garbage Packers.

This matter was withdrawn at the request of the Chair of the Committee.

5.24 Attendance at Conference.

The Works and Utilities Committee had before it a communication (March 24, 1999) from Councillor Ila Bossons, Midtown, requesting the Committee's support for her attendance as a delegate, representing Toronto, at the Orbit'99 - International Conference on Biological Treatment of Waste and the Environment.

On motion by Councillor Layton, the Committee recommended to Council that authority be granted for Councillor Bossons to attend the aforementioned conference, at a cost of approximately \$900.00 (Canadian), to be funded from the Business Travel Budget.

(Clause No. 13, Report No. 7)

The Works and Utilities Committee adjourned its meeting at 3:30 p.m.

Chair.