

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

**TUESDAY, MARCH 2, 1999,  
WEDNESDAY, MARCH 3, 1999 AND  
THURSDAY, MARCH 4, 1999**

City Council met in the Council Chamber, City Hall, Toronto.

**CALL TO ORDER**

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

The meeting opened with O Canada.

**PETITIONS AND ENQUIRIES**

- 2.2 Councillor Walker filed with the City Clerk, a copy of a petition (February, 1999) which had been forwarded to the Chief General Manager of the Toronto Transit Commission, containing 104 signatures of residents of 801 Mount Pleasant Road and the immediate vicinity, in opposition to the changes proposed for Bus Routes Nos. 74 and 103.

Council received the aforementioned petition.

- 2.3 Council had before it the following:

- (a) (November 20, 1998) Enquiry from Councillor Blake F. Kinahan, Lakeshore - Queensway, addressed to the City Clerk, regarding the renovations at City Hall (see Attachment No. 1(a));
- (b) (December 14, 1998) Answer to the Enquiry from Councillor Blake F. Kinahan, Lakeshore - Queensway, from the Commissioner of Corporate Services, addressed to the City Clerk (see Attachment No. 1(b)); and

- (c) (February 1, 1999) supplementary Answer to the Enquiry from Councillor Blake F. Kinahan, Lakeshore - Queensway, from the Commissioner of Corporate Services, addressed to the City Clerk (see Attachment No. 1(c)).

Mayor Lastman proposed that the Enquiry and Answers be received.

Council concurred in the foregoing proposal.

### **PRESENTATION OF REPORTS**

- 2.4 Councillor Disero presented the following Reports for consideration by Council:

Report No. 4 of The Strategic Policies and Priorities Committee,  
Report No. 3 of The Toronto Community Council,  
Report No. 2 of The Economic Development Committee,  
Report No. 3 of The Emergency and Protective Services Committee,  
Report No. 2 of The Corporate Services Committee,  
Report No. 3 of The Economic Development Committee,  
Report No. 4 of The Economic Development Committee,  
Report No. 2 of The Emergency and Protective Services Committee,  
Report No. 3 of The Urban Environment and Development Committee,  
Report No. 2 of The Works and Utilities Committee,  
Report No. 3 of The Strategic Policies and Priorities Committee,  
Report No. 5 of The Strategic Policies and Priorities Committee,  
Report No. 2 of The Community and Neighbourhood Services Committee,  
Report No. 2 of The Special Committee to Review the Final Report of the Toronto  
Transition Team,  
Report No. 3 of The Etobicoke Community Council,  
Report No. 2 of The North York Community Council,  
Report No. 2 of The Scarborough Community Council,  
Report No. 4 of The Toronto Community Council,  
Report No. 2 of The York Community Council,  
Report No. 2 of The East York Community Council,  
Report No. 2 of The Nominating Committee,  
Report No. 2 of The Striking Committee,

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

- 2.5 Councillor Mahood, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 2 of The Audit Committee,

and moved, seconded by Councillor Li Preti, that the provisions of Section 44 of the Council Procedural By-law be waived in connection with this Report and that Council now give consideration to such Report, which carried, more than two-thirds of Members present having voted in the affirmative.

- 2.6 Councillor Kelly, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 3 of The Nominating Committee,

and moved, seconded by Councillor Bussin, that the provisions of Section 44 of the Council Procedural By-law be waived in connection with this Report and that Council now give consideration to such Report, which carried, more than two-thirds of Members present having voted in the affirmative.

- 2.7 Councillor Lindsay Luby, with the permission of Council, presented the following Report for the consideration of Council:

Report No. 3 of The Striking Committee,

and moved, seconded by Councillor Chong, that the provisions of Section 44 of the Council Procedural By-law be waived in connection with this Report and that Council now give consideration to such Report, which carried, more than two-thirds of Members present having voted in the affirmative.

2.8 **DECLARATIONS OF INTEREST**

Councillor Miller declared his interest in those portions of Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee, headed "Official Plan Policies and Related By-laws Regarding the Conversion to Condominium and Demolition of Rental Housing, and Status of Condition Survey of High-Rise Rental Stock", pertaining to equity co-operatives, in that his wife is the owner of a unit located in an equity co-operative building.

Councillor Prue declared his interest in those portions of Clause No. 1 of Report No. 3 of The Strategic Policies and Priorities Committee, headed "1999-2003 Capital Budget and Five-Year Capital Program", pertaining to a Conservation Authority Project listed in Appendix (d) embodied in the Capital Budget Book, in that his principal residence is immediately adjacent to such project.

Councillor Shaw declared her interest in Clause No. 1 of Report No. 2 of The Scarborough Community Council, headed "Parking and Traffic Concerns at Our Lady of Wisdom School on Japonica Road, Ward 14 - Scarborough Wexford", in that her daughter is a student at Our Lady of Wisdom School.

Councillor Shiner declared his interest in Item (h), headed "Preliminary Evaluation Report - Official Plan and Zoning Amendment Application UDOZ-99-02 - Brown Dry er Karol (Quadrant Dental Technologies Inc.) - 181 Finch Avenue West - North York Centre", embodied in Clause No. 13 of Report No. 2 of The North York Community Council, headed "Other Items Considered by the Community Council", in that the solicitor for the applicant is representing Councillor Shiner on another matter.

**CONSIDERATION OF REPORTS**  
**CLAUSES RELEASED OR HELD FOR FURTHER CONSIDERATION**

**2.9 The following Clauses were held by Council for further consideration:**

Report No. 4 of The Strategic Policies and Priorities Committee, Clause No. 1.

Report No. 3 of The Toronto Community Council, Clause No. 1.

Report No. 2 of The Economic Development Committee, Clause No. 1.

Report No. 3 of The Emergency and Protective Services Committee, Clause No. 1.

Report No. 2 of The Corporate Services Committee, Clauses Nos. 1, 2, 3, 4, 5, 6, 8, 15, 17, 18, 25 and 26.

Report No. 3 of The Economic Development Committee, Clauses Nos. 2 and 6.

Report No. 4 of The Economic Development Committee, Clause No. 1.

Report No. 2 of The Emergency and Protective Services Committee, Clauses Nos. 1, 4, 5, 6 and 7.

Report No. 3 of The Urban Environment and Development Committee, Clauses Nos. 1, 2, 3, 4, 6, 7, 8, 9 and 10.

Report No. 2 of The Works and Utilities Committee, Clauses Nos. 1, 2 and 4.

Report No. 3 of The Strategic Policies and Priorities Committee, Clause No. 1.

Report No. 5 of The Strategic Policies and Priorities Committee, Clauses Nos. 1, 2, 4, 5, 7, 8, 10, 12, 13, 16, 23, 24 and 25.

Report No. 2 of The Community and Neighbourhood Services Committee, Clauses Nos. 2, 3, 4 and 5.

Report No. 2 of The Special Committee to Review the Final Report of the Toronto Transition Team, Clauses Nos. 1, 2, 4, 5 and 6.

Report No. 3 of The Etobicoke Community Council, Clauses Nos. 9 and 12.

Report No. 2 of The North York Community Council, Clauses Nos. 2, 5, 12 and 13.

Report No. 2 of The Scarborough Community Council, Clauses Nos. 10, 11, 16 and 18.

Report No. 4 of The Toronto Community Council, Clauses Nos. 1, 2, 5, 6, 19, 46, 49, 55, 57, 58 and 59.

Report No. 2 of The York Community Council, Clauses Nos. 3 and 4.

Report No. 2 of The Audit Committee, Clauses Nos. 1, 2, 4, 5, 7 and 8.

Report No. 2 of The Nominating Committee, Clause No. 1.

Report No. 3 of The Nominating Committee, Clause No. 1.

Report No. 2 of The Striking Committee, Clauses Nos. 1 and 3.

Report No. 3 of The Striking Committee, Clauses Nos. 1 and 2.

**The following Clauses which were held by Council for further consideration were subsequently adopted without amendment or further discussion:**

Report No. 2 of The Community and Neighbourhood Services Committee, Clause No. 4.

Report No. 2 of The Corporate Services Committee, Clauses Nos. 1, 18, 25 and 26.

Report No. 3 of The Urban Environment and Development Committee, Clause No. 10.

Report No. 4 of The Strategic Policies and Priorities Committee, Clause No. 1.

Report No. 5 of The Strategic Policies and Priorities Committee, Clauses Nos. 5, 7, 12 and 16.

Report No. 2 of The North York Community Council, Clauses Nos. 2, 5 and 13.

Report No. 4 of The Toronto Community Council, Clauses Nos. 2 and 58.

Report No. 2 of The Scarborough Community Council, Clause No. 18.

Report No. 2 of The Audit Committee, Clauses Nos. 4, 5 and 8.

Report No. 3 of The Nominating Committee, Clause No. 1.

Report No. 2 of The Striking Committee, Clause No. 3.

Report No. 3 of The Striking Committee, Clause No. 2.

**The Clauses not held by Council for further consideration were deemed to have been adopted by Council, without amendment, in accordance with the provisions of the Council Procedural By-law.**

**CONSIDERATION OF REPORTS  
CLAUSES WITH MOTIONS, VOTES, ETC.**

- 2.10 **Clause No. 8 of Report No. 3 of The Urban Environment and Development Committee, headed “Temporary Traffic Regulations for the Construction of the Sheppard Subway - Yonge Station (Ward 10 - North York Centre)”.**

*Vote:*

The Clause carried, without amendment.

Councillor Johnston requested that her opposition to the Clause be noted in the Minutes of this meeting.

- 2.11 **Clause No. 9 of Report No. 3 of The Urban Environment and Development Committee, headed “Revised Terms of Reference for the Toronto Cycling Committee”.**

*Motion:*

Councillor Pantalone moved that the Clause be amended by deleting from the third paragraph of the proposed addition to the Terms of Reference for the Toronto Cycling Committee respecting Community Cycling Advisory Groups, the words “The City Clerk will provide Secretariat support to arrange meeting rooms for Community Cycling Advisory Groups”, and inserting in lieu thereof the words “The Customer Support Centre, Facilities Management Division, will arrange meeting rooms for Community Cycling Advisory Groups”, so that such paragraph shall now read as follows:

“The Customer Support Centre, Facilities Management Division, will arrange meeting rooms for Community Cycling Advisory Groups. Community Cycling Advisory Groups shall have limited support from other City staff, only as is requested specifically for an agenda item by any Community Cycling Advisory Group and as agreed to by staff.”

*Votes:*

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

2.12 **Clause No. 4 of Report No. 2 of The Works and Utilities Committee, headed “Other Items Considered by the Committee”.**

*Vote:*

The Clause was received as information.

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

2.13 **Clause No. 4 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Final Report of the Task Force on Community Safety”.**

*Motion:*

Councillor Duguid moved that the Clause be amended by striking out Recommendation No. (1) of the Strategic Policies and Priorities Committee and inserting in lieu thereof the following:

- “(1) the adoption of the recommendations contained in the report (February, 1999) from the Task Force on Community Safety, entitled “Toronto. My City. A Safe City. A Community Safety Strategy for the City of Toronto.”; and further, that any recommendations embodied in such report which require funding beyond approved Departmental budget allocations, be the subject of further reporting to the Strategic Policies and Priorities Committee by the Chief Administrative Officer;”.

*Votes:*

The motion by Councillor Duguid carried.

The Clause, as amended, carried.

*Motion to Re-Open:*

Councillor Sinclair, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motions:*

- (a) Councillor Sinclair moved that the Clause be amended by amending Recommendation No. (35) of the report (February, 1999) from the Task Force on Community Safety to provide that five Members of Council representing all areas of the City, be appointed to such Task Force.
- (b) Councillor Duguid, again moved that the Clause be amended by striking out Recommendation No. (1) of the Strategic Policies and Priorities Committee and inserting in lieu thereof the following:
- “(1) the adoption of the recommendations contained in the report (February, 1999) from the Task Force on Community Safety, entitled “Toronto. My City. A Safe City. A Community Safety Strategy for the City of Toronto.”; and further, that any recommendations embodied in such report which require funding beyond approved Departmental budget allocations, be the subject of further reporting to the Strategic Policies and Priorities Committee by the Chief Administrative Officer;”.

*Votes:*

Motions (a) and (b) by Councillors Sinclair and Duguid, respectively, carried.

The Clause, as amended, carried.

**2.14 Clause No. 25 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Board of Directors for New Toronto Hydro Corporation”.**

*Motion:*

Councillor Gardner moved that consideration of the Clause be deferred to the next regular meeting of City Council to be held on April 13, 1999.

*Vote:*

The motion by Councillor Gardner carried.

**2.15 Clause No. 12 of Report No. 2 of The North York Community Council, headed “Committee of Adjustment UDCA-98-547 - Toronto French School - 294 Lawrence Avenue East - Ontario Municipal Board Appeal - Retention of Outside Planning Consultant - North York Centre South”.**

*Motion:*

Councillor Flint moved that the Clause be amended by adding thereto the following:



“It is further recommended that the City Solicitor be authorized to represent the City of Toronto at the Ontario Municipal Board Hearing to defend the decision of the North York Committee of Adjustment.”

*Votes:*

The motion by Councillor Flint carried.

The Clause, as amended, carried.

- 2.16 **Clause No. 10 of Report No. 2 of The Scarborough Community Council, headed “Ontario Municipal Board Appeal, Retention of Outside Planning Consultant, Monarch Construction Limited, 5039 Finch Avenue and 2627 McCowan Road, Ward 18 - Scarborough Malvern”.**

*Motion:*

Councillor Shiner moved that the Clause be amended by deleting from the recommendation embodied in the report dated February 4, 1999, from the City Solicitor, the words “from the Corporate Contingency Account” and inserting in lieu thereof the words “from an account being set-up within the Urban Planning and Development Services Department to charge for the use of outside planning consultants”, so that such recommendation shall now read as follows:

“It is recommended that a maximum of \$15,000.00 be allocated to the Legal Division from an account being set-up within the Urban Planning and Development Services Department to charge for the use of outside planning consultants, to retain a planning witness with respect to the pending Ontario Municipal Board appeal on 5039 Finch Avenue and 2627 McCowan Road.”

*Votes:*

The motion by Councillor Shiner carried.

The Clause, as amended, carried.

- 2.17 **Clause No. 11 of Report No. 2 of The Scarborough Community Council, headed “Ontario Municipal Board Appeal, Retention of Outside Planning Consultant, Shell Canada Limited, 2650 Brimley Road, Ward 17 - Scarborough Agincourt.”**

*Motion:*

Councillor Shiner moved that the Clause be amended by deleting from the recommendation embodied in the report dated February 4, 1999, from the City Solicitor, the words “from the Corporate Contingency Account” and inserting in lieu thereof the words “from an account

being set-up within the Urban Planning and Development Services Department to charge for the use of outside planning consultants”, so that such recommendation shall now read as follows:

“It is recommended that a maximum of \$15,000.00 be allocated to the Legal Division from an account being set-up within the Urban Planning and Development Services Department to charge for the use of outside planning consultants, to retain a planning witness with respect to the pending Ontario Municipal Board appeal on 2650 Brimley Road.”

*Votes:*

The motion by Councillor Shiner carried.

The Clause, as amended, carried.

- 2.18 **Clause No. 5 of Report No. 4 of The Toronto Community Council, headed “Intention to Designate Under Part IV of the Ontario Heritage Act - 130 Gerrard Street East (Jarvis Street Baptist Church) (Downtown)”.**

*Motion:*

Councillor Rae moved that the Clause be amended by adding thereto the following:

“It is further recommended that the following statement be added to the end of the ‘Short Statement of Reasons for Designation’:

‘The 2-storey rear (east) addition is not included in the Reasons for Designation.’ ”

*Votes:*

The motion by Councillor Rae carried.

The Clause, as amended, carried.

- 2.19 **Clause No. 6 of Report No. 4 of The Toronto Community Council, headed “Intention to Designate Under Part IV of the Ontario Heritage Act - 337 Jarvis Street (Samuel Platt House)(Downtown)”.**

*Motion:*

Councillor Rae moved that the Clause be amended by adding thereto the following:

“It is further recommended that the following statement be added to the end of the ‘Short Statement of Reasons for Designation’:

‘The 2-storey rear (east) addition is not included in the Reasons for Designation.’ ”

*Votes:*

The motion by Councillor Rae carried.

The Clause, as amended, carried.

- 2.20 **Clause No. 19 of Report No. 4 of The Toronto Community Council, headed “Implementation of a ‘Student Pick-Up/Drop-Off Zone’, ‘School Bus Loading Zone’ and Temporal ‘No Stopping’ Prohibitions - North Side of Turnberry Avenue in the Vicinity of General Mercer Public School - (Davenport)”.**

*Motion:*

Councillor Disero moved that the Clause be amended to provide that the parking regulations on the north side of Turnberry Avenue, from Rosdorn Avenue to the first lane west thereof, remain unchanged.

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

- 2.21 **Clause No. 49 of Report No. 4 of The Toronto Community Council, headed “Draft By-law - Alteration of Yarmouth Road (Davenport)”.**

*Motion:*

Councillor Disero moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(1), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Disero**

**Seconded by: Councillor Fotinos**

“**WHEREAS** City Council at its meeting held on October 28, 29 and 30, 1998, adopted Clause No. 3 of Toronto Community Council Report No. 12, headed

‘Staggered Parking and Island Parking - Yarmouth Road from Shaw Street to Ossington Avenue (Davenport)’; and

**WHEREAS** the Toronto Community Council, at its meeting of February 17, 1999, had before it the draft by-law to authorize the installation of a concrete traffic island on Yarmouth Road; and

**WHEREAS** the Ward Councillors, after consultation in the neighbourhood, recommended that the parking scheme contained in the Clause be approved, but that the installation of the concrete traffic island not proceed at this time; and

**WHEREAS** the Toronto Community Council is recommending to City Council in Clause No. 49 of Report No. 4 of The Toronto Community Council, the approval of the recommendations of the Ward Councillors in this regard; and

**WHEREAS**, in order for the recommendations of the Toronto Community Council to be considered, Council must re-open its previous decision with respect to this matter;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Procedural By-law, Clause No. 3 of Report No. 12 of The Toronto Community Council, headed ‘Staggered Parking and Island Parking - Yarmouth Road from Shaw Street to Ossington Avenue (Davenport)’ be reopened;

**AND BE IT FURTHER RESOLVED THAT** Council consider Clause No. 49 of Report No. 4 of The Toronto Community Council.”

*Votes:*

Notice of Motion (J-1) carried, without amendment, more than two-third of Members present having voted in the affirmative.

The Clause carried, without amendment.

**2.22 Clause No. 55 of Report No. 4 of The Toronto Community Council, headed “Boulevard Cafe Operation - Via Italia Flankage - 1239A St. Clair Avenue West (Davenport)”.**

*Motion:*

Councillor Disero moved that the Clause be amended by adding thereto the following:

“It is further recommended that the applicant be informed that his establishment is to be closed and cleared by midnight, seven days a week.”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**2.23 Clause No. 8 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus City-Owned Property, 80 Turnberry Avenue, (Ward 21 - Davenport)".**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Disero moved that Council adopt the following recommendation:

"It is recommended that the report dated February 26, 1999, from the Commissioner of Corporate Services, headed 'Sale of 80 Turnberry Avenue: 2nd Supplementary Report (Ward 21 - Davenport)', be adopted, wherein it is recommended that:

- (1) the confidential report dated February 15, 1999, from the Commissioner of Corporate Services, entitled "Supplementary Report: Sale of 80 Turnberry Avenue", be received, such report to remain confidential in accordance with the provisions of the Municipal Act; and
- (2) the report dated February 1, 1999, from the Commissioner of Corporate Services, as embodied in the Clause, be adopted, subject to amending Recommendation No. (1) to read as follows:
  - "(1) the Offer to Purchase made by 1298396 Ontario Limited in the amount of \$2,707,000.00, be accepted, and the Commissioner of Corporate Services be authorized to accept same on behalf of the City;"

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**2.24 Clause No. 1 of Report No. 3 of The Strategic Policies and Priorities Committee, headed "1999-2003 Capital Budget and Five-Year Capital Program".**

*Motions:*

- (a) Councillor Jakobek moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the Chief Financial Officer and Treasurer be directed to use all available one-time funds to reduce the 1999 level of borrowing and the Strategic Policies and Priorities Committee be so advised; and
- (2) Council convey its appreciation and thanks to staff, particularly those involved in the budget process, for their efforts and hard work.”

- (b) Councillor Moscoe moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the next meeting of the Urban Environment and Development Committee to be held on March 31, 1999, on the possibility of purchasing additional equipment that would be necessary to permit the expansion of snow clearing from windrows and the snow clearing of sidewalks, with no resulting increase in the Operating Budget, funds therefor to be provided through economies realized by mechanizations in the area of litter pick-up, snow clearing of sidewalks and street sweeping.”

- (c) Councillor Mihevc moved that the Clause be amended by adding thereto the following:

“It is further recommended that any major policy items which have budget implications, such as service harmonization, user fees and community grants, be first reported to City Council, through the appropriate Standing Committee, prior to submission to the Budget Committee.”

Deputy Mayor Ootes in the Chair.

*Ruling by the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of motion (c) by Councillor Mihevc, ruled such motion out of order.

Councillor Mihevc challenged the ruling of the Deputy Mayor.

*Vote:*

Vote to uphold the ruling of the Deputy Mayor:

Yes - 25 Councillors: Bossons, Brown, Chong, Disero, Feldman, Flint, Gardner, Giansante, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Silva, Sinclair.
No - 6 Councillors: Adams, Jones, Mammoliti, Mihevc, Miller, Shiner.

Carried by a majority of 19.

*Motions:*

(d) Councillor Kinahan moved that Part 1 of motion (a) by Councillor Jakobek be referred to the Chief Financial Officer and Treasurer and the Chief Administrative Officer for a joint report thereon to the Budget Committee on the funds that would apply to the actions recommended therein and the appropriateness of such actions.

(e) Councillor Pantalone moved that the Clause be amended by adding thereto the following:

“(1) It is further recommended that the Chief Administrative Officer, in consultation with the Mayor, the Chief General Manager of the Toronto Transit Commission and other appropriate City officials, be requested to submit a report to the Strategic Policies and Priorities Committee, for its meeting to be held in May 1999, on:

(a) the Provincial/Municipal funding trends with respect to the Toronto Transit Commission; and

(b) a strategy for safeguarding the viability of the Toronto Transit Commission; and

(2) **Moved by: Councillor Pantalone**

**Seconded by: Councillor Jakobek**

**‘WHEREAS** the Budget Committee of the City of Toronto recommended that the Stadium Reserve Fund for Exhibition Place be used to finance \$450,000.00 for the renovation of the Food Building at Exhibition Place; and

**WHEREAS** the original Metropolitan Council authority established the special reserve account for debt servicing related to the rehabilitation of the Exhibition Stadium North Grandstand only, with any residual surplus to be

used by the Board of Management of the Exhibition Stadium Corporation to pay for future capital improvements; and

**WHEREAS** Subsection 163(4) states that Council may 'by by-law' provide that the money raised for a reserve fund established under section 163 'may be spent, pledged or applied to a purpose other than that for which the fund was established.'; and

**WHEREAS** the full extent of the reserve is no longer required for its intended purpose given the demolition of the Stadium; and

**WHEREAS** the original 1977 authority for the establishment of the Exhibition Stadium Capital Improvements Reserve Fund must be amended to allow expenditure of those funds on renovations to the Food Building;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be authorized to prepare and introduce a by-law to amend the original authority and expand the uses to which these funds may be put to allow them to be used for capital improvements to Exhibition Place.' ”

Councillor Jakobek in the Chair.

Mayor Lastman in the Chair.

- (f) Councillor Flint moved that the Clause be amended by:
- (1) increasing the 1999 Capital Budget for the Playground Inspection Program (CSA Standards) by \$1.6 million; and
  - (2) adding thereto the following:  
“It is further recommended that:
    - (a) playground upgrades be undertaken, in consultation with the Ward Councillors, on a two (2) playgrounds per Ward basis; and
    - (b) the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer be requested to submit a joint report to the Economic Development Committee on the allocation of playground upgrade funds, as amended.”
- (g) Councillor Davis moved that the Clause be amended by adding thereto the following  
“It is further recommended that the provincial government be requested, in consultation with those municipalities located within the Greater Toronto Area, to



include a referendum question on the ballot for the next provincial election with respect to the proposed gasoline tax, such question to be placed only on the ballots of the municipalities within the Greater Toronto Area.”

(h) Councillor Miller moved that:

(1) motion (g) by Councillor Davis be referred to the Toronto Transit Commission and the Urban Environment and Development Committee for consideration; and

(2) the Clause be amended by adding thereto the following:

“It is further recommended that all requested reports specified for submission to the ‘Budget Committee’, which are not part of the 1999 budget process, be submitted to the Policy and Finance Committee and/or the relevant Standing Committee, as appropriate.”

(i) Councillor Adams moved that the Clause be amended by deleting from Recommendation No. (ii)(K)(3) of the Budget Committee, the words “Commissioner of Economic Development, Culture and Tourism” and inserting in lieu thereof the words “Commissioner of Urban Planning and Development Services”, so that such Recommendation shall now read as follows:

“(3) The capital program for the remaining urban design projects outlined on Appendix B be deferred for consideration in the 2000-2004 Capital Budget pending a comprehensive report from the Commissioner of Urban Planning and Development Services, in consultation with the appropriate program areas. The report will outline strategic priorities for streetscaping projects across the entire City, including criteria that defines where City funding for beautification projects should be 100 percent, 50 percent or other amounts and defining community relationships on such projects;”.

(j) Councillor Shiner moved that the Clause be amended by referring to the Economic Development Committee and the Budget Committee the category under the Parks and Recreation budget for Multiple Wards - Parks Development, in the amount of \$1.2 million, with a request that the Commissioner of Economic Development, Culture and Tourism submit a report to such Committees, for consideration therewith, detailing the studies and feasibility work and expenditures proposed, for review by such Committees, and that no expenditures be made until the report has been considered by Council.

(k) Councillor Rae moved that the Clause be amended by adding to the Capital Budget for Urban Environment and Development Services, streetscape improvements in the following areas:

- |     |                             |   |                   |
|-----|-----------------------------|---|-------------------|
| (a) | Routes - South District     | - | \$545,000.00;     |
| (b) | Public Art - All Districts  | - | \$ 75,000.00; and |
| (c) | Yonge Street Median Phase 3 | - | \$ 80,000.00.     |

(1) Councillor Jakobek, with the permission of Council, moved that:

- (1) motion (f) by Councillor Flint be referred to the Chief Financial Officer and Treasurer for report thereon to the Budget Committee;
- (2) the Clause be amended by adding thereto the following:

“It is further recommended that:

- (a) the installation of a TTC island at St. Clair Avenue and Via Italia be approved, and the Chief Financial Officer and Treasurer be requested to submit a report to the Budget Committee identifying an appropriate funding source for this \$60,000.00 expenditure;
- (b) the communication dated March 2, 1999, from the President, CUPE Local 79, regarding the proposed capital financing plan for the 1999-2003 capital program, be referred to the Chief Financial Officer and Treasurer for further consideration and comment thereon to the Budget Committee at such time as the Capital Financing Plan is submitted;
- (c) the communication dated February 18, 1999, from Councillor Btinos regarding the need for additional funding in the Capital Budget of the Parks Department to resolve the overcrowded situation for seniors at the Wallace Emerson Community Centre, be referred to the Chief Financial Officer and Treasurer for further consideration and report thereon to the Budget Committee at such time as the Capital Variance Report is submitted; and
- (d) the communication dated February 27, 1999, from Mr. Chaitanya K. Kalevar requesting funding for a new recreation centre at Cedarvale Park in the former City of York, be referred to the Chief Financial Officer and Treasurer for consideration in the five-year Capital Plan.”

*Permission to Speak Again:*

Councillor Adams moved that Councillor Flint be granted an additional opportunity to speak to this matter.

Adoption of the motion by Councillor Adams to permit Councillor Flint to speak again:

Yes - 33 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Cho, Chong, Disero, Feldman, Flint, Giansante, Holy day, Jakobek, J ohnston, J ones, K inahan, K ing, L i Pr eti, Lindsay L uby, Mahood, Mamm oliti, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantabne, Shiner, Silva, Sinclair, Walker.
No - 1 Councillor: Faubert.

Carried, more than two-thirds of Members present having voted in the affirmative.

*Votes:*

Motion (d) by Councillor Kinahan carried.

Adoption of Part (1) of motion (l) by Councillor Jakobek:

Yes - 21 Mayor: Lastman. Councillors: Berardinetti, Davis, Dise ro, F aubert, Gardner, Giansante, Holyday, Ja kobek, K elly, K orwin-Kuczynski, L ayton, Lindsay L uby, Ma mmoliti, Moe ser, Nunzia ta, O' Brien, Ootes, Pantalone, Sgro, Tzekas.
No - 31 Councillors: Adams, Altobello, Asht on, Augimeri, Balkissoon, Berger, Bossons, B rown, B ussin, Cho, Chong , Chow, F eldman, Flint, Johnston, Jones, Kinahan, King, L i Preti, Mahood, McConnell, Mihevc, Miller, Moscoe, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Walker.

Lost by a majority of 10.

Adoption of Part (1) of motion (f) by Councillor Flint:

Yes - 43

Mayor: Lastman.

Councillors: Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Duguid, Faubert, Feldman, Flint, Gardner, Giansante, Johnston, Jones, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker.

No - 10

Councillors: Adams, Davis, Disero, Holyday, Jakobek, Kelly, Kinahan, Layton, Moeser, O'Brien.

Carried by a majority of 33.

Adoption of Part (2)(a) of motion (f) by Councillor Flint:

Yes - 41

Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berger, Bossons, Brown, Bussin, Cho, Chong Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker.

No - 11

Mayor: Lastman.

Councillors: Berardinetti, Faubert, Gardner, Holyday, Jakobek, Kelly, King, Lindsay Luby, O'Brien, Ootes.

Carried by a majority of 30.

Part (2)(b) of motion (f) by Councillor Flint carried.

Adoption of Part (2) of motion (e) by Councillor Pantalone:

Yes - 47 Mayor: Lastman. Councillors: Adams, Altobello, Augimeri, Balakisssoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Faubert, Filion, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lipreti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.
No - 6 Councillors: Ashton, Chong, Duguid, Feldman, Moscoe, Shiner.

Carried by a majority of 41.

Adoption of motion (i) by Councillor Adams:

Yes - 45 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Augimeri, Balakisssoon, Berardinetti, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Filion, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Lipreti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Sinclair, Tzekas, Walker.
No - 8 Councillors: Berger, Bussin, Faubert, Feldman, Filion, Kelly, Mammoliti, Shiner.

Carried by a majority of 37.

Adoption of motion (k) by Councillor Rae:

Yes - 33 Councillors: Adams, Ashton, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Faubert, Feldman, Filion, Flint, Gardner, Johnston, Jones, Kinahan, Layton, Li Preti, McConnell, Mihevc, Miller, Moscoe, Pantalone, Prue, Rae, Shiner, Silva, Sinclair, Walker.
No - 21 Mayor: Lastman. Councillors: Altobello, Balkissoon, Berger, Davis, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, Moeser, Nunziata, O'Brien, Ootes, Sgro, Shaw, Tzekas.

Carried by a majority of 12.

Adoption of motion (j) by Councillor Shiner:

Yes - 26 Councillors: Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chong, Chow, Feldman, Filion, Giansante, Holyday, Johnston, Jones, Kelly, King, Li Preti, Mahood, Miller, Moscoe, Prue, Rae, Shiner, Walker.
No - 28 Mayor: Lastman. Councillors: Ashton, Berger, Bussin, Davis, Disero, Duguid, Faubert, Flint, Gardner, Jakobek, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Sgro, Shaw, Silva, Sinclair, Tzekas.

Lost by a majority of 2.

Motion (b) by Councillor Moscoe carried.

Part (1) of motion (e) by Councillor Pantalone carried.

Councillor Miller, with the permission of Council, withdrew Part (1) of his motion (h).

Adoption of motion (g) by Councillor Davis:



Yes - 47 Mayor: Lastman. Councillors: Adams, Altobello, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong Chow, Davis, Disero, Duguid, Faubert, Feldman, Flint, Giansante, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mhevc, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker.
No - 7 Councillors: Ashton, Filion, Gardner, Holyday, Jones, Miller, O'Brien.

Carried by a majority of 40.

Part (2) of motion (h) by Councillor Miller carried.

Adoption of Part (2)(b) of motion (l) by Councillor Jakobek:

Yes - 44 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Bussin, Cho, Chong Chow, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker.
No - 6 Councillors: Brown, Davis, Holyday, King, Lindsay Luby, Ootes.

Carried by a majority of 38.

Part (2)(c) of motion (l) by Councillor Jakobek carried.

Part (2)(d) of motion (l) by Councillor Jakobek carried.

Part (2)(a) of motion (l) by Councillor Jakobek carried.

Part (2) of motion (a) by Councillor Jakobek carried.

Adoption of the Clause, as amended, save and except those portions pertaining to the Emery Creek Pond (Waste Water Project WP003):

<p>Yes - 49            Mayor: Lastman.            Councillors: Adams, Altobello, Ashton, Augimeri, Balakisssoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lepreti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgo, Shaw, Shiner, Silva, Sinclair, Tzekas, Walker.</p>
<p>No - 2            Councillors: Holyday, Mahood.</p>

Carried by a majority of 47.

Adoption of the Clause, as amended, including those portions pertaining to the Emery Creek Pond (Waste Water Project WP003):

<p>Yes - 46            Councillors: Adams, Altobello, Ashton, Augimeri, Balakisssoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lepreti, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Shiner, Silva, Sinclair, Walker.</p>
<p>No - 4            Councillors: Flint, Mahood, Mammoliti, Tzekas.</p>

Carried by a majority of 42.

In summary, Council adopted the Clause, subject to:

**Directly Controlled Programs - Operations**

Parks and Recreation:

- (1) increasing the 1999 Capital Budget for the Playground Inspection Program (CSA Standards) by \$1.6 million; and
- (2) adding thereto the following:

“It is further recommended that:

  - (a) playground upgrades be undertaken, in consultation with the Ward Councillors, on a two (2) playgrounds per Ward basis; and
  - (b) the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer be requested to submit a joint report to the Economic Development Committee on the allocation of playground upgrade funds, as amended.”;

Transportation:

- (3) adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the next meeting of the Urban Environment and Development Committee to be held on March 31, 1999, on the possibility of purchasing additional equipment that would be necessary to permit the expansion of snow clearing from windrows and the snow clearing of sidewalks, with no resulting increase in the Operating Budget, funds therefor to be provided through economies realized by mechanizations in the area of litter pick-up, snow clearing of sidewalks and street sweeping.”

Urban Planning and Development Services:

- (4) deleting from Recommendation No. (ii)(K)(3) of the Budget Committee, the words “Commissioner of Economic Development, Culture and Tourism” and inserting in lieu thereof the words “Commissioner of Urban Planning and Development Services”, so that such Recommendation shall now read as follows:

“(3) The capital program for the remaining urban design projects outlined on Appendix B be deferred for consideration in the 2000 - 2004 Capital Budget pending a comprehensive report from the Commissioner of Urban Planning and Development Services, in consultation with the appropriate program areas. The report will outline strategic priorities for streetscaping projects across the entire City, including criteria that defines where City funding for beautification projects should be 100 percent, 50 percent or other amounts and defining community relationships on such projects;”;

- (5) adding streetscape improvements in the following areas:
- |     |                             |   |                   |
|-----|-----------------------------|---|-------------------|
| (a) | Routes - South District     | - | \$545,000.00;     |
| (b) | Public Art - All Districts  | - | \$ 75,000.00; and |
| (c) | Yonge Street Median Phase 3 | - | \$ 80,000.00;     |

### **Special Purpose Bodies**

Exhibition Place:

- (6) adding thereto the following:

**Moved by: Councillor Pantalone**

**Seconded by: Councillor Jakobek**

**“WHEREAS** the Budget Committee of the City of Toronto recommended that the Stadium Reserve Fund for Exhibition Place be used to finance \$450,000.00 for the renovation of the Food Building at Exhibition Place; and

**WHEREAS** the original Metropolitan Council authority established the special reserve account for debt servicing related to the rehabilitation of the Exhibition Stadium North Grandstand only, with any residual surplus to be used by the Board of Management of the Exhibition Stadium Corporation to pay for future capital improvements; and

**WHEREAS** Subsection 163(4) states that Council may ‘by by-law’ provide that the money raised for a reserve fund established under section 163 ‘may be spent, pledged or applied to a purpose other than that for which the fund was established.’; and

**WHEREAS** the full extent of the reserve is no longer required for its intended purpose given the demolition of the Stadium; and

**WHEREAS** the original 1977 authority for the establishment of the Exhibition Stadium Capital Improvements Reserve Fund must be amended to allow expenditure of those funds on renovations to the Food Building;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be authorized to prepare and introduce a by-law to amend the original authority and expand the uses to which these funds may be put to allow them to be used for capital improvements to Exhibition Place.”;

Toronto Transit Commission:

(7) adding thereto the following:

“It is further recommended that:

- (a) the installation of a TTC island at St. Clair Avenue and Via Italia be approved, and the Chief Financial Officer and Treasurer be requested to submit a report to the Budget Committee identifying an appropriate funding source for this \$60,000.00 expenditure; and
- (b) the Chief Administrative Officer, in consultation with the Mayor, the Chief General Manager of the Toronto Transit Commission and other appropriate City officials, be requested to submit a report to the Strategic Policies and Priorities Committee, for its meeting to be held in May 1999, on:
  - (i) the Provincial/Municipal funding trends with respect to the Toronto Transit Commission; and
  - (ii) a strategy for safeguarding the viability of the Toronto Transit Commission.”;

**General**

(8) adding thereto the following:

“It is further recommended that:

- (a) the provincial government be requested, in consultation with those municipalities located within the Greater Toronto Area, to include a referendum question on the ballot for the next provincial election with respect to the proposed gasoline tax, such question to be placed only on the ballots of the municipalities within the Greater Toronto Area;
- (b) all requested reports specified for submission to the ‘Budget Committee’, which are not part of the 1999 budget process, be submitted to the Policy and Finance Committee and/or the relevant Standing Committee, as appropriate;
- (c) the communication dated March 2, 1999, from the President, CUPE Local 79, regarding the proposed capital financing plan for the 1999-2003 capital program, be referred to the Chief Financial Officer and Treasurer for further consideration and comment thereon to the Budget Committee at such time as the Capital Financing Plan is submitted;

- (d) the communication dated February 18, 1999, from Councillor Fotinos regarding the need for additional funding in the Capital Budget of the Parks Department to resolve the overcrowded situation for seniors at the Wallace Emerson Community Centre, be referred to the Chief Financial Officer and Treasurer for further consideration and report thereon to the Budget Committee at such time as the Capital Variance Report is submitted;
- (e) the communication dated February 27, 1999, from Mr. Chaitanya K. Kalevar requesting funding for a new recreation centre at Cedarvale Park in the former City of York, be referred to the Chief Financial Officer and Treasurer for consideration in the five-year Capital Plan;
- (f) the following motion be referred to the Chief Financial Officer and Treasurer and the Chief Administrative Officer for a joint report thereon to the Budget Committee on the funds that would apply to the actions recommended therein and the appropriateness of such actions:

Moved by Councillor Jakobek:

‘It is further recommended that the Chief Financial Officer and Treasurer be directed to use all available one-time funds to reduce the 1999 level of borrowing and the Strategic Policies and Priorities Committee be so advised.’; and

- (g) Council convey its appreciation and thanks to staff, particularly those involved in the budget process, for their efforts and hard work.”

**2.25 Clause No. 5 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Acquisition of Ontario Hydro Corridor Kennedy Road to Birchmount Road (Ward 15 - Scarborough City Centre)”.**

*Vote:*

Adoption of the Clause, without amendment:

<p>Yes - 33</p> <p>Mayor: Lastman.</p> <p>Councillors: Adams, Altobello, Augimeri, Balakisssoon, Berardinetti, Berger, Bussin, Cho, Chow, DiSiro, Duguid, Feldman, Flint, Holyday, Johnston, King, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Silva, Tzekas, Walker.</p>
<p>No - 6</p> <p>Councillors: Bossons, Brown, Davis, Giansante, Jones, Miller.</p>

Carried by a majority of 27.

2.26 **Clause No. 1 of Report No. 3 of The Urban Environment and Development Committee, headed “Proposed Amendments to By-Law No. 60-1998 - The Carbon Monoxide Detector By-Law”.**

Deputy Mayor Ootes in the Chair.

*Motion:*

Councillor McConnell moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services and the Fire Chief be requested to submit a joint report to the Urban Environment and Development Committee on the feasibility and implications of installing Carbon Monoxide Detectors in schools in the City of Toronto.”

*Votes:*

The motion by Councillor McConnell carried.

The Clause, as amended, carried.

2.27 **Clause No. 2 of Report No. 3 of The Urban Environment and Development Committee, headed “The Framework for the New Official Plan for Toronto”.**

Mr. Paul Bedford, Chief Planner, Urban Planning and Development Services, with the permission of Council, gave an oral presentation to the Council in regard to the Framework for the New Official Plan for Toronto.

*Motions:*

- (a) Councillor Pantalone moved that the Clause be amended in accordance with the following recommendation embodied in the report dated February 22, 1999, from the Commissioner of Urban Planning and Development Services:

“That:

- (1) Council establish an Official Plan Council Reference Group as recommended in the report dated January 25, 1999 from the Commissioner of Urban Planning and Development Services, rather than a Council Task Force;
- (2) the formulation of additional lenses be considered as part of the process of developing the new Official Plan;

- (3) Council amend the framework outlined in the report from the Urban Environment and Development Committee:
- (a) in order to direct staff to:
- (i) ensure the Official Plan is written in plain language;
  - (ii) address Culture and Heritage issues in the Official Plan;
  - (iii) develop a working philosophy for public transit to be included in the Official Plan; and
  - (iv) include the City's school boards in the development of the Official Plan in a meaningful way; and
- (b) by deleting the fifth point under the section headed 'Format and Scope of the Plan', and inserting in lieu thereof the following:

'ensure new development will enhance public streets, open space, and be environmentally compatible, and accessible to persons with disabilities.'

- (b) Councillor Layton moved that the Clause be amended by adding thereto the following:

"It is further recommended that:

- (1) sustainability be considered a key component of the integrating concept for the City of Toronto's Official Plan; and
- (2) the Official Plan Council Reference Group and the Chair of the Urban Environment and Development Committee, in consultation with the Environmental Task Force, be requested to consider how the Official Planning process will address this objective."

*Votes:*

Motion (a) by Councillor Pantalone carried.

Motion (b) by Councillor Layton carried.

The Clause, as amended, carried.

**2.28 Clause No. 2 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Response to the Mayor's Homelessness Action Task Force - Final Report".**

*Motions:*



- (a) Councillor Moscoe moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services be requested to review the possibility of accessing the revolving fund for housing initiatives to kick start the redevelopment of Lawrence Heights using the Canada Mortgage and Housing Corporation lands located at W.R. Allen Road and Lawrence Avenue West, and submit a joint report thereon to the Community and Neighbourhood Services Committee.”

- (b) Councillor Jones moved that the Clause be amended by adding thereto the following:

“It is further recommended that Recommendation No. (69) of the Mayor’s Homelessness Action Task Force be referred to the Chief Planner for consultation with the local community and report thereon to City Council, through the Etobicoke Community Council, viz.:

“(69) The Ministry of Health, the Ontario Realty Corporation, and the City of Toronto should pursue an agreement with CAMH to make land within the Queen Street Division of CAMH and the former Lakeshore Psychiatric Hospital immediately available for the development of supportive housing for persons with serious mental illness or concurrent disorders. At least half the units should be dedicated for persons with concurrent disorders.”

- (c) Councillor Chong moved that the Clause be amended by:

- (1) adding thereto the following:

“It is further recommended that City Council urge the provincial government:

- (a) to provide more long-term treatment facilities for homeless persons with mental health problems, alcohol problems and drug addictions, especially those individuals that have been diagnosed as having concurrent disorders; and
- (b) in its review of the Mental Health Act, to give consideration to compelling treatment for those individuals who are incapable of taking responsibility for their own lives.”;

- (2) deleting Recommendation No. (1)(b) of the Strategic Policies and Priorities Committee;
- (3) deleting Recommendations Nos. (3)(a), (b) and (c) of the Strategic Policies and Priorities Committee; and

- (4) deleting from Recommendation No. (6) of the Strategic Policies and Priorities Committee, the words “the Mayor” and inserting in lieu thereof the words “the Chief Administrative Officer”, so that such recommendation shall now read as follows:

“(6) that the Chief Administrative Officer be requested to present a report card directly to City Council every six months, commencing at the April, 1999, meeting of Toronto City Council, as to:

- (a) the status of homelessness in Toronto; and
- (b) what action has been taken by the City of Toronto and the federal and provincial government to alleviate the problem;”.

- (d) Councillor Fotinos moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Mayor be requested to urge the provincial and federal governments to join the City of Toronto to establish a permanent body that will be given a budget and the authority to deal with the issues of homelessness and affordable housing in the City of Toronto.”

- (e) Councillor Walker moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Municipal Grants Review Committee on the implications of Recommendation No. (44) of the Mayor’s Homelessness Action Task Force, viz.:

“(44) The City should ensure sufficient funding for the Federation of Metro Tenants’ Association Tenant Hot Line to ensure that callers can get through to receive information.”

- (f) Councillor Chow moved that:

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

“It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Budget Committee no later than April, 1999, and to the Community and Neighbourhood Services Committee, on the results of the funding negotiations with the federal and provincial governments.”; and

- (2) Part (1)(b) of motion (c) by Councillor Chong be referred to the Commissioner of Community and Neighbourhood Services and the Medical Officer of Health, with a request that the concerns raised therein be addressed in the comprehensive report which will be submitted to the Community and Neighbourhood Services Committee in April, 1999.

*Votes:*

Motion (b) by Councillor Jones carried.

Adoption of Part (2) of motion (f) by Councillor Chow:

Yes - 39 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Balkissoon, Brown, Bussin, Chong, Chow, Davis, Disero, Feldman, Fotinos, Gardner, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Walker.
No - 7 Councillors: Bossons, Duguid, Flint, Giansante, Holyday, Kelly, O'Brien.

Carried by a majority of 32.

Adoption of Part (1)(a) of motion (c) by Councillor Chong:

Yes - 46 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Balkissoon, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Sa undercook, Sgro, Shaw, Silva, Sinclair, Walker.
No - 0.

Carried, without dissent.

Adoption of Part (2) of motion (c) by Councillor Chong:

<p>Yes - 11 Councillors: Balkissoon, Chong, Flint, Holyday, Kelly, Kinahan, Li Preti, Minnan-Wong, Moeser, O'Brien, Ootes.</p>
<p>No - 35 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Bossons, Brown, Bussin, Chow, Davis, Disero, Duguid, Feldman, Fotinos, Gardner, Giansante, Johnston, Jones, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Nunziata, Pantalone, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Walker.</p>

Lost by a majority of 24.

Adoption of Part (3) of motion (c) by Councillor Chong:

<p>Yes - 11 Councillors: Chong, Fotinos, Holyday, Kelly, King, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Saundercook.</p>
<p>No - 36 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Balkissoon, Bossons, Brown, Bussin, Chow, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Nunziata, Pantalone, Rae, Sgro, Shaw, Silva, Sinclair, Walker.</p>

Lost by a majority of 25.

Adoption of Part (4) of motion (c) by Councillor Chong:

<p>Yes - 27 Mayor: Lastman. Councillors: Bossons, Brown, Chong, Chow, Davis, Disero, Duguid, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Saundercook, Shaw.</p>
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No - 20  
Councillors: Adams, Ashton, Augimeri, Balkissoon, Bussin, Feldman, Flint, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, McConnell, O'Brien, Pantalone, Rae, Sgro, Silva, Sinclair, Walker.

Carried by a majority of 7.

Adoption of motion (d) by Councillor Fotinos:

Yes - 31  
Mayor: Lastman.  
Councillors: Adams, Augimeri, Bussin, Chow, Disero, Fotinos, Gardner, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Pantalone, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Walker.

No - 16  
Councillors: Ashton, Balkissoon, Bossons, Brown, Chong, Davis, Duguid, Feldman, Flint, Holyday, King, Lindsay Luby, Mahood, Moeser, O'Brien, Ootes.

Carried by a majority of 15.

Motion (e) by Councillor Walker carried.

Adoption of motion (a) by Councillor Moscoe, moved by Councillor Disero in the absence of Councillor Moscoe:

Yes - 37  
Mayor: Lastman.  
Councillors: Adams, Ashton, Augimeri, Brown, Chong, Chow, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Pantalone, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Walker.

No - 10  
Councillors: Balkissoon, Bossons, Bussin, Davis, Giansante, Holyday, Kelly, Mahood, Moeser, O'Brien.

Carried by a majority of 27.

Part (1) of motion (f) by Councillor Chow carried.

Adoption of the Clause, as amended:

<p>Yes - 46            Mayor: Lastman.            Councillors: Adams, Ashton, Augimeri, Balkissoon, Bossos, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Rae, Sandercook, Sgro, Shaw, Silva, Sinclair, Walker - 46.</p>
<p>No - 1            Councillor: Mahood.</p>

Carried by a majority of 45.

In summary, Council amended the Clause by:

- (1) deleting from Recommendation No. (6) of the Strategic Policies and Priorities Committee, the words "the Mayor" and inserting in lieu thereof the words "the Chief Administrative Officer", so that such recommendation shall now read as follows:
  - “(6) that the Chief Administrative Officer be requested to present a report card directly to City Council every six months, commencing at the April, 1999, meeting of Toronto City Council, as to:
    - (a) the status of homelessness in Toronto; and
    - (b) what action has been taken by the City of Toronto and the Federal and Provincial Government to alleviate the problem;”;
- (2) adding thereto the following:
 

“It is further recommended that:

  - (a) City Council urge the provincial government to provide more long-term treatment facilities for homeless persons with mental health problems, alcohol problems and drug addictions, especially those individuals that have been diagnosed as having concurrent disorders;

- (b) the Mayor be requested to urge the provincial and federal governments to join the City of Toronto to establish a permanent body that will be given a budget and the authority to deal with the issues of homelessness and affordable housing in the City of Toronto;
- (c) the Commissioner of Community and Neighbourhood Services be requested to:
  - (i) submit a report to the Municipal Grants Review Committee on the implications of Recommendation No. (44) of the Mayor's Homelessness Action Task Force, viz.:

“(44) The City should ensure sufficient funding for the Federation of Metro Tenants' Association Tenant Hot Line to ensure that callers can get through to receive information.”; and
  - (ii) submit a report to the Budget Committee no later than April, 1999, and to the Community and Neighbourhood Services Committee, on the results of the funding negotiations with the federal and provincial governments;
- (d) the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services be requested to review the possibility of accessing the revolving fund for housing initiatives to kick start the redevelopment of Lawrence Heights using the Canada Mortgage and Housing Corporation lands located at W.R. Allen Road and Lawrence Avenue West, and submit a joint report thereon to the Community and Neighbourhood Services Committee;
- (e) Recommendation No. (69) of the Mayor's Homelessness Action Task Force be referred to the Chief Planner for consultation with the local community and report thereon to City Council, through the Etobicoke Community Council, viz.:

“(69) The Ministry of Health, the Ontario Realty Corporation, and the City of Toronto should pursue an agreement with CAMH to make land within the Queen Street Division of CAMH and the former Lakeshore Psychiatric Hospital immediately available for the development of supportive housing for persons with serious mental illness or concurrent disorders. At least half the units should be dedicated for persons with concurrent disorders.”; and
- (f) the following motion be referred to the Commissioner of Community and Neighbourhood Services and the Medical Officer of Health, with a request that the concerns raised therein be addressed in the comprehensive report

which will be submitted to the Community and Neighbourhood Services Committee in April, 1999:

Moved by Councillor Chong:

“It is recommended that City Council urge the provincial government, in its review of the Mental Health Act, to give consideration to compelling treatment for those individuals who are incapable of taking responsibility for their own lives.”

2.29 **Clause No. 1 of Report No. 3 of The Toronto Community Council, headed “Hearing - Closing of the Portion of Eastern Avenue - Linking Queen Street East and the Eastern Avenue/Kingston Road Extension and the Public Lane - 1641 Queen Street East (East Toronto)”.**

*Motion:*

Councillor Jakobek moved that:

- (1) consideration of the foregoing Clause be deferred to the next regular meeting of City Council to be held on April 13, 1999; and
- (2) Council adopt the following recommendation:

“It is recommended that the Minister of the Environment and Energy be encouraged to deny the request for a bump-up, on the grounds that such request is frivolous.”

*Vote:*

The motion by Councillor Jakobek carried.

2.30 **Clause No. 17 of Report No. 2 of The Corporate Services Committee, headed “Options for Placing Either the City’s Coat of Arms or the City’s Logo in Toronto City Hall Council Chamber”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

- (a) Councillor Moeser moved that Council adopt the following recommendation:

“It is recommended that the recommendation of the Sub-Committee - Relocation of all Members of Council to City Hall (now known as the Office Consolidation Committee) embodied in the communication dated January 25, 1999, from the City Clerk, be adopted, viz.:



‘The Sub-Committee - Relocation of all Members of Council to City Hall recommends that the City’s logo be placed on the wood panel on the floating wall at the front of the Council Chamber (Option 2 of the report dated January 25, 1999, from the Commissioner of Corporate Services).’ ”

- (b) Councillor Korwin-Kuczynski moved that Council adopt the following recommendations:

“It is recommended that:

- (1) the Coat of Arms be located in the Council Chamber mounted on the wood panel behind the Mayor’s desk; and
- (2) the City Logo be located in the Council Chamber on the far wall opposite the Mayor’s desk.”

*Vote:*

Adoption of motion (a) by Councillor Moeser:

Yes - 24 Mayor: Lastman. Councillors: Adams, Ashton, Balkissoon, Berger, Chong, Chow, Davis, Disero, Foubert, Fotinos, Gardner, Giansante, Holyday, Kelly, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Moeser, Moscoe, Ootes.
No - 23 Councillors: Altobello, Augimeri, Bossons, Brown, Bussin, Cho, Duguid, Feldman, Flint, Jones, Korwin-Kuczynski, Mihevc, Miller, O'Brien, Pantalone, Rae, Saundercook, Sgro, Shaw, Shiner, Silva, Sinclair, Walker.

Carried by a majority of 1.

Deputy Mayor Ootes, having regard to the decision of Council, declared motion (b) by Councillor Korwin-Kuczynski, redundant.

**2.31 Clause No. 2 of Report No. 3 of The Economic Development Committee, headed “New Media Village Growth Corporation, Toronto (“New Media Village”)”.**

*Motion:*

Councillor Ashton moved that the Clause be amended by adding thereto the following:

“It is further recommended that Councillor Tzekas be appointed as an ex officio member of the Board of Directors of the New Media Village for a one-year term commencing March, 1999, as the additional representative of the Economic Development Committee.”

*Votes:*

The motion by Councillor Ashton carried.

The Clause, as amended, carried.

**2.32 Clause No. 6 of Report No. 3 of The Economic Development Committee, headed “Other Items Considered by the Committee”.**

*Motion:*

Councillor Mammoliti moved that the Clause be received as information, subject to striking out and referring Item (h), entitled “Proposed Billboard Advertising on City-Owned/Maintained Properties”, embodied therein, back to the Economic Development Committee for further consideration.

*Vote:*

The motion by Councillor Mammoliti carried.

The Clause, as amended, was received for information.

**2.33 Clause No. 1 of Report No. 2 of The Emergency and Protective Services Committee, headed “Restrictions of Ambulance Access to Hospital Emergency Departments”.**

*Motions:*

- (a) Councillor Duguid moved that the Clause be amended by adding thereto the following:

“It is further recommended that the provincial Minister of Health be requested:

- (1) to investigate allegations that some hospitals are replacing their Emergency Wards on Redirect Consideration and/or Critical Care Bypass without full justification; and
- (2) to establish, monitor and enforce a Redirect Consideration and Critical Care Bypass policy which is consistently applied in every hospital.”

- (b) Councillor Jones moved that motion (a) by Councillor Duguid be amended by adding the following:

“(3) not to close the Emergency Ward of the Queensway Hospital until this matter has been resolved.”

*Votes:*

Motion (b) by Councillor Jones carried.

Motion (a) by Councillor Duguid, as amended, carried.

The Clause, as amended, carried.

2.34 **Clause No. 4 of Report No. 2 of The Emergency and Protective Services Committee, headed “Schedule of Taxicab Inspections”.**

*Motions:*

- (a) Councillor Duguid moved that the Clause be amended by striking out the recommendation of the Emergency and Protective Services Committee and inserting in lieu thereof the following:

“It is recommended that the report (January 26, 1999) from the Commissioner of Urban Planning and Development Services, be adopted.”

- (b) Councillor Moscoe moved that Council adopt Recommendation No. (1) of the Emergency and Protective Services Committee; and amend the Clause by striking out the following portion of the recommendation embodied in the report dated January 26, 1999, from the Commissioner of Urban Planning and Development Services:

“and that the complete schedule of taxicab inspections be made available upon request at a cost of \$30.00 per inspection schedule”.

*Votes:*

Adoption of motion (b) by Councillor Moscoe:

Yes - 30 Councillors: Adams, Altobello, Augimeri, Balakrishnan, Berardinetti, Brown, Bussin, Davis, Disero, Flint, Jones, Kinahan, King, Layton, Lipreti, Lindsay Luby, Mahood, Mammoliti, McConnell, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Prue, Shiner, Silva, Sinclair, Tzekas, Walker.
No - 23 Mayor: Lastman. Councillors: Ashton, Berger, Bossons, Cho, Chong, Chow, Duguid, Feldman, Fotinos, Gardner, Giannante, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Mihovc, Moeser, Ootes, Pantalone, Rae, Saunderson, Shaw.

Carried by a majority of 7.

Deputy Mayor Ootes, having regard to the decision of Council, declared motion (a) by Councillor Duguid, redundant.

The Clause, as amended, carried.

2.35 **Clause No. 59 of Report No. 4 of The Toronto Community Council, headed "Other Items Considered by the Community Council".**

*Motion to Re-Open:*

Councillor Jakobek, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Jakobek moved that the Clause be received as information, subject to striking out and referring Item (m), entitled "Intersection of Dorothy Street and Hiltz Avenue - Impact of All-Way 'Stop' Sign Control on Traffic Operation (East Toronto)", embodied therein, back to the Toronto Community Council for further consideration.

*Vote:*

The motion by Councillor Jakobek carried.

The Clause, as amended, was received for information.

2.36 **Clause No. 5 of Report No. 2 of The Emergency and Protective Services Committee, headed “Amendments to Toronto Licensing By-law No. 127 - Driving School Prohibited Area”.**

*Motion:*

Councillor Shiner moved that the Clause be struck out and referred back to the Emergency and Protective Services Committee for further consideration.

*Vote:*

The motion by Councillor Shiner carried.

2.37 **Clause No. 2 of Report No. 2 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed “Framework for Citizen Participation in the City of Toronto”.**

Mayor Lastman in the Chair.

*Motions:*

- (a) Councillor Adams moved that the Clause be amended by incorporating the principles of citizen participation as set out in the report dated February 1, 1999, from the Chief Administrative Officer, into Recommendation No. (1) embodied in such report, so that such recommendation shall now read as follows:

“(1) the following principles of citizen participation be adopted:

- (a) Collaborative Decision-Making:

The City of Toronto is committed to govern in partnership with the citizens of Toronto. This principle recognizes that citizen participation is an integral element of the City’s governance culture.

- (b) Accessibility:

The City of Toronto is committed to continuously work towards the removal of barriers to effective citizen participation. The City of Toronto will ensure that citizens have the opportunity to make presentations to Council, its Standing Committees and Community Councils. The City of Toronto is committed to include the diversity of community groups in public consultation processes.

The City government is committed to facilitate citizens’ access to municipal elected officials and City staff. The City of Toronto will

support councillors in actively seeking citizen input on community issues and in expressing citizens' views and concerns in the political decision-making process.

(c) Continuous Improvement in Citizen Participation:

The City of Toronto is committed to learning about innovative and creative ways of fostering citizen participation in other jurisdictions. It will apply new learning and develop innovative "made in Toronto" practices.

(d) Community Capacity Building:

The City of Toronto is committed to supporting its citizens in co-operative problem-solving.

It is proposed that the City of Toronto engage in a dialogue on citizen participation with Torontonians. At this forum, citizens and elected officials will be able to explore the opportunities for citizen participation in Toronto. They will review best practices of citizen participation in other jurisdictions. This dialogue can be organized as a two day discussion forum to be held in 1999. The forum may include elected officials, researchers and members of academia from other cities who have had experience with different mechanisms of citizen participation."

(b) Councillor Moeser moved that the Clause be amended by adding thereto the following:

"It is further recommended that the Chief Administrative Officer be requested to report the results of the forum to the Corporate Services Committee."

*Votes:*

Motions (a) and (b) by Councillors Adams and Moeser, respectively, carried.

The Clause, as amended, carried.

**2.38 Clause No. 5 of Report No. 2 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed "Authority for Delegation of Matters".**

*Motion:*

Councillor Mihevc moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Chief Administrative Officer, in consultation with the City Solicitor, be requested to submit a report to the appropriate Committee of Council on the issue of delegation of matters, once the size of the Community Councils has been determined.”

*Votes:*

The motion by Councillor Mihevc carried.

The Clause, as amended, carried.

**2.39 Clause No. 9 of Report No. 3 of The Etobicoke Community Council, headed “Set Fine Application - Parking Permits”.**

*Motion:*

Councillor O’Brien moved that the Clause be amended by adding thereto the following:

“It is further recommended that Section 183.51 of the Municipal Code of the former City of Etobicoke be deleted and replaced by the following:

‘183.51 Any person who contravenes a section of this by-law is guilty of an offence and subject to a penalty as provided for under the Provincial Offences Act.’ ”

*Votes:*

The motion by Councillor O’Brien carried.

The Clause, as amended, carried.

**2.40 Clause No. 1 of Report No. 2 of The Works and Utilities Committee, headed “Works Best Practices Program and Projected Staffing Levels - Water and Wastewater Services Division”.**

Mr. Mike Price, General Manager, Water and Wastewater Services, Works and Emergency Services, with the permission of Council, gave an overhead presentation to the Council in regard to the Works Best Practices Program, copies of which were distributed to all Members of Council.

Deputy Mayor Ootes in the Chair.

*Motions:*

(a) Mayor Lastman moved that:



(1) the recommendations of the Works and Utilities Committee be received as information; and

(2) Council adopt the following recommendation:

“It is recommended that City Council reaffirm continuance of the Works Best Practices Program in the Water and Wastewater Services Division.”

(b) Councillor Disero moved that the Clause be amended by striking out the recommendation of the Works and Utilities Committee and inserting in lieu thereof the following:

“It is recommended that:

(1) Councillor Altobello be appointed as the Chair of the Works Best Practices Program Work Group;

(2) Local 416 of the Canadian Union of Public Employees (CUPE) be allowed to add a third representative to the Works Best Practices Program Work Group, as an alternate for either of the existing two voting members;

(3) the Executive Director of Human Resources be requested to:

(a) submit a report to the Corporate Services Committee, as soon as possible, on a corporate redeployment strategy and policy; and

(b) submit a report to the next meeting of the Works Best Practices Program Work Group on the status of such strategy and policy; and

(4) the City Clerk be requested to provide Secretariat support to the Works Best Practices Program Work Group.”

Mayor Lastman in the Chair.

(c) Councillor Shiner moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

“and there be no staff layoffs as a direct result of the Works Best Practices Program in those sections of the Water and Wastewater Services Division where the program is being implemented.”

(d) Councillor Jones moved that the Clause be amended by adding thereto the following:

“It is further recommended that City Council not support any further privatization of the Water Pollution Control or Water Supply Program in the City of Toronto for this term of Council.”

- (e) Councillor Layton moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

“and further, that City Council not support any further privatization of the Water Pollution Control or Water Supply Program in the City of Toronto”.

Deputy Mayor Ootes in the Chair.

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of motions (d) and (e) by Councillors Jones and Layton, respectively, ruled such motions out of order.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote:*

Vote to uphold the ruling of the Deputy Mayor:

<p>Yes - 29 Councillors: Adams, Balkissoon, Berardinetti, Berger, Bossons, Brown, Chong, Davis, Disero, Feldman, Flint, Fotinos, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, O'Brien, Ootes, Pitfield, Saundercook, Sgro, Shiner, Silva, Sinclair.</p>
<p>No - 20 Mayor: Lastman. Councillors: Altobello, Ashton, Augimeri, Bussin, Chow, Duguid, Jakobek, Jones, Layton, Mc Connell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Shaw, Tzekas, Walker.</p>

Carried by a majority of 9.

*Motions:*

- (f) Councillor Pantalone moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

- (1) the Commissioner of Works and Emergency Services be requested to put his commitment to no staff lay offs in 1999, as a result of the Works Best Practices Program, in writing;
  - (2) the Commissioner of Works and Emergency Services be requested to submit a report to Council for its meeting to be held in November, 1999, through the Works Committee, on the Human Resources Plan, including what, if any, layoffs are contemplated for the year 2000; and
  - (3) all present employees of the Water and Wastewater Services Division, regardless of education levels, be offered appropriate training and be included in any Human Resources Plan.”
- (g) Councillor Bussin moved that motion (a) by Mayor Lastman be amended:
- (1) to provide that there be no staff layoffs, as a direct result of the Works Best Practices Program in those sections of the Water and Wastewater Services Division where the program is being implemented, until December 31, 2000; and
  - (2) by adding thereto the following:

“and further, that the Works Best Practices Program Work Group be requested to submit a report to Council for its meeting to be held on April 13, 1999, through the Works and Utilities Committee, on how those employees who wish to be retrained can be facilitated and how this can be achieved before the change of legislation”.
- (h) Councillor Ashton moved that the Clause be amended by adding thereto the following:
- “It is further recommended that the Works Best Practices Program Work Group be requested to submit a report to Council, through the Works and Utilities Committee, on:
- (1) the current status of staffing levels relative to projected program targets;
  - (2) an evaluation of the Training /Incentive Program investment costs, current results and the viability of recommended targets and goals; and
  - (3) staffing reallocations to date, including job transfers within the Corporation.”
- (i) Councillor Giansante moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

“and further, that Local 416 and Local 79 of the Canadian Union of Public Employees (CUPE) be allowed to add an alternate voting representative to the Works Best Practices Program Work Group, and that the Chair of the Works and Utilities Committee be appointed to the Works Best Practices Program Work Group as an alternate voting member”.

- (j) Councillor Fotinos moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the Canadian Union of Public Employees, Local 416, be encouraged to submit a counter proposal to that submitted by the consultants that would achieve similar savings, efficiencies and technological advances for water and sewage treatment operations; and
- (2) the Commissioner of Works and Emergency Services and the Chief Administrative Officer be requested to provide the Canadian Union of Public Employees, Local 416, with any information it may require in this regard.”

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of motion (j) by Councillor Fotinos, ruled such motion out of order.

Councillor Fotinos challenged the ruling of the Deputy Mayor.

*Vote:*

Vote to uphold the ruling of the Deputy Mayor:

<p>Yes - 31            Councillors: Adams, Altobello, Ashton, Augimeri, Berger, Bossons, Brown, Chong, Chow, Disero, Feldman, Gardner, Giansante, Johnston, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Saundercook, Shiner.</p>
<p>No - 11            Councillors: Davis, Duguid, Flint, Fotinos, Holyday, Jones, Kinahan, Mahood, Prue, Sgro, Shaw - 11.</p>

Carried by a majority of 20.

*Motion:*

- (k) Councillor Chow moved that motion (a) by Mayor Lastman be amended to provide that the Commissioner of Works and Emergency Services be requested to put, in writing, his commitment to:
- (1) no staff layoffs in 1999; and
  - (2) no contracting out of existing jobs for 1999.

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of Part (2) of motion (k) by Councillor Chow, ruled such motion out of order.

Councillor Chow challenged the ruling of the Deputy Mayor.

*Vote:*

Vote to uphold the ruling of the Deputy Mayor:

Yes - 29 Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Chong, Disero, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Lipreti, Lindsay Luby, Mahood, Minnan-Wong, Moeser, O'Brien, Ootes, Pitfield, Saundercook, Sgro, Shiner.
No - 23 Mayor: Lastman. Councillors: Ashton, Augimeri, Bussin, Chow, Davis, Duguid, Filion, Jakobek, Johnston, Jones, Layton, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Shaw, Tzekas, Walker.

Carried by a majority of 6.

*Motions:*

- (l) Councillor Moscoe moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

“and further, that Council is in favour of eliminating the worst best practices along with the worst worst practices”.

- (m) Councillor Mahood moved that motion (a) by Mayor Lastman be amended by adding thereto the following:

“and further, that the City Auditor be requested to perform a value for money audit on the consultant services for this program”.

- (n) Councillor King moved that motion (m) by Councillor Mahood be referred to the City Auditor for report thereon to the next regular meeting of City Council to be held on April 13, 1999, through the Audit Committee, on the advisability of taking the action recommended therein and the anticipated costs related thereto.

*Votes:*

Adoption of motion (c) by Councillor Shiner:

<p>Yes - 50          Mayor: Lastman.          Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Jakobek, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Saundercook, Sgro, Shaw, Shiner, Silva, Tzekas, Walker.</p>
<p>No - 3          Councillors: Holyday, Kelly, Minnan-Wong.</p>

Carried by a majority of 47.

Adoption of Part (2) of motion (g) by Councillor Bussin:

<p>Yes - 48          Mayor: Lastman.          Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Saundercook, Sgro, Shaw, Shiner, Silva, Tzekas, Walker.</p>
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No - 4 Councillors: Berger, Chong, Holyday, Minnan-Wong.
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Carried by a majority of 44.

Adoption of Part (1) of motion (g) by Councillor Bussin:

Yes - 29 Mayor: Lastman. Councillors: Ashton, Augimeri, Berardinetti, Bussin, Chow, Davis, Duguid, Filion, Jakobek, Johnston, Jones, Kelly, Korwin-Kuczynski, Layton, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Shaw, Silva, Tzekas, Walker.
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No - 24 Councillors: Adams, Altobello, Balkissoon, Berger, Bossons, Brown, Chong, Disero, Feldman, Flint, Gardner, Giansante, Holyday, Kinahan, King, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, Moeser, O'Brien, Saunderson, Sgro, Shiner.
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Carried by a majority of 5.

Part (2) of motion (f) by Councillor Pantalone carried.

Part (3) of motion (f) by Councillor Pantalone carried.

Deputy Mayor Ootes, having regard to the decision of Council with respect to Part (1) of motion (g) by Councillor Bussin, declared Part (1) of motion (f) by Councillor Pantalone, and Part (1) of motion (k) by Councillor Chow, redundant.

Councillor Moscoe, with the permission of Council, withdrew his motion (l).

Motion (h) by Councillor Ashton carried.

Motion (n) by Councillor King carried.

Motion (i) by Councillor Giansante carried.

Part (1) of motion (b) by Councillor Disero carried.

Part (2) of motion (b) by Councillor Disero carried.

Part (3) of motion (b) by Councillor Disero carried.

Part (4) of motion (b) by Councillor Disero carried.

Adoption of Part (2) of motion (a) by Mayor Lastman, as amended:

<p>Yes - 43  Mayor: Lastman.  Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Minnan-Wong, Moeser, O'Brien, Ootes, Pantalone, Pitfield, Prue, Saundercook, Sgro, Shaw, Shiner, Tzekas, Walker.</p>
<p>No - 10  Councillors: Augimeri, Chow, Jakobek, Jones, Layton, McConnell, Miller, Moscoe, Nunziata, Silva.</p>

Carried by a majority of 33.

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, pursuant to his ruling with respect to motions (d) and (e) by Councillors Jones and Layton, respectively, declared the following Recommendation No. (1) of the Works and Utilities Committee, out of order:

“(1) City Council take a clear position that there will be no privatization of Water Pollution Control or Water Supply in the City of Toronto;”.

*Votes:*

Adoption of Part (1) of motion (a) by Mayor Lastman, pertaining to the receipt, as information, of the following Recommendation No. (2) of the Works and Utilities Committee:

“(2) the Commissioner of Works and Emergency Services be instructed not to tender any further work or extend any of the consulting contracts until the Works Best Practices Program Work Group review is completed;”.



Yes - 37 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, Mihevc, Minnan-Wong, Moeser, O'Brien, Ootes, Pantalone, Pitfield, Prue, Sgro, Shaw, Shiner, Tzekas.
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No - 16 Councillors: Augimeri, Bussin, Filion, Giansante, Jakobek, Johnston, Jones, Layton, L i Pre ti, McConnell, Miller, Moscoe, Nunziata, Saundercook, Silva, Walker.
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Carried by a majority of 21.

Adoption of Part (1) of motion (a) by Mayor Lastman, pertaining to the receipt, a s information, of the following Recommendation No. (3) of the Works and Utilities Committee:

“(3) no further action be taken to implement the Works Best Practices Program until the Works Best Practices Program Work Group review is completed;”:

Yes - 37 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, L i Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Minna n-Wong, Moe ser, O' Brien, Ootes, Pantalone, Pitfield, Sgro, Shaw, Shiner, Tzekas.
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No - 16 Councillors: Augimeri, Bussin, Chong, Chow, Jakobek, Johnston, Jones, Layton, McConnell, Miller, Moscoe, Nunziata, Prue, Saundercook, Silva, Walker.
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Carried by a majority of 21.

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (i) by Councillor Giansante, declared Part (1) of motion (a) by Mayor Lastman pertaining to the

receipt, as information, of the portion of Recommendation No. (4) of the Works and Utilities Committee relating to Councillor Betty Disero, redundant.

Adoption of Part (1) of motion (a) by Mayor Lastman, pertaining to the receipt, as information, of the balance of Recommendation No. (4) of the Works and Utilities Committee, viz:

“(4) the composition of the Works Best Practices Program Work Group be amended by adding thereto the following Councillor:

- Councillor Tom Jakobek;”:

Yes - 34

Mayor: Lastman.

Councillors: Adams, Altobello, Ashton, Balkissoon, Berger, Bossons, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Miller, Minnan-Wong, Moeser, Ootes, Pitfield, Prue, Saundercook, Sgro, Shiner, Silva, Tzekas, Walker.

No - 19

Councillors: Augimeri, Berardine tti, Bussin, Chow, Filion, Jakobek, Johnston, Jones, Kinahan, Layton, Li Preti, Mammoliti, McConnell, Mihevc, Moscoe, Nunziata, O'Brien, Pantalone, Shaw.

Carried by a majority of 15.

*Ruling of the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the decision of Council with respect to Part (4) of motion (b) by Councillor Disero, declared Part (1) of motion (a) by Mayor Lastman, pertaining to the receipt, as information, of the following Recommendation No. (5) of the Works and Utilities Committee, redundant:

“(5) the City Clerk be requested to provide Secretariat support to the Work Group.”

In summary, Council received and took no action on Recommendations Nos. (2), (3), (4) and (5) of the Works and Utilities Committee, and adopted the following recommendations:

“It is recommended that:

- (1) City Council reaffirm continuance of the Works Best Practices Program in the Water and Wastewater Services Division;
- (2) there be no staff layoffs, as a direct result of the Works Best Practices Program in those sections of the Water and Wastewater Services Division where the program is being implemented, until December 31, 2000;
- (3) Councillor Altobello be appointed as the Chair of the Works Best Practices Program Work Group;
- (4) the Chair of the Works and Utilities Committee be appointed to the Works Best Practices Program Work Group as an alternate voting member;
- (5) Local 416 of the Canadian Union of Public Employees (CUPE) be allowed to add a third representative to the Works Best Practices Program Work Group, as an alternate for either of the existing two voting members;
- (6) Local 79 of the Canadian Union of Public Employees (CUPE) be allowed to add an alternate voting member to the Works Best Practices Program Work Group;
- (7) the Works Best Practices Program Work Group be requested to submit a report to Council, through the Works and Utilities Committee, on:
  - (a) the current status of staffing levels relative to projected program targets;
  - (b) an evaluation of the Training /Incentive Program investment costs, current results and the viability of recommended targets and goals; and
  - (c) staffing reallocations to date, including job transfers within the Corporation;
- (8) the Works Best Practices Program Work Group be requested to submit a report to Council for its meeting to be held on April 13, 1999, through the Works and Utilities Committee, on how those employees who wish to be retrained can be facilitated and how this can be achieved before the change of legislation;
- (9) all present employees of the Water and Wastewater Services Division, regardless of education levels, be offered appropriate training and be included in any Human Resources Plan;
- (10) the Executive Director of Human Resources be requested to:

- (a) submit a report to the Corporate Services Committee, as soon as possible, on a corporate redeployment strategy and policy; and
  - (b) submit a report to the next meeting of the Works Best Practices Program Work Group on the status of such strategy and policy;
- (11) the Commissioner of Works and Emergency Services be requested to submit a report to Council for its meeting to be held in November, 1999, through the Works Committee, on the Human Resources Plan, including what, if any, layoffs are contemplated for the year 2000;
- (12) the City Clerk be requested to provide Secretariat support to the Works Best Practices Program Work Group; and
- (13) the following motion be referred to the City Auditor for report thereon to the next regular meeting of City Council to be held on April 13, 1999, through the Audit Committee, on the advisability of taking the action recommended therein and the anticipated costs related thereto:

Moved by Councillor Mahood:

‘It is recommended that the City Auditor be requested to perform a value for money audit on the consultant services for this program.’ ”

(Note: Recommendation No. (1) of the Works and Utilities Committee was ruled out of order and accordingly, Council took no action with respect thereto.)

2.41 **Clause No. 46 of Report No. 4 of The Toronto Community Council, headed “Variances from Chapter 297, Signs, of the Former City of Toronto Municipal Code - 56 Blue Jays Way (Downtown)”.**

*Motion:*

Councillor Chow moved that the Clause be amended by adding thereto the following:

“It is further recommended that the report dated March 1, 1999, from the City Solicitor, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) should City Council wish to approve the variance application and accept the proposal made by the owner of 56 Blue Jays Way, it do so on the condition that the owner enter into an agreement with the City in substantially the form attached to this report;

- (2) City Council authorize the Commissioner of Urban Planning and Development Services, in consultation with the City Solicitor and Councillor Olivia Chow, to negotiate an annual budget to be provided by the owner for the purposes of the agreement, provided that in the event that agreement is not reached by September 1, 1999, City Council's approval of the variance application shall be rescinded; and
- (3) the assistance to be provided by the City as requested by the owner in developing and fulfilling its public art obligation be provided by Urban Planning and Development Services staff and the Public Art Commission.' "

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

2.42 **Clause No. 1 of Report No. 2 of The Economic Development Committee, headed "Film Permit Issuance".**

*Motion:*

Councillor Adams moved that consideration of the Clause be deferred to the next regular meeting of City Council to be held on April 13, 1999.

*Vote:*

The motion by Councillor Adams carried.

2.43 **Clause No. 6 of Report No. 3 of The Urban Environment and Development Committee, headed "Rail Safety Oversight".**

*Motion:*

Councillor Adams moved that the Clause be amended by adding thereto the following:

"It is further recommended that the Commissioner of Urban Planning and Development Services and the Commissioner of Works and Emergency Services be requested to investigate and submit a joint report to the Urban Environment and Development Committee on the desirability of using the same, or a similar approach to an independent audit of public safety matters arising from freight and passenger rail operations by Canadian National Railways, Canadian Pacific Railways and GO Transit in the City of Toronto."

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

2.44 **Clause No. 1 of Report No. 3 of The Emergency and Protective Services Committee, headed “Application for Relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 8) to 1860 Wilson Avenue (Ward 6)”.**

*Motions:*

- (a) Councillor Mammoliti moved that the Clause be amended by adding thereto the following:

“**WHEREAS** City Council on December 16 and 17, 1998, deferred consideration of Recommendation No. (1) of the Emergency and Protective Services Committee embodied in Clause No. 1 of Report No. 14 of The Emergency and Protective Services Committee, respecting the relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 8) to 1860 Wilson Avenue (Ward 6), to the meeting of City Council to be held on March 2, 3 and 4, 1999; and

**WHEREAS** Council has received a number of communications from the public on this matter; and

**WHEREAS** meetings have taken place regarding the relocation of the Delta Bingo Hall; and

**WHEREAS**, in response to concerns raised by Councillor Mammoliti with respect to the impact of the relocation, Delta is prepared to limit its bingo operation to 24,000 square feet;

**NOW THEREFORE BE IT RESOLVED THAT** the relocation should be approved on the above basis, and with the following amendments:

- (1) staff monitor the impact of the relocation by conducting quarterly reviews of the financial statements of all charities operating at Finch Bingo Country;
- (2) where a Finch Bingo Country charity has sustained a loss compared to the same period in 1998, staff will extend to the charity, the opportunity to move firstly to the relocated Delta; secondly move to a bingo hall within their immediate area; and, where neither of these

options satisfy the need of the charity, the charity be moved into a bingo hall within the City of Toronto; and

- (3) in the event that First Bingo Country closes its doors within 12 months of the opening of the relocated Delta, all First Bingo Country charities be given priority access to the bingo marketplace, firstly to the relocated Delta; secondly through a move to a bingo hall within the immediate area; and where neither of the above options satisfy the need of the charity, the charity be moved into a bingo hall within the City of Toronto.”

- (b) Councillor Nunziata moved that the Clause, together with all communications related thereto and motion (a) by Councillor Mammoliti, be referred back to the Emergency and Protective Services Committee for further consideration, the hearing of deputations and report thereon to Council.

*Vote:*

Adoption of motion (b) by Councillor Nunziata:

Yes - 27

Councillors: Altobello, Augimeri, Balakrishnan, Berardinetti, Berger, Bossons, Feldman, Gardner, Holyday, Jakobek, Johnston, Kelly, Korwin-Kuczynski, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pitfield, Prue, Sgro, Shaw, Shiner.

No - 7

Councillors: Disero, Duguid, Giansante, Jones, King, Rae, Saundercook.

Carried by a majority of 20.

**2.45 Clause No. 15 of Report No. 2 of The Corporate Services Committee, headed “Lease Agreement (New Owner) - 1860 Wilson Avenue (Ward 6 - North York Humber)”.**

Council also had before it, during consideration of the Clause, the following Notice of Motion F(1):

**Moved by: Councillor Mammoliti**

**Seconded by: Councillor Pitfield**

“**WHEREAS** City Council on December 16 and 17, 1998, by its adoption, as amended, of Clause No. 1 of Report No. 14 of The Emergency and Protective Services Committee, headed ‘Application for Relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 8) to 1860 Wilson Avenue (Ward 6)’, applied initiatives to create a Bingo Task Force, chaired by Councillor Frances Nunziata, North York Humber, with an established mandate to report on a City-wide bingo policy; and

**WHEREAS** City Council, during consideration of the aforementioned Clause, deferred consideration of Recommendation No. (1) of the Emergency and Protective Services Committee respecting the relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 8) to 1860 Wilson Avenue (Ward 6), to the meeting of City Council to be held on March 2, 3 and 4, 1999; and

**WHEREAS** initial and ongoing meetings are taking place and being scheduled regarding the relocation of the Bingo Hall issue and Bingo Hall city-wide policies and how these issues apply to a City Welfare Office and/or lease agreement; and

**WHEREAS** the Budget Committee on January 19, 1999, recommended that the Strategic Policies and Priorities Committee advise City Council, for its information, that Councillor George Mammoliti, North York Humber, has certain concerns that need to be addressed regarding the renewal lease of the Welfare Office at 1860 Wilson Avenue; and

**WHEREAS** at the Budget Committee on January 19, 1999, City staff reported that there was new information regarding the property ownership at 1860 Wilson Avenue and a new lease agreement for a City Welfare Office, and how it would affect City policy and have additional long-term financial implications; and

**WHEREAS** the Budget Committee on January 19, 1999, was notified that the new owners of the proposed Welfare Office at 1860 Wilson Avenue are now Delta Mayfair Bingo Group that are currently meeting regarding issues directed by City Council; and

**WHEREAS** City Council on November 25, 26 and 27, 1998, adopted, without amendment, Clause No. 19 contained in Report No. 17 of the Corporate Services Committee, headed ‘Renewal of Lease - Welfare Office, 1860 Wilson Avenue (Ward 6 - North York Humber)’;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, the aforementioned Clause No. 19 of Report No. 17 of The Corporate Services Committee be re-opened to address this new information.”



*Vote to re-open previous decision of Council:*

Adoption of the Operative Paragraph embodied in the foregoing Notice of Motion F(1):

Yes - 21 Councillors: Adams, Alto bello, Aug imeri, B alkissoon, B erardinetti, Berger, Davis, Disero, Duguid, Flint, Giansante, Holyday, Jones, Kelly , Kinahan, Mammo liti, Moscoe, Nunz iata, Pitfield, Silva, Tzekas.
No - 9 Councillors: Gardner, King , L indsay L uby, Mahood, O' Brien, Ootes, Pantalone, Sgro, Shiner.

Carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Mammoliti moved that consideration of the Clause, together with the following motion, be deferred to the next regular meeting of City Council to be held on April 13, 1999, with a request that a specific time be designated for the consideration thereof:

Moved by Councillor Mammoliti:

**“WHEREAS** at Toronto City Council on December 16, 1998, Council applied initiatives to create a Bingo Task Force chaired by Councillor Frances Nunziata, York Humber, with an established mandate to report on a city-wide bingo policy; and

**WHEREAS** the item, Clause No. 19 contained in Report No. 17 of The Corporate Services Committee, headed ‘Renewal of Lease - Welfare Office, 1860 Wilson Avenue (Ward 6 - North York Humber)’, was adopted, without amendment, by the Council of the City of Toronto at its meeting held on November 25, 26 and 27, 1998; and

**WHEREAS** Toronto City Council on December 16, 1998, deferred consideration of Recommendation No. (1) of the Emergency and Protective Services Committee to relocate the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 8) to 1860 Wilson Avenue (Ward 6), to the Toronto City Council meeting of March 2, 1999; and

**WHEREAS** during the two-month deferral, Councillors Moscoe, Mammoliti and Berger have consulted directly with interested parties on how these issues apply to a City Welfare Office and/or lease agreement and west end Bingo Hall; and

**WHEREAS** at the Budget Committee on January 19, 1999, it was reported by City staff that there was new information regarding the property ownership at 1860 Wilson Avenue and a new lease agreement for a City Welfare Office and how it would affect City policy and have additional long-term financial implications; and

**WHEREAS** the Budget Committee on January 19, 1999, was notified that the new owners of the proposed Welfare Office at 1860 Wilson Avenue are now Delta Mayfair Bingo Group; and

**WHEREAS** Delta Mayfair Bingo Group (364511 Ontario Limited) have written to Councillor Mammoliti indicating agreement to the content of this motion;

**NOW THEREFORE BE IT RESOLVED THAT** the leasing arrangement with 364511 Ontario Limited (a.k.a. Delta Mayfair Bingo) respecting the City of Toronto's Welfare Office located at 1860 Wilson Avenue be amended to allow for the City's option to terminate the tenancy of this lease on 90 days' prior written notice between the period April 1, 1999, to March 31, 2001."

*Vote:*

The motion by Councillor Mammoliti carried.

**2.46 Clause No. 2 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 132 Everden Road - (Ward 28 - York-Eglinton)".**

*Motions:*

- (a) Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

"It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted, subject to the following amendments:

- (1) that the Commissioner of Corporate Services be directed to proceed to close the transactions on the basis of no 4 percent discount but to hold 2 percent (half of the 4 percent discount) received on the closing in trust; that staff then meet with the Province to request whether they will agree to a 2 percent discount to be applied to the entire amount

(splitting the real estate fee discount between the Vendor and the Purchasers); and

(2) in the event the Province does not agree, the City discount by 2 percent of the City's share only."

(b) Councillor Gardner moved that the Clause be amended by adding thereto the following:

"It is further recommended that the Province of Ontario be requested to share the revenue on a pro-rata basis in regard to the sale of the Spadina properties, taking into account the recommendation of the Corporate Services Committee respecting the 4 percent commission that would normally be paid to the Real Estate Broker."

(c) Councillor Sgro moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

"It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted."

*Votes:*

Adoption of motion (a) by Councillor Kinahan:

Yes - 9 Councillors: Bussin, Chung, Disero, Fotinos, Kinahan, Korwin-Kuczynski, Li Preti, Pantalone, Pitfield.
No - 39 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giannante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saunderson, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 30.

Adoption of motion (c) by Councillor Sgro:

<p>Yes - 27 Mayor: Lastman. Councillors: Altobello, B alkissoon, B erardinetti, B erger, B ossons, Brown, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, J akobek, Kelly , King , Ko rwin-Kuczynski, Li Preti, L indsay L uby, Minnan-W ong, O' Brien, Ootes, Pitfield, Rae, Saundercook, Sgro.</p>
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<p>No - 23 Councillors: Adams, Augimeri, Bussin, Chow, Davis, F ilion, Fotinos, Gardner, Johnston, Jones, Kinahan, Mammoliti, McConnell, Mihevc, Mille r, Nunzia ta, Pa ntalone, Pr ue, Sha w, Silva , Sinclair, Tzekas, Walker.</p>
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Carried by a majority of 4.

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (c) by Councillor Sgro, declared motion (b) by Councillor Gardner, redundant.

The Clause, as amended, carried.

**2.47 Clause No. 3 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 139 Everden Road (Ward 28 - York-Eglinton)".**

*Motions:*

- (a) Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted, subject to the following amendments:

- (1) that the Commissioner of Corporate Services be directed to proceed to close the transactions on the basis of no 4 percent discount but to hold 2 percent (half of the 4 percent discount) received on the closing in trust; that staff then meet with the Province to request whether they will agree to a 2 percent discount to be applied to the entire amount (splitting the real estate fee discount between the Vendor and the Purchasers); and

- (2) in the event the Province does not agree, the City discount by 2 percent of the City's share only.”

- (b) Councillor Gardner moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Province of Ontario be requested to share the revenue on a pro-rata basis in regard to the sale of the Spadina properties, taking into account the recommendation of the Corporate Services Committee respecting the 4 percent commission that would normally be paid to the Real Estate Broker.”

- (c) Councillor Sgro moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted.”

*Votes:*

Adoption of motion (a) by Councillor Kinahan:

Yes - 9 Councillors: Bussin, Chung, Disero, Fotinos, Kinahan, Korwin-Kuczynski, Li Preti, Pantalone, Pitfield.
No - 39 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Gianante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Lindsay-Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 30.

Adoption of motion (c) by Councillor Sgro:

<p>Yes - 27  Mayor: Lastman.  Councillors: Altobello, B alkissoon, B erardinetti, B erger, B ossons, Brown, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, J akobek, Kelly , King , Ko rwin-Kuczynski, Li Preti, L indsay L uby, Minnan-W ong, O' Brien, Ootes, Pitfield, Rae, Saundercook, Sgro.</p>
<p>No - 23  Councillors: Adams, Augimeri, Bussin, Chow, Davis, F ilion, Fotinos, Gardner, Johnston, Jones, Kinahan, Mammoliti, McConnell, Mihevc, Mille r, Nunzia ta, Pa ntalone, Pr ue, Sha w, Silva , Sinclair, Tzekas, Walker.</p>

Carried by a majority of 4.

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (c) by Councillor Sgro, declared motion (b) by Councillor Gardner, redundant.

The Clause, as amended, carried.

2.48 **Clause No. 4 of Report No. 2 of The Corporate Services Committee, headed “Sale of Surplus Spadina Project Property at 149 Everden Road - (Ward 28 - York-Eglinton)”.**

*Motions:*

- (a) Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted, subject to the following amendments:

- (1) that the Commissioner of Corporate Services be directed to proceed to close the transactions on the basis of no 4 percent discount but to hold 2 percent (half of the 4 percent discount) received on the closing in trust; that staff then meet with the Province to request whether they will agree to a 2 percent discount to be applied to the entire amount (splitting the real estate fee discount between the Vendor and the Purchasers); and

- (2) in the event the Province does not agree, the City discount by 2 percent of the City’s share only.”

- (b) Councillor Gardner moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Province of Ontario be requested to share the revenue on a pro-rata basis in regard to the sale of the Spadina properties, taking into account the recommendation of the Corporate Services Committee respecting the 4 percent commission that would normally be paid to the Real Estate Broker.”

- (c) Councillor Sgro moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated January 22, 1999, from the Commissioner of Corporate Services, be adopted.”

*Votes:*

Adoption of motion (a) by Councillor Kinahan:

Yes - 9 Councillors: Bussin, Chung, Disero, Fotinos, Kinahan, Korwin-Kuczynski, Li Preti, Pantalone, Pitfield.
No - 39 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossos, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Lindsay, Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 30.

Adoption of motion (c) by Councillor Sgro:

<p>Yes - 27 Mayor: Lastman. Councillors: Altobello, B alkissoon, B erardinetti, B erger, B ossons, Brown, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, J akobek, Kelly , King , Ko rwin-Kuczynski, Li Preti, L indsay L uby, Minnan-W ong, O' Brien, Ootes, Pitfield, Rae, Saundercook, Sgro.</p>
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<p>No - 23 Councillors: Adams, Augimeri, Bussin, Chow, Davis, F ilion, Fotinos, Gardner, Johnston, Jones, Kinahan, Mammoliti, McConnell, Mihevc, Mille r, Nunzia ta, Pa ntalone, Pr ue, Sha w, Silva , Sinclair, Tzekas, Walker.</p>
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Carried by a majority of 4.

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (c) by Councillor Sgro, declared motion (b) by Councillor Gardner, redundant.

The Clause, as amended, carried.

2.49 **Clause No. 5 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 27 Gloucester Grove - (Ward 28 - York-Eglinton)".**

*Motions:*

- (a) Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

"It is recommended that the report dated February 1, 1999, from the Commissioner of Corporate Services, be adopted, subject to the following amendments:

- (1) that the Commissioner of Corporate Services be directed to proceed to close the transactions on the basis of no 4 percent discount but to hold 2 percent (half of the 4 percent discount) received on the closing in trust; that staff then meet with the Province to request whether they will agree to a 2 percent discount to be applied to the entire amount (splitting the real estate fee discount between the Vendor and the Purchasers); and
- (2) in the event the Province does not agree, the City discount by 2 percent of the City's share only."



- (b) Councillor Gardner moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Province of Ontario be requested to share the revenue on a pro-rata basis in regard to the sale of the Spadina properties, taking into account the recommendation of the Corporate Services Committee respecting the 4 percent commission that would normally be paid to the Real Estate Broker.”

- (c) Councillor Sgro moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated February 1, 1999, from the Commissioner of Corporate Services, be adopted.”

*Votes:*

Adoption of motion (a) by Councillor Kinahan:

Yes - 9 Councillors: Bussin, Chung, Disero, Fotinos, Kinahan, Korwin-Kuczynski, Li Preti, Pantalone, Pitfield.
No - 39 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossos, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Lindsay, Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 30.

Adoption of motion (c) by Councillor Sgro:

<p>Yes - 27 Mayor: Lastman. Councillors: Altobello, B alkissoon, B erardinetti, B erger, B ossons, Brown, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, J akobek, Kelly , King , Ko rwin-Kuczynski, Li Preti, L indsay L uby, Minnan-W ong, O' Brien, Ootes, Pitfield, Rae, Saundercook, Sgro.</p>
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<p>No - 23 Councillors: Adams, Augimeri, Bussin, Chow, Davis, F ilion, Fotinos, Gardner, Johnston, Jones, Kinahan, Mammoliti, McConnell, Mihevc, Mille r, Nunzia ta, Pa ntalone, Pr ue, Sha w, Silva , Sinclair, Tzekas, Walker.</p>
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Carried by a majority of 4.

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (c) by Councillor Sgro, declared motion (b) by Councillor Gardner, redundant.

The Clause, as amended, carried.

2.50 **Clause No. 6 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 28 Gloucester Grove - (Ward 28 - York-Eglinton)".**

*Motions:*

- (a) Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

"It is recommended that the report dated February 1, 1999, from the Commissioner of Corporate Services, be adopted, subject to the following amendments:

- (1) that the Commissioner of Corporate Services be directed to proceed to close the transactions on the basis of no 4 percent discount but to hold 2 percent (half of the 4 percent discount) received on the closing in trust; that staff then meet with the Province to request whether they will agree to a 2 percent discount to be applied to the entire amount (splitting the real estate fee discount between the Vendor and the Purchasers); and
- (2) in the event the Province does not agree, the City discount by 2 percent of the City's share only."

- (b) Councillor Gardner moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Province of Ontario be requested to share the revenue on a pro-rata basis in regard to the sale of the Spadina properties, taking into account the recommendation of the Corporate Services Committee respecting the 4 percent commission that would normally be paid to the Real Estate Broker.”

- (c) Councillor Sgro moved that the Clause be amended by striking out the recommendations of the Corporate Services Committee and inserting in lieu thereof the following:

“It is recommended that the report dated February 1, 1999, from the Commissioner of Corporate Services, be adopted.”

*Votes:*

Adoption of motion (a) by Councillor Kinahan:

Yes - 9 Councillors: Bussin, Chung, Disero, Fotinos, Kinahan, Korwin-Kuczynski, Li Preti, Pantalone, Pitfield.
No - 39 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossos, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Gianante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Prue, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 30.

Adoption of motion (c) by Councillor Sgro:

<p>Yes - 27</p> <p>Mayor: Lastman.</p> <p>Councillors: Altobello, B alkissoon, B erardinetti, B erger, B ossons, Brown, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, J akobek, Kelly , King , Ko rwin-Kuczynski, Li Preti, L indsay L uby, Minnan-W ong, O' Brien, Ootes, Pitfield, Rae, Saundercook, Sgro.</p>
<p>No - 23</p> <p>Councillors: Adams, Augimeri, Bussin, Chow, Davis, F ilion, Fotinos, Gardner, Johnston, Jones, Kinahan, Mammoliti, McConnell, Mihevc, Mille r, Nunzia ta, Pa ntalone, Pr ue, Sha w, Silva , Sinclair, Tzekas, Walker.</p>

Carried by a majority of 4.

Deputy Mayor Ootes, having regard to the decision of Council with respect to motion (c) by Councillor Sgro, declared motion (b) by Councillor Gardner, redundant.

The Clause, as amended, carried.

2.51 **Clause No. 7 of Report No. 2 of The Emergency and Protective Services Committee, headed “Rationalization of Six Existing Committees and the Task Force on Community Safety”.**

*Motions:*

(a) Councillor Sinclair moved that the Clause be amended by:

(1) striking out Recommendation No. (3) embodied in the joint report dated January 26, 1999, from Councillor Rob Davis and Councillor Brad Duguid, Co-Chairs of the Task Force on Community Safety, as amended by the Emergency and Protective Services Committee; and

(2) adding thereto the following:

“It is further recommended that the following recommendation be referred to the Etobicoke Community Council for consideration:

‘It is recommended that the functions of the Etobicoke Safety Council, the Etobicoke Crime Scope and the Toronto (formerly Etobicoke) Crime Prevention Association be transferred to the City’s Cycling and Pedestrian Committees to promote traffic safety issues in the City of Toronto.’ ”

(b) Councillor King moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) TaxiWatch (formerly Taxis on Patrol) continue to receive Secretariat support from the City Clerk’s Division; and
- (2) Council show its support for the TaxiWatch program by considering its annual grant from the City.”

*Votes:*

Motion (a) by Councillor Sinclair carried.

Motion (b) by Councillor King carried.

The Clause, as amended, carried.

2.52 **Clause No. 5 of Report No. 2 of The Community and Neighbourhood Services Committee, headed “School Closings”.**

*Motion:*

Councillor Johnston moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioners of Community and Neighbourhood Services, Economic Development, Culture and Tourism, Urban Planning and Development Services, and Works and Emergency Services be requested to submit a joint report to the Community and Neighbourhood Services Committee on the involvement of City of Toronto staff with the school closings, particularly in areas in which the City may be involved in sharing space in schools, for purposes such as daycare or recreation programs, having regard that the Province of Ontario is considering the closure of 30 schools.”

*Votes:*

The motion by Councillor Johnston carried.

The Clause, as amended, carried.

2.53 **Clause No. 1 of Report No. 4 of The Economic Development Committee, headed “Other Item Considered by the Committee”.**

*Motion:*

Councillor McConnell moved that notwithstanding subsection 128(5) of the Council Procedural By-law, consideration of Item (a), entitled "Harmonization of User Fees", embodied therein, be referred to the Strategic Policies and Priorities Committee for further consideration at its meeting scheduled to be held on April 6, 1999, and report thereon to the next meeting of City Council to be held on April 13, 1999.

*Vote:*

The motion by Councillor McConnell carried, more than two-thirds of Members present having voted in the affirmative.

The Clause, as amended, was received for information.

2.54 **Clause No. 1 of Report No. 2 of The Audit Committee, headed "1999 Audit Workplan".**

*Motion:*

Councillor Miller moved that the Clause be amended by amending Appendix 2 to the report dated February 8, 1999, from the City Auditor, entitled "Details for Project List Submitted to November 3, 1998 Audit Committee Meeting", by:

- (1) deleting from Project No. (18) the word "Limousines" and inserting in lieu thereof the word "Cars", so that such project shall now read as follows:

"18. Use of Corporate Cars:

We will review the policies, practices and procedures in relation to the use of the corporate cars. We will also determine the relative costs of alternative service delivery models."; and

- (2) referring Project No. (46) back to the Audit Committee, with a request that the City Auditor submit a report to the Board of Health, through the Audit Committee, providing more details on the intention of this project, viz.:

"46. Public Health:

A review will be undertaken of all Public Health programs in terms of defining the extent of mandatory/discretionary programs.".

*Votes:*

The motion by Councillor Miller carried.

The Clause, as amended, carried.

2.55 **Clause No. 6 of Report No. 2 of The Special Committee to Review the Final Report of the Toronto Transition Team, headed “Wrap-Up Report of the Special Committee to Review the Final Report of the Toronto Transition Team”.**

*Motion:*

Councillor Sinclair moved that the Clause be amended by adding thereto the following:

“It is further recommended that any outstanding issues relating to Agencies, Boards and Commissions which were under the purview of the Special Committee to Review the Final Report of the Toronto Transition Team be referred to the Task Force on Agencies, Boards and Commissions.”

*Votes:*

The motion by Councillor Sinclair carried.

The Clause, as amended, carried.

2.56 **Clause No. 12 of Report No. 3 of The Etobicoke Community Council, headed “Other Items Considered by the Community Council”.**

Mayor Lastman in the Chair.

*Motion:*

Councillor Holyday moved that the Clause be received as information, subject to striking out and referring Item (n), entitled “Volunteer Etobicoke - Recognition Awards”, embodied therein, back to the Etobicoke Community Council for further consideration.

*Vote:*

The motion by Councillor Holyday carried.

The Clause, as amended, was received for information.

*Motion to Re-Open:*

Councillor Brown, with the permission of Council, moved that, in accordance with Section 4.6 of the Council Procedural By-law, the Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Brown moved that the Clause be received as information, subject to amending Item (n), entitled “Volunteer Etobicoke - Recognition Awards”, embodied therein, notwithstanding subsection 128(5) of the Council Procedural By-law, by deleting from Part (2) of the action of the Etobicoke Community Council, the words “been advised by each member of the Community Council that they will provide funds on an equal basis from their respective office budgets” and inserting in lieu thereof the words “directed that funds will be provided from the Etobicoke Community Council budget”, so that such action shall now read as follows:

- “(2) directed that funds will be provided from the Etobicoke Community Council budget to defray the costs of the Etobicoke Volunteer of the Year award presentations, to be done at a regular meeting of the Etobicoke Community Council, subject to Volunteers Etobicoke being responsible for the nomination and judging process;”.

*Note:*

The motion by Councillor Brown carried.

The Clause, as amended, was received for information.

**2.57 Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee, headed “Official Plan Policies and Related By-Laws Regarding the Conversion to Condominium and Demolition of Rental Housing, and Status of Condition Survey of High-Rise Rental Stock”.**

*Motions:*

- (a) Councillor Berardinetti moved that the Clause be amended to provide that:

“**WHEREAS** the Official Plan for the former City of Scarborough does not contain policies respecting the conversion of rental housing; and

**WHEREAS** the proposed new Official Plan policies recommended in Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee provides a new policy context for the preservation of rental housing; and

**WHEREAS** an application for part lot control exemption for a property at 740 Kennedy Road which is occupied by 109 rental townhouse units was submitted in June, 1998;

**NOW THEREFORE BE IT RESOLVED THAT** Council exempt this application (PL98005) from the conversion policies recommended in Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee, provided that the



applicant has addressed all planning considerations for the proposed development of the site, including but not limited to:

- (a) an acceptable strategy to ensure security of tenure for sitting tenants;
- (b) provision for the right of first refusal to purchase units by sitting tenants;
- (c) fulfilment of Toronto and Region Conservation Authority requirements; and
- (d) compliance with all applicable Council policies, in particular those pertaining to townhouse development on a private roads.”

- (b) Councillor Pantalone moved that the Clause be amended in accordance with the following recommendation embodied in the report dated February 18, 1999, from the Commissioner of Urban Planning and Development Services:

“That policy 135.3 (b) of Option B embodied in the report dated January 21, 1999, from the Commissioner of Urban Planning and Development Services, be replaced with the following:

- (b) despite policies 135.1, 135.2 and 135.4, to consider allowing the conversion of equity co-operative buildings containing six or more rented residential units where:
  - (i) the co-operative was legally created prior to June 17, 1998;
  - (ii) 50 percent or less of the units are tenanted;
  - (iii) 66 percent of each of the tenant and shareholder-occupied households have expressed their support in writing for the conversion application in a manner prescribed by Council; and
  - (iv) an application for condominium approval under the Planning Act has been made by the equity co-operative corporation within two years following approval of this policy.’ ”

- (c) Councillor Mihevc moved that:

- (1) motion (a) by Councillor Berardinetti be referred to the Commissioner of Urban Planning and Development Services with a request that she submit a report thereon to the Urban Environment and Development Committee in the context of a specific application; and

- (2) the Clause be amended by inserting in policy 135.1, after the words “conversion of rental units to condominium”, the words “and/or freehold”, so that such policy shall now read as follows:
- “135.1 to preserve, maintain and replenish the supply of residential buildings, and particularly rental buildings, across the City of Toronto by restricting the demolition of residential property and the conversion of rental units to condominium and/or freehold, by discouraging the conversion of rental units to equity co-operative, and by encouraging new rental housing production.”
- (d) Councillor Chow moved that motion (a) by Councillor Berardinetti be amended by adding to the Operative Paragraph, the following additional condition:
- “(e) the provision of 25 percent affordable rental housing.”
- (e) Councillor Chong moved that the Clause be amended:
- (1) by deleting the word “condominium(s)”, wherever it occurs in the Clause, and inserting in lieu thereof the words “condominium(s) and/or co-operative(s)”; and
- (2) by deleting the words “equity co-operative(s)” wherever they occur in the Clause, and inserting in lieu thereof the words “non-profit co-operative(s) and/or equity co-operative(s)”.
- (f) Councillor Bossons moved that:
- (1) the Clause be amended by adding thereto the following:
- “It is further recommended that the Commissioner of Urban Planning and Development Services be requested to include, in the review of issues related to affordable housing policies, the matter of accessibility to public transit.”; and
- (2) Part (1) of motion (c) by Councillor Mihevc be amended to provide that the report requested of the Commissioner of Urban Planning and Development Services also address the impact of upgrades on rents over the long term and whether these upgrades to the building would result in keeping these units affordable to low income tenants.
- (g) Councillor Fotinos moved that motion (b) by Councillor Pantalone be amended by deleting the words “shareholder-occupied” in Part (b)(iii), and inserting in lieu thereof the word “shareholder”.

*Votes:*

Part (2) of motion (f) by Councillor Bossons carried.

Adoption of Part (1) of motion (c) by Councillor Mihevc:

Yes - 20
Councillors: Adams, Augimeri, Bossons, Bussin, Chow, Davis, Filion, Jones, Kinahan, King, Lindsay Luby, McConnell, Mihevc, Miller, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker.
No - 28
Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Mahood, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Saundercook, Sgro, Shaw.

Lost by a majority of 8.

Adoption of motion (d) by Councillor Chow :

Yes - 31
Councillors: Adams, Augimeri, Berardinetti, Berger, Bussin, Chow, Davis, Disero, Filion, Fotinos, Gardner, Jakobek, Jones, Kinahan, King, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Tzekas, Walker.
No - 17
Councillors: Altobello, Ashton, Balkissoon, Bossons, Brown, Cho, Chong, Duguid, Feldman, Flint, Giansante, Holyday, Kelly, Korwin-Kuczynski, Mahood, Saundercook, Sgro.

Carried by a majority of 14

Adoption of motion (a) by Councillor Berardinetti:

Yes - 33  
 Councillors: Altobello, Ash ton, B alkissoon, B erardinetti, B erger, Bossons, Brown, Cho, Chong , Disero, Dug uid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, King, K orwin-Kuczynski, L indsay L uby, Mahood, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Saundercook, Sgro, Shaw, Shiner.

No - 16  
 Councillors: Adams, Aug imeri, B ussin, Chow, Davis, F ilion, J ones, Kinahan, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Tzekas, Walker.

Carried by a majority of 17.

Adoption of Part (2) of motion (c) by Councillor Mihevc:

Yes - 33  
 Councillors: Adams, Altobello, Augimeri, Balkissoon, Berger, Bossons, Bussin, Chow, Davis, F ilion, Holy day, J akobek, J ones, Kelly, Kinahan, King, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Shaw, Tzekas, Walker.

No - 16  
 Councillors: Ashton, Berardinetti, Brown, Cho, Chong, Disero, Duguid, Feldman, F lint, F otinos, Gardner, Giansante, Korwin-Kuczynski, Pitfield, Saundercook, Shiner.

Carried by a majority of 17.

Adoption of motion (e) by Councillor Chong:

Yes - 36  
 Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, B rown, Cho, Chong , Davis, Disero, F eldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, L indsay L uby, Mahood, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Prue, Saundercook, Sgro, Shaw, Shiner, Tzekas.

No - 12 Councillors: Augimeri, Bussin, Chow, Duguid, Filion, Jones, Kinahan, McConnell, Mihevc, Pantalone, Rae, Walker.
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Carried by a majority of 24.

Part (1) of motion (f) by Councillor Bossons carried.

Adoption of motion (g) by Councillor Fotinos:

Yes - 35 Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Saundercook, Shaw, Shiner, Tzekas.
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No - 12 Councillors: Augimeri, Bussin, Chow, Filion, Jones, McConnell, Mihevc, Pantalone, Prue, Rae, Sgro, Walker.
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Carried by a majority of 23.

Adoption of motion (b) by Councillor Pantalone:

Yes - 41 Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Fotinos, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Lindsay Luby, Mahood, McConnell, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Tzekas, Walker.
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No - 7 Councillors: Chow, Filion, Flint, Gardner, Korwin-Kuczynski, Mihevc, Pitfield.
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Carried by a majority of 34.

Adoption of the Clause, as amended:

Yes - 43

Councillors: Adams, Altobello, Ashton, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Saunderson, Sgro, Shaw, Shiner.

No - 5

Councillors: Bussin, Prue, Rae, Tzekas, Walker.

Carried by a majority of 38.

In summary, Council amended the Clause:

- (1) by deleting the word "condominium(s)", wherever it occurs in the Clause, and inserting in lieu thereof the words "condominium(s) and/or co-operative(s)";
- (2) by deleting the words "equity co-operative(s)" wherever they occur in the Clause, and inserting in lieu thereof the words "non-profit co-operative(s) and/or equity co-operative(s)";
- (3) by inserting in policy 135.1, after the words "conversion of rental units to condominium", the words "and/or freehold", so that such policy, as further amended by Recommendations Nos. (1) and (2) above, shall now read as follows:

" 135.1 to preserve, maintain and replenish the supply of residential buildings, and particularly rental buildings, across the City of Toronto by restricting the demolition of residential property and the conversion of rental units to condominium and/or co-operative and/or freehold, by discouraging the conversion of rental units to non-profit co-operative and/or equity co-operative, and by encouraging new rental housing production.";

- (4) in accordance with the following recommendation embodied in the report dated February 18, 1999, from the Commissioner of Urban Planning and Development Services, as further amended by Recommendations Nos. (1) and (2) above:

"That policy 135.3 (b) of Option B embodied in the report dated January 21, 1999, from the Commissioner of Urban Planning and Development Services, be replaced with the following:

- (b) despite policies 135.1, 135.2 and 135.4, to consider allowing the conversion of non-profit co-operative and/or equity co-operative buildings containing six or more rented residential units where:
- (i) the co-operative was legally created prior to June 17, 1998;
  - (ii) 50 percent or less of the units are tenanted;
  - (iii) 66 percent of each of the tenant and shareholder households have expressed their support in writing for the conversion application in a manner prescribed by Council; and
  - (iv) an application for condominium and/or co-operative approval under the Planning Act has been made by the non-profit co-operative and/or equity co-operative corporation within two years following approval of this policy.’ ”;

- (5) to provide that:

“**WHEREAS** the Official Plan for the former City of Scarborough does not contain policies respecting the conversion of rental housing; and

**WHEREAS** the proposed new Official Plan policies recommended in Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee provides a new policy context for the preservation of rental housing; and

**WHEREAS** an application for part lot control exemption for a property at 740 Kennedy Road which is occupied by 109 rental townhouse units was submitted in June, 1998;

**NOW THEREFORE BE IT RESOLVED THAT** Council exempt this application (PL98005) from the conversion policies recommended in Clause No. 3 of Report No. 3 of The Urban Environment and Development Committee, provided that the applicant has addressed all planning considerations for the proposed development of the site, including but not limited to:

- (a) an acceptable strategy to ensure security of tenure for sitting tenants;
- (b) provision for the right of first refusal to purchase units by sitting tenants;
- (c) fulfilment of Toronto and Region Conversation Authority requirements;
- (d) compliance with all applicable Council policies, in particular those pertaining to townhouse development on a private roads; and
- (e) the provision of 25 percent affordable rental housing.’ ”; and

(6) by adding thereto the following:

“It is further recommended that the Commissioner of Urban Planning and Development Services be requested to include, in the review of issues related to affordable housing policies, the matter of accessibility to public transit.”

2.58 **Clause No. 1 of Report No. 3 of The Striking Committee, headed “Appointments to Official Plan Council Reference Group”.**

Deputy Mayor Ootes in the Chair.

*Motion:*

Councillor Filion moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Urban Planning and Development Services be requested to notify all Members of Council of the meeting of the Official Plan Council Reference Group.”

*Votes:*

The motion by Councillor Filion carried.

The Clause, as amended, carried.

2.59 **Clause No. 4 of Report No. 2 of The York Community Council, headed “Ontario Municipal Board Appeal - 2426-2438 Weston Road, OPA 127 (Weston Secondary Plan) and Zoning By-law No. 3623-97 (Housing By-law Amendment), Ward 27 - York Humber”.**

*Motion:*

Councillor Shiner moved that the Clause be amended to provide that the amount of funds to retain an external Planner be approved at a maximum amount of \$15,000.00 and charged to an account being set up within the Urban Planning and Development Services Department for the use of outside Planning Consultants.

*Votes:*

The motion by Councillor Shiner carried.

The Clause, as amended, carried.

*Motion to Re-Open:*



Councillor Nunziata, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motions:*

- (a) Councillor Nunziata moved that the Clause be amended to provide that the amount of funds to retain an external Planner be approved at a maximum of \$27,000.00 and charged to the Urban Planning and Development Services account set up for this purpose.
- (b) Councillor Shiner moved that the Clause be amended to provide that:
  - (1) the amount of funds to retain an external Planner be approved at \$20,000.00, plus taxes, plus disbursements; and
  - (2) such amount be charged to an account being set up within the Urban Planning and Development Services Department for the use of outside Planning Consultants.

Councillor Nunziata, with the permission of Council, withdrew her motion (a).

- (c) Councillor Davis moved that the Clause be amended by striking out the recommendation of the York Community Council and inserting in lieu thereof the following:

“It is recommended that the report dated January 29, 1999, from the Director, Community Planning, West District, be adopted.”

*Vote Be Now Taken:*

Councillor Feldman, with the permission of Council, moved that, in accordance with subsection 37(e) of the Council Procedural By-law, the vote be now taken, the vote upon which was taken as follows:

Yes - 26

Councillors: Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Davis, Disero, Duguid, Flint, Jakobek, Jones, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Minnan-Wong, Nunziata, Pitfield, Prue, Rae, Shiner, Silva, Sinclair.

No - 12

Councillors: Adams, Ashton, Chow, Filion, Holyday, Mihevc, Moeser, O'Brien, Ootes, Pantalone, Tzekas, Walker .

Carried, more than two-thirds of Members present having voted in the affirmative.

*Votes:*

Adoption of motion (c) by Councillor Davis:

Yes - 16

Councillors: Balkissoon, Berger, Bossons, Brown, Chong, Chow, Davis, Feldman, Flint, Jones, Kelly, Moeser, O'Brien, Pantalone, Rae, Shiner.

No - 24

Councillors: Adams, Altobello, Ashton, Berardinetti, Bussin, Disero, Duguid, Filion, Holyday, Jakobek, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Nunziata, Ootes, Pitfield, Prue, Silva, Sinclair, Tzekas, Walker.

Lost by a majority of 8.

Adoption of Part (1) of motion (b) by Councillor Shiner:

Yes - 27

Councillors: Adams, Ashton, Berger, Bussin, Chong, Disero, Duguid, Filion, Flint, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Nunziata, Ootes, Pantalone, Pitfield, Prue, Silva, Sinclair, Tzekas, Walker.

No - 13

Councillors: Altobello, Balkissoon, Berardinetti, Bossons, Brown, Chow, Davis, Feldman, Jones, Moeser, O'Brien, Rae, Shiner.

Carried by a majority of 14.

Adoption of Part (2) of motion (b) by Councillor Shiner:

<p>Yes - 35 Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Bussin, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Holyday, Jakobek, Jones, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, Ootes, Pitfield, Prue, Shiner, Silva, Sinclair, Tzekas, Walker.</p>
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<p>No - 5 Councillors: Bossons, Chow, O'Brien, Pantalone, Rae.</p>
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Carried by a majority of 30.

The Clause, as amended, carried.

2.60 **Clause No. 23 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Main Treatment Plant - Award of Beneficial Use Contracts and Procedure for Selection of Design/Build Firms for the Implementation of 100 Percent Biosolids Beneficial Use Program".**

*Motion to Re-Open:*

Having regard that the Clause had been held by Council for further consideration and subsequently released, without amendment, Councillor Davis, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the Clause be re-opened for further consideration, the vote upon which was taken as follows:

<p>Yes - 36 Mayor: Lastman. Councillors: Ashton, Balkissoon, Berger, Bossons, Brown, Cho, Chong, Davis, Feldman, Gardner, Giansante, Holyday, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Miller, Minnan-Wong, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Sinclair, Tzekas, Walker.</p>
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<p>No - 17 Councillors: Adams, Altobello, Berardinetti, Bussin, Chow, Disero, Duguid, Flint, Fotinos, Jakobek, Jones, Kinahan, Layton, McConnell, Mihevc, Nunziata, Silva.</p>
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Carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

- (a) Councillor Davis moved that consideration of the foregoing Clause be deferred to the next regular meeting of City Council to be held on April 13, 1999, and the Commissioner of Works and Emergency Services be requested to submit a report directly to Council, for consideration therewith, outlining:
- (1) a comparison of capital and operating costs for the facility anticipated by the proponents with respect to the main site location;
  - (2) a comparison of net energy costs (gas and electricity) to which such proponents will commit with respect to operations at that site; and
  - (3) any potential changes in standards that either EPA or the provincial government are proposing respecting the issue of importing/exporting sludge between the United States and Canada and whether TerraTec Environmental Ltd. is also being paid by any US firm to transport sludge.

*Vote on deferral motion:*

Adoption of motion (a) by Councillor Davis:

Yes - 6 Councillors: Berger, Brown, Davis, Minnan-Wong, Saundercook, Sgro.
No - 38 Mayor: Lastman. Councillors: Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Bussin, Chong, Chow, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Rae, Shiner, Silva, Sinclair, Walker.

Lost by a majority of 32.

*Motion:*

- (b) Councillor Kinahan moved that the Clause be amended by adding thereto the following:

“It is further recommended that the recommendations of the Works and Utilities Committee embodied in the communication dated February 10, 1999, from the City Clerk, be adopted, viz.:

‘The Works and Utilities Committee recommends:

- (1) the adoption of the report dated February 8, 1999, from the Commissioner of Works and Emergency Services, subject to amending Recommendation No. (6) to provide that the Commissioner of Works and Emergency Services be authorized to proceed with issuing the Request for Proposals for the design/build of the biosolids loading and odour facilities and for plant heating at the Main Treatment Plant, and report back to the Works and Utilities Committee;
- (2) the adoption of the following recommendations embodied in the proposal before the Biosolids Multi-Stakeholder Committee meeting on February 9, 1999, headed "Ongoing Public Participation Proposal for Discussion at BMSC":
  - (a) that the consultant provide status reports on the design/build projects at the Main Treatment Plant to the Main Treatment Plant Neighbourhood Liaison Committee (MTP NLC), with special attention to odour and building design issues; and
  - (b) that there be ongoing public involvement through the MTP NLC with respect to dryer/pelletizer construction at the Main Treatment Plant, especially in regard to community aspects such as odour;and that Councillors from Wards 25 and 26 be invited to attend the MTP NLC meetings during its consideration of the design/build phase;
- (3) that the Biosolids Multi-Stakeholder Committee and the Independent Review Committee be disbanded, and the members thanked for their time and commitment; and
- (4) that a Biosolids Management Plan Committee be established; and reports having referred the membership and terms of reference to Councillor Bill Saundercook and the Environmental Task Force to consult with the Biosolids Multi-Stakeholder Committee and report back thereon to the Works and Utilities Committee at its meeting scheduled to be held on March 24, 1999; and further recommends that:
  - (a) Members of Council with treatment plants in their ward be invited to attend and/or become members of the Biosolids Management Plan Committee; and

- (b) the Biosolids Management Plan Committee be co-chaired by a Member of Council and a citizen member.’ ”

*Votes:*

Adoption of motion (b) by Councillor Kinahan:

Yes - 41 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Rae, Saundercook, Shiner, Silva, Sinclair, Walker.
No - 5 Councillors: Brown, Davis, Li Preti, Minnan-Wong, Sgro.

Carried by a majority of 36.

Adoption of the Clause, as amended:

Yes - 42 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Moeser, Nunziata, O'Brien, Ootes, Pitfield, Rae, Saundercook, Shiner, Silva, Sinclair, Walker.
No - 5 Councillors: Brown, Davis, Li Preti, Minnan-Wong, Sgro.

Carried by a majority of 37.

**2.61 Clause No. 1 of Report No. 2 of The Striking Committee, headed “Appointment of Members of Council to the Board of Directors of the Toronto Housing Company Inc.”.**

*Vote Be Now Taken:*

Councillor Chong, with the permission of Council, moved that, in accordance with subsection 37(e) of the Council Procedural By-law, the vote be now taken, the vote upon which was taken as follows:

Yes - 28

Mayor: Lastman.

Councillors: Altobello, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Davis, Disero, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Moeser, Nunziata, Pitfield, Saunderson, Shiner.

No - 21

Councillors: Adams, Ashton, Augimeri, Chow, Duguid, Flint, Kinahan, Mammoliti, McConnell, Mihevc, Miller, O'Brien, Ootes, Pantalone, Prue, Rae, Sgro, Silva, Sinclair, Tzekas, Walker.

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

*Motions:*

(a) Councillor Adams moved that:

- (1) the Clause be amended by deleting from the recommendation of the Striking Committee the name "Councillor Kelly" and inserting in lieu thereof the name "Councillor Walker"; and
- (2) Council proceed with the appointment of three Members of Council to the Board of Directors of the Toronto Housing Company Inc., by written ballot.

(b) Councillor Chow moved that the Clause be amended by deleting from the recommendation of the Striking Committee the name "Councillor Kelly" and inserting in lieu thereof the name "Councillor Layton".

*Vote:*



Adoption of Part (2) of motion (a) by Councillor Adams:

Yes - 25

Councillors: Adams, Ashton, Augimeri, Berardinetti, Bussin, Chow, Duguid, Filion, Flint, Holyday, Jones, Kelly, Mammoliti, McConnell, Mihevc, Miller, Nunziata, O'Brien, Pantalone, Pitfield, Rae, Silva, Sinclair, Tzekas, Walker.

No - 21

Mayor: Lastman.

Councillors: Berger, Bossons, Brown, Cho, Chong, Davis, Disero, Feldman, Fotinos, Gardner, Giansante, Jakobek, Kinahan, King, Lindsay Luby, Moeser, Ootes, Prue, Saundercook, Shiner.

Carried by a majority of 4.

Councillor Jakobek, with the permission of Council, proposed that the results of the ballots be tabulated and that the final numbers only be read aloud, with the ballots available for review by Members of Council, should they so wish.

Council concurred in the proposal by Councillor Jakobek.

The City Clerk advised Council of the results of the ballots, as follows:

Councillor Feldman - 44  
Councillor Kelly - 31  
Councillor Lindsay Luby - 35  
Councillor Walker - 21  
Councillor Layton - 13.

The following is a record of the results of the ballots:

For Councillor Feldman:

Mayor: Lastman.

Councillors: Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Ootes, O'Brien, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker - 44.

For Councillor Kelly:

Mayor: Lastman.

Councillors: Berardinetti, Berger, Bossons, Brown, Cho, Chong, Davis, Disero, Duguid, Feldman, F lint, F otinos, Garnder, Giansante, Holy day, J akobek, Kelly , Kinahan, King , Kor win-Kuczynski, L indsay L uby, Ma mmoliti, Moe ser, Nunziata, Ootes, O'Brien, Pitfield, Saundercook, Shiner, Silva - 31.

For Councillor Lindsay Luby:

Mayor: Lastman.

Councillors: Adams, Ashton, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Davis, Disero, Dug uid, F eldman, F ilion, F lint, F otinos, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King Korwin-Kuczynski, Lindsay Luby, Mammoliti, Moeser, Ootes, O'Brien, Saundercook, Shiner, Silva, Sinclair, Tzekas, Walker - 35.

For Councillor Walker:

Councillors: Adams, Ashton, Augimeri, Bussin, Chow, Duguid, Filion, Jones, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Pantalone, Pitfield, Prue, Rae, Silva, Sinclair, Tzekas, Walker - 21.

For Councillor Layton:

Councillors: Adams, Aug imeri, Bussin, Chow , J ones, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Pantalone, Prue, Rae - 13.

Having regard that Councillors Feldman, Kelly and Lindsay Luby had received a majority of votes of those Members of Council present, as recommended by the Striking Committee, the Clause was adopted, without amendment.

2.62 **Clause No. 3 of Report No. 2 of The Community and Neighbourhood Services Committee, headed "Dispute Between the Taoist Tai Chi Association and the Cecil Street Community Centre".**

*Motions:*

- (a) Councillor Kelly moved that the Clause be amended by striking out the recommendation of the Community and Neighbourhood Services Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) the Cecil Street Community Centre be requested to remove the 'trespassing' notice from its door;
  - (2) the Tai Chi Association be requested to submit a rental rate that they feel is appropriate to the circumstances regarding their utilization of this space for the last 15 years; and
  - (3) City Council request that the new Board of Directors of the Community Centre be put in place as soon as possible, in order that the new Board may negotiate a mutually acceptable agreement with the Tai Chi Association."
- (b) Councillor Chow moved that Part (1) of motion (a) by Councillor Kelly be referred to the Board of Directors of the Cecil Street Community Centre for consideration.

*Ruling by the Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of Part (3) of motion (a) by Councillor Kelly, ruled the motion out of order.

*Votes:*

Adoption of motion (b) by Councillor Chow:

Yes - 39

Councillors: Adams, Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Fotinos, Gardner, Giansante, Holyday, Jones, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker.

No - 5

Councillors: Davis, Flint, Jakobek, Kelly, Silva.

Carried by a majority of 34.

Adoption of Part (2) of motion (a) by Councillor Kelly:

Yes - 9 Councillors: Berger, Davis, Disero, Flint, Gardner, Jakobek, Kelly, Miller, Silva.
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No - 35 Councillors: Adams, Ashton, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Duguid, Feldman, Filion, Fotinos, Giansante, Holyday, Jones, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker.
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Lost by a majority of 26.

Adoption of Clause, as amended:

Yes - 40 Councillors: Adams, Ashton, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jones, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker.
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No - 4 Councillors: Berger, Davis, Jakobek, Silva.
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Carried by a majority of 36.

**2.63 Clause No. 13 of Report No. 2 of The North York Community Council, headed "Other Items Considered by the Community Council".**

*Motion:*

Councillor Gardner moved that the Clause be received as information, subject to striking out and referring Item (h), entitled "Preliminary Evaluation Report - Official Plan and Zoning Amendment Application UDOZ -99-02 - Brown Dry er Karol (Quadrant Dental Technologies Inc.) - 181 Finch Avenue West - North York Centre", embodied therein, back to the North York Community Council for further consideration.

*Vote:*

Adoption of motion by Councillor Gardner:

Yes - 18

Councillors: Adams, Altobello, Ash ton, Berardinetti, Bossons, Cho, Davis, Disero, Gardner, Gi ansante, Holy day, Kelly, Lindsay L uby, Minnan-W ong, O'Brien, Ootes, Sinclair, Tzekas.

No - 19

Councillors: Augimeri, Brown, Chow, Feldman, Filion, Fotinos, Jakobek, Jones, Korwin-Kucz ynski, McConnell, Mihevc, Miller, Moeser, Nunziata, Pantalone, Pitfield, Prue, Rae, Walker.

Lost by a majority of 1.

The Clause was received for information, without amendment.

2.64 **Clause No. 1 of Report No. 4 of The Toronto Community Council, headed "Draft By-laws - Official Plan Amendment and Rezoning - 86 and 100 Bloor Street West (Midtown)".**

*Motion:*

Councillor Bossons moved that the Clause be amended by adding thereto the following:

"It is further recommended that the developer of this site be required to install and fund three commemorative plaques through Heritage Toronto, at suitable locations on the new building, such plaques to commemorate:

- (1) the Physicians and Surgeons Building;
- (2) the University Theatre; and
- (3) Percy House."

*Votes:*

The motion by Councillor Bossons carried.

The Clause, as amended, carried.

2.65 **Clause No. 57 of Report No. 4 of The Toronto Community Council, headed “Status Report: Revised Application - Official Plan and Zoning By-law Amendments and Site Plan Approval - 9 Jackes Avenue (Midtown)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Bossons moved that Council adopt the following recommendation:

“It is recommended that the report dated March 1, 1999, from the Commissioner of Urban Planning and Development Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the City Solicitor be authorized to settle, at the Ontario Municipal Board, substantially in accordance with this report, appeals made with respect to Official Plan Amendment and Rezoning Application No. 198003 respecting 9 Jackes Avenue; and
- (2) the City enter into a Section 37 Agreement with the owner to give effect to those provisions set out in Sections 3 and 4 and Appendix B of this report, in a form satisfactory to the City Solicitor.’ ”

*Vote:*

The motion by Councillor Bossons carried.

The Clause, as amended, carried.

2.66 **Clause No. 13 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “The State of the City’s Health: Achieving Public Health Goals in the Millennium”.**

*Motion:*

Councillor Sinclair moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) Moved by Councillor Sinclair:

‘**WHEREAS** the health of this City and its residents is a vital resource for the long-term economic and social success of Toronto; and

**WHEREAS** the Report of the Mayor’s Homelessness Action Task Force, the Report of Toronto’s Community Safety Task Force, and reports by the City’s Medical Officer of Health on the state of the City’s health, have all documented rising rates of housing insecurity, violence, health risks, child poverty, ill health and other signs of social dysfunction; and

**WHEREAS** these reports have also documented prevention opportunities for the City by promoting more equal access to food, housing, education, recreation, social support and programs that prevent premature death and promote good health; and

**WHEREAS** despite strong evidence of the long-term financial and social return on funds invested in prevention, even current investments are in jeopardy in the current environment of public sector financial constraint; and

**WHEREAS** initiatives designed to address these urgent health and social issues must be appropriately planned, funded and monitored for effectiveness;

**NOW THEREFORE BE IT RESOLVED THAT** Council establish a mechanism to monitor the City’s progress in addressing these social concerns and to ensure specifically that concerted and effective action is taken on the issues of homelessness and poverty.’; and

- (2) the following motion be referred to the Chief Administrative Officer for report as part of the Strategic Planning Process:

Moved by Councillor Sinclair:

‘**NOW THEREFORE BE IT RESOLVED THAT** Council ensure that the priorities reflected in its Strategic Plan and budget address the need for continued support for preventive programs and services to deal with these urgent health and social issues so as to maintain and strengthen the City’s human infrastructure.’ ”

*Votes:*

The motion by Councillor Sinclair carried.

The Clause, as amended, carried.



*Motion:*

Deputy Mayor Ootes moved that Council resolve itself into Committee of the Whole in the Council Chambers and then recess to meet privately to consider the following confidential matters remaining on the Order Paper for this meeting of Council, in accordance with the provisions of the Municipal Act:

- (a) Clause No. 6 of Report No. 2 of The Emergency and Protective Services Committee, headed "Collision Reporting Centres - Legal Proceeding Commenced by Allstate Insurance Company of Canada, et al";
- (b) Clause No. 1 of Report No. 2 of The Nominating Committee, headed "Appointment of Citizen Members to the Toronto Housing Company Inc., Board of Directors"; and
- (c) Clause No. 1 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Proposed Amendments to the City Lands Compensation Agreement - (Ward 20 - Downtown)".

*Vote:*

The motion by Deputy Mayor Ootes carried.

Council resolved itself into Committee of the Whole.

Committee of the Whole recessed to meet privately in the Council Chambers to consider the above matters, in accordance with the provisions of the Municipal Act.

Committee of the Whole rose, reconvened as Council and met in public session in the Council Chambers.

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

- 2.68 **Clause No. 6 of Report No. 2 of The Emergency and Protective Services Committee, headed "Collision Reporting Centres - Legal Proceeding Commenced by Allstate Insurance Company of Canada, et al".**

*Motions:*

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in conjunction with the Clause:

- (a) Moved by Councillor Moscoe:

“That the Clause be amended by striking out the recommendation of the Emergency and Protective Services Committee and inserting in lieu thereof the following:

‘It is recommended that:

- (1) the following recommendation embodied in the confidential report dated February 2, 1999, from the City Solicitor, be adopted, the balance of such report to remain confidential in accordance with the provisions of the Municipal Act:

“(1) if City Council decides to oppose the Court Application commenced by Allstate Insurance Company of Canada, et al, Anne Kendall of the law firm of Borden & Elliott be retained as counsel for the City in this matter;.”

- (b) Moved by Councillor Jakobek:

“That the Clause be amended by adding thereto the following:

‘It is further recommended that the City Solicitor be requested to submit the report previously requested on the possibility of establishing a fourth Collision Reporting Centre operated by the City of Toronto, to the next meeting of the Emergency and Protective Services Committee, and the Committee be requested to submit its recommendations with respect thereto to the next regular meeting of City Council to be held on April 13, 1999.’”

*Votes:*

Adoption of motion (a) by Councillor Moscoe:

Yes - 32

Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Cho, Chow, Davis, Disero, Feldman, Flint, Jakobek, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay, Luby, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Sgro, Shaw, Shiner, Silva, Tzekas.

No - 12

Councillors: Ashton, Bossons, Brown, Duguid, Giansante, Holyday, Kelly, King, Moeser, Rae, Saundercook, Walker.

Carried by a majority of 20.

Motion (b) by Councillor Jakobek carried.

The Clause, as amended, carried.

2.69 **Clause No. 1 of Report No. 2 of The Nominating Committee, headed “Appointment of Citizen Members to the Toronto Housing Company Inc., Board of Directors”.**

*Motions:*

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in conjunction with the Clause:

(a) Moved by Councillor McConnell:

“That the Clause be amended by adding thereto the following:

‘It is further recommended that the recommendation of the Nominating Committee embodied in the communication dated March 3, 1999, from the City Clerk, be adopted, viz.:

“The Nominating Committee recommends, in view of the communication (March 3, 1999) from Mr. Ronald D. Kirschner advising that he is withdrawing his name for consideration for appointment to the Board of Directors, Toronto Housing Company Inc., that Rev. Dr. John E. Metson be appointed to the Board of Directors, Toronto Housing Company Inc., for the period ending November 30, 2001, and until his successor is appointed, and that Clause No. 1 of Report No. 2 of The Nominating Committee be amended accordingly.” ’ ”

(b) Moved by Councillor Bussin:

“That the Clause be amended by striking out the recommendation of the Nominating Committee and inserting in lieu thereof the following:

‘It is recommended that:

(1) the following persons be appointed as citizen members to the Toronto Housing Company Inc., Board of Directors for a term of office

expiring November 30, 2001 and/or until their successors are appointed:

- Ms. Catherine Bertucci-Menchetti;
- Mr. A. Karim Karsan; and
- Ms. Tammy O'Neill; and

- (2) the matter of the one vacancy remaining for a citizen appointee to the Toronto Housing Company Inc., Board of Directors, be referred back to the Nominating Committee for further consideration.' ”

*Vote:*

Adoption of motions (a) and (b) by Councillors McConnell and Bussin, respectively:

Yes - 42 Mayor: Lastman. Councillors: Adams, Ashton, Berardinetti, Brossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Fillion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, King, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Sinclair, Tzekas, Walker.
No - 5 Councillors: Balkissoon, Kelly, Korwin-Kuczynski, Li Preti, Pitfield.

Carried by a majority of 37.

The Clause, as amended, carried.

**2.70 Clause No. 1 of Report No. 5 of The Strategic Policies and Priorities Committee, headed “Proposed Amendments to the City Lands Compensation Agreement - (Ward 20 - Downtown)”.**

*Motions:*

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in conjunction with the Clause:

- (a) Moved by Councillor Holyday:

“That the Clause be struck out and referred back to the Strategic Policies and Priorities Committee for further consideration, with a request that the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer negotiate further with Maple Leaf Sports and Entertainment Limited and submit a joint report thereon to the Strategic Policies and Priorities Committee, such report to provide details on a cash settlement.”

(b) Moved by Councillor Miller:

“That the Clause be amended:

(1) by adding thereto the following:

‘It is further recommended that the Commissioner of Corporate Services, in consultation with appropriate City officials, be instructed to include in the negotiation of any agreement with Maple Leaf Sports and Entertainment Limited, that the City of Toronto:

(a) be permitted to staff the Box with City of Toronto employees; and the appropriate City officials be directed to first offer the opportunity for such positions to City employees (temporary or permanent) who are currently employed at the City’s SkyDome Box; and

(b) have the option (rather than the obligation) to purchase play-off tickets for the Leafs and the Raptors.’; and

(2) to provide that tickets for the executive suite, platinum seats and the Toronto Raptors be administered by the Office of the City Clerk, in consultation with the Mayor, and, to the extent that they are to be allocated to Members of Council, such allocation be conducted by lottery.”

(c) Moved by Councillor Chow:

“That the Clause be amended by adding thereto the following:

‘It is further recommended that the City of Toronto’s Grant Officers be requested to prepare a list of possible users of the Stadium Days, the executive suite, platinum tickets and the Raptors Basketball tickets, and that these Officers be consulted in the administration of the above.’ ”

Councillor Miller, with the permission of Council, withdrew Part (1)(b) of his motion (b).

*Vote:*

Adoption of motion (a) by Councillor Holyday:

<p>Yes - 9 Councillors: Augimeri, Holyday, Kelly, Miller, Minnan-Wong, O'Brien, Sgro, Sinclair, Walker.</p>
<p>No - 31 Mayor: Lastman. Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Fotinos, Giansante, Jones, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mihevc, Moeser, Nunziata, Ootes, Pantalone, Rae, Silva.</p>

Lost by a majority of 22.

*Permission to Speak Again:*

Councillor Walker, having spoken to the matter for a period of five minutes, as provided for in Section 24 of the Council Procedural By-law, Councillor Pitfield, seconded by Councillor Adams, moved that Councillor Walker be granted a further period of five minutes, in order to permit the conclusion of his remarks.

*Vote:*

Adoption of motion by Councillor Pitfield to permit Councillor Walker to speak for a further period of five minutes:

<p>Yes - 28 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Balkissoon, Cho, Chow, Davis, Duguid, Feldman, Flint, Fotinos, Giansante, Jones, Korwin-Kuczynski, Li Preti, McConnell, Mihevc, Minnan-Wong, Moeser, O'Brien, Ootes, Pitfield, Prue, Sgro, Silva, Sinclair, Walker.</p>
<p>No - 11 Councillors: Berger, Bossons, Chong, Disero, Holyday, Kelly, Kinahan, Lindsay Luby, Mahood, Rae, Saundercook.</p>

Carried by a majority of 17.

*Vote Be Now Taken:*

Councillor Davis, with the permission of Council, moved that, in accordance with subsection 37(e) of the Council Procedural By-law, the vote be now taken, the vote upon which was taken as follows:

Yes - 26 Mayor: Lastman. Councillors: Balkissoon, Berger, Bossons, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Fotinos, Gardner, Giansante, Kelly King, Li Preti, Lindsay Luby, Mahood, Moeser, Pitfield, Prue, Rae, Saundercook, Shiner, Silva.
No - 20 Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Chow, Filion, Holyday, Jones, Kihahan, Korwin-Kuczynski, McConnell, Mihevc, Miller, Minnan-Wong, O'Brien, Ootes, Pantalone, Sgro, Walker.

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

*Permission to Speak Again:*

Councillor O'Brien moved that Councillor Holyday be granted an additional opportunity to speak to this matter, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motions:*

Deputy Mayor Ootes called for further motions in regard to the Clause.

(d) Moved by Councillor Holyday:

“That the Clause be amended to provide that the Box at the Air Canada Centre be sold.”

(e) Moved by Councillor Mihevc:

“That:

(1) motion (d) by Councillor Holyday be amended to provide that all cash income received from the sale of the Box be allocated to the Grants Budget; and

(2) the Clause be amended to provide that the City auction off, on an annual basis:

- (a) the Stadium Days;
- (b) the Executive Suite;
- (c) the platinum tickets; and
- (d) the SkyDome box;

and that the funds therefrom be directed to the Community Grants envelope to support harmonization and equalization plans that still have not been adequately funded (such as Social Services Grants, AIDS Grants, Access and Equity Grants, Arts Grants, Food Access Grants, etc.).”

- (f) Moved by Mayor Lastman:

“That motion (d) by Councillor Holyday be amended by adding thereto the words ‘and all cash income received from the sale of the Box be used to improve services for the taxpayers of the City of Toronto’.”

Mayor Lastman, with the permission of Council, withdrew his motion (f).

*Votes:*

Adoption of Part (1) of motion (e) by Councillor Mihevc:

<p>Yes - 17 Councillors: Adams, Ashton, Augimeri, Bossons, Bussin, Chow, Duguid, Jakobek, Jones, Kinahan, Mc Connell, Mihevc, Miller, Pantalone, Prue, Tzekas, Walker.</p>
<p>No - 33 Mayor: Lastman. Councillors: Altobello, Balkissoon, Berardinetti, Berger, Cho, Chong, Davis, Disero, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Moeser, O'Brien, Ootes, Pitfield, Rae, Saundercook, Sgro, Shiner, Silva.</p>

Lost by a majority of 16.

Adoption of motion (d) by Councillor Holyday:

<p>Yes - 9 Councillors: Augimeri, Bussin, Disero, Holyday, Jakobek, Kelly, Minnan-Wong, Shiner, Walker.</p>
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No - 41  
Mayor: Lastman.  
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Jones, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Sinclair, Tzekas.

Lost by a majority of 32.

Adoption of Part (2)(a) of motion (e) by Councillor Mihevc:

Yes - 19  
Councillors: Adams, Augimeri, Bussin, Chow, Disero, Fotinos, Holyday, Jakobek, Jones, Kelly, Kinahan, Mammoliti, McConnell, Mihevc, Minnan-Wong, O'Brien, Shiner, Tzekas, Walker.

No - 32  
Mayor: Lastman.  
Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Cho, Chong, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giansante, King Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Miller, Moeser, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Sgro, Silva, Sinclair.

Lost by a majority of 13.

Adoption of Part (2)(b) of motion (e) by Councillor Mihevc:

Yes - 15  
Councillors: Augimeri, Bussin, Cho, Chow, Holyday, Jakobek, Jones, Kelly, Mihevc, Miller, Minnan-Wong, Pitfield, Shiner, Tzekas, Walker.

<p>No - 36  Mayor: Lastman.  Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Moeser, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Silva, Sinclair.</p>
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Lost by a majority of 21.

Adoption of Part (2)(c) of motion (e) by Councillor Mihevc:

<p>Yes - 23  Councillors: Augimeri, Bossons, Bussin, Cho, Chow, Disero, Feldman, Holyday, Jakobek, Jones, Kelly, Kinahan, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Pitfield, Prue, Shiner, Tzekas, Walker.</p>
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<p>No - 28  Mayor: Lastman.  Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Chong, Davis, Duguid, Filion, Flint, Fotinos, Gardner, Giansante, King, Korwin-Kuczynski, Mahood, Mammoliti, Moeser, O'Brien, Ootes, Pantalone, Rae, Saundercook, Sgro, Silva, Sinclair.</p>
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Lost by a majority of 5.

Adoption of Part (2)(d) of motion (e) by Councillor Mihevc:

<p>Yes - 13  Councillors: Augimeri, Bussin, Chow, Holyday, Jakobek, Jones, Kelly, Mihevc, Miller, Minnan-Wong, Sgro, Shiner, Walker.</p>
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No - 38 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Cho, Cho ng, Davis, Disero, Dug uid, Feldman, Fillion, Flint, Fotinos, Gardner, Giansante, Kinahan, King , Korwin-Kuczynski, L i Preti, L indsay L uby, Mahood, Mammoliti, McConnell, Moeser, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Sinclair, Tzekas.
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Lost by a majority of 25.

Part (1)(a) of motion (b) by Councillor Miller carried.

Part (2) of motion (b) by Councillor Miller carried.

Deputy Mayor Ootes, having regard to the decision of Council with regard to Part (2) of motion (b) by Councillor Miller, declared motion (c) by Councillor Chow, redundant.

Adoption of the Clause, as amended:

Yes - 40 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Cho, Chong , Davis, Disero, Dug uid, Feldman, Fillion, Flint, Fotinos, Gardner, Giansante, Jakobek, Jones, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, McConnell, Moeser, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saunder cook, Sg ro, Silva, Sinclair, Tzekas.
No - 11 Councillors: Augimeri, Bussin, Chow, Holyday, Kelly, Mahood, Mihevc, Miller, Minnan-Wong, Shiner, Walker.

Carried by a majority of 29.

In summary, Council amended the Clause:

- (1) to provide that tickets for the executive suite, platinum seats and the Toronto Raptors be administered by the Office of the City Clerk, in consultation with the Mayor, and, to the extent that they are to be allocated to Members of Council, such allocation be conducted by lottery; and

- (2) by adding thereto the following:

“It is further recommended that the Commissioner of Corporate Services, in consultation with appropriate City officials, be instructed to include in the negotiation of any agreement with Maple Leaf Sports and Entertainment Limited, that the City of Toronto be permitted to staff the Box with City of Toronto employees; and the appropriate City officials be directed to first offer the opportunity for such positions to City employees (temporary or permanent) who are currently employed at the City’s SkyDome Box.”

#### **MOTIONS (NOTICE PREVIOUSLY GIVEN) AND NOTICES OF MOTION**

- 2.71 Deputy Mayor Ootes called upon Notice of Motion F(2) appearing on the Order Paper, as follows:

**Moved by: Councillor Fotinos**

**Seconded by: Councillor Layton**

“**WHEREAS** the SkyDome was primarily financed by the taxpayers of Toronto and Ontario; and

**WHEREAS** over \$350,000,000.00 of public money has been invested in this project; and

**WHEREAS** the contemplated sale of SkyDome would allow interests other than the taxpayer to benefit from the facility; and

**WHEREAS** many public purposes could be served if the SkyDome were held in public ownership, including ensuring that the City’s baseball team, the Toronto Blue Jays, could stay in Toronto; and

**WHEREAS** a special bond issue by the City to attract financial participation from the public in this most important public building would be well received; and

**WHEREAS** the City of Toronto has had a tradition of investing in important public landmarks and buildings in order to ensure their perpetual availability for the use, enjoyment and profit of Torontonians; and

**WHEREAS** there are elements of the complex which could be marketed, leased or sold separately according to a well conceived plan; and

**WHEREAS** the City of Toronto has powers which would allow it to bring this facility into public ownership with fair compensation to the owners; and

**WHEREAS** the Court-ordered closing of bids for the purchase of SkyDome is February 26, 1999;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto indicate its intention to expropriate the SkyDome facility;

**AND BE IT FURTHER RESOLVED THAT** City staff report immediately on the steps which the City would undertake in order to pursue the expropriation;

**AND BE IT FURTHER RESOLVED THAT** the Mayor appoint a group of Councillors to act as a working team to pursue the development of a successful plan for the utilization of the facility, the possible lease or sale of certain activity centres within the complex and other relevant matters.”

*Motion:*

Councillor Fotinos moved that the Motion be received.

*Vote:*

The motion by Councillor Fotinos carried.

- 2.72 Deputy Mayor Ootes called upon Notice of Motion F(3) appearing on the Order Paper, as follows:

**Moved by: Councillor Nunziata**

**Seconded by: Councillor Holyday**

“**WHEREAS** City Council at its meeting held on January 2, 6, 8 and 9, 1998, in its consideration the final report of the Toronto Transition Team, entitled ‘New City, New Opportunities’, adopted the following recommendation:

‘each Councillor be provided with a global budget of \$70,000.00 to cover office expenses, including communicating with constituents’; and

**WHEREAS** City Council has now completed one full year in office with the allocation of a \$70,000.00 office budget; and

**WHEREAS** well over half of the Members of Council are expected to have spent under \$35,000.00 of this budget;

**NOW THEREFORE BE IT RESOLVED THAT** the office budget for Members of Council be immediately reduced from \$70,000.00 to \$35,000.00;

**AND BE IT FURTHER RESOLVED THAT** guidelines also be established for the use of City limousines by Members of Council and that, in addition, a maximum of 10 trips be placed on the use of a City limousine by a Member of Council in a calendar year.”

*Motion:*

Councillor Pantalone moved that the Notice of Motion be referred to the Budget Committee for further consideration.

*Vote:*

The motion by Councillor Pantalone carried.

- 2.73 Deputy Mayor Ootes called upon Notice of Motion I(1) appearing on the Order Paper, as follows:

**Moved by: Councillor Silva**

**Seconded by: Councillor Sinclair**

“**WHEREAS** City Council, at its meeting held on December 16 and 17, 1998, adopted, as amended, Clause No. 3 of Report No. 12 of The Community and Neighbourhood Services Committee, headed ‘Amalgamation of the City of Toronto Non-Profit Housing Corporation and The Metropolitan Toronto Housing Company Limited Under the Name of ‘Toronto Housing Company Inc.’, and, in so doing, approved various recommendations and amendments with respect to the composition of the Board of Directors of the Toronto Housing Company Inc., including the following:

‘The Community and Neighbourhood Services Committee recommends the adoption of the following report (November 23, 1998) from the Chief Operating Officer, subject to:

- (1) amending the composition of the Board of Directors of the Toronto Housing Company Inc., as follows:
  - 3 tenants;
  - 3 Members of Council; and
  - 5 citizens;
- (2) the tenant and citizen appointments being processed through the City’s Nominating Committee, with input from the Board

of Directors, and the Members of Council being recommended by the Striking Committee, with all appointments being recommended to Council no later than its March 2, 1999, meeting;';

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, the aforementioned Clause be re-opened only insofar as it pertains to the composition of the Board of Directors of the Toronto Housing Company Inc. and the number of Members of Council to be appointed to such Board;

**AND BE IT FURTHER RESOLVED THAT** the composition of the Board of Directors of the Toronto Housing Company Inc. be amended to provide that the membership of the Board of Directors be expanded by two members, so that the number of Members of Council appointed to such Board is increased from three to five.”

*Vote:*

Adoption of the first Operative Paragraph embodied in the foregoing Notice of Motion I(1), pertaining to the re-opening of Clause No. 3 of Report No. 12 of The Community and Neighbourhood Services Committee:

Yes - 23

Councillors: Adams, Altobello, Balkissoon, Berardinetti, Brown, Bussin, Chow, Davis, Duguid, Flint, Gardner, Jones, Mammoliti, Mihevc, Miller, Minnan-Wong, Pantalone, Prue, Rae, Silva, Sinclair, Tzekas, Walker.

No - 23

Mayor: Lastman.

Councillors: Augimeri, Bossons, Chong, Disero, Feldman, Fotinos, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, McConnell, O'Brien, Ootes, Pitfield, Saundercook, Sgro.

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

Having regard that the vote to re-open the aforementioned Clause was decided in the negative, the Motion was not adopted.

2.74 Deputy Mayor Ootes called upon Notice of Motion I(2) appearing on the Order Paper, as follows:

**Moved by: Mayor Lastman**

**Seconded by: Councillor Balkissoon**

“**WHEREAS** the Council currently breaks for dinner from 6:00 p.m. until 8:00 p.m. and then returns for only 2 hours; and

**WHEREAS** Members of Council are often late returning from dinner creating significant delays; and

**WHEREAS** if the dinner break were eliminated, Members could hold evening meetings in their communities or return home for dinner with their families; and

**WHEREAS** Rogers Cable does not broadcast the evening session of Council on community television;

**NOW THEREFORE BE IT RESOLVED THAT** Council eliminate its dinner break and extend the afternoon session until 7:30 p.m. and then recess until the next morning.”

*Motion:*

Mayor Lastman moved that the Notice of Motion be adopted, subject to amending the Operative Paragraph to read as follows:

“**NOW THEREFORE BE IT RESOLVED THAT** on a trial basis, for the next two regular meetings of City Council (to be held on April 13, 14 and 15, 1999, and on May 11, 12 and 13, 1999), the dinner break be eliminated and the afternoon session be extended until 7:30 p.m., at which time Council will recess until the next morning.”

*Vote:*

Adoption of motion by Mayor Lastman:

Yes - 40

Mayor: Lastman.

Councillors: Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Holyday, Jakobek, Johnston, Jones, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Minnan-Wong, Nunziata, Ootes, Pantalone, Pitfield, Saundercook, Sgro, Silva, Sinclair, Tzekas.



No - 7

Councillors: Bussin, Giansante, Miller, O'Brien, Prue, Rae, Walker.

Carried by a majority of 33.

The Motion, as amended, carried.

- 2.75 Councillor Chow moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(2), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Chow**

**Seconded By: Councillor Lindsay Luby**

**“WHEREAS** City Council, at its meeting held on February 2, 3 and 4, 1999, adopted, without amendment, Clause No. 2 of Report No. 1 of The Economic Development Committee, headed ‘Factory Theatre Capital Request’, and in so doing, authorized the City to enter into an agreement with Factory Theatre’s bank for a guarantee of a line of credit for the period from February 10, 1999 to February 9, 2004, in the amount of \$200,000.00; and

**WHEREAS** Council’s intention was to provide guarantee support to Factory Theatre to assist with a capital purchase and the recommendations adopted referred to the City’s guarantee of a line of credit provided by a bank; and

**WHEREAS** the Factory Theatre has successfully negotiated with the Laidlaw Foundation, a charitable foundation, for the provision of a loan in the amount specified in the adopted Council report, with interest rates and terms more attractive than those offered by a bank; and

**WHEREAS** because of the need to amend the Council action to enable the City to enter into a loan guarantee agreement with the Laidlaw Foundation, it was necessary for Factory Theatre to extend its closing date on its offer to purchase until March 5, 1999; and

**WHEREAS** the Laidlaw Foundation has required that, as security for its loan to the Theatre, the City enter into a loan guarantee agreement with it; and

**WHEREAS** the Chief Financial Officer and Treasurer has determined that the financial risk to the City regarding its guarantee of a loan provided by the Laidlaw Foundation to the Factory Theatre is equivalent to or less than the risk associated with the City’s provision of a credit guarantee;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 2 of Report No. 1 of The Economic Development Committee, headed 'Factory Theatre Capital Request (Ward 24 - Downtown)', be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the recommendations embodied in Clause No. 2 of Report No. 1 of The Economic Development Committee, adopted by Council on February 2, 3 and 4, 1999, be amended to delete the word 'bank' from Recommendation No. (1) and replaced with 'the Laidlaw Foundation' and the words 'line of credit' in Recommendations Nos. (1) and (2) be deleted and replaced with 'loan' and the dates 'February 10, 1999 to February 9, 2004' be deleted and replaced with 'March 5, 1999 to March 4, 2004'."

The Motion was carried, without amendment.

2. 76 Councillor Adams moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(3), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Adams

**Seconded by:** Councillor Augimeri

"**WHEREAS** City Council at its meeting held on November 25, 26 and 27 1998, adopted Clause No. 5 of Report No. 17 of The Corporate Services Committee, headed "Property Tax Bill Design", as amended, and in so doing referred the design of the Final Tax Bill for 1999 to the Assessment and Tax Policy Task Force; and

**WHEREAS**, on the advice of the Chief Financial Officer and Treasurer, the design of the bill needs to be finalized in preparation for the issuance of final tax bills in the Spring of 1999; and

**WHEREAS** the Assessment and Tax Policy Task Force was awaiting the results of focus group testing prior to giving its final review to the bill design; and

**WHEREAS** the Assessment and Tax Policy Task Force is to meet on Wednesday, February 24, 1999, to consider the results of the focus group testing and to complete its review of the tax bill design;

**NOW THEREFORE BE IT RESOLVED THAT** subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit introduction and debate of the attached report (February 25, 1999) from the Assessment and Tax Policy Task Force, headed '1999 Final Tax Bill Design', at its meeting to be held on March 2, 1999."

Council also had before it during consideration of the Notice of Motion, a communication dated February 25, 1999, from the City Clerk, advising of the action taken by the Assessment and Tax Policy Task Force on February 24, 1999, with respect to the 1999 final Tax Bill Design. (See Attachment No. 2).

*Motion:*

Councillor Kinahan moved that the Notice of Motion be adopted, subject to adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the recommendation of the Assessment and Tax Policy Task Force embodied in the communication dated February 25, 1999, from the City Clerk, be adopted, viz.:

‘The Assessment and Tax Policy Task Force recommends that the design of the tax bill for 1999 Final taxes, as submitted to Council by the Chief Financial Officer and Treasurer under separate cover, be approved.’ ”

*Vote:*

Adoption of motion by Councillor Kinahan:

Yes - 31 Councillors: Adams, Augimeri, Berger, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Flint, Fotinos, Holyday, Jakobek, Jones, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Moeser, O'Brien, Ootes, Pitfield, Rae, Sinclair, Walker.
No - 7 Councillors: Altobello, Berardinetti, Brown, Giansante, Miller, Pantalone, Shiner.

Carried by a majority of 24.

The Motion, as amended, was carried.

- 2.77 Councillor Adams moved that subsections 26(4) 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(4), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Adams**

**Seconded by: Councillor Augimeri**

“**WHEREAS** City Council is required to establish tax ratios which express the relationship that the tax rate for each class of property bears to the residential/farm class tax rate; and

**WHEREAS** subsection 363 (3) of the Municipal Act requires a single tier municipality to pass a by-law on or before March 15 in each year to establish the tax ratios for that year for the municipality; and

**WHEREAS** City Council created the new multi-residential class at its meeting held on October 28, 29 and 30, 1998, (Clause No. 1 of Report No. 22 of The Strategic Policies and Priorities Committee, headed ‘The Optional New Multi-Residential Property Class’), for the 1999 tax year; and

**WHEREAS** the Assessment and Tax Policy Task Force is to meet on Wednesday, February 24, 1999, to consider a staff report on the setting of tax ratios for 1999 and to make its recommendation thereon;

**NOW THEREFORE BE IT RESOLVED THAT** subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit introduction and debate of the attached report (February 25, 1999) from the Assessment and Tax Policy Task Force, headed ‘Establishment of Tax Ratio for 1999’, at its meeting to be held on March 2, 1999.”

Council also had before it during consideration of Notice of Motion J(4) the following documents:

- (i) briefing note (March 3, 1999) from the General Manager, Shelter, Housing and Support Division, entitled “Applicability of New Multi-Residential Tax Class to New Units (see Attachment No. 3(a)); and
- (ii) communication (February 25, 1999) from the City Clerk, advising of the action taken by the Assessment and Tax Policy Task Force at its meeting of February 24, 1999, with respect to the establishment of Tax Ratios for 1999 (see Attachment No. 3(b)).

*Motion:*

Councillor Pantalone moved that the Motion be adopted, subject to adding thereto the following new Operative Paragraphs:

“**AND BE IT FURTHER RESOLVED THAT** the recommendations of the Assessment and Tax Policy Task Force embodied in the communication dated February 25, 1999, from the City Clerk, be adopted, viz.:

‘The Assessment and Tax Policy Task Force recommends that:

- (1) the tax ratios of the existing property classes included in Appendix "A" of the report (February 24, 1999) from the Chief Financial Officer and Treasurer be adopted for the City of Toronto for 1999;
- (2) the tax ratio for the new multi-residential class be the same ratio as the residential class for 1999, as included in Appendix "B" of the report (February 24, 1999) from the Chief Financial Officer and Treasurer;
- (3) City Council reaffirm its request to the provincial government to permit municipalities to extend the maximum period for applying the new multi-residential property class beyond the current eight years so that it can become a permanent tax policy solution;
- (4) the appropriate civic officials be authorized to carry out this action; and
- (5) authority be granted to introduce the necessary Bills in Council to give effect thereto.';

**AND BE IT FURTHER RESOLVED THAT** the briefing note dated March 3, 1999, from the General Manager, Shelter Housing and Support Division, be referred to the Assessment and Tax Policy Task Force for further consideration."

*Vote:*

The motion by Councillor Pantalone carried.

The Motion, as amended, carried.

- 2.78 Councillor Johnston moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion (6), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Johnston**

**Seconded by: Councillor Prue**

**"WHEREAS** The Municipality of Metropolitan Toronto By-law No. 172-96, entitled 'To establish the Stabilization Reserve Fund - Hummingbird Centre for the Performing Arts', enacted and passed on December 18, 1996, provided for funds on deposit to earn investment interest; and

**WHEREAS** City Council, on April 29 and 30, 1998, by its adoption of Clause No. 12 of Report No. 6 of The Strategic Policies and Priorities Committee, entitled 'Establishment of City Reserves and Reserve Funds', designated the reserve fund as a 'reserve' and reserves do not earn interest; and

**WHEREAS** the Board of Directors of the Hummingbird Centre for the Performing Arts was not aware of this change; and

**WHEREAS** City Council has agreed to transfer the outstanding balance in this reserve fund to the Hummingbird Performing Arts Centre Corporation on the first date on which a lease between the Corporation and the City of Toronto comes into force;

**NOW THEREFORE BE IT RESOLVED THAT** in accordance with Section 46 of the Council Procedural By-law, Clause No. 12 of Report No. 6 of The Strategic Policies and Priorities Committee, headed 'Establishment of City Reserves and Reserve Funds', which was adopted by City Council at its meeting held on April 29 and 30, 1998, be re-opened insofar as it pertains to the reserve fund of the Hummingbird Centre for the Performing Arts only;

**AND BE IT FURTHER RESOLVED THAT** the Hummingbird Centre for the Performing Arts 'Stabilization Reserve' be designated as 'Stabilization Reserve Fund' as expressly provided for in Metropolitan Toronto By-law No. 172-96."

The Motion carried, without amendment.

- 2.79 Mayor Lastman moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(7), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Mayor Lastman

**Seconded by:** Councillor Ootes

"**WHEREAS** at the February 2, 3 and 4, 1999, Council meeting, the Miller Committee recommendation relating to the role of the Budget Advisory Committee was deferred to the March 2, 1999, Council meeting; and

**WHEREAS** Council has decided that there will be a Policy and Finance Committee and that the Chair of the Budget Advisory Committee will be a member of this Committee;

**NOW THEREFORE BE IT RESOLVED THAT** the role of the Budget Advisory Committee should include setting the Capital and Operating Budget each year;

**AND BE IT FURTHER RESOLVED THAT** the Policy and Finance Committee can refer items to the Budget Advisory Committee as it deems necessary.”

Council also had before it, during consideration of the foregoing Notice of Motion, a joint communication dated February 22, 1999, from the Chief Administrative Officer and the Chief Financial Officer and Treasurer, addressed to the Mayor, headed “Clarification of Planning and Financial Management Responsibilities”, wherein it outlines proposed roles and responsibilities for the Committees approved under the new committee structure. (See Attachment No. 4.)

*Motion:*

Councillor Miller moved that the Motion be adopted, subject to:

- (1) adding to the first Operative Paragraph the words “as set out in the attached joint communication dated February 22, 1999, from the Chief Administrative Officer and the Chief Financial Officer and Treasurer”, so that such Operative Paragraph shall now read as follows:

**“NOW THEREFORE BE IT RESOLVED THAT** the role of the Budget Advisory Committee should include setting the Capital and Operating Budget each year, as set out in the attached joint communication dated February 22, 1999, from the Chief Administrative Officer and the Chief Financial Officer and Treasurer.”;

- (2) deleting from the second Operative Paragraph the words “as it deems necessary” and inserting in lieu thereof the words “that have a significant impact on a future budget”, so that such Operative Paragraph shall now read as follows:

**“AND BE IT FURTHER RESOLVED THAT** the Policy and Finance Committee can refer items to the Budget Advisory Committee that have a significant impact on a future budget;” and

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

**“AND BE IT FURTHER RESOLVED THAT** the Budget Advisory Committee shall consist of seven members. In recommending the selection of these members to Council, the Striking Committee shall consider geographic diversity, diversity of viewpoints, background and experience, and knowledge of the responsibilities of each Standing Committee. Five of the members shall be selected from each of the Standing Committees and two of the members shall be selected from the Policy and Finance Committee.”

*Vote:*

The motion by Councillor Miller carried.

The Motion, as amended, carried.

- 2.80 Councillor Chow moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(8), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Chow

**Seconded by:** Councillor Kinahan

“**WHEREAS** City Council at its meeting held on November 25, 1998, adopted, as amended, Clause No. 3 of Report No. 17 of the Corporate Services Committee, entitled ‘Legal Counsel - Coroner’s Inquest Into the Death of Edmond Yu’; and

**WHEREAS** by adoption of such Clause, City Council instructed the City Solicitor not to represent the Police Services Board, the Chief of Police and the police officers in the Edmond Yu inquest and in any future inquest in which the conduct of individual police officers may become an issue; and

**WHEREAS** adoption of the Clause has effectively precluded the City Solicitor from representing any of the Police Services Board, the Chief of Police and police officers at any inquest, which results in the Police Services Board bearing the costs of outside counsel at inquests for itself, the Chief of Police and the police officers; and

**WHEREAS** the aforementioned effect of the Clause was not intended by adoption of the Clause and results in substantial additional legal costs for the Police Services Board and, ultimately, the City of Toronto; and

**WHEREAS** instructing the City Solicitor to represent only some of the aforementioned participants at inquests would achieve the benefits of separate legal representation, where appropriate, at inquests for the Police Services Board, the Police Chief and the police officers, while helping to reduce the cost of such legal representation;

**NOW THEREFORE BE IT RESOLVED THAT** in accordance with Section 46 of the Council Procedural By-law, Clause No. 3 of Report No. 17 of Corporate Services Committee, headed ‘Legal Counsel - Coroner’s Inquest Into the Death of Edmond Yu’, be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the previous instructions to the City Solicitor contained in the aforementioned Clause be rescinded and that City Council instruct the City Solicitor not to represent individual police officers in any future inquests and to assess, on a case-by-case basis, whether joint legal representation of



the Chief of Police and the Police Services Board, or representing only the Chief or the Board at future inquests, is appropriate on the circumstances of the case.”

Council also had before it, during consideration of the foregoing Notice of Motion, a report (December 24, 1998) from the Chairman, Toronto Police Services Board, headed “Request to Re-Open City Council Decision of November 25, 26 and 27, 1998, Regarding ‘Legal Counsel - Coroner’s Inquest into the Death of Edmond Yu’ ”. (See Attachment No. 5.)

*Motion:*

Councillor Chow moved that the Motion be adopted, subject to amending the second Operative Paragraph by inserting the words “with the exception of situations where the conduct of the Officer is not in question or an issue” after the words “future inquests”, so that such Operative Paragraph shall now read as follows:

**“AND BE IT FURTHER RESOLVED THAT** the previous instructions to the City Solicitor contained in the aforementioned Clause be rescinded and that City Council instruct the City Solicitor not to represent individual police officers in any future inquests, with the exception of situations where the conduct of the Officer is not in question or an issue, and to assess, on a case-by-case basis, whether joint legal representation of the Chief of Police and the Police Services Board, or representing only the Chief or the Board at future inquests, is appropriate on the circumstances of the case.”

*Vote:*

The motion by Councillor Chow carried.

The Motion, as amended, carried.

- 2.81 Councillor McConnell moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion (9), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor McConnell**

**Seconded by: Councillor Adams**

**“WHEREAS** the caps put on commercial taxation apply only to buildings existing at the time the City implemented the cap; and

**WHEREAS** under Bill 16, buildings undergoing renovations that exceed 50 percent of their size are also considered new buildings; and

**WHEREAS** in order to grow and prosper, this City wants and needs new and growing businesses; and

**WHEREAS** Bill 16 imposed an unworkable system for setting property tax rates for new businesses ensuring that new businesses will have impossibly high tax burdens compared to their neighbours; and

**WHEREAS** the City has only recently become aware of the unfair taxes imposed on new commercial buildings; and

**WHEREAS** new businesses in Toronto are now receiving their property tax bills and are required to pay them until the situation is resolved; and

**WHEREAS** the cost of paying even the interim bills could bankrupt many businesses;

**NOW THEREFORE BE IT RESOLVED THAT** Council ask the Chief Financial Officer and Treasurer to report immediately on the impact of the unfair taxes on new businesses in Toronto, and on methods to ameliorate that impact;

**AND BE IT FURTHER RESOLVED THAT** Council express its deep concern about the impact of Bill 16 on new businesses;

**AND BE IT FURTHER RESOLVED THAT** Council direct the Chief Financial Officer and Treasurer, the Mayor or his designate, and the Chair of the Task Force on Assessment and Tax Policy to meet with senior Provincial officials to identify a solution to this problem.”

The Motion carried, without amendment.

- 2.82 Councillor Miller moved that subsections 26(4), 27(1) and 28(1) of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(10), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Miller

**Seconded by:** Councillor Adams

“**WHEREAS** for technical reasons the Business Improvement Areas levy was not included in the 1999 interim tax bill; and

**WHEREAS** the Business Improvement Areas are critical to the success of small businesses; and

**WHEREAS** many Business Improvement Areas had their budgets approved by the City of Toronto and need money to operate;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto advance 50 percent of the Business Improvement Areas previous year's approved budget, on an interest-free basis, if any Business Improvement Area requests such an advance;

**AND BE IT FURTHER RESOLVED THAT** the issue of billing on an interim basis be referred to the Chief Financial Officer and Treasurer for report thereon to the Assessment and Tax Policy Task Force."

The Motion carried, without amendment.

- 2.83 Deputy Mayor Ootes proposed to Council that consideration of the following matters remaining on the Order Paper for this meeting of Council be deferred to the next regular meeting of City Council scheduled to be held on April 13, 1999:

REPORT NO. 3 OF THE URBAN ENVIRONMENT AND DEVELOPMENT COMMITTEE

- Clause No. 4 - "A Rapid Transit Connection Between Pearson International Airport and Union Station - Supplementary Report".
- Clause No. 7 - "Installation of Traffic Control Signs at O'Connor Drive at Northridge Avenue; O'Connor Drive at Glenwood Crescent; and O'Connor Drive at Four Oaks Gate - (Ward 1 - East York)".

REPORT NO. 2 OF THE WORKS AND UTILITIES COMMITTEE

- Clause No. 2 - "Proposed Amendment to Provisional Certificate of Approval for Commissioners Street Transfer Station".

REPORT NO. 5 OF THE STRATEGIC POLICIES AND PRIORITIES COMMITTEE

- Clause No. 8 - "Year 2000 Priority 1 Business Functions Status Report and Identification of Priority 2 and 3 Business Functions".
- Clause No. 10 - "Building on a Strong Foundation for the 21st Century: New Directions for Immigration and Refugee Policy and Legislation" - Announcement by Minister of Citizenship and Immigration - January 6, 1999".
- Clause No. 24 - "Update on Hostel Occupancy".

REPORT NO. 2 OF THE COMMUNITY AND NEIGHBOURHOOD SERVICES COMMITTEE

Clause No. 2 - "Federal-Provincial Social Union Discussions".

REPORT NO. 2 OF THE SPECIAL COMMITTEE TO REVIEW THE FINAL REPORT OF THE TORONTO TRANSITION TEAM

Clause No. 1 - "Community Council Boundaries".

Clause No. 4 - "Policy for Citizen Appointments Through the Nominating Committee and the Corporate Services Committee - Classification of Special Purpose Bodies and Framework for Board Appointments Processes".

REPORT NO. 2 OF THE SCARBOROUGH COMMUNITY COUNCIL

Clause No. 16 - "Twelve Hour Parking Limit on Red River Crescent Ward 18 - Scarborough Malvern".

REPORT NO. 2 OF THE YORK COMMUNITY COUNCIL

Clause No. 3 - "2 Florence Crescent Zoning By-law Amendment Application, Ravi and Kamla Singh, Ward 27, York Humber".

REPORT NO. 2 OF THE AUDIT COMMITTEE

Clause No. 2 - "Review of Staff, Councillors' and Mayor's Office Expenses".

Clause No. 7 - "Consolidation of City Audit Activities".

NOTICES OF MOTION

F(4) Moved by Councillor Augimeri, seconded by Councillor Prue, regarding a forensic audit of the former City of Toronto's 1996 Olympic bid.

I(3) Moved by Councillor Davis, seconded by Councillor Fotinos, requesting that the Commissioner of Economic Development, Culture and Tourism be requested to develop an appropriate memorial which would recognize Ms. Linda Dellis' commitment to her community.

J(5) Moved by Councillor Faubert, seconded by Councillor Ashton, respecting the Terms of Reference for the Olympic Task Force.

Council concurred in the proposal by Deputy Mayor Ootes.

**BILLS AND BY-LAWS**

- 2.84 On March 2, 1999, at 10:05 p.m., Councillor Ho lyday, seconded by Councillor O'Brien, moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 132	By-law No. 82-1999	To confirm the proceedings of the Council at its meeting held on the 2nd day of March, 1999,
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the vote upon which was taken as follows:

Yes - 43 Mayor: Lastman. Councillors: Adams, Altobello, Ashton, Bakissoon, Berardinetti, Berger, Bossons, Brown, Cho, Chow, Disero, Duguid, Feldman, Flint, Ho lyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Sgro, Shaw, Shiner, Silva, Tzekas, Walker.
No - 1 Councillor: Davis.

Carried by a majority of 42.

- 2.85 On March 3, 1999, at 10:20 p. m., Councillor Brown, seconded by Councillor Feldman, moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 133	By-law No. 83-1999	To confirm the proceedings of the Council at its meeting held on the 2nd and 3rd days of March, 1999,
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the vote upon which was taken as follows:

Yes - 48 Mayor: Lastman. Councillors: Adams, Ashton, Augimeri, Balakisssoon, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Sgro, Shaw, Silva, Sinclair, Tzekas, Walker.
No - 1 Councillor: Mahood.

Carried by a majority of 47.

2.86 On March 4, 1999, at 6:05 p.m., Councillor Walker, seconded by Councillor Bossons, moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws, which carried:

Bill No. 80	By-law No. 84-1999	To amend further Metropolitan Toronto By-law No. 20-85, a by-law "Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area", a by-law of the former Municipality of Metropolitan Toronto.
Bill No. 82	By-law No. 85-1999	To designate the property at 540 Dovercourt Road (Massey-Quick House) as being of architectural and historical value or interest.
Bill No. 83	By-law No. 86-1999	To designate the property at 84 Woodlawn Avenue East (James Avon Smith House) as being of architectural and historical value or interest.
Bill No. 84	By-law No. 87-1999	To designate the area formerly known as the City of Scarborough as an area of demolition control under section 33

		of the Planning Act and to authorize the Chief Building Official to issue certain residential demolition permits.
Bill No. 85	By-law No. 88-1999	To amend By-law No. 44-1998 to extend the period of interim control on certain lands within and abutting the Vale of Avoca Ravine.
Bill No. 86	By-law No. 89-1999	To acquire certain interests in land for or in connection with the Sheppard Subway Project.
Bill No. 87	By-law No. 90-1999	To amend Zoning By-law No. 438-86 of the former City of Toronto in respect of a part of No. 73 Queen's Park Crescent (East Branch).
Bill No. 88	By-law No. 91-1999	To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.
Bill No. 89	By-law No. 92-1999	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
Bill No. 90	By-law No. 93-1999	To amend Section 15 of By-law No. 438-86 of the former City of Toronto respecting the Index of Exceptions.
Bill No. 91	By-law No. 94-1999	To deem certain lots to no longer be registered lots on a plan of subdivision.
Bill No. 92	By-law No. 95-1999	To amend the Employment Districts Zoning By-law Number 24982 with respect to the Marshall Yard Employment District.
Bill No. 93	By-law No. 96-1999	To amend the Agricultural Holding By-law No. 10217 and the Rouge



		Community Zoning By-law No. 15907.
Bill No. 94	By-law No. 97-1999	To extend the effect of By-law 235-1998, being a By-law to designate Lots 1 to 159 inclusive on Registered Plan M-2313 not subject to Part L of Control in the Centennial Community.
Bill No. 95	By-law No. 98-1999	To extend the effect of By-law 236-1998, being a By-law to designate Lots 81 to 133 inclusive on Registered Plan M-2292 not subject to Part L of Control in the Centennial Community.
Bill No. 96	By-law No. 99-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Parking - Chapter 183, Article V.
Bill No. 97	By-law No. 100-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 98	By-law No. 101-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 99	By-law No. 102-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 100	By-law No. 103-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 101	By-law No. 104-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 102	By-law No. 105-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 103	By-law No. 106-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.

Bill No. 104	By-law No. 107-1999	To amend By-law No. 32852 of the City of North York in respect of Designation By-law "Oakley" Property - Philip Edward Brent - 288 Old Yonge Street (Formerly 264 Old Yonge Street) - North York Centre South.
Bill No. 105	By-law No. 108-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ostend Avenue.
Bill No. 106	By-law No. 109-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Adrian Avenue, Bay Street, Charlotte Street, Davenport Road, Dewbourne Avenue, Hirons Street, Jackman Avenue, Kew Beach Avenue, Richmond Street West, Lane first south of Liberty Street, Lane first north of Ryding Avenue, Turnberry Avenue. (as amended)
Bill No. 107	By-law No. 110-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ashland Avenue, Auburn Avenue, Chandos Avenue, Davenport Road, Dovercourt Road, Felstead Avenue, Lappin Avenue, Manning Avenue, Tilson Road, Palmerston Avenue, Randolph Avenue, Wheeler Avenue.
Bill No. 108	By-law No. 111-1999	To exempt lands municipally known as 757 Sheppard Avenue West from part lot control.
Bill No. 109	By-law No. 112-1999	To amend City of North York Official Plan in respect of lands municipally known as 31 and 33 Wilmington Avenue.

Bill No. 110	By-law No. 113-1999	To amend City of North York By-law 7625 in respect of lands municipally known as 31, 33 and 35 W ilmington Avenue.
Bill No. 111	By-law No. 114-1999	To repeal By-law No. 18297 of the former Corporation of the City of Scarborough, being “A B y-law To designate the Laskey Hotel at 15 Port Union Road as being of historical and architectural value”.
Bill No. 112	By-law No. 115-1999	To amend the former City of Toronto Municipal Code Ch. 20, B usiness Improvement Areas, to make changes to the siz e and quorum for certain Boards of Management.
Bill No. 113	By-law No. 116-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Harvie Avenue.
Bill No. 114	By-law No. 117-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, r especting Millbrook Crescent.
Bill No. 115	By-law No. 118-1999	To amend further Metropolitan By-law No. 32-92, re specting the regulation of traffic on f ormer Metropolitan Roads.
Bill No. 116	By-law No. 119-1999	To amend further Metropolitan By-law No. 107-86 respecting parking meters o n fo rmer Metropolitan Roads.
Bill No. 117	By-law No. 120-1999	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on form er Metropolitan Roads.

Bill No. 118	By-law No. 121-1999	To amend the former City of Toronto Municipal Code Ch. 313, Streets and Sidewalks, respecting Boulevard Cafes.
Bill No. 119	By-law No. 122-1999	To amend the Municipal Code of the former City of Etobicoke with respect to Parking - Chapter 183, Article V.
Bill No. 120	By-law No. 123-1999	To establish Tax Ratios for the 1999 Taxation Year.
Bill No. 121	By-law No. 124-1999	To name the private lane located at 605 Adelaide Street West, Joseph Salsberg Lane.
Bill No. 122	By-law No. 125-1999	To layout and dedicate for public lane purposes certain land to form part of the public lane east of Kelvin Avenue, extending southerly from the lane south of Danforth Avenue.
Bill No. 123	By-law No. 126-1999	To further amend former City of Toronto By-law No. 602-89, being "A By-law To authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Sorauren Avenue, Westminster Avenue, Fermanagh Avenue and Wright Avenue by the installation of speed humps on Sorauren Avenue from Grenadier Road to Washburn Avenue, on Westminster Avenue and Fermanagh Avenue from Roncesvalles Avenue to Sorauren Avenue and on Wright Avenue from Roncesvalles Avenue to Macdonell Avenue.
Bill No. 124	By-law No. 127-1999	To amend By-law No. 702-1998, being "A By-law To further amend former City of Toronto By-law No. 602-89, being 'A By-law To authorize the construction, widening,

narrowing, alteration and repair of sidewalks, pavements and curbs at various locations, respecting the alteration of Christie Street by narrowing the pavement between Bloor Street West and Dupont Street”.

Bill No. 128	By-law No. 128-1999	To amend former City of York By-law No. 1-83.
Bill No. 129	By-law No. 129-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Yarmouth Road.
Bill No. 130	By-law No. 130-1999	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Christie Street.
Bill No. 131	By-law No. 131-1999	To provide for the use of the Exhibition Stadium Capital Improvements Reserve Fund and for the purpose of future capital improvements to Exhibition Place.

2.87 On March 4, 1999, at 6:07 p.m., Councillor Walker, seconded by Councillor Bossons, moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws, which carried:

Bill No. 126	By-law No. 132-1999	To adopt an amendment to the Official Plan for the former City of Toronto respecting lands known as Nos. 86 and 100 Bloor Street West. (as amended)
Bill No. 127	By-law No. 133-1999	To amend By-law No. 438-86 of the former City of Toronto, as amended, respecting 86 and 100 Bloor Street West and to repeal By-law No. 435-89 of the former City of Toronto, respecting lands known as 96 and 100 Bloor Street West. (as amended)

2.88 On March 4, 1999, at 6:23 p.m., Councillor Silva, seconded by Councillor Minnan-Wong, moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 134	By-law No. 134-1999	To confirm the proceedings of the Council at its meeting held on the 2nd, 3rd and 4th days of March, 1999,
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the vote upon which was taken as follows:

<p>Yes - 41 Councillors: Adams, Altobello, Ashton, Augimeri, Bialkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Jakobek, Jones, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker.</p>
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No - 0.
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Carried, without dissent.

- 2.89 On March 4, 1999, at 6:31 p.m., Councillor Pantalone, seconded by Councillor Sinclair, moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 135	By-law No. 135-1999	To confirm the proceedings of the Council at its meeting held on the 2nd, 3rd and 4th days of March, 1999,
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the vote upon which was taken as follows:

<p>Yes - 38 Councillors: Adams, Altobello, Ashton, Bialkissoon, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Filion, Flint, Holyday, Jakobek, Jones, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Sinclair, Tzekas, Walker.</p>
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No - 0.
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Carried, without dissent.

The following Bills were not adopted:

Bill No. 81 To amend further By-law No. 20-85, a by-law "Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area, being a by-law of the former Municipality of Metropolitan Toronto.

The authority for this Bill, Emergency and Protective Services Committee Report No. 2, Clause No. 5, was struck out and referred back to the Committee for further consideration.

Bill No. 125 To adopt official plan amendments regarding the conversion to condominium and demolition of rental housing.

The authority for this Bill, Urban Environment and Development Committee, Report No. 3, Clause No. 3, was amended and adopted by City of Toronto Council on March 2, 3 and 4, 1999

An amended Bill will be submitted to the next meeting of Council to be held on April 13, 1999.

#### **OFFICIAL RECOGNITIONS:**

#### **2.90 Condolence Motions**

Councillor Johnston, seconded by Councillor Jakobek, moved that:

**"WHEREAS** the Members of City Council are deeply saddened to learn of the passing of Brigadier-General John Archibald McGinnis on Sunday, February 14, 1999; and

**WHEREAS** in recognition of his accomplishments and leadership in the area of historical preservation, Brigadier-General McGinnis was awarded the prestigious Order of Canada in 1984; and

**WHEREAS** Brigadier-General McGinnis was honoured with a 'historical person' title from the old City of Toronto on the occasion of the City's 150th birthday on March 6, 1984; and

**WHEREAS** Brigadier-General McGinnis' hard-fought preservation efforts helped save many notable Toronto landmarks, including Old Fort York, Union Station, Spadina House and Old City Hall; and

**WHEREAS** Brigadier-General McGinnis was the first head of the Toronto Historical Board (now known as Heritage Toronto), holding the position of Managing Director from 1952 to 1984; and

**WHEREAS** he was the Chairman of the Metropolitan Toronto and Region Conservation Authority from 1989 to 1992;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to the family of Mr. McGinnis, especially his wife Carol, and his children, Martha, Gregory, Diane, Jon and Ross.”

Councillor Mihevc, seconded by Councillor Adams, moved that:

“**WHEREAS** the Mayor and Members of City Council are deeply saddened to learn of the tragic death on Thursday, February 18, 1999 of Ana Horevar, age 77, who was struck by a cyclist while she and a neighbour were crossing Bloor Street West at Manning Avenue on a green traffic signal light on their way from church; and

**WHEREAS** Ms. Horevar chose the City of Toronto as her new home when she arrived in Canada in 1948 as a former war-time refugee from Slovenia who had spent three years in a displaced persons camp after the Second World War; and

**WHEREAS** Ms. Horevar was very active in the Slovenian community, particularly with Our Lady of Help Christian Church and the Catholic Women’s League; and

**WHEREAS** Ms. Horevar was a long-time resident of Euclid Avenue in Seaton Village; and

**WHEREAS** Ms. Horevar is survived by her two children, Mary and Frank, and her granddaughters; and

**WHEREAS** Ms. Horevar was much loved by family, friends and the community;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to the family of Ms. Horevar, her friends and neighbours in this time of mourning.”

Councillor Jakobek, with the permission of Council, requested the City Clerk to note in the Minutes of this meeting, that Ms. Horevar’s son Frank is a City employee, and that the Members of Council wish to specifically extend their sympathy to Frank and his sister Mary on the passing of their mother.

Councillor Layton, seconded by Councillor Chow, moved that:

“**WHEREAS** the Members of City Council are deeply saddened to learn of the tragic death of Mrs. Maria Lai-Har Wan Wong on Thursday, February 11, 1999; and



**WHEREAS** Mrs. Wong was prominent in the Chinese Canadian community, known for the warmth and affection she extended to guests of her Chinatown restaurant, the generous and loyal friendships she maintained with her fellow workers, and for her tireless participation in charitable causes;

**WHEREAS** the passing of Mrs. Wong represents an irreplaceable loss to our community;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Members of City Council, an expression of sincere sympathy to the family of Mrs. Wong, especially to her husband Shu Keun.”

Leave to introduce the Motions was granted and the Motions carried unanimously.

Council rose and observed a moment of silence in memory of the late Brigadier-General McGinnis, Ms. Horevar and Mrs. Wong.

2.91 **Presentations/Introductions/Announcements:**

**March 2, 1999:**

Councillor Duguid, with the permission of Council, recognized the City of Toronto paramedic employees, present during the morning session of the meeting, and acknowledged, on behalf of Council, their shared concern with the current situations occurring at hospital emergency rooms within the City.

Mayor Lastman, during the morning session of the meeting, introduced the students of St. Josaphat School, present at the meeting.

Mayor Lastman, during the afternoon session of the meeting, proclaimed March 8, 1999, as International Women's Day, a day set aside to celebrate the outstanding contributions and achievements of women in our society, and invited Councilor Pam McConnell to the podium to announce the winners of the Constance E. Hamilton Awards. Councillor McConnell advised the Council that the awards were named after the first woman elected to Council (1920) and are awarded to people who have significantly improved the status of life for women; and congratulated, on behalf of Council, award recipients Ms. Joan Grant Cummings, Ms. Marion Lynn, and Ms. Jane Pepino.

**March 3, 1999:**

Mayor Lastman introduced Mr. Mario Romaneli, Mayor of Palazzo San Gervasio, Mr. Antonio Amendola, Vice-President of Basilicata, and Mr. Antonio Saponara, Chair of Public Works Pubblici, members of a delegation from Italy, present during the morning session of the meeting.

Councillor Johnston, during the evening session of the meeting, requested the City Clerk to record in the Minutes of this meeting of Council that Ms. Sue-Ann Levy, Toronto Sun Reporter, was absent from the Council Chamber, at the hour of 8:57 p.m.

**March 4, 1999:**

Mayor Lastman, during the morning session of the meeting, invited Councillor Silva to introduce a delegation visiting Toronto to celebrate International Women's Day, present at the meeting; Councillor Silva welcomed Ms. Margurida Lucia Gadinho, Mayor of Alandroal, Ms. Ercilia Martins, City Councillor from de Castro Verdo, and Ms. Maria Manuela Paulino, President of the Region of Castro Verdo.

Mayor Lastman, during the morning session of the meeting, introduced the students of Rawlinson Community School, present at the meeting.

2.92 **MOTIONS TO VARY PROCEDURE**

*Vary the order of proceedings of Council:*

Councillor Mammoliti on March 2, 1999, at 10:28 a.m., moved that Council vary the order of its proceedings to consider Clause No. 1 of Report No. 3 of The Emergency and Protective Services Committee, headed "Application for Relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 18) to 1860 Wilson Avenue (Ward 6)", Clause No. 15 of Report No. 2 of The Corporate Services Committee, headed "Lease Agreement (New Owner) - 1860 Wilson Avenue (Ward 6 - North York Humber), and Notice of Motion F-1, moved by Councillor Mammoliti, seconded by Councillor Pitfield, on March 3, 1999, at 2:00 p.m., which carried.

Councillor Moscoe on March 2, 1999, at 10:29 a.m., moved that Council vary the order of its proceedings to consider the following Clauses on March 3, 1999, immediately following Council's consideration of Clause No. 1 of Report No. 2 of The Works and Utilities Committee, headed "Works Best Practices Program and Projected Staffing Levels - Water and Wastewater Services Division", which carried:

- Clause No. 2 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 132 Everden Road (Ward 28 - York-Eginton)";
- Clause No. 3 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 139 Everden Road (Ward 28 - York-Eginton)";
- Clause No. 4 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 149 Everden Road - (Ward 28 - York-Eginton)";
- Clause No. 5 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property 27 Gloucester Grove - (Ward 28 - York-Eginton)"; and

- Clause No. 6 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property 28 Gloucester Grove - (Ward 28 - York/Eglinton)".

Councillor Mammoliti on March 3, 1999, at 4:09 p.m., moved that Council vary the order of its proceedings to now consider Clause No. 1 of Report No. 3 of The Emergency and Protective Services Committee, headed "Application for Relocation of the Delta Mayfair Bingo Hall from 525 Wilson Avenue (Ward 18) to 1860 Wilson Avenue (Ward 6)", the vote upon which was taken as follows:

Yes - 25

Councillors: Altobello, Augimeri, Balkissoon, Berger, Bossons, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Kelly, Kinahan, King, Korwin -Kuczynski, Lindsay Luby, Mammoliti, Minnan-Wong, Nunziata, Pitfield, Sgro, Shiner, Silva, Tzekas.

No - 19

Councillors: Adams, Berardinetti, Brown, Chow, Davis, Gardner, Johnston, Jones, McConnell, Mihevc, Miller, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Saundercook, Shaw, Walker.

Carried by a majority of 6.

*Waive the provisions of the Procedural By-law related to meeting times:*

**March 2, 1999:**

Councillor Holyday at 12:29 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, in order to conclude consideration of Clause No. 1 of Report No. 3 of The Strategic Policies and Priorities Committee, headed "1999-2003 Capital Budget and Five-Year Capital Program", which was carried, more than two-thirds of Members present having voted in the affirmative.

Councillor Pantalone at 10:00 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 10:00 pm. recess, in order to conclude consideration of Clause No. 6 of Report No. 2 of The Emergency and Protective Services Committee, headed "Collision Reporting Centres - Legal Proceeding Commenced by Allstate Insurance Company of Canada, et al", and Clause No. 7 of Report No. 5 of The Strategic Policies and Priorities Committee, headed "Retention of Outside Counsel: Livent Mortgage", and to allow any motions and votes with respect thereto to be completed in Public Session, which was carried, more than two-thirds of Members present having voted in the affirmative.

**March 3, 1999:**

Deputy Mayor Ootes at 12:29 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, in order to conclude consideration of Clause No. 1 of Report No. 2 of The Works and Utilities Committee, headed "Works Best Practices Program and Projected Staffing Levels - Water and Wastewater Services Division", the vote upon which was taken as follows:

<p>Yes - 14 Councillors: Chow, Davis, Disero, Hint, Fotinos, Jakobek, Jones, Layton, Li Preti, Mihevc, Moscoe, Ootes, Sgro, Shaw.</p>
<p>No - 28 Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Duguid, Gianante, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Mahood, Miller, O'Brien, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Tzekas, Walker.</p>

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

Councillor Fotinos at 12:30 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, in order to permit Councillor Pantalone the opportunity to conclude his remarks with respect to Clause No. 1 of Report No. 2 of The Works and Utilities Committee, headed "Works Best Practices Program and Projected Staffing Levels - Water and Wastewater Services Division", which was carried, more than two-thirds of Members present having voted in the affirmative.

Councillor Davis at 5:58 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 6:00 p.m. recess, in order to conclude consideration of the following Clauses:

- Clause No. 2 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 132 Everden Road (Ward 28 - York-Eglinton)";
- Clause No. 3 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 139 Everden Road (Ward 28 - York-Eglinton)";
- Clause No. 4 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property at 149 Everden Road - (Ward 28 - York-Eglinton)";
- Clause No. 5 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property 27 Gloucester Grove - (Ward 28 - York-Eglinton)"; and
- Clause No. 6 of Report No. 2 of The Corporate Services Committee, headed "Sale of Surplus Spadina Project Property 28 Gloucester Grove - (Ward 28 - York-Eglinton)",

the vote upon which was taken as follows:

Yes - 24 Mayor: Lastman. Councillors: Adams, Augimeri, Chow, Davis, Disero, Duguid, Filion, Flint, Holyday, Johnston, Jones, Kinahan, King, Lindsay Luby, Mahood, McConnell, Mihevc, Minnan-Wong, Ootes, Pitfield, Sgro, Shaw, Tzekas.
No - 18 Councillors: Altobello, Ashton, Berardinetti, Berger, Bussin, Chong, Feldman, Fotinos, Gardner, Giansante, Kelly, Korwin-Kuczynski, Mammoliti, Miller, Nunziata, Pantalone, Prue, Rae.

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

Councillor Kelly at 9:59 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 1000 p.m. recess, in order to conclude consideration of Clause No. 1 of Report No. 2 of The Nominating Committee, headed "Appointment of Citizen Members to the Toronto Housing Company Inc., Board of Directors", the vote upon which was taken as follows:

Yes - 34 Councillors: Adams, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Fotinos, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Nunziata, Pitfield, Rae, Saundercook, Shaw, Silva, Sinclair.
No - 9. Mayor: Lastman. Councillors: Altobello, Brown, Korwin-Kuczynski, O'Brien, Pantalone, Prue, Tzekas, Walker.

Carried, more than two-thirds of Members present having voted in the affirmative.

**March 4, 1999:**

Deputy Mayor Ootes at 3:44 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 4:00 p.m. adjournment, in order to conclude consideration of the critical items remaining on the Order Paper for this meeting of Council, which was carried, more than two-thirds of Members present having voted in the affirmative.

Councillor Miller at 6:30 p.m., moved that Council waive the requirement to adjourn at the conclusion of its consideration of the critical items remaining on the Order Paper, and that Council continue in session until 7:00 p.m., the vote upon which was taken as follows:

<p>Yes - 21 Councillors: Altobello, Balkissoon, Berardinetti, Bossons, Chow, Davis, Disero, Duguid, Flint, Holyday, Jakobek, Jones, Korwin-Kuczynski, Lindsay Luby, McConnell, O'Brien, Ootes, Pitfield, Rae, Silva, Sinclair.</p>
<p>No - 19 Councillors: Adams, Ashton, Berger, Brown, Bussin, Chong, Filion, Kelly, Li Preti, Mihevc, Miller, Minna-Wong, Mosser, Nunziata, Pantalone, Prue, Shiner, Tzekas, Walker.</p>

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

## 2.93 ATTENDANCE

March 2, 1999	9:37 a.m. to 12:45 p.m.*	2:11 p.m. to 6:00 p.m.*	Ctte. of the Whole in-camera 8:12 p.m.*	10:00 p.m. to 10:07 p.m.
Lastman	x	x	x	x
Adams	x	x	x	x
Altobello	x	x	x	x
Ashton	x	x	x	x
Augimeri	x	x	-	-
Balkissoon	x	x	x	x
Berardinetti	x	x	x	x
Berger	x	x	x	x
Bossons	x	x	x	x
Brown	x	x	x	x
Bussin	x	x	x	x
Cho	x	x	x	x
Chong	x	x	x	x
Chow	x	x	x	x
Davis	x	x	x	x
Disero	x	x	x	x

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March 2, 1999	9:37 a.m. to 12:45 p.m.*	2:11 p.m. to 6:00 p.m.*	Ctte. of the Whole in-camera 8:12 p.m.*	10:00 p.m. to 10:07 p.m.
Duguid	x	x	x	x
Faubert	x	x	-	-
Feldman	x	x	x	x
Filion	x	-	-	-
Flint	x	x	x	x
Fotinos	-	x	-	-
Gardner	x	x	-	-
Giansante	x	x	x	x
Holyday	x	x	x	x
Jakobek	x	x	x	x
Johnston	x	x	x	x
Jones	x	x	x	x
Kelly	x	x	x	x
Kinahan	x	x	x	x
King	x	x	x	x
Korwin-Kuczynski	x	x	x	x
Layton	x	x	x	x
Lindsay Luby	x	x	x	x
Li reti P	x	x	x	x
Mahood	x	x	x	x
Mammoliti	x	x	-	-
McConnell	x	x	x	x
Mihevc	x	x	x	x
Miller	x	x	x	x
Minnan-Wong	x	x	-	-
Moeser	x	x	x	x
Moscoe	x	x	x	x
Nunziata	x	x	x	x
O'Brien	x	-	x	x
Ootes	x	x	x	x

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March 2, 1999	9:37 a.m. to 12:45 p.m.*	2:11 p.m. to 6:00 p.m.*	Ctte. of the Whole in-camera 8:12 p.m.*	10:00 p.m. to 10:07 p.m.
Pantalone	x	x	x	x
Pitfield	-	-	-	-
Prue	x	x	x	x
Rae	x	x	x	x
Saundercook	x	x	x	x
Sgro	x	x	x	x
Shaw	x	x	x	x
Shiner	x	x	x	x
Silva	x	x	x	x
Sinclair	x	x	-	-
Tzekas	x	-	x	x
Walker	x	x	x	x
Total	56	54	49	49

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

March 3, 1999	9:40 a.m. to 12:35 p.m.*	2:14 p.m. to 5:58 p.m.*	8:15 pm. to 9:35 p.m.*	Ctte. of the Whole in-camera 9:35 p.m.*	10:12 p.m. to 10:20 p.m.*
Lastman	x	x	x	x	x
Adams	x	x	x	x	x
Altobello	x	x	x	-	-
Ashton	x	x	x	x	x
Augimeri	x	x	x	x	x
Balkissoon	x	x	x	x	x
Berardinetti	x	x	x	x	x
Berger	x	x	x	-	-
Bossons	x	x	x	x	x
Brown	x	x	x	x	x
Bussin	x	x	x	x	x
Cho	x	-	-	-	-



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March 3, 1999	9:40 a.m. to 12:35 p.m.*	2:14 p.m to 5:58 p.m.*	8:15 pm. to 9:35 p.m.*	Ctte. of the Whole in-camera 9:35 p.m.*	10:12 p.m. to 10:20 p.m.*
Chong	x	x	x	x	x
Chow	x	x	x	x	x
Davis	x	x	x	x	x
Disero	x	x	x	x	x
Duguid	x	x	x	x	x
Faubert	-	-	-	-	-
Feldman	x	x	x	x	x
Filion	x	x	x	x	x
Flint	x	x	x	x	x
Fotinos	x	x	x	x	x
Gardner	x	x	x	x	x
Giansante	x	x	x	x	x
Holyday	x	x	x	x	x
Jakobek	x	x	x	x	x
Johnston	x	x	x	x	x
Jones	x	x	x	x	x
Kelly	x	x	x	x	x
Kinahan	x	x	x	x	x
King	x	x	x	x	x
Korwin-Kuczynski	x	x	x	x	x
Layton	x	x	-	-	-
Lindsay Luby	x	x	x	x	x
Li reti P	x	x	x	x	x
Mahood	x	x	x	x	x
Mammoliti	x	x	x	-	-
McConnell	x	x	x	x	x
Mihevc	x	x	x	x	x
Miller	x	x	x	x	x
Minnan-Wong	x	x	x	x	x
Moeser	x	x	-	-	-

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March 3, 1999	9:40 a.m. to 12:35 p.m.*	2:14 p.m. to 5:58 p.m.*	8:15 pm. to 9:35 p.m.*	Ctte. of the Whole in-camera 9:35 p.m.*	10:12 p.m. to 10:20 p.m.*
Moscoe	x	x	-	-	-
Nunziata	x	x	x	x	x
O'Brien	x	x	x	x	x
Ootes	x	x	x	x	x
Pantalone	x	x	x	x	x
Pitfield	x	x	x	x	x
Prue	x	x	x	x	x
Rae	x	x	x	x	x
Saundercook	x	x	x	x	x
Sgro	x	x	x	x	x
Shaw	x	x	x	x	x
Shiner	x	x	-	-	-
Silva	x	x	x	x	x
Sinclair	-	-	x	x	x
Tzekas	x	x	x	x	x
Walker	x	x	x	x	x
Total	56	55	52	49	49

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

March 4, 1999	9:45 a.m. to 12:26 p.m.*	Roll Call 2:19 p.m.	2:15 p.m. to 6:29 p.m.*
Lastman	x	-	x
Adams	x	-	x
Altobello	x	x	x
Ashton	x	-	x
Augimeri	x	x	x
Balkissoon	x	-	x
Berardinetti	x	x	x
Berger	x	x	x
Bossons	x	x	x

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March 4, 1999	9:45 a.m. to 12:26 p.m.*	Roll Call 2:19 p.m.	2:15 p.m. to 6:29 p.m.*
Brown	x	-	x
Bussin	x	x	x
Cho	x	x	x
Chong	x	-	x
Chow	x	-	x
Davis	x	-	x
Disero	x	x	x
Duguid	x	x	x
Faubert	-	-	-
Feldman	x	x	x
Filion	x	x	x
Flint	x	x	x
Fotinos	x	x	x
Gardner	x	-	x
Giansante	x	x	x
Holyday	x	x	x
Jakobek	x	x	x
Johnston	-	-	-
Jones	x	x	x
Kelly	x	-	x
Kinahan	x	-	x
King	x	x	x
Korwin-Kuczynski	x	x	x
Layton	-	-	-
Lindsay Luby	x	x	x
Li Preti	x	x	x
Mahood	x	x	x
Mammoliti	x	-	x
McConnell	x	x	x
Mihevc	x	-	x
Miller	x	-	x

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March 4, 1999	9:45 a.m. to 12:26 p.m.*	Roll Call 2:19 p.m.	2:15 p.m. to 6:29 p.m.*
Minnan-Wong	x	-	x
Moeser	x	x	x
Moscoe	-	-	-
Nunziata	x	-	x
O'Brien	x	-	x
Ootes	x	x	x
Pantalone	x	x	x
Pitfield	x	-	x
Prue	x	-	x
Rae	x	x	x
Saundercook	x	x	x
Sgro	x	-	x
Shaw	x	-	-
Shiner	x	x	x
Silva	x	-	x
Sinclair	x	-	x
Tzekas	x	-	-
Walker	x	x	x
Total	54	30	52

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

**MEL LASTMAN,**  
Mayor

**NOVINA WONG,**  
City Clerk

**ATTACHMENT NO. 1**

- (a) (November 20, 1998) Enquiry from Councillor Blake F. Kinahan, Lakeshore-Queensway, addressed to the City Clerk (See Minute No. 2.3):

“Please accept this as an official Enquiry for Council Agenda purposes.

Could you please advise as to what changes to Councillors’ offices have been made since the plans were presented to Council at the time of the office lottery. Could you please include a sketch of the plan as presented and the current layout of the space. I understand that file rooms may have disappeared, an office along Bay Street may have disappeared, a meeting room may have disappeared, etc., all to expand some Councillors’ offices from what they were getting as a result of the lottery.

Thanks.”

- (b) (December 14, 1998) Answer to the Enquiry from Councillor Blake F. Kinahan, Lakeshore - Queensway, from the Commissioner of Corporate Services, addressed to the City Clerk (See Minute No. 2.3):

“This refers to your memo dated November 23, 1998, with respect to the Enquiry from Councillor Kinahan, requesting information on renovations to the Members’ offices at Toronto City Hall in accordance with Section 55 of the Council Procedural By-law.

Facilities and Real Estate, working through the Relocation Sub-Committee, is currently compiling a listing of changes to Councillors’ offices and associated common space. As per your request, the listing will be provided as soon as available following completion of the Councillors’ facilities, along with a sketch of the plan as presented and the current layout of the space.”

- (c) (February 1, 1999) supplementary Answer to the Enquiry from Councillor Blake F. Kinahan, Lakeshore - Queensway, from the Commissioner of Corporate Services, addressed to the City Clerk (See Minute No. 2.3):

“In reply to your memorandum dated November 23, 1998, accompanied by an Enquiry from Councillor Blake F. Kinahan submitted under Section 55 of the Council Procedural By-law, I am attaching the following information, as requested, pertaining to the layout of the Councillors’ offices at Toronto City Hall:

- Drawing No. 1: Toronto City Hall Renovation - Second Floor Plan (June 4, 1998);

- Drawing No. 2: Toronto City Hall Renovation - Second Floor Plan (December 6, 1998);
- Chart 1: Comparison of Councillors' Office Floor Areas at Time of Lottery and After Lottery; and
- Chart 2: Total Area of Councillors' Offices and Number of Committee and Meeting Rooms At Time of Lottery and After Lottery.

It should be noted that the renovations to the second floor of City Hall to accommodate the offices of all 57 Councillors, along with the Mayor's and City Clerk's offices, were completed on time and within budget, followed by the move into the new offices, as scheduled, before the end of 1998."

(Copies of the attachments referred to in the foregoing communication are on file in the office of the City Clerk.)

## **ATTACHMENT NO. 2**

Communication dated February 25, 1999, from the City Clerk, advising of the action taken by the Assessment and Tax Policy Task Force on February 24, 1999, with respect to the 1999 Final Tax Bill Design (See Minute No. 2.76):

### Recommendation:

The Assessment and Tax Policy Task Force recommends that the design of the tax bill for 1999 Final taxes, to be submitted by the Chief Financial Officer and Treasurer to Council under separate cover, be approved.

The Task Force reports, for the information of Council, having requested the Chief Financial Officer and Treasurer, in consultation with the Chair of the Task Force, to submit a final design of the tax bill for 1999 Final taxes, incorporating the suggestions of the Assessment and Tax Policy Task Force.

### Background:

The Assessment and Tax Policy Task Force, on February 24, 1999, had before it a report (February 22, 1999) from the Chief Financial Officer and Treasurer respecting the 1999 Final Tax Bill Design.

The Task Force also had before it Clause No. 16 of Report No. 2 of The Corporate Services Committee, entitled "Interim Property Tax Bills", which will be considered by City Council at its meeting to be held on March 2, 1999.

The Task Force's recommendation is noted above.

(Report dated February 22, 1999,  
from the Chief Financial Officer and Treasurer,  
addressed to the Assessment and Tax Policy Task Force.)

Purpose:

To present the design of the 1999 Final tax bill.

Source of Funds/Financial Implications:

Funding for the design and printing of the tax bills is contained within the 1999 Finance Operating Budget.

Recommendation:

It is recommended that the design of the tax bill for 1999 Final taxes (samples attached as Appendices C, D, and E) be approved.

Discussion:

At its meeting held in November 1998, Council approved the design of the Interim and Supplementary tax bills, and referred the design of the Final tax bill to the Assessment and Tax Policy Task Force for further consideration.

An external firm was recruited through a Request for Proposal process to conduct focus group testing of the tax bill design. Two focus groups were conducted on February 9, 1999 - one session was held at 3:00 in the afternoon and one at 7:00 in the evening. Residential taxpayers were selected at random and solicited by telephone. A total of 21 individuals participated (9 in the afternoon and 12 in the evening). The purpose of these focus groups was to receive taxpayers' suggestions about ways in which the City of Toronto could make the final 1999 tax bill easier to understand. Participants were asked for their initial reactions to 'the look' and layout of one sample bill and their considered critique on the content of 3 sample tax bills:

- Sample A: for a taxpayer with a phased in tax increase;
- Sample B: for a taxpayer with a phased in tax decrease; and
- Sample C: for a taxpayer with no tax increase or decrease and who pays through the Pre-Authorized Tax Payment Plan.

Attached as Appendix A is a black and white copy of the sample bill reviewed by the focus groups. The actual samples provided to the focus groups for review were in colour (blue). The format and overall design of the bill was well received by the focus groups. Participants were pleased with the overall "look" of the taxbill. Some of the words used to describe their dominant reaction were:

- clean;
- good colour;
- easy to read;
- better than before;
- good size - non intimidating; and
- good variety of print size and colour.

Appendix B provides a summary of the key messages/recommendations put forth by the focus groups. The design of the 1999 Final tax bill has been re-formatted, in consultation with Corporate Communications, to reflect suggestions put forth by the focus group. All the of the suggestions proposed by the focus groups have been taken into account in the redesign process. The only recommendation which could not be fully incorporated into the revised design was Recommendation 12. There was discussion at the focus group about relocating the column of 1999 figures to appear immediately next to the column of calculation boxes. From a design perspective this suggestion was not feasible. The arrows would be very short and difficult to pick up. Also, the figures from "Total 1999 taxes and other charges" and below would be separated from the descriptions. To meet the issue of highlighting the 1999 numbers, which was the main concern of the focus group, we have outlined the column and have inserted more direct arrows from the 1999 figures to the appropriate explanation.

Attached as Appendices C, D and E are coloured mock-ups of the revised 1999 Final tax bill:

Appendix C: a sample of a straight residential property tax bill with an assessment related tax increase;

Appendix D: a sample of a straight residential property tax bill with an assessment related tax decrease, on the pre-authorized payment plan; and

Appendix E: a sample of a residential/commercial storefront property.

Please be aware that the tax rates showed on the sample bills are fictitious.

Conclusion:

The 1998 final tax bill issued in August of last year was deficient in several key aspects. Our redesigned 1999 Interim bill was well received by taxpayers. The proposed redesigned 1999 Final bill improves upon the Interim bill. Future tax bills need to be in a clear, easy-to-understand format, which provides taxpayers with the information they need to calculate and understand their property taxes.



The design of the 1999 Final tax bill was focus group tested in February. Participants were pleased with the overall “look” of the tax bill. The preliminary design of the tax bill has been re-formatted, in consultation with Corporate Communications, to reflect suggestions put forth by the focus groups.

It is recommended that the revised design of the 1999 final tax bill (attached as Appendices C, D and E) be approved.

Contact:

Giuliana Carbone, Director of Revenue Services, 392-8065  
Bob Ripley, Manager of Revenue Accounting, Billings and Meter Services

Appendix B  
Key Messages Related to Recommendations

1. Improve size and contrast of print within the blue ‘Calculations Boxes’ and consider increasing the size of the print in the top line (property class, etc.).
2. Display arrows more dramatically (in colour and avoiding or overcoming the fold) so that connections can be more easily tracked between the calculation boxes and the 1999 figures on the central part of the bill.

Words that participants used to describe their dominant, first reaction to ‘the look’ of the tax bill were:

- Clean
- Good Colour
- Easy to Read
- Better than Before
- Good size - Non-Intimidating
- Good variety of print size and colour
- Blue Boxes down the left-hand column are hard to read; the print is too small
- ‘Designed by an Accountant’

Additional comments supported by a significant number of participants include:

- Use of space seems ‘lopsided’ - lots of ‘big’, white space next to parts with dense, small print
- Top line (property class, etc.) is so small, it almost gets lost
- Arrows are hard to see due to colour and due to them being on top of the fold
- Print would be too small for the visually impaired

3. Revise the 'Phase-in Calculation' box so that it is written more simply and laid out more clearly.

Wording within the 'Phase-in Calculation' box is difficult to understand. One participant said he was an accountant and still had difficulty with it. It is especially difficult to understand the last two sentences which refer to a tax increase as a negative number. The lay out of the 'Phase-in Calculation' box contributes to the problem since the total phase-in figure appears above the sub-total figures rather than under the sub-totals.

“Putting a hyphen between the words ‘phase’ and ‘in’ isn’t grammatically correct, and please change the ‘phased-in in’ wording because reading the word ‘in’ twice is a problem.”

“I can’t come up with a better explanation than what is given in the ‘Phase-In Calculation’ box but it needs to be more clearly written for non-accountants.”

“Line up the numbers in a more tabular layout to explain the total, and make the bottom line the bottom line - not the top line as it is. Put numbers on the right and words on the left.”

“The ‘Phase-in Calculation’ box for Sample C could explain that amounts less than or equal to \$300.00 were paid in full in 1998.”

4. Re-write the Sub-Total description (line C) for greater clarity.

Some found the following Sub total description line confusing ‘The amount of taxes without phase in’ (line C). They recommend making this line variable (printed in black) in order to say something like either ‘Amount of taxes after all increases are phased in.’ or ‘Amount of taxes after all decreases are phased in.’

5. Eliminate brackets around dollar figures on Phase-in Adjustment and Less Interim taxes lines. Instead, use + or - signs in front of figures as necessary and change Total taxes description to (C - D) in Sample A.

A phased-in increase, on (line D), is presented with a plus sign followed by a bracketed number. This is very confusing. Numbers presented inside of brackets suggest a negative value to participants, and could therefore suggest a tax decrease when there is an increase.

“To me, brackets mean a negative variance, and the + sign along with the brackets is really confusing when this figure is being subtracted from the first.”

Participants suggest that brackets be eliminated, that figures appear with either a plus (+) or (-) sign in front of them and that the 'Total taxes' line could then be explained as C-D when there is a tax increase and C+D in the case of a tax decrease. They identified the same kind of problem with putting the Interim Taxes figure (Line H) inside brackets and recommend that these brackets be eliminated.

6. Replace the Phase-in Adjustment description with 'See Phase-in Calculation in the blue box to the left.'

The words to the right of 'Phase-in Adjustment' ('Increase to be phased-in in future years' and 'Decrease to be phased-in in future years.') are confusing. Participants recommend that this be replaced with 'See Phase-in Calculation in the blue box to the left.'

7. Reconsider the use of alphabetic codes and if they are used, cross-reference them, e.g., Put 'A' on the Calculation box for Taxes for Municipal Purposes.

For the most part, participants did not see the need for the alphabetic codes. When lines are clearly identified with labels such as 'City taxes', they feel that this provides sufficient reference, when calling with an inquiry for instance.

They said that if there was reason for retaining the alphabetic codes, they recommend that more be done to cross-reference different parts of the form, e.g., repeating A & B indicators from the main body of the bill on related sections of the bill. For example, A refers to taxes for municipal purposes and could, therefore, appear in the upper left corner of the Calculation Box for taxes for municipal purposes.

8. Add headings to top two Calculation Boxes, (i.e., 'Taxes for Municipal Purposes' and 'Taxes for Education Purposes').

Participants recommend that the top two Calculations Boxes have these headings: 'Taxes for Municipal Purposes' and 'Taxes for Education Purposes'.

9. Revise calculation boxes so that dollar figures appear as dollar figures and include the calculated sums which correspond to the column of 1999 figures.

Participants recommend that the assessment amount be presented as a dollar figure (with a dollar sign) as it is elsewhere in the bill; and that the figure which results from the calculations appear within the calculation box. The numbers resulting from the calculations -- which appear in the main body of the bill -- could be highlighted within the Calculations box for easy reference.

10. Simplify the wording in the descriptions of City Taxes and Education (on lines A & B) to read 'Taxes levied for City of Toronto municipal purposes' and 'Taxes levied for education purposes by the Province of Ontario.'

Participants felt that there are more words than necessary in the descriptions of City Taxes and Education on lines A & B and recommended these changes.

11. Highlight the amount of taxes owing with blue shading.

This was a strong suggestion from both focus groups. As it is, total taxes are highlighted but Total amount owing is not, even though this figure represents 'the bottom line' for most people.

(It should also be noted that some found 'Balance Owing' to be easier to understand than 'Total amount owing'.)

12. Relocate 1999 figures to be immediately next to the Blue Box Calculations and Explanations.

There was considerable discussion about re-locating the column of 1999 figures to appear immediately next to the column of calculation boxes so that the arrows don't have to 'travel across 1998 figures'. One suggestion was that 1998 figures could then appear on the right side of the bill with the column of descriptions (City Taxes, Education, etc.) running down the middle, in between the two yearly columns.

13. Consider adding an explanation that tax increases and decreases are due to current value assessment (CVA).

One focus group participant suggested that it would be useful to people who have moved to Toronto from out-of-province to add a sentence to explain the reason for the increase or decrease. He proposed an addition such as 'This property has had a tax increase due to the new province-wide assessment system known as current value assessment (CVA).' This could appear as a boxed sentence in between the Property and Taxpayer information (in the centre of the bill), and the explanation of 1998 and 1999 figures immediately below it. This is worth considering if telephone feedback indicates that a significant number of people do not know the reason for phased in adjustments.

(A copy of Appendices A, C, D and E, referred to in the report (February 22, 1999) from the Chief Financial Officer and Treasurer, are on file in the office of the City Clerk.)

### **ATTACHMENT NO. 3**

- (a) Briefing Note (March 3, 1999) from the General Manager, Shelter, Housing and Support Division, entitled "Applicability of New Multi-Residential Tax Class to New Units" (See Minute No. 2.77.):

Issue:

There is some confusion about whether or not the new multi-residential tax class would be applied by provincial property assessors to newly created rental units within existing multi-residential rental buildings.

For example, if the owner of a 10-unit building currently assessed as multi-residential were to construct a new unit in the building (e.g., an addition to the existing building or conversion of previously non-residential space), would that new unit be assessed as multi-residential or new multi-residential? Information from an official of the provincial property assessment office to date suggests that the new class would only be applied to whole new buildings, not new units.

In passing the by-law which established the new multi-residential tax class, it was clear that the intent of Council was to stimulate additional supply of rental units by setting a lower tax rate for units assessed as falling within the new class. (See September 22, 1998 report to The Assessment and Tax Policy Task Force, entitled "The Optional New Multi-Residential Property Class".)

Background:

The *Assessment Act* allows the Minister of Finance to prescribe property classes, some of which may provide a municipality the option of opting to have the property class apply within that municipality. Ontario Regulation No. 282/98 creates the new multi-residential property class and allows City Council to opt to have the new multi-residential property class apply within the City of Toronto by passing a by-law. City Council passed the by-law October 31, 1998 and the new class applies to the 1999 assessment year.

O.Reg. 282/98 section 10 provides that the new multi-residential property class consists of property that would otherwise have been in the multi-residential property class (i.e., residential buildings with seven or more units) but which units have been built or converted from a non-residential use pursuant to a building permit issued after the by-law was passed and which units were ready for occupation on or before the day as of which the land is classified for the taxation year.

Some examples of where the new class should apply on a unit basis:

- conversion of non-residential space in an existing rental building to rental residential (clarification about what "non-residential means" is also required, i.e., does it include common areas?)
- addition of new rental residential space to an existing rental building;
- development of a new rental building on a site (assessment portion) that already has a rental residential building.

City Finance staff advise that it is not unusual for one property to have more than one assessment portion which may have different tax classes. Establishing the tax rate to be applied to the new tax class is part of the March 2, 1999 Council agenda.

As modeled in work done by economist Greg Lampert for the City and for the Province, it is clear that property taxes have an important impact on the economics of new rental housing construction. For example, a similar rental unit taxed as a condominium unit (residential/farm rate) pays about one-half of the property taxes that same unit would have if it were assessed as multi-residential. In addition, a more recent discussion paper for the Province points out that rental housing development is generally more financially feasible for owners wishing to intensify the use of existing properties. Clearly changes to property taxes can make a contribution to increasing rental housing supply.

To make it clear that the Act and regulations are intended to apply on a unit basis – not simply to new buildings – and to ensure that provincial property assessors are aware of this when assessing new rental housing, staff have been having discussions with the Ministry of Finance, the local property assessment office and with members of the development industry, and will be requesting written clarification from the Ministry of Finance.

Motion:

(Please note – the actual wording of the motion was changed.)

“That City Council affirm its intention that the new multi-residential tax class be applied to all newly created rental housing units which would otherwise have been assessed as falling within the multi-residential tax class.”

“That City Council request that the Ministry of Finance and Ontario Property Assessment Corporation jointly commit that the new class will be applied to all new rental units created in the City of Toronto which would otherwise have been classed as multi-residential.”

Next Steps:

- Staff to continue monitoring to ensure clarification received.
- Staff to notify key stakeholders in development industry about the clarification.

Contact Name:

Ms. Joanne Campbell, General Manager, Shelter Housing and Support Division,  
392-7885.

(A copy of each of the following attachments to the foregoing briefing note, are on file in the office of the City Clerk:

- Ministry of Finance Backgrounder Document (January 16, 1997), headed "Fair Municipal Finance Act"; and
  - joint report dated September 22, 1998, from the Commissioner of Community and Neighbourhood Services and the Chief Financial Officer and Treasurer, addressed to the Assessment and Tax Policy Task Force.)
- (b) Communication (February 25, 1999) from the City Clerk, advising of the action taken by the Assessment and Tax Policy Task Force at its meeting of February 24, 1999, with respect to the establishment of Tax Ratios for 1999 (See Minute No. 2.77):

Recommendations:

The Assessment and Tax Policy Task Force recommends that:

- (1) the tax ratios of the existing property classes included in Appendix A of the report (February 24, 1999) from the Chief Financial Officer and Treasurer be adopted for the City of Toronto for 1999;
- (2) the tax ratio for the new multi-residential class be the same ratio as the residential class for 1999, as included in Appendix B of the report (February 24, 1999) from the Chief Financial Officer and Treasurer;
- (3) City Council reaffirm its request to the Provincial Government to permit municipalities to extend the maximum period for applying the new multi-residential property class beyond the current eight years so that it can become a permanent tax policy solution;
- (4) the appropriate civic officials be authorized to carry out this action; and
- (5) authority be granted to introduce the necessary Bills in Council to give effect thereto.

The Task Force reports, for the information of Council, having requested the Chief Financial Officer and Treasurer, in consultation with appropriate officials, to review the following Recommendation No. (4) contained in the report (February 24, 1999) from the Chief Financial Officer and Treasurer, and report back in time for consideration in the year 2000, such report to clarify that any tax benefits be passed on to the residential tenant:

- “(4) That, if there have been no building permits issued for this new property class, the Province be requested to amend Ontario Regulation No. 282/98 to include in the description of the new multi-residential property class that the municipality can, by by-law, set an appropriate number of low-rental units within properties eligible for inclusion in this new class.”

Background:

The Assessment and Tax Policy Task Force, on February 24, 1999, had before it a report (February 24, 1999) from the Chief Financial Officer and Treasurer respecting the Establishment of Tax Ratios for 1999 including a Ratio for the New Multi-Residential Property Class.

The Task Force's recommendations are noted above.

(Report dated February 24, 1999,  
from the Chief Financial Officer and Treasurer,  
addressed to the Assessment and Tax Policy Task Force.)

Purpose:

To provide the authority for Council to pass a by-law to establish tax ratios for property classes in the City of Toronto for 1999 and to provide the Task Force with options regarding the tax ratio to be applied to the new multi-residential class. The statutory deadline to pass a by-law is March 15.

Financial Implications:

There are no financial implications with the establishment of the ratios, including the new multi-residential class as there are currently no properties in this proposed new multi-residential property class. However, should there be any budgetary increases for 1999, the full impact would be contained to the residential class.

Recommendations:

- (1) That the tax ratios of the existing property classes included in Appendix A of this report be adopted for the City of Toronto for 1999;
- (2) That the tax ratio for the new multi-residential class be the same ratio as the residential class for 1999, as included in Appendix B of this report;
- (3) That City Council reaffirm its request to the Provincial Government to permit municipalities to extend the maximum period for applying the new



multi-residential property class beyond the current eight years so that it can become a permanent tax policy solution;

- (4) That, if there have been no building permits issued for this new property class, the Province be requested to amend Ontario Regulation No. 282/98 to include in the description of the new multi-residential property class that the municipality can, by by-law, set an appropriate number of low-rental units within properties eligible for inclusion in this new class; and
- (5) That the appropriate civic officials be authorized to carry out this action.

Background:

At its meeting of October 28, 29 and 30, 1998 (Strategic Policies and Priorities Committee Report No. 22, Clause No. 1) Council adopted, among others, a recommendation to create a new multi-residential property class for the City of Toronto beginning with the 1999 taxation year. By-law No. 816-1998 was passed by Council to create the new class in Toronto for 1999.

Council also requested that the Chief Financial Officer and Treasurer “report back to City Council, through the Assessment and Tax Policy Task Force, on the rate which would be applied to the new multi-residential property class”.

In addition, Council is required to establish tax ratios annually, which express the relationship that the tax rate bears between each property class and the residential/farm class. The tax ratio for the residential/farm class is 1.0. The statutory deadline for a municipality to pass a by-law establishing tax ratios for the year is March 15.

Comments:

New Multi-Residential Class

The new multi-residential property class consists of property that would otherwise have been in the multi-residential property class (residential properties with seven or more units) but which units have been built or converted from a non-residential use pursuant to a building permit issued after the bylaw was passed and which units were ready for occupation on or before the day as of which the land is classified for the taxation year. Rental residential buildings with fewer than seven units are currently within the residential/farm class and taxed at that rate.

Ontario Regulation No. 282/98 provides that once a municipality has passed a bylaw to have the new multi-residential class apply within the municipality, it is required to pass a by-law establishing tax ratios under section 363 of the Municipal Act. Ontario Regulation No. 385/98 sets the transition ratios for property classes in the

City and does not set the ratio for the multi-residential property class. This Regulation also sets the allowable ranges for tax ratios for all property classes including new multi-residential property class of 1.0 to 1.1. If Council decides to adopt a tax ratio for the new multi-residential property classes that is outside the allowable range, it must request the Province to amend O. Reg. 385 to prescribe a transition ratio for the new multi-residential property class equal to the desired tax ratio.

However, as the general local levy must be an amount sufficient for payment of the estimated expenditures adopted for the year, a tax rate for 1999 cannot be set for the new multi-residential class until after the budget estimates for 1999 have been adopted (section 367 and 368 of the Municipal Act).

Properties in this new multi-residential property class did not exist in 1997, were not included in any of the capped classes, and, therefore would not be subject to capping nor phase-in. They would be fully taxed at their current value assessment and would be subject to increases if there are budgetary increases. The assessment roll returned for 1999 taxation did not contain current value assessment for any new multi-residential property. Therefore, any new multi-residential property that is ready for occupancy during the 1999 taxation year will not be included in the calculation of the tax rates for 1999. This situation is the same for any tax year when new properties come on stream after the roll returned. Any new multi-residential properties coming on stream during 1999 would create new tax dollars not included in the budget estimates.

Employing a tax ratio that is lower than the current multi-residential tax ratio will not guarantee that affordable multi-unit housing will be constructed or converted. The current regulation does not require affordable low-rental multi-unit residential to be a criteria for properties to be included in the new multi-residential property class. Council may wish to consider requesting the Province to permit the inclusion of a certain number of low-rental units within the new class. Also, any tax ratio adopted for this new multi-residential property class that is not in the range of fairness will require the Province to regulate that ratio as the transition ratio so that it may be used for taxation. The established range of fairness is 1.0 to 1.1.

Three options for setting tax ratios for the new multi-residential property class are discussed. Option 1 is currently permitted under Provincial regulation. Options 2 and 3 would require the Province to regulate new transition ratios.

Option 1:

Adopt the same tax ratio as residential/farm property class. Using this tax rate will decrease effective taxes for properties in the new multi-residential class by about 81 percent in comparison to similar properties in the existing multi-residential property class. This would give a much higher net operating income and higher

return on investment on new multi-residential properties. Developers would see this as a stimulus to new constructions or conversions.

Council may wish to reaffirm its request the of the Province to permit the City the option to extend the maximum period for applying the new multi-residential property class beyond eight years so that it can become a permanent tax policy tool. Existing multi-residential property owners may request the same ratio after the eighth year on the ground of equity and fairness as this legislation was intended to stimulate construction of new multi-residential units and not as a permanent inequitable tax on similar properties.

Arguments against such a low rate would come from the residential property class citing deductibility of multi-residential business expenses such as property taxes, mortgage costs, maintenance and operating costs not available to the residential homeowners.

Option 2:

Adopt a tax ratio that is twice the current residential property class as a permanent solution. This option, having a tax ratio of 2.0 or approximately 38 percent of the multi-residential tax ratio, will yield a 62 percent reduction in the property taxes in comparison to similar properties in the current multi-residential class. This low tax rate of approximately 2.62 percent would increase net operating income, increase higher financing availability, reduce required equity from the investor, thus increase the cash flow and cash-on-cash return. A request to the Province to set the transition ratio at 2.0 would be necessary as the allowable range of fairness for the new multi-residential property class is between 1.0 to 1.1.

The stated reduction and increased return on investment should provide ample incentive to developers in constructing or converting to new multi-residential housing. This tax ratio being twice that of residential tax ratio, should mollify the residential tax payers in that the deductibles are taken into account for these investment properties versus the residential owner non-deductible expenses.

Option 3:

Employ a declining yearly ratio which will be reduced to the residential ratio in the eighth year and request the Province to provide legislation enabling the final ratio to be a permanent solution. The current tax ratio for multi-residential property class is 5.2355 whereas the one for the residential/farm property class is 1.00. Therefore, the tax ratio for the first year would be 4.7061, second year 4.1766, third year 3.6472, fourth year 3.1178, fifth year 2.5883, sixth year 2.0589, seventh year 1.5294 and eighth year at 1.0. A request to the Province to set the initial transition ratio at the first year level would be necessary as the allowable range of fairness for the new multi-residential property class is between 1.0 to 1.1.

Even though the starting tax ratio will be higher than residential tax ratio, this declining ratio option will give incentives to developers in constructing or converting to new multi-residential units as the ratio will be declining annually to a permanent solution of having a tax ratio equal to residential properties.

#### Establishment of 1999 Tax Ratios for Other Existing Property Classes

The City of Toronto is required to pass a by-law annually to establish tax ratios pursuant to subsection 363(3) of the Municipal Act. The deadline to pass a by-law is March 15. Tax ratios express the relationship that the tax rate bears between each property class and the residential/farm class. The tax ratio for the residential/farm class is 1.0. However, as Council adopted the capping provisions under Part XXII.1 of the Act, it is deemed to have established tax ratios for 1999 and 2000 that are the same as those established in 1998 for the capped classes (section 447.4, paragraph 2). Therefore, it is not required to pass a by-law establishing 1999 tax ratios for the commercial, industrial or multi-residential property classes.

*Bill 79, the Fairness for Property Taxpayers Act*, added new provisions for the establishment of tax ratios for 1999 and 2000. Subsection 363(32) paragraph (1) provides that a by-law may not establish a tax ratio for a property class that is different from the tax ratio for the property class for the previous year. An exception is provided for a property class for which the ratio in the previous year, such as the new multi-residential property class discussed previously in this report.

As a result, although the City is required to pass a by-law annually to set ratios the only ratio that will change will be that for the new multi-residential class as it did not exist in 1998. Appendix A contains the ratios for each property class and sub-class for 1999. It is recommended that the ratios be adopted by Council for 1999.

#### Conclusion:

To encourage the development of new rental construction in the City, Council has already created the new multi-residential class. To further create a climate for the construction of units in this new class, Council may wish to adopt a tax ratio for the new class the same as the residential class. This would result in the tax rate for the new class being equal to the residential class. The tax ratios and range of fairness currently prescribed by the Province require the ratio for the new multi-residential class to be virtually the same as the residential ratio, and for this reason and those outlined in this report, it is recommended that the ratio be the same for the new multi-residential class as that for the residential class (Appendix B).

The City of Toronto is required to pass a by-law annually establishing tax ratios. As tax increases and decreases for the commercial, industrial and multi-residential classes were capped in 1998 by Council, the ratios are deemed to be the same for

1999 and 2000. As it is a legislated requirement, it is recommended that the ratios in Appendix A be adopted for the existing classes by Council for 1999.

Contact Names:

Paul Wealleans, 397-4208  
Lynne Ashton, 397-4203

Appendix A

The tax ratios for each property class and each sub-class set out in Column I shall be established as the amount set out in Column II:

Column I (Property Class/Sub-class)	Column II (Tax Ratio)
Residential/Farm	1.0000
Multi-Residential	5.2355
Commercial	4.2759
- Vacant Units and Excess Land	2.9931
- Vacant Land	2.9931
Industrial	5.9685
- Vacant Units and Excess Land	3.8795
- Vacant Land	3.8795
Farmlands	0.2500
Pipelines	1.9231

Appendix B

The tax ratio for the New Multi-Residential Property Class for 1999 as set out in Column I shall be established as the amount set out in Column II:

Column I (Property Class/Sub-class)	Column II (Tax Ratio)
New Multi-Residential	1.0000

**ATTACHMENT NO. 4**

Joint communication dated February 22, 1999, from the Chief Administrative Officer and the Chief Financial Officer and Treasurer, addressed to the Mayor, headed "Clarification of Planning and Financial Management Responsibilities" (See Minute No. 2.79):

On February 2, 3 and 4, 1999, Council made a number of important decisions about the structure and responsibilities of Council committees. These included decisions to:

- (a) create a Policy and Finance Committee, that you chair, and that replaces the Strategic Policies and Priorities Committee and the Budget Committee;
- (b) create a Budget Advisory Committee, chaired by a member of Policy and Finance, to assist the Policy and Finance Committee with the preparation of the annual Operating and Capital estimates; and
- (c) retain an Audit Committee to oversee the corporation's internal audit function.

Council also requested that you and Councillor Miller report in March on what it means to have a time-limited Budget Advisory Committee whose primary role is to prepare the budget.

Council's decisions on the committee structure will help sort out respective political and staff roles in the areas of policy setting and financial management of the corporation. Clear responsibilities for planning, financial management and independent review are essential to ensuring accountability for program delivery, monitoring and assessment. In general, we see a fairly clear distinction between the roles of Council and staff in achieving this.

Council provides policy direction and is held accountable by the public for the direction that it sets and the results that follow. This means that Council authorizes the allocation of resources to specific programs through the approval of the Operating and Capital Budgets. Council sets out the procedures for spending allocated resources through its approval of the Financial Control By-law. Annually, Council is assured that the funds have been spent consistent with the Council-approved program appropriations. In summary, Council authorizes plans for program expenditures, ensures adequate checks and balances are in place before funds are expended, and is assured annually of the propriety of program expenditures through the audit function and ongoing program reviews. In this way, Council is assured of effective financial control with accountability mechanisms in place.

Staff are responsible for the delivery and implementation of Council's directions, that is, within program appropriations and within the rules set out by Council. This means that the staff establish the appropriate administrative policies, systems, structures and internal controls to implement Council's goals and objectives and to provide value for money. Staff are also responsible for managing the implementation of programs.

As the head of the administration, the Chief Administrative Officer is accountable to you and Council for the delivery and implementation of Council's will. The Chief Administrative Officer can best exercise this responsibility if Council understands that staff are responsible for the day-to-day management and program delivery. The Commissioners and the Chief Administrative Officer are responsible for informing Council and Committees about how programs are being delivered, monitored and assessed. Standing Committees need to know what is happening on an ongoing basis in order to monitor the effectiveness of existing policies and to assist them in developing new policies.

Here's how we think the adoption of the new, more streamlined committee structure moves us forward within this context of clearly defined responsibilities and accountability:

- (1) The Policy and Finance Committee has clear responsibility for recommending the budget. This Committee sets the financial priorities and recommends the rules of the game (via Financial Control By-laws, etc.). Once Council has approved the budget, requests for in-year changes should only occur on a very exceptional basis and would be made through this Committee. Policy and Finance is the finance committee of Council. The Policy and Finance Committee monitors in-year performance of the City's programs through its regular review of budget variance reports.
- (2) A Budget Advisory Committee assists the Policy and Finance Committee in developing the annual Capital and Operating Budgets. It engages in the detailed, intensive review of the program budget requests before providing advice to the Policy and Finance Committee on the budget submission to Council. The Budget Advisory Committee functions like a focused working group. It need only meet for the duration of the budget preparation process as determined by the Policy and Finance Committee. It is expected that the Budget Advisory Committee will meet on a regular basis between September or October and March. During the other five or six months of the year, staff are gathering new information to present to the Budget Advisory Committee in the next year's cycle. This time is also used to implement the directions taken as part of the last budget. It is, therefore, unnecessary for the Budget Advisory Committee to meet during this period. The Budget Advisory Committee does not have any other financial control responsibilities. It does not review in-year requests or monitor in-year programs and operations. These are the responsibilities of the Policy and Finance and other Standing Committees respectively.
- (3) Standing Committees each have services which they oversee. Standing Committees monitor the ongoing delivery of programs and emergence of issues within their jurisdiction. They recommend program changes and

develop policies. In general, their recommendations should not result in any in-year budget changes. Recommended program changes form part of the mix of priorities to be taken into consideration in the preparation of future budgets.

- (4) The Audit Committee assures Council that funds have actually been spent on the basis of program appropriations that were approved by Council and ensures that financial controls are operating in an appropriate fashion. The Auditor is accountable to the Audit Committee for reviewing and assessing programs on a regular basis to ensure that expenditures are consistent with Council-approved objectives, by-laws and procedures. The Auditor also reports to the Audit Committee on any system control problems and any program reviews which suggest ways to improve on performance.
- (5) The Chief Administrative Officer is held accountable by the Policy and Finance Committee for ensuring that proper planning and financial management structures and processes are in place and for delivering on the approved budget.
- (6) The Chief Financial Officer and Treasurer has a statutory responsibility to maintain proper books of accounts for the corporation, ensure that appropriate financial controls, checks and balances are built into the system and ensure that the City has a budget which can be used to set the mill rate.
- (7) The Commissioners are held accountable by the Standing Committees for program delivery within their areas of responsibility.

Within this structure, each player has a distinct role, clear responsibilities and accountability. It is an improvement over the interim structure in which the roles of the Strategic Policies and Priorities Committee, Budget Committee, Audit Committee, Standing Committees and staff were confused.

We look forward to discussing these comments with you further as you and Councillor Miller develop your report to Council in March on the Budget Advisory Committee.

#### **ATTACHMENT NO. 5**

Report dated December 24, 1998, from the Chairman, Toronto Police Services Board, headed "Request to Re-Open City Council Decision of November 25, 26 and 27, 1998, Regarding 'Legal Counsel - Coroner's Inquest into the Death of Edmond Yu'" (See Minute No. 2.80):

Recommendation:



It is recommended that City Council re-open Clause No. 3 of Report No. 17 of The Corporate Services Committee, headed "Legal Counsel - Coroner's Inquest into the Death of Edmond Yu", which was adopted, as amended, by the Council of the City of Toronto at its meeting held on November 25, 26 and 27, 1998.

Council Reference/Background/History:

At its meeting on December 15, 1998, the Toronto Police Services Board discussed Clause No. 3 of Report No. 17 of The Corporate Services Committee, headed "Legal Counsel - Coroner's Inquest into the Death of Edmond Yu", which was adopted, as amended, by the Council of the City of Toronto at its meeting held on November 25, 26 and 27, 1998 and repeated here as follows:

"The Corporate Services Committee recommends that City Council instruct the City Solicitor not to represent the Police Services Board, the Police Chief and the Police Officers in the Edmond Yu inquest, and in any inquest in the future in which the conduct of individual police officer(s) may become an issue."

Council amended this Clause by adding thereto the following:

"It is further recommended that Council urge the Police Services Board to consider sending separate legal counsel to the Edmond Yu inquest after the Divisional Court decision."

The Police Services Board also discussed the legal and financial impact that the above-noted Council decision would place upon the Board.

The Police Services Board subsequently approved the following Motion:

"That the Board send a public report to Toronto City Council requesting that its earlier decision regarding legal counsel at any future inquest be re-opened for further consideration."

A copy of the Board Minute, which includes a financial summary of inquests (with participation from the Police Services Board) held since 1992 and a copy of Clause No. 3 noted above, is appended as "Attachment A" to this report.

Conclusion:

It is therefore recommended that Council re-open Clause No. 3 so that further consideration is given to this matter. Chairman Norman Gardner will be available to answer any questions that Members of Council may have.

Contact Name and Telephone Number:

Norman Gardner, Chairman, Toronto Police Services Board, 808-8080.

(A copy of "Attachment A", referred to in the foregoing report from the Chairman of the Police Services Board, is on file in the office of the City Clerk.)