

## CERTIFICATE OF AMENDMENTS

Certified to be a true copy of amendments to:

Report No. 7 of The Administration Committee,  
Report No. 8 of The Administration Committee,  
Report No. 3 of The Community Services Committee,  
Report No. 4 of The Economic Development and Parks Committee,  
Report No. 4 of The Policy and Finance Committee,  
Report No. 3 of The Planning and Transportation Committee,  
Report No. 6 of The Works Committee,  
Report No. 7 of The Works Committee,  
Report No. 3 of The East York Community Council,  
Report No. 3 of The Etobicoke Community Council,  
Report No. 4 of The North York Community Council,  
Report No. 5 of The North York Community Council,  
Report No. 3 of The Scarborough Community Council,  
Report No. 4 of The Scarborough Community Council,  
Report No. 5 of The Toronto Community Council,  
Report No. 6 of The Toronto Community Council,  
Report No. 4 of The York Community Council,  
Report No. 2 of The Audit Committee,  
Report No. 1 of The Board of Health,  
Report No. 2 of The Nominating Committee, and  
Report No. 3 of The Striking Committee,

and Notices of Motions, as adopted by the Council of the City of Toronto at its meeting held on April 11, 12 and 13, 2000.

### **REPORT NO. 7 OF THE ADMINISTRATION COMMITTEE**

#### **Clause No. 1 - "Councillor's Use of Corporate Vehicles".**

Council adopted the following recommendations:

"It is recommended that:

- (1) as recommended by the Budget Advisory Committee, the Council transportation service be reduced by removing one car and driver from service on September 1, 2000, and the Executive Director of Human Resources be directed not to sever off the displaced driver, but to re-deploy the driver within the City of Toronto; and

- (2) no further additional increases to the Councillors' Global Office Budget, as a result of the adoption of any reduction in transportation service for Council, be supported.”

**REPORT NO. 8 OF THE ADMINISTRATION COMMITTEE**

**Clause No. 1 - “Process to Establish New Community Council Boundaries – All Wards”.**

The Clause was amended by:

- (1) amending the joint report dated March 8, 2000, from the Chief Administrative Officer and the City Clerk, by:

- (a) deleting from Recommendation No. (4) the words “public open houses” and inserting in lieu thereof the words “public meetings”, and amending the balance of the report accordingly; and
- (b) deleting the proposed schedule of public meetings and inserting in lieu thereof the following new schedule of public meetings:

“May 1            Scarborough Civic Centre  
                      York Civic Centre

May 4            East York Civic Centre  
                      Etobicoke Civic Centre

May 8            North York Civic Centre or Toronto City Hall”; and

- (2) adding thereto the following:

“It is further recommended that the City Clerk be requested to:

- (a) establish a further date for a public meeting for either Toronto City Hall or North York Civic Centre;
- (b) adjust the dates of the public meetings to accommodate the needs of the Community Councils; and
- (c) provide copies of the original recommendations of the Special Committee to Review the Final Report of the Toronto Transition Team respecting Community Council boundaries at all public meetings.”

**Clause No. 2 - “Final Report of the Bingo Task Force”.**

The Clause was amended by striking out and referring Recommendation No. (12) of the Administration Committee to the Bingo Advisory Committee for further consideration, viz.:

“(12) the total operating budget of a charitable organization, to be raised through bingo revenue, based on financial need, taking into consideration the previous year’s operating budget, be set at a maximum of 50 percent or \$100,000.00 per bingo licence and that service clubs be exempt from the cap;”.

**Clause No. 3 - “Initiation of the Provincial Offences Court Transfer”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) the City Solicitor be requested to submit a detailed report to the Administration Committee on the obligations of Councillors under the Provincial Offences Act; and
- (2) City Council support, in principle, a model that promotes service delivery on a decentralized basis, and that consideration be given to improving accessibility to First Appearance Facilities through the eventual service model.”

**Clause No. 4 - “Portion of Stormwater Channel Adjacent to 11 Grand Marshall Drive – Permission to Include Water Course Lands in Application for Official Plan and Zoning By-law Amendments and Declare Surplus (Ward 18 – Scarborough Malvern)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Chief Planner and the Commissioner of Works and Emergency Services be requested to investigate permeable approaches to the watercourse management, if possible, as the development is processed further, and report thereon to the Scarborough Community Council.”

**Clause No. 8 - “Future Use of the Dempsey Store (Ward 10 - North York Centre)”.**

Consideration of the Clause was deferred to the next regular meeting of City Council scheduled to be held on May 9, 2000; and Council directed that, in the interim, a Committee, consisting of Councillors Feldman, Filion, Flint, Gardner and Jakobek, be established to assess the merit of utilizing Dempsey House as a facility for Autistic children, in addition to the purposes for which it is used currently, and to report thereon directly to City Council.”

**Clause No. 12 - “Renewal of Senior Staff Contracts”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the confidential report dated April 6, 2000, from the Chief Administrative Officer, embodying the following recommendation, be adopted:

‘It is recommended that the employment of Mr. Alan Speed, in the position of Fire Chief, be continued beyond the end of the current employment contract, subject to successful negotiation of a new employment contract.’ ”

City Council, at the in-camera portion of its meeting held on April 11, 12 and 13, 2000, also issued confidential instructions to staff, such instructions to remain confidential in accordance with the provisions of the Municipal Act, having regard that they relate to personnel matters.

**Clause No. 16 - “Terms of Reference for the Office Consolidation Working Groups”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Commissioner of Corporate Services, in concert with the Chief Administrative Officer, be requested to ensure that the previous Council directive to include community representatives as active participants in the process is respected.

**Clause No. 17 - “Other Items Considered by the Committee”.**

The Clause was received as information, subject to striking out and referring Item (1), entitled “Conditions of Employment - Council Staff Members”, embodied therein, back to the Administration Committee for further consideration at its next meeting scheduled to be held on April 25, 2000.

**REPORT NO. 3 OF THE COMMUNITY SERVICES COMMITTEE**

**Clause No. 1 - “Provincial Zero Tolerance Policy for Social Assistance Fraud”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) the Province of Ontario be requested to include an appeal process in the legislation pertaining to the implementation of a lifetime ban for individuals convicted of social assistance fraud; and

- (2) the Commissioner of Community and Neighbourhood Services and the City Solicitor be requested to submit a joint report to the Community Services Committee on what legal action the City of Toronto could undertake in this regard, such report to include an opinion on whether the proposed legislation to implement a lifetime ban for individuals convicted of social assistance fraud is ultra vires, having regard that it legislates into the Criminal Code area which is within federal jurisdiction.”

**Clause No. 6 - “Housing Devolution Issues for Provincial Legislation”.**

The Clause was amended by adding to Recommendation No. (2)(b) embodied in the report dated March 8, 2000, from the Commissioner of Community and Neighbourhood Services, the words “unless there is a viable business plan to replenish and reinvest the proceeds of any sale of public housing assets or any savings from contracting out property management into additional affordable housing opportunities within the City of Toronto”, so that such recommendation shall now read as follows:

- “(2)(b) that Ontario Housing Corporation not make major decisions on public housing (such as on sale of properties or contracting out of property management) without the concurrence of the affected municipality (CMSM), unless there is a viable business plan to replenish and reinvest the proceeds of any sale of public housing assets or any savings from contracting out property management into additional affordable housing opportunities within the City of Toronto;”.

**REPORT NO. 4 OF THE ECONOMIC DEVELOPMENT AND PARKS COMMITTEE**

**Clause No. 1 - “Results of the ‘Nations in Bloom 1999’ Competition (All Wards)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that City Council convey its appreciation to Mrs. Fiona Campbell and staff of the Economic Development, Culture and Tourism Department for their efforts in this regard.”

**Clause No. 3 - “Tourism Partnership Agreement with Tourism Toronto (All Wards)”.**

The Clause was amended by:

- (1) deleting Recommendation No. (1)(a) of the Economic Development and Parks Committee, viz.:
  - “(a) amending the fourth bullet in Item No. 1.2 of the Tourism Partnership Agreement, entitled ‘Services in Support of City-wide Corporate Objectives’, by adding ‘Niagara Falls’ to the list of high profile locations;”;

- (2) deleting from Recommendation No. (2) of the Economic Development and Parks Committee the words “Tourism Toronto” and inserting in lieu thereof the words “the City of Toronto to promote tourism in Toronto, and the City of Toronto work in conjunction with Tourism Toronto and other activities, events and organizations that promote tourism in Toronto”, so that such recommendation shall now read as follows:

“(2) that City Council request the Provincial Government to harmonize the sales tax in hotels from 5 percent to 8 percent and ensure that the 3 percent difference is dedicated to the City of Toronto to promote tourism in Toronto, and the City of Toronto work in conjunction with Tourism Toronto and other activities, events and organizations that promote tourism in Toronto.”; and

- (3) adding thereto the following:

“It is further recommended that the Mayor be requested to approach the Premier of Ontario to secure an agreement to give effect to the recommendations embodied in this Clause.”

**Clause No. 4 - “Tourist Attraction Directional Signage (All Wards)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism, in consultation with Tourism Toronto and the culture agencies, be requested to develop a very limited palette of signage to advertise tourism attractions in the City of Toronto and report thereon to the Economic Development and Parks Committee, such report to be drafted in consultation with the Commissioner of Works and Emergency Services.”

**REPORT NO. 4 OF THE POLICY AND FINANCE COMMITTEE**

**Clause No. 3 - “Toronto Hydro Shareholder Matter”.**

The Clause was received; and Council adopted the following recommendations:

“It is recommended that:

- (1) pursuant to the existing Shareholder Direction, the Chief Administrative Officer and the Chief Financial Officer and Treasurer, in consultation with the Chair and Vice-Chair, Toronto Hydro, and appropriate Hydro officials, be requested to submit a report to the Works Committee and the Policy and Finance Committee, for report thereon to Council for its meeting scheduled to be held on May 9, 2000, if possible, on the general business direction of Toronto Hydro, including its proposed strategies for:
- (a) expansion of electrical distribution through mergers, acquisitions or otherwise, outside the City of Toronto;

- (b) telecommunications, including any proposed strategies to go into the business of providing voice, data or other applications;
  - (c) electrical or other energy services;
  - (d) electricity generation and/or co-generation; and
  - (e) its operating principles respecting energy efficiency, environmental improvements, urban forest, minimizing street furniture and replacing overhead wires and cables with underground installations; and
- (2) the Chief Administrative Officer be requested to organize a workshop/briefing session for interested Members of Council on these matters before the May 9, 2000 meeting of City Council, if possible.”

**Clause No. 5 - “Standards of Care in Retirement and Lodging Homes - Additional Resource Requirements”.**

The Clause was struck out and referred back to the Policy and Finance Committee for further consideration.

**Clause No. 7 - “Environmental Task Force – Environmental Plan ‘Clean, Green and Healthy – A Plan for an Environmentally Sustainable Toronto’ ”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the recommendations embodied in the communication dated March 22, 2000, from Councillor Pantalone, Tree Advocate, be adopted, viz.:

“It is recommended that the City support the efforts of the Council’s Tree Advocate to:

- (a) improve the health of the City’s Urban Forest;
- (b) implement an annual program of tree planting;
- (c) continue to develop an ecosystem approach to urban forest management;
- (d) further develop a comprehensive urban forest plan to preserve, protect and enhance Toronto’s urban forest;
- (e) work towards ensuring co-operation amongst City departments, with utility companies and developers, to protect existing trees, preserve available planting space/soft surface and minimize soil compaction;
- (f) develop a protocol to guide planting non-native species and removing invasive, exotic vegetation on City property;

- (g) continue the active support for the planting of diverse native species along streets, in parks and on private property;
- (h) eliminate cosmetic use of chemical pesticides;
- (i) ensure that City Urban Forestry staff and contractors are properly trained in preventative and preservationist tree care methods;
- (j) protect trees rooted in private property;
- (k) allocate resources to raise public awareness about the value of our urban forest and facilitate active community stewardship through community-based social marketing;
- (l) provide incentives for private property owners to protect, restore and expand natural areas/habitat on their own property;
- (m) encourage the composting or mulching of leaf litter on private property;
- (n) continue to facilitate community forest stewardship in residential neighbourhoods, by providing training and volunteer opportunities for residents;
- (o) provide more opportunities for community groups to network and co-ordinate efforts with each other and with the City of Toronto; and
- (p) protect Toronto's Urban Forest and to implement an enhanced program of tree maintenance and tree planting in co-operation with community groups."

**Clause No. 9 - "Sustainability Roundtable Membership".**

The Clause was amended by adding thereto the following:

"It is further recommended that the Toronto Region and Conservation Authority be included under the category entitled 'Environment Sector' in List A, as embodied in the communication dated March 14, 2000, from the City Clerk."

**Clause No. 13 - "Education Rates for 2000 Final Levy".**

The Clause was amended by adding thereto the following:

"It is further recommended that the Chief Financial Officer and Treasurer be requested to submit reports to the Budget Advisory Committee on:

- (1) the tax room created from the reduction in the education tax rates, and the City of Toronto's capacity to use it to offset provincial downloading; and
- (2) the impacts the additional 10 percent education tax cut would have on the phasing-in of Current Value Assessment."



**Clause No. 14 - “Designation of the Medical Officer of Health as a Director of the Toronto Atmospheric Fund”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be appointed to the Board of Directors of the Toronto Atmospheric Fund, and that authority be granted for the introduction of the necessary bill in Council to give effect thereto.”

**REPORT NO. 3 OF THE PLANNING AND TRANSPORTATION COMMITTEE**

**Clause No. 1 - “Car Sharing Initiatives”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the report dated April 5, 2000, from the Commissioner of Works and Emergency Services, be adopted, subject to adding thereto the following new Recommendation No. (4) and re-numbering the remaining recommendation accordingly:

- ‘(4) the number of “blanket” parking permits be limited to 16, with any increase in the number of such permits to be reviewed in one year’s time, and the Commissioner of Works and Emergency Services be requested to submit a report to the Planning and Transportation Committee, at that time, on the effects of the “blanket” parking permits on the availability of permit-parking spaces, and outlining any further recommendations in this regard, if required.’,

so that the recommendations embodied in such report shall now read as follows:

‘It is recommended that, should City Council approve the issuance of a “blanket” parking permit for the AutoShare Programme, it is recommended that:

- (1) blanket permits be applicable for those streets within designated permit parking areas;
- (2) in the case of street specific permit parking, a blanket permit not be issued; a permit be issued for the specific street only when spaces are available;
- (3) the first year fee for AutoShare parking permits be waived;
- (4) the number of “blanket” parking permits be limited to 16, with any increase in the number of such permits to be reviewed in one year’s time, and that the Commissioner of Works and Emergency Services be requested to report to the Planning and Transportation Committee at that time, on the effects of the “blanket” parking permits on the availability of permit-parking spaces, together with any further recommendations if necessary; and

- (5) authority be granted for the appropriate City Officials to take the necessary action to give effect thereto, including the introduction in City Council of any bills that might be necessary.’ ”

**Clause No. 2 - “Refining Qualifications for Taxi Natural Gas Extension”.**

The Clause was amended by adding thereto the following:

“It is further recommended that natural gas fuel taxis be required to maintain acceptable emission standards throughout their tenure as taxis and to provide evidence of emission testing, annually, to the Municipal Licensing and Standards Division of the Urban Development Services Department, during the two-year extension period.”

**Clause No. 3 - “Steeles Avenue Boundary Road Agreement with the Region of York”.**

The Clause was struck out and referred to the Etobicoke, North York and Scarborough Community Councils for further consideration and report thereon to the Planning and Transportation Committee.

**Clause No. 5 - “Other Items Considered by the Committee”.**

The Clause was received as information, subject to striking out and referring Item (b), entitled “Discussion on the Implications of the Supreme Court Decision – Ingles v. Tutkaluk Construction Ltd. and the Corporation of the City of Toronto”, back to the Planning and Transportation Committee for further consideration and the hearing of deputations.

**REPORT NO. 6 OF THE WORKS COMMITTEE**

**Clause No. 1 - “Collection and Reuse or Recycling of White Goods and Scrap Metals in the City of Toronto”.**

The Clause was amended by adding thereto the following:

“It is further recommended that Recommendation No. (1) embodied in the joint report dated March 6, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, be adopted, viz.:

- ‘(1) authority be granted to award Quotation No. 6033-00-7037 to the lowest bidder, Turtle Island Recycling Co. Ltd., for the collection of white goods and scrap metals, at a total estimated annual cost of \$335,368.00;’.”

**Clause No. 2 - “Garbage and Recycling Service for Small Commercial Locations: Collecting of Outstanding Service Fees, and ‘Waste Audit’ Pilot Project”.**

The Clause was amended by adding thereto the following:

“It is further recommended that:

- (1) the Chief Financial Officer and Treasurer, the Chief Administrative Officer and the Commissioner of Works and Emergency Services be requested to submit a joint report to the Works Committee on the most efficient way of collecting garbage from small businesses, including the possibility of pre-payment;
- (2) the Chief Financial Officer and Treasurer, the City Solicitor and the Commissioner of Works and Emergency Services be requested to submit a joint report to the Works Committee, in June 2000, outlining the most efficient way of fining and collecting from businesses that contravene City by-laws relating to the handling of residual solid waste;
- (3) the Medical Officer of Health be requested to submit a report, through the Commissioner of Works and Emergency Services, to the Works Committee, in June 2000, outlining the authority of the City of Toronto under the Health Protection and Promotion Act;
- (4) the Commissioner of Works and Emergency Services be requested to:
  - (a) review the collection procedure and submit a report to the Works Committee recommending amendments that would facilitate not only the collection of waste but revenue collection as well;
  - (b) contact Business Improvement Areas and Business Associations, where applicable, to apprise them of the issue and seek their assistance in this regard; and
  - (c) include, in the consultations, members of the BIA office of the Economic Development, Culture and Tourism Department; and
- (5) the following motion be referred to the Commissioner of Works and Emergency Services for consideration:

Moved by Councillor Chong:

‘It is further recommended that the Commissioner of Works and Emergency Services be authorized to retain the services of a collection agency to collect the outstanding debt.’ ”

**Clause No. 8 - “Ultra Low Flush Toilet Program”.**

Council adopted the following recommendations:

“It is recommended that:

- (1) the City of Toronto impose a condition on the grants for the Ultra Low Flush Toilet program, that the applicant cannot apply the capital/installation costs in any above-guideline rent increase application; and
- (2) previous applicants be advised that they cannot utilize their successful previous application for any above-guideline rent increase if they want to be considered for future grants.”

**Clause No. 9 - “Universal Metering - Public Notification”.**

The Clause was amended by striking out and referring Recommendation No. (3) of the Works Committee back to the Works Committee for further consideration, viz.:

- “(3) each Ward Councillor be notified of the names of any customers with increases in flat rate bills as a result of refusing a meter, prior to such increases;”;

and further that:

- (a) the City Clerk and the City Solicitor be requested to submit a joint report to the Works Committee on ways the City of Toronto can ensure that homeowners and residents have been notified fully of the issue and on whether or not they want a meter; and
- (b) the City Solicitor be directed to seek a legal opinion from outside legal counsel, Mr. George Rust D’Eye, in this regard.

**Clause No. 18 - “Bridge Railing on Governor’s Road Bridge Over Moore Park Ravine (East York and Midtown)”.**

The Clause was amended:

- (1) in accordance with the following recommendation embodied in the report dated April 5, 2000, from the Commissioner of Works and Emergency Services:

“It is recommended that Council amend the recommendations of the Works Committee by adding a stipulation that the proposed railing on the rehabilitated Governor’s Road Bridge meet the Ontario Highway Bridge Design Code – 3rd Edition, through a composite design as described herein.”; and

(2) by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to initiate discussions with the Ontario Ministry of Transportation on the feasibility of providing a means for professional discretion for City of Toronto Officials in interpretation and implementation of the standards of the Ontario Bridge Code when the City is rehabilitating low speed, low volume bridges in the City of Toronto.”

**Clause No. 29 - “Jane Street North of Bloor Street West - Traffic Concerns in the Vicinity of St. Pius X Catholic School (York Humber, High Park)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to conduct studies on Ardagh and Colbeck Streets, before and after the change of speed limit on Jane Street, to determine if volume and speed of traffic is affected by the change.”

#### **REPORT NO. 3 OF THE EAST YORK COMMUNITY COUNCIL**

**Clause No. 2 - “Florida Restaurant Boulevard Café/Patio - 940 Pape Avenue Extension of the Hours that Alcoholic Beverages Can Be Served on the Patio”.**

The Clause was struck out and referred back to the East York Community Council for further consideration and public consultation.

#### **REPORT NO. 3 OF THE ETOBICOKE COMMUNITY COUNCIL**

**Clause No. 12 - “Request for Amendment to Chapter 215 (Signs) Etobicoke Municipal Code - Woodbine Racetrack, 555 Rexdale Boulevard (Rexdale-Thistletown)”.**

The Clause was amended by adding thereto the following:

“It is further recommended that the report dated April 11, 2000, from the Commissioner of Urban Development Services, embodying the following recommendation, be adopted:

‘It is recommended that the request from Pattison Outdoor Signs, for referral of the subject amendment to the Etobicoke Municipal Code, not be granted.’ ”

**Clause No. 20 - "Amendment to the Etobicoke Official Plan and Zoning Code PPG Canada Inc. and the Toronto Catholic District School Board, 3672 and 3730 Lake Shore Boulevard West, File No. Z-2305 (Lakeshore-Queensway)".**

The Clause was amended by adding thereto the following:

"It is further recommended that:

- (1) City Council adopt the following Option No. (1) embodied in the confidential report dated April 11, 2000, from the Commissioner of Corporate Services, such report to remain confidential, save and except the recommendations and Option No. (1) embodied therein, having regard that the report contains information protected by Section 10 of the Municipal Freedom of Information and Protection of Privacy Act:
  - '(1) Consent to the Toronto Catholic District School Board's (TCDSB) request to release the restrictive covenants contained in Instrument No. Etobicoke 374341, without compensation, subject to the terms proposed by TCDSB in the April 7, 2000 letter.';
- (2) approval be given to release the restrictive covenants contained in Instrument No. Etobicoke 374341, without compensation to the City, conditional and upon substantial performance of the contract for the completion of the Loblaws development within two years of this Council approval;
- (3) the Commissioner of Corporate Services and other appropriate staff be directed to meet with representatives of the TCDSB to enter into an agreement that will provide access to Christ the King Catholic School for community programming;
- (4) the Commissioner of Corporate Services and other appropriate staff be directed to meet with representatives of the TCDSB to negotiate the appropriate terms of an agreement for a joint venture should TCDSB enter into a process for a new Christ the King Catholic School and report back on such negotiations;
- (5) the TCDSB be requested to use any funds realized from the sale of 3672 Lake Shore Boulevard West for educational purposes in the immediate community;
- (6) the City Solicitor be authorized to prepare the necessary documentation to give effect thereto; and
- (7) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto."

**REPORT NO. 4 OF THE NORTH YORK COMMUNITY COUNCIL**

**Clause No. 1 - "Ontario Municipal Board Decision and Legal Proceedings – 15 - 17 Lorraine Drive - North York Centre".**

Council adopted the following recommendations:

"It is recommended that:

- (a) the confidential report dated February 8, 2000, from the City Solicitor, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to Solicitor/Client privilege, save and except the following Recommendations Nos. (1), (2) and (5) embodied therein:
  - '(1) the City Solicitor be instructed to abandon the City's application for leave to appeal to the Divisional Court the decision of the Ontario Municipal Board respecting 15 to 17 Lorraine Drive;
  - (2) the City Solicitor be authorized to oppose the Application for Judicial Review brought by the Edithvale Yonge Residents' Association respecting the use of "approximately" by the Committee of Adjustment – North District and its interpretation by the Chief Building Official;
  - (5) the Commissioner of Urban Development Services report to North York Community Council upon the potential for builders to circumvent the intent of the Zoning By-law;
    - (a) by constructing building components (such as mechanical penthouses) which are exempt from the calculation of density and then converting these exempt areas to residential density;
    - (b) by constructing density specifically designated as "bicycle storage space" and then using that density for general storage; andpossible amendments to the Zoning By-law or Official Plan to address any such potential misuse of density exemptions and permissions.';
- (b) the Chief Building Official be instructed to immediately discontinue the practice of using the word 'approximately' in Committee of Adjustment variances and interpreting that word so as to grant building permits up to 2 percent larger than the entire building; and
- (c) the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee on ways and means of prohibiting mechanical space from being turned into living space, in future applications, without such space being counted toward density or gross floor area."

**REPORT NO. 5 OF THE NORTH YORK COMMUNITY COUNCIL**

**Clause No. 24 - “Stopping Prohibitons – Bonnington Place – North York Centre”.**

The Clause was amended by deleting from the recommendation embodied in the report dated March 3, 2000, from the Director, Transportation Services, District 3, the times “3:00 p.m. and 6:00 p.m.”, and inserting in lieu thereof the times “8:00 a.m and 6:00 p.m.”, so that such recommendation shall now read as follows:

“It is recommended that Schedule IX of By-law No. 31001, of the former City of North York, be amended to prohibit stopping between 8:00 a.m. and 6:00 p.m., Monday to Friday, on both sides of Bonnington Place, from the southerly limit of Sheppard Avenue East to the northerly limit of Lyndale Drive.”

**REPORT NO. 3 OF THE SCARBOROUGH COMMUNITY COUNCIL**

**Clause No. 1 - “Billboard Signs Court Case”.**

The Clause was amended by striking out the recommendation of the Scarborough Community Council and inserting in lieu thereof the following:

“It is recommended that the confidential report dated February 24, 2000, from the City Solicitor, wherein it is recommended that City Council abandon the appeal, be adopted, the balance of such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information pertaining to litigation or potential litigation.”

**REPORT NO. 4 OF THE SCARBOROUGH COMMUNITY COUNCIL**

**Clause No. 8 - “Proposed Addition of Gates at CN Railway Crossing on Progress Avenue – Mile 56.74 Uxbridge Subdivision Cost-Sharing Agreement (Ward 15 – Scarborough City Centre)”.**

The Clause was amended by deleting Recommendation No. (1) embodied in the report dated March 8, 2000, from the Director of Transportation Services, District 4, and inserting in lieu thereof the following new Recommendation No. (1):

“(1) the City of Toronto enter into a cost-sharing agreement with Canadian National Railway Company, substantially in the form attached hereto, including the payment of 12.5 percent of the cost of the installation of safety warning gates (approximately \$26,035.75) and approximately 50 percent of the ongoing maintenance costs at the Canadian National Railway Crossing on Progress Avenue, between Midland Avenue and Kennedy Road;”.



- Clause No. 20** - **“Request for Direction, Zoning By-law Amendment Application SC-Z19990015, 546958 Ontario Limited, 4711 Steeles Avenue East, Milliken Employment District, (Ward 17 - Scarborough Agincourt)”**.

Council adopted the following recommendation:

“It is recommended that the confidential report dated March 30, 2000, from the City Solicitor, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to litigation or potential litigation, save and except the following recommendations embodied therein:

‘It is recommended that:

- (1) City Council direct the City Solicitor to not oppose removal by the Ontario Municipal Board of the holding provision (H) in Zoning By-law No. 711-1999 (applied by Exception No. 521) and to request the Board to withhold its Order so amending the Zoning By-law until such time as site plan approval has been given on plans and drawings showing the location of all buildings and structures on the property, and a site plan agreement has been entered into between the City and the owner and registered on title; and
- (2) the Director of Community Planning, East District, consider the taking of an appropriate widening of Steeles Avenue as a condition of site plan approval on this property.’ ”

#### **REPORT NO. 5 OF THE TORONTO COMMUNITY COUNCIL**

- Clause No. 1** - **“Additional Street Lighting – Dalhousie and Mutual Streets (Between Shuter and Gould Streets) (Downtown)”**.

The Clause was amended by adding thereto the following:

“It is further recommended that the recommendation of the Policy and Finance Committee embodied in the communication dated March 28, 2000, from the City Clerk, that the source of funds for the installation of additional street lighting on Dalhousie and Mutual Streets be derived from the 2000 Capital Budget of the Works and Emergency Services Department, be adopted.”

**Clause No. 5 - "Settlement of Prior Agreements with Toronto Port Authority".**

The Clause was amended by inserting in Recommendation No. (2) of the Toronto Community Council, after the words "be adopted", the words "subject to adding thereto the words 'or that the residual funds be released to the City by the Toronto Port Authority and that the funds be used solely for the construction and maintenance of the dockwall and water's edge promenade at the 30 Stadium Road site' ", so that such recommendation shall now read as follows:

- "(2) the recommendation contained in the confidential communication (March 23, 2000) from Councillor Chow be adopted, subject to adding thereto the words 'or that the residual funds be released to the City by the Toronto Port Authority and that the funds be used solely for the construction and maintenance of the dockwall and water's edge promenade at the 30 Stadium Road site'; and further that;"

so that the recommendation embodied in the confidential communication (March 23, 2000) from Councillor Chow, shall now read as follows:

"That the residual funds of \$780,000.00 in the Toronto Port Authority maintenance account be included as part of the City's contribution to the TPA's 2000 Operating Budget or that the residual funds be released to the City by the Toronto Port Authority and that the funds be used solely for the construction and maintenance of the dockwall and water's edge promenade at the 30 Stadium Road site."

**Clause No. 11 - "Requests for Endorsement of Events for Liquor Licensing Purposes".**

The Clause was amended by adding thereto the following:

"It is further recommended that City Council advise the Alcohol and Gaming Commission of Ontario that it is aware of the event taking place at the Mayfair Lakeshore Racquet & Fitness Club located at 801 Lake Shore Boulevard East, from May 1, 2000, to May 8, 2000, and has no objection to such event taking place."

**Clause No. 17 - "Pedestrian Crossover Woodbine Avenue at Cassels Avenue (East Toronto)".**

Council adopted the following recommendations:

"It is recommended that:

- (1) a pedestrian crossover (PXO) be installed on Woodbine Avenue at Cassels Avenue, provided staff are sure the PXO is safe;
- (2) the installation of this PXO not take priority over any other crosswalk request;

- (3) the appropriate City Officials be authorized and directed to take any actions necessary to implement the foregoing, including the introduction of any Bills in Council that may be required to give effect thereto; and
- (4) the Commissioner of Works and Emergency Services be requested to submit a report to the Toronto Community Council, six months after the installation of the PXO, on the safety concerns previously raised.”

**Clause No. 23 - “Site Plan Approval - 10 Scrivener Square (Formally Known as 1121 and 1123 Yonge Street) (Midtown)”.**

Consideration of the Clause was deferred to the next regular meeting of City Council scheduled to be held on May 9, 2000.

**Clause No. 24 - “Site Plan Approval – 1117 Yonge Street (Midtown)”.**

The Clause was amended by deferring consideration of Recommendations Nos. (1) and (2) of the Toronto Community Council to the next regular meeting of City Council scheduled to be held on May 9, 2000; and adopting the balance of the Clause, as so amended.

**Clause No. 69 - “Designation Under Part IV of Ontario Heritage Act – 1107 Avenue Road, Eglinton Hunt Club (North Toronto)”.**

The Clause was amended by striking out the recommendation of the Toronto Community Council and inserting in lieu thereof the following:

“It is recommended that the report dated March 24, 2000, from the City Clerk, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) authority be granted for the introduction of the necessary Bill in Council to designate 1107 Avenue Road as a property of architectural and historical value or interest under Part IV of the Ontario Heritage Act; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”

**Clause No. 73 - “Installation of Speed Humps – Windermere Avenue, from Bloor Street West to Annette Street (High Park)”.**

Consideration of the Clause was deferred to the next regular meeting of City Council scheduled to be held on May 9, 2000; and the Commissioner of Works and Emergency Services was requested to submit a report directly to Council, for consideration therewith, on:

- (a) potential impacts on neighbouring streets and measures required to ameliorate such impacts; and
- (b) undertaking any further studies required to complete the area-wide traffic study for the area bounded by Annette Street, Jane Street, Runnymede Road and Bloor Street West.

**Clause No. 77 - “Sidewalk Widening - Pearl Street, from Simcoe Street to Duncan Street - Duncan Street, East Side, from King Street West to Pearl Street (Downtown)”.**

The Clause was amended by striking out the recommendation of the Toronto Community Council and inserting in lieu thereof the following:

“The Toronto Community Council recommends that a by-law in the form of the draft by-law, as amended by the report dated March 22, 2000, from the Director, Transportation Services, District 1, be enacted.”

#### **REPORT NO. 6 OF THE TORONTO COMMUNITY COUNCIL**

**Clause No. 5 - “Draft Zoning By-law – St. Michael’s College (University of Toronto) – 70 and part of 50 St. Joseph Street (Downtown)”.**

The Clause was amended by adding to Recommendation No. (2) of the Toronto Community Council the words “subject to deleting from Recommendation No. (2) embodied therein the words ‘prior to the introduction of Bills in Council’, and inserting in lieu thereof the words ‘prior to the issuance of a building permit’ ”, so that such recommendation shall now read as follows:

“(2) the report (March 3, 2000) from the Commissioner of Urban Development Services be adopted, subject to deleting from Recommendation No. (2) embodied therein the words ‘prior to the introduction of Bills in Council’, and inserting in lieu thereof the words ‘prior to the issuance of a building permit’;”,

so that Recommendation No. (2) embodied in the report (March 3, 2000) from the Commissioner of Urban Development Services, shall now read as follows:

“(2) the owner enter into an Undertaking under Section 43 of the Planning Act prior to the issuance of a building permit;”.

**Clause No. 21 - “Draft By-law - Sidewalk Widening - Duncan Street from King Street West to Pearl Street (Downtown)”.**

The Clause was amended by deleting from the recommendation of the Toronto Community Council the words “as amended by the report (March 22, 2000) from the Director, Transportation Services, District 1,”, so that such recommendation shall now read as follows:

“The Toronto Community Council recommends that a by-law in the form of the draft by-law be enacted.”

**REPORT NO. 4 OF THE YORK COMMUNITY COUNCIL**

**Clause No. 16 - “Other Items Considered by the York Community Council”.**

The Clause was received as information, subject to striking out and referring Item (j), entitled “3466 Dundas Street West, Unit 6, Select Café & Donuts, Ward 27, York Humber”, embodied therein, back to the York Community Council for further consideration at its next meeting scheduled to be held on May 2, 2000.

**REPORT NO. 2 OF THE AUDIT COMMITTEE**

**Clause No. 2 - “System of Control for the Eligibility of Clients Requesting Dental Services”.**

The Clause was received.

**REPORT NO. 1 OF THE BOARD OF HEALTH**

**Clause No. 1 - “Update on Restaurant Inspection Blitz and Process for Food Premises Disclosure System”.**

The Clause was amended by adding thereto the following:

“It is further recommended that all reports concerning restaurant disclosure and rating systems include consultation with and comment from the Commissioner of Economic Development, Culture and Tourism, in order to ensure that due consideration has been given to the economic impact of all actions taken in this regard.”

**NOTICE OF MOTION APPEARING UNDER ITEM F**

(1) **Moved by: Councillor Walker**

**Seconded by: Councillor Silva**

**“WHEREAS** the City of Toronto precipitated a referendum around the then proposed creation of the new ‘Megacity’, back in 1997; and

**WHEREAS** that referendum initiative precipitated an extensive public debate and outrage on the part of many citizens which forced the provincial government to slow down its amalgamation legislation; and

**WHEREAS** that City initiative provoked changes in the proposed provincial legislation after consultation with the citizens of the City of Toronto; and

**WHEREAS** the worst predictions of amalgamation are unfolding at this present time, namely the provincial government downloading significant new responsibilities to the City of Toronto without any additional funding; and

**WHEREAS** the provincial government has short-changed the taxpayers and citizens of the City of Toronto, in the amount of \$251 million each year, through their downloading exercise, despite promises that it would be revenue neutral; and

**WHEREAS** the Province has unilaterally issued a new 'dictate', reorganizing the City once again, with no provision whatsoever for consultation and possible amendments; and

**WHEREAS** the taxpayers of the City of Toronto are short-changed by the provincial and federal governments to the tune of \$6 billion dollars, - i.e., taking \$6 billion more out of the economy annually than they return in the form of spending; and

**WHEREAS** these two levels of government refuse to issue any additional funding to help this City deal with its homelessness and housing problem, and its transportation system; and

**WHEREAS** there is no end in sight to the attacks against the City of Toronto on behalf of the provincial government; and

**WHEREAS** economic trends such as globalization and free trade are stimulating the emergence of the City-state as a key political entity; and

**WHEREAS** the provincial government has demonstrated time after time, their willingness to utilize their power without mandate, to change the administration of governance within the City of Toronto to their advantage, and to the extreme disadvantage of the City;

**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) appropriate City staff be requested to submit a report to the appropriate Committee, on holding a public referendum as part of the 2000 municipal election to determine public support for proceeding with separation from the Province of Ontario; and
- (2) appropriate City staff be requested to develop an extensive communications package outlining the argument (financial and social) for and against separation and a plan to provoke full participation and debate on the part of the citizens prior to the referendum."

***Disposition:*** ***Consideration of the Motion, together with the communication dated April 11, 2000, from Mr. Dan King, Communications Director, Province of Toronto Committee, submitted by Mayor Lastman, was deferred to the next regular meeting of City Council to be held on May 9, 10 and 11, 2000.***

**NOTICES OF MOTIONS APPEARING UNDER ITEM J**

(1) **Moved by:**                   **Councillor Moscoe**

**Seconded by:**               **Councillor Ashton**

“**WHEREAS** Provincial regulation 191/00 issued by the Province on March 20, 2000, establishes the City’s new ward structure effective December 1, 2000; and

**WHEREAS** Bill 25, the Fewer Municipal Politicians Act, 1999, suspends certain aspects of the Municipal Act providing the City with the authority to change or establish the ward names; and

**WHEREAS** on December 15, 1999, City Council requested the Minister of Municipal Affairs and Housing to provide the City with the necessary authority to name the 44 wards once established in regulation; and

**WHEREAS** the regulation establishes these wards with ‘numbers’; and

**WHEREAS** the rationale for going to riding boundaries, which were common for all levels of government, was to simplify the electoral system for the general public; and

**WHEREAS** it would be beneficial for all to simplify this matter;

**NOW THEREFORE BE IT RESOLVED THAT** City Council request the Minister of Municipal Affairs to amend the regulation to delete all reference to ward numbers and permit the municipality to name the wards;

**AND BE IT FURTHER RESOLVED THAT** the actual question of the ward names be referred to the Administration Committee and the Committee be requested to consider the following format as a basis for discussion on how to name the wards:

- (1) where the riding has a compound name like Parkdale-High Park, one ward be called Parkdale and the other High Park;
- (2) where the riding has a single name like Davenport, the wards be designated using the riding name and adding to it the additional east or west (or north or south, as the case may be);
- (3) where the riding name already contains within it a directional designation, like Etobicoke North, we would add to it a further identifier recognizing the traditional community names like Rexdale or Thistletown so the wards would then be named simply Rexdale or Thistletown; and
- (4) where none of these iterations fit, permit the wards to be named in accordance with local community input and the Councillors involved be requested to recommend names for the respective wards like Alderwood, Forest Hill, Leaside or Hogg’s Hollow.”

***Disposition:***                   ***The Motion was adopted, without amendment.***

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

**Seconded by:** Councillors Augimeri and Berardinetti

“**WHEREAS** April 28th is commemorated in cities across Canada as the Day of Mourning for those killed or injured at the workplace; and

**WHEREAS** the City of Toronto was one of the first municipalities to join the labour movement in honouring that day; and

**WHEREAS** this year marks the 40th anniversary of the preventable tragic accident at Hogg’s Hollow when five workers of Italian heritage were trapped 35 feet below ground and died in a cramped dimly lit tunnel, setting off a public outcry which led to vastly improved worker’s safety and labour laws in Ontario; and

**WHEREAS** it is fitting to commemorate these tragic deaths which acted as an important catalyst for change;

**NOW THEREFORE BE IT RESOLVED THAT** April 28th be annually recognized as the Day of Mourning for those killed or injured in the workplace;

**AND BE IT FURTHER RESOLVED THAT** the Day of Mourning be recognized by the lowering of all flags on City of Toronto property to half-mast and by all City employees observing a moment of silence at 11:00 a.m., wherever possible;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto authorize a memorial plaque to be installed at the location of the tragedy on Yonge Street just south of York Mills Road on April 28, 2000, and that staff give effect thereto.”

*Disposition: The Motion was adopted, subject to amending the third Operative Paragraph by inserting, after the words “City of Toronto”, the words “through the Mayor’s Office”, so that such Operative Paragraph shall now read as follows:*

*“AND BE IT FURTHER RESOLVED THAT the City of Toronto, through the Mayor’s Office, authorize a memorial plaque to be installed at the location of the tragedy on Yonge Street just south of York Mills Road on April 28, 2000, and that staff give effect thereto.”*

(3) **Moved by:** Councillor Walker

**Seconded by:** Councillor Mihevc

“**WHEREAS** City Council established a Tenant Defence Fund on November 23-25, 1999, to assist tenants wishing to dispute above-guideline rent increase applications filed by their landlords; and



**WHEREAS** City Council authorized the Commissioner of Community and Neighbourhood Services to issue an open proposal call to community agencies to provide outreach and co-ordinating services as part of the Tenant Defence Fund; and

**WHEREAS** the Commissioner of Community and Neighbourhood Services reported to City Council that the Federation of Metro Tenants Associations had won the open proposal call and recommended that they be hired to perform the services; and

**WHEREAS** Council on February 29, March 1 and 2, 2000, by its adoption, as amended, of Notice of Motion J(3), decided that the FMTA should receive the contract, subject to the FMTA entering into a subcontract with the Greater Toronto Tenants Association to perform organizing services, and subject to approval of the subcontract by the Tenant Defence Sub-Committee; and

**WHEREAS**, the Greater Toronto Tenants Association provided written notice on March 30, 2000, that it is withdrawing its bid and that their decision is final and absolute but they will work to improve relations with the FMTA and work co-operatively with the City on an informal basis;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Notice of Motion J(3), moved by Councillor Walker, seconded by Councillor Kinahan, adopted, as amended, by City Council at its meeting held on February 29, March 1 and 2, 2000, be re-opened for further consideration, only insofar as it pertains to Council's decision to authorize a purchase of service agreement with the FMTA subject to the FMTA entering into a subcontract with the GTTA;

**AND BE IT FURTHER RESOLVED THAT** City Council authorize the Commissioner of Community and Neighbourhood Services to enter into a purchase of service agreement with the FMTA to provide outreach and co-ordinating services under the Tenant Defence Fund, for an amount not to exceed \$147,000.00, including all taxes and disbursements, and subject to such other conditions that are deemed appropriate by the Commissioner and the City Solicitor."

***Disposition:*** *Council re-opened Notice of Motion J(3), moved by Councillor Walker, seconded by Councillor Kinahan, adopted, as amended, by City Council at its meeting held on February 29, March 1 and 2, 2000, for further consideration, only insofar as it pertains to Council's decision to authorize a purchase of service agreement with the FMTA, subject to the FMTA entering into a subcontract with the GTTA, and adopted the balance of this Motion, subject to adding thereto the following new Operative Paragraphs:*

***"AND BE IT FURTHER RESOLVED THAT the Commissioner of Community and Neighbourhood Services be requested to:***

- (a) *very closely monitor the process of the expenditure of funds allocated to the FMTA; and*
- (b) *submit a report to the Community Services Committee, in six months' time, providing an evaluation of the organizing and outreach program;*

***AND BE IT FURTHER RESOLVED THAT the FMTA be requested to advise Members of Council of buildings being organized in their ward."***

(4) **Moved by: Mayor Lastman**

**Seconded by: Councillor Saundercook**

**“WHEREAS** red light running is the cause of some of the most severe traffic accident injuries and accounted for approximately 8,000 collisions in Ontario in 1997; and

**WHEREAS** in September 1998, when the City of Toronto installed a camera at the intersection of St. Clair Avenue West and Dufferin Street as a test, the incidence of red light running was reduced by more than half; and

**WHEREAS** on December 18, 1998, the Red Light Camera Pilot Projects Act, 1998 (Bill 102) received Royal Assent; and

**WHEREAS** the City of Toronto assumed a leadership role, along with five other Ontario municipalities, in the issuance of the RFP for Red Light Cameras, and any further delay could jeopardize this; and

**WHEREAS** it is in the interest of public safety to implement the Red Light Camera Project as soon as possible; and

**WHEREAS** the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer have prepared the attached joint report dated April 3, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the joint report dated April 3, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, entitled ‘Intersection Safety Program to Reduce Red Light Running’, and that such report be adopted.”

***Disposition: The Motion was adopted, without amendment, and in so doing, Council adopted, without amendment, the joint report dated April 3, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, embodying the following recommendations:***

*“It is recommended that, subject to the successful completion by Lockheed Martin IMS Canada Inc., of ‘proof of performance’ and acceptance by the City, as described in RFP-9119-00-7004:*

- (1) Lockheed Martin IMS Canada Inc., the proponent with the highest overall evaluated score, as determined by the RFP evaluation team, be retained for the supply, installation, operation and maintenance of red-light camera systems in the City of Toronto at a cost not to exceed \$3,740,000.00, subject to negotiation and execution of an agreement satisfactory to the appropriate City officials and subject to any necessary provincial approvals;*
- (2) an operational agreement be negotiated and executed with the Ministry of Transportation, Ontario, clarifying the responsibilities of both parties under the program to permit the City to obtain motor vehicle registration information necessary to lay charges under this program and to enable the City to become designated as a Red Light Camera Pilot area in the appropriate Ontario regulation;*
- (3) the City of Toronto implement a centralized municipal processing centre for issuing offence notices on behalf of the City of Toronto as well as other participating municipalities under the program and that an agreement be negotiated and executed with the participating municipalities regarding the sharing of staffing, office space and equipment costs;*
- (4) the introduction of any Bills be authorized; and*
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”*

(5) **Moved by: Councillor Rae**

**Seconded by: Councillor Korwin-Kuczynski**

**“WHEREAS** The Toronto Maple Leafs are in the National Hockey League Playoffs after winning their Division; and

**WHEREAS** the Leafs are organizing a number of promotional activities during the playoffs for their drive to the Stanley Cup; and

**WHEREAS** Nike Canada, through ICON Digital Productions, have requested permission to install removable temporary decals on Yonge Street in support of the Toronto Maple Leaf hockey team during the 2000 playoffs; and

**WHEREAS** the Commissioner of Works and Emergency Services has prepared the attached report dated April 6, 2000, in this regard;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the attached report dated April 6, 2000, from the Commissioner of Works and Emergency Services, and that Recommendation No. (2) embodied therein be adopted.”

**Disposition:** *The Motion was adopted, without amendment, and, in so doing, Council adopted Recommendation No. (2) embodied in the report dated April 6, 2000, from the Commissioner of Works and Emergency Services, viz.:*

*“It is recommended that:*

- (2) City Council approve the temporary installation of ‘Go-Leaf-Go’ decals, as described in the body of this report, on sidewalk street corners of Yonge Street, from Front Street to Eglinton Avenue, subject to the applicant:*
  - (a) supplying, installing, maintaining and removing the decals, including any cleaning of the sidewalks required as a result of the decals, at no cost to the City;*
  - (b) ensuring that the decals are non-slip and the adhesive does not damage or deface the sidewalks when removed;*
  - (c) submitting to the City an irrevocable letter of credit, in the amount of \$10,000.00, to guarantee the removal of the decals or to repair any damage to the sidewalk caused by the installation, maintenance and removal of the decals;*
  - (d) paying the fee for this use of the sidewalk in the amount of \$26.12 per decal plus applicable application fee and taxes;*
  - (e) restricting the Nike corporate recognition to a maximum of twenty percent (20 percent) of the total area of the decal and incidental to the overall design;*
  - (f) submitting a certificate of insurance satisfactory to the Chief Financial Officer and Treasurer, providing public liability, bodily injury and property damage coverage in the amount of \$2,000,000.00 and including a cross-liability clause; and*

(g) *executing an agreement with such conditions as the Commissioner of Works and Emergency Services and City Solicitor may deem necessary in the interest of the City of Toronto.”*

(6) **Moved by:** Councillor Korwin-Kuczynski

**Seconded by:** Councillor Saundercook

**“WHEREAS** the Ontario Municipal Board will be considering an appeal with respect to an application made for 10 Hewitt Avenue, with respect to the decision by the Committee of Adjustment, denying permission for variances requested; and

**WHEREAS** there are significant concerns with 10 Hewitt Avenue, and the owner applied to the Committee of Adjustment to request permission to make interior alterations to the basement of the existing converted house, increasing the number of dwelling units from 3 to 4, notwithstanding no parking spaces will be provided instead of the two parking spaces required by the Zoning By-law; and

**WHEREAS** the by-law indicates that it is not appropriate, desirable or within the general intent of the Zoning By-law as it will require street parking in an area where it is already over capacity; and

**WHEREAS** the provision of parking for this converted house is particularly important because it is located in a permit parking area where parking is in demand, and that permits have been issued to 91 percent of the available on-street parking spaces; and

**WHEREAS** area residents do not support an increase in units to the subject dwelling and the parking requirement is not being met, as required by the Zoning By-law; and

**WHEREAS** the matter will be heard at the Ontario Municipal Board hearing on April 19, 2000, and is, therefore, a time-sensitive issue;

**NOW THEREFORE BE IT RESOLVED THAT** City Council advise the Ontario Municipal Board, that the variances being sought by the applicant are not considered minor, and that this application does not warrant consideration of approval of the appeal to the Ontario Municipal Board;

**AND BE IT FURTHER RESOLVED THAT** the City Solicitor, be instructed to attend the Ontario Municipal Board hearing on April 19, 2000, in defense of the Committee of Adjustment decision respecting 10 Hewitt Avenue.”

**Disposition:** *The Motion was adopted, without amendment.*

(7) **Moved by:**                   **Councillor Adams**

**Seconded by:**               **Councillor Bossons**

**“WHEREAS** the City’s Committee of Adjustment in its Decision of February 1, 2000, refused an application to make interior alterations, including the conversion of an existing garage for additional habitable space, and to construct a one-storey garage addition to the east rear of the house at 20 Ormsby Crescent in Midtown; and

**WHEREAS** in its Decision, the Committee of Adjustment cited that the application does not maintain the general intent and purpose of the Zoning By-law, and is not considered minor or appropriate development of the land; and

**WHEREAS** the refusal Decision has been appealed to the Ontario Municipal Board with a Hearing scheduled for May 6, 2000; and

**WHEREAS** the Urban Development Services Department, in their letters dated December 7, 1999, and January 26, 2000, recommended to the Committee of Adjustment that the application for 20 Ormsby Crescent be refused; and

**WHEREAS** in their letters, the Urban Development Services Department, indicated that they have ‘concerns about the impact of the proposed development on adjacent properties. The increase in building depth and the decrease in rear yard separation may result in reduced residential amenity for neighbouring properties.’;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be directed to appear before the Ontario Municipal Board to defend the City of Toronto Committee of Adjustment Decision of February 1, 2000, regarding 20 Ormsby Crescent, and be authorized to retain independent planning advice and evidence for the hearing if necessary.”

**Disposition:**               ***The Motion was adopted, subject to deleting from the Operative Paragraph the words “, and be authorized to retain independent planning advice and evidence for the hearing if necessary”, so that such Operative Paragraph shall now read as follows:***

***“NOW THEREFORE BE IT RESOLVED THAT the City Solicitor be directed to appear before the Ontario Municipal Board to defend the City of Toronto Committee of Adjustment Decision of February 1, 2000, regarding 20 Ormsby Crescent.”***

(8) **Moved by:** Councillor Adams

**Seconded by:** Councillor Bossons

**“WHEREAS** the City=s Committee of Adjustment in its Decision of December 15, 1999, regarding 41-43 Rosedale Road, refused applications to: sever a rear portion of the property at 43 Rosedale Road and convey it to 41 Rosedale Road; create a right-of-way over the front of the property at 41 Rosedale Road; create a right-of-way over a portion of the rear of the property at 41 Rosedale Road; and construct a mutual circular drive on the front portion of 41 Rosedale Road; and

**WHEREAS** in its Decision, the Committee of Adjustment cited that the applications do represent a substantial difference from a previous application that was refused in 1996 at the Ontario Municipal Board, and has the potential for destabilizing the existing lot pattern and the character of the area; and

**WHEREAS** the refusal Decision has been appealed to the Ontario Municipal Board with a Hearing scheduled for May 1, 2000; and

**WHEREAS** the Urban Development Services Department in their letter dated December 14, 1999, recommended to the Committee of Adjustment that the applications for 41-43 Rosedale Road be refused; and

**WHEREAS** in their letter, the Urban Development Services Department indicated that the same properties ‘were the subject of 1995 applications for similar alterations to the parking and driveway arrangement with a requested variance to permit home/work use in a converted attached garage. The applications were refused and appeals were dismissed by the Ontario Municipal Board.’; and

**WHEREAS** the Urban Development Services Department believes that the circular drive is inconsistent with the intent of the Zoning By-law, and ‘will have negative impact on the streetscape and may set a negative precedent’;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be directed to appear before the Ontario Municipal Board to defend the City of Toronto Committee of Adjustment Decision of December 15, 1999, regarding 41-43 Rosedale Road, and be authorized to retain independent planning advice and evidence for the hearing if necessary.”

**Disposition:** *The Motion was adopted, subject to deleting from the Operative Paragraph the words “, and be authorized to retain independent planning advice and evidence for the hearing if necessary”, so that such Operative Paragraph shall now read as follows:*

***“NOW THEREFORE BE IT RESOLVED THAT the City Solicitor be directed to appear before the Ontario Municipal Board to defend the City of Toronto Committee of Adjustment Decision of December 15, 1999, regarding 41-43 Rosedale Road.”***

(9) **Moved by: Councillor Layton**

**Seconded by: Mayor Lastman**

**“WHEREAS** smog kills over 400 Torontonians each year and sends an even larger number of people with respiratory illnesses to hospitals; and

**WHEREAS** the Lakeview Coal-Fired Generating Station in Mississauga already creates more smog gases -Nitrogen Oxide (NO<sub>x</sub>) and Sulphur Dioxide (SO<sub>2</sub>) - than all other sources in the City of Toronto combined; and

**WHEREAS** the City of Toronto has joined the New York Attorney General as a friend of the Court in a lawsuit against U.S. coal-fired stations; and

**WHEREAS** the provincial government is planning to sell the Lakeview Coal-Fired Generating Station in Mississauga; and

**WHEREAS** the Request for Proposals for the sale of Lakeview will be released sometime in late April, before the next Council meeting; and

**WHEREAS** the provincial government has not expressed any opposition to sell the Lakeview Generating Plant to a new owner who may increase electrical generation from the current 16 percent capacity up to 80 percent capacity using coal-fired technology; and

**WHEREAS** running the plant at 80 percent capacity using coal-fired technology would dramatically increase the release of NO<sub>x</sub> and SO<sub>2</sub> by 500 percent above current levels, as well as dramatically increase the release of CO<sub>2</sub>, mercury and other carcinogens; and

**WHEREAS** converting Lakeview to new natural gas-fired technology and operating it at 80 percent capacity would lead to zero SO<sub>2</sub> emissions, zero mercury emissions, zero emissions of carcinogens and to NO<sub>x</sub> emissions that are 1/17<sup>th</sup> the emissions from a coal-fired plant operating at the same capacity; and

**WHEREAS** operating Lakeview at 80 percent capacity as a coal-fired station would lead to an increase in CO<sub>2</sub> emissions equivalent to 650,000 new cars on the road, in comparison to converting Lakeview to a natural gas-fired plant and operating it at 80 percent capacity; and

**WHEREAS** allowing the sale of Lakeview to a new owner who would maintain it as a coal-fired plant would lead to a dramatic increase in smog in Toronto and a dramatic increase in smog related illnesses and deaths;

**NOW THEREFORE BE IT RESOLVED THAT** the Mayor immediately communicate with the Premier of Ontario requesting that the sale of the Lakeview Generating Plant be conditional on the complete conversion of the Plant to natural gas powered technology within five years of its sale;



**AND BE IT FURTHER RESOLVED THAT** the Medical Officer of Health be requested to report to the Board of Health and the Works Committee, in May, on the health implications for Torontonians if the Lakeview Plant remains a coal-fired station or is converted to a natural gas-fired station.”

**Disposition:** *The Motion was adopted, without amendment.*

(10) **Moved by:** **Councillor Jones**

**Seconded by:** **Councillor Kinahan**

“**WHEREAS** City Council at its meeting held on February 29, March 1 and 2, 2000, adopted Clause No. 12 of Report No. 2 of The Etobicoke Community Council, which recommended the lifting of the Holding (H) designation from the Zoning By-law for a portion of the lands known municipally as 112 Evans Avenue, subject to the City’s Development Agreement being amended to implement any requirements of the Ministry of the Environment; and

**WHEREAS** the requirements of the Ministry of the Environment have been otherwise implemented, with the result that an amendment to the City’s Development Agreement is no longer necessary; and

**WHEREAS** the owner of 112 Evans Avenue is anxious to proceed with development of the property; and

**WHEREAS** the City Solicitor has prepared the attached draft by-law lifting the Holding (H) designation and the attached report dated April 10, 2000, recommending that such by-law be enacted;

**NOW THEREFORE RE IT RESOLVED THAT** Council give consideration to the report dated April 10, 2000, from the City Solicitor, and that such report be adopted.”

**Disposition:** *The Motion was adopted, without amendment, and, in so doing, Council adopted, without amendment, the report dated April 10, 2000, from the City Solicitor, embodying the following recommendation:*

*“It is recommended that the attached by-law lifting the Holding (H) designation from the lands legally described as Parts 1 and 2 on Reference Plan 66R-18486 be enacted.”*

*Council subsequently enacted By-law No. 228-2000.*

(11) **Moved by:** Councillor Moeser

**Seconded by:** Councillor Soknacki

**“WHEREAS** there was a five-alarm fire at the U.S.E. Hickson Plant on Wallsend Drive in Scarborough; and

**WHEREAS** there could have been a substantial impact to the community had the wind direction changed; and

**WHEREAS** this incident potentially put the community and Firefighters at risk; and

**WHEREAS** a thorough review should take place to address all the issues surrounding the potential risk to the community, the source of the fire, the environmental impact on the area and any future methods that should be adopted to avoid a crisis of this magnitude in the future; and

**WHEREAS** this is a community safety issue which must be dealt with as soon as possible;

**NOW THEREFORE BE IT RESOLVED THAT** the Chief of the Fire Services Division be requested to co-ordinate a report to the Works Committee from the Toronto Police Service, the Ministry of the Environment, the Community Awareness Emergency Response Group, the Ambulance Services Division, Toronto Public Health, C.N. Rail and GO Transit, on:

- (1) the cause of the blaze;
- (2) methods of future prevention;
- (3) method of ongoing inspections of the chemical plants in the area;
- (4) methods of separating the chemicals to minimize the potential environmental impact to the community should a fire occur; and
- (5) a protocol for informing elected representatives of major fires in their Ward.”

**Disposition:** *The Motion was adopted, subject to:*

- (1) *adding thereto the following new Recitals:*

***“WHEREAS a fire of the magnitude this City experienced in the former City of Scarborough on Sunday, April 9, 2000, presented challenges and threats to the health and safety of both the firefighters and other public agency staff who responded to this emergency, in order that they may reduce the danger to the public; and***

***WHEREAS it is apparent that all City Departments and public agencies worked in a cohesive and professional manner to contain this threat to public safety; and***

*WHEREAS we must formally recognize this response from our emergency response workers which played a key role in mitigating the dangers of this unfortunate incident;”;*

- (2) *inserting in the lead-in phrase of the Operative Paragraph, prior to the words “the Chief of the Fire Services Division”, the words “the Commissioner of Works and Emergency Services, in consultation with”, and deleting the words “Works Committee” and inserting in lieu thereof the words “Community Services Committee”, so that such lead-in phrase shall now read as follows:*

*“NOW THEREFORE BE IT RESOLVED THAT the Commissioner of Works and Emergency Services, in consultation with the Chief of the Fire Services Division, be requested to co-ordinate a report to the Community Services Committee from the Toronto Police Service, the Ministry of the Environment, the Community Awareness Emergency Response Group, the Ambulance Services Division, Toronto Public Health, C.N. Rail and GO Transit, on:”;* and

- (3) *adding thereto the following new Operative Paragraph:*

*“AND BE IT FURTHER RESOLVED THAT the City’s Fire Chief, Incident Commanders, all firefighters and Fire Service staff, Police personnel, Toronto E.M.S. personnel, and all other staff workers involved with the chemical plant fire on Sunday, April 9, 2000, in the former municipality of Scarborough, be formally thanked by this Council for their decisive and professional leadership, courage, and quick action, leading to the containment and mitigation of this out-of-control fire.”*

(12) **Moved by:** Councillor Jakobek

**Seconded by:** Councillor Disero

**“WHEREAS** the Alcohol and Gaming Commission of Ontario (‘the Commission’), at a hearing commencing on May 4, 1999 (‘the hearing’), considered a Notice of Proposal to impose a condition on the liquor licence held by the Lion on the Beach, 1958 Queen Street East (‘the Lion’), to cease the sale and service of liquor on the westerly patio area at 10:15 p.m., and to clear that patio area of all patrons by no later than 11 p.m., nightly, having regard to the needs and wishes of the residents of the municipality; and

**WHEREAS** the City Solicitor was authorized by Toronto City Council to attend at the hearing in support of the imposition of this condition; and

**WHEREAS** the Commission heard consistent testimony at the hearing from local residents regarding the extensive and disruptive noise caused by the *operation of* the Lion's westerly patio; and

**WHEREAS** the Commission, in a decision dated March 1, 2000 ('the decision'), imposed a condition on the Lion's liquor license that the sale and service of all alcoholic beverages on the Lion's outdoor premises shall cease at 11:00 p.m., Sunday through Thursday; and

**WHEREAS** the Lion has appealed the decision to the Superior Court of Ontario (Divisional Court), requesting that the decision be set aside, or, in the alternative, that the decision be set aside and a new hearing scheduled; and

**WHEREAS** the City is a named Respondent in the Appeal; and

**WHEREAS** the City Solicitor will need direction in this regard, should a hearing be scheduled;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be instructed to attend before the Divisional Court to oppose the Appeal of the decision of the Alcohol and Gaming Commission dated March 1, 2000, pertaining to the Lion on the Beach, 1958 Queen Street East."

**Disposition:** *The Motion was adopted, without amendment.*

(13) **Moved by:** **Councillor Jakobek**

**Seconded by:** **Councillor Ootes**

**WHEREAS** on December 14, 15 and 16, 1999, Toronto City Council approved a report, as amended, from the Acting Commissioner of Urban Planning and Development Services, entitled 'New Practices for the Review of Development Applications', embodied in Clause No. 1 of Report No. 7 of The Planning and Transportation Committee; and

**WHEREAS** that report was prepared in fulfillment of a commitment made by the Toronto Area Urban Planning and Development Commissioners to promote the development of best practices; and

**WHEREAS** the New Practices report proposed streamlined processes, harmonized procedures and increased use of delegation to assist City Council in focussing on key governance issues; and

**WHEREAS** the Planning and Transportation Committee recommended amendments to the New Practices report which extend site plan control over additional classes of development including properties abutting rail corridors; properties within 30 metres of stable top of bank; all townhouse developments; and all lots created by consent; and

**WHEREAS** such additional site plan control obligations will more than double the number of site plan applications based on the number of lots created by consent and the number of currently exempted townhouse projects in 1999; and

**WHEREAS** Councillors or their representatives must be invited to attend all meetings between Planning staff and applicants, which will increase the number of delay-related appeals to the Ontario Municipal Board now comprising 21 percent of all applications filed; and

**WHEREAS** staff estimate that current staff resources would have to be increased by a significant number in Urban Development Services, Works and Emergency Services and Corporate Services, with corresponding increases in budgets, in order to maintain a reasonable level of service; and

**WHEREAS** City Council is committed to controlling additional spending, in order to prevent tax increases;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 1 of Report No. 7 of The Planning and Transportation Committee, headed ‘New Practices for the Review of Development Applications’, be re-opened for further consideration, insofar as it pertains to the following recommendation contained in the Clause, and that such recommendation be deleted:

- ‘(8) Councillors be notified of, and invited to attend or send a representative, to all scheduled meetings between Planning staff and the applicant;’.”

**Disposition:** *Having regard that a motion to waive Notice and re-open Clause No. 1 of Report No. 7 of The Planning and Transportation Committee, headed “New Practices for the Review of Development Applications”, did not carry, the foregoing Motion was not introduced.*

(14) **Moved by:** Councillor Adams

**Seconded by:** Councillor Moscoe

**“WHEREAS** Telus Integrated Communications Inc. (‘Telus’) notified the City, in 1999, of its intention to construct, maintain and operate a significant fibre optic network within the City of Toronto and has requested the right to use City streets for this purpose; and

**WHEREAS** Telus subsequently filed an Application (December 23, 1999) with the Canadian Radio-Television and Telecommunications Commission (the 'CRTC') requesting that the CRTC grant Telus interim access to public rights-of-way located within the City of Toronto for a nominal sum of one dollar and that all other terms and conditions should be left to be negotiated in accordance with a future CRTC decision in the Public Notice proceeding arising out of the dispute between Leduc Industries Limited and the City of Vancouver; and

**WHEREAS** the City has opposed the relief requested by Telus and requested that the CRTC direct the parties to attempt to negotiate the terms and conditions of the City's consent to Telus request; and

**WHEREAS** the parties have filed their submissions to the CRTC and are awaiting a decision with respect to this matter; and

**WHEREAS** Telus has approached the City to determine whether the City would be willing to enter into settlement discussions to attempt to resolve both the Application and the terms and conditions upon which Telus could proceed with its construction plans, and has requested the CRTC to temporarily adjourn the Application for the purpose of attempting to negotiate such a resolution; and

**WHEREAS** discussions have now been held between Telus and the City, as represented by its outside legal counsel and Legal and Works staff, resulting in the proposed settlement agreement; and

**WHEREAS** the City Solicitor, in consultation with outside legal counsel and other City officials, has, therefore, prepared a confidential report dated April 10, 2000, to City Council concerning this matter; and

**WHEREAS** for the reasons outlined in the aforementioned confidential report, it is essential that City Council consider this matter at its meeting of April 11, 12 and 13, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the recommendations in the confidential report dated April 10, 2000, from the City Solicitor and that such recommendations be adopted."

**Disposition:** *The Motion was adopted, subject to adding thereto the following new Operative Paragraphs:*

***"AND BE IT FURTHER RESOLVED THAT the City of Toronto renew its special grant to the Federation of Canadian Municipalities, in the amount of \$90,000.00, to cover its share of additional legal costs required to pursue the CRTC action against Leduc, and the necessary funds be allocated from the Corporate Contingency Account;***

**AND BE IT FURTHER RESOLVED THAT the Chief Administrative Officer, through the Executive Lead for Telecommunications, be requested to submit a report to the next regular meeting of City Council scheduled to be held on May 9, 2000, through the Telecommunications Sub-Committee and the Policy and Finance Committee, as necessary, on:**

- (1) the advantages and disadvantages of developing a municipally-owned broadband telecommunications infrastructure; and**
- (2) organizational options for the delivery of any such municipally-owned broadband telecommunications infrastructure.”**

**Council, by its adoption of Motion J(14), as amended, adopted, without amendment, the confidential report dated April 10, 2000, from the City Solicitor, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to litigation or potential litigation, save and except the following recommendations embodied therein:**

**“It is recommended that:**

- (1) City Council approve the entering into of a settlement agreement with Telus Mobility Cellular Inc. (formerly Telus Integrated Communications Inc.) and 3554864 Canada Ltd. with respect to the Application (December 23, 1999) by Telus Integrated Communications Inc. seeking an interim order to construct, maintain and operate telecommunications facilities within public rights-of-way located within the City of Toronto, on the terms and conditions as set out in this report, and such further terms and conditions as may be required by the City Solicitor in the interests of the City; and**
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, including the execution of any documents which may be required.”**

**(15) Moved by: Mayor Lastman**

**Seconded by: Councillor Chong**

**“WHEREAS the City of Toronto’s appointee to the Board of Directors of the Toronto Port Authority expires on June 7, 2000; and**

**WHEREAS**, under the Canada Marine Act and the Toronto Port Authority's Letters Patent, the current City of Toronto appointee may be re-appointed to a three-year term; and

**WHEREAS** it is desirable to have continuity in the representation provided by the City of Toronto appointee to the Board of Directors; and

**WHEREAS** it is in the interests of the City of Toronto to ensure a timely appointment of the City of Toronto representative on the Toronto Port Authority; and

**WHEREAS** the current appointee has indicated a willingness to continue to serve the City of Toronto as a director of the Toronto Port Authority;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council re-appoint Mr. Murray Chusid to the Board of Directors of the Toronto Port Authority for a term of three years."

*Disposition: The Motion was adopted, subject to adding to the Operative Paragraph the words "and that he be requested to meet regularly with the Ward Councillors in the Toronto Port Authority area", so that such Operative Paragraph shall now read as follows:*

*"NOW THEREFORE BE IT RESOLVED THAT Toronto City Council re-appoint Mr. Murray Chusid to the Board of Directors of the Toronto Port Authority for a term of three years and that he be requested to meet regularly with the Ward Councillors in the Toronto Port Authority area."*

(16) **Moved by: Mayor Lastman**

**Seconded by: Councillor Ootes**

**WHEREAS** the Mayor requested the Chief Administrative Officer, the City Auditor and the City Solicitor to investigate issues surrounding a new Lease provided to Sevendon Holdings Limited by the Toronto Economic Development Corporation (TEDCO); and

**WHEREAS** the Chief Administrative Officer, the City Auditor and the City Solicitor have prepared the attached confidential joint report dated April 7, 2000, in this regard;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration, in camera, to the aforementioned confidential joint report dated April 7, 2000, from the Chief Administrative Officer, the City Auditor and the City Solicitor."

*Disposition: Council adopted the Motion, subject to adding thereto the following new Operative Paragraphs:*



***“AND BE IT FURTHER RESOLVED THAT the confidential joint report dated April 7, 2000, from the Chief Administrative Officer, the City Auditor and the City Solicitor, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to Solicitor/Client privilege, save and except the recommendations embodied therein, subject to adding to Recommendation No. (1)(i), the words ‘including commencing a civil action to set aside the Sevendon Holdings Limited lease if required’, so that such recommendations shall now read as follows:***

***‘It is recommended that:***

- (1) City Council exercise its authority under Section 108 of the Ontario Business Corporations Act, 1982 to issue a written declaration to the Board of Directors of TEDCO as follows:***
  - (i) directing TEDCO to retain legal representation and pursue any remedies available to it to have the lease between TEDCO and Sevendon Holdings Limited dated December 1, 1999, set aside, including commencing a civil action to set aside the Sevendon Holdings Limited lease if required;***
  - (ii) pay all costs associated with the City’s review of TEDCO and as set out in this report;***
  - (iii) direct TEDCO to work with the Chief Administrative Officer of the City in allowing City staff to provide interim administrative support to TEDCO, as set out in Recommendation No. (2) hereof; and***
  - (iv) providing that City Planning and Economic Development staff are to attend all TEDCO Board meetings concerning all issues except personnel issues;***
- (2) the Chief Administrative Officer be requested to establish a Staff Working Group to support the operations of TEDCO, consisting of staff from the Property and Legal Divisions, to assist in reviewing lease agreements and leasing issues; and staff from the City Clerk’s Division to assist in providing procedural support regarding the conduct of meetings;***
- (3) the City Auditor be authorized to retain and direct outside professional assistance, as necessary, to review lease transactions of TEDCO from January 1, 1998, to present, and to report back to City Council on the results of that review;***

- (4) *the recommendations contained in this report be forwarded to TEDCO and that TEDCO be requested to report back to City Council, within 30 days, on their action in respect of the matters set out.’;*

*AND BE IT FURTHER RESOLVED THAT, in the event that the further investigation into this matter uncovers evidence that would justify a criminal investigation, the City Solicitor be authorized to work with counsel for TEDCO and take all steps necessary to institute a criminal investigation at that time, and the Ontario Provincial Police be apprised, at this time, of the ongoing investigation;*

*AND BE IT FURTHER RESOLVED THAT TEDCO be directed to ensure that all future property leasing decisions are made in conformity with the City’s emerging plans for the waterfront, as expressed in the ‘Unlocking Toronto’s Port Lands’ study, the TO-Bid Master Plan for the 2008 Olympic Games, the Mayor’s Waterfront Vision and the Report of the Toronto Waterfront Revitalization Task Force;*

*AND BE IT FURTHER RESOLVED THAT the City Solicitor:*

- (1) *be requested to examine whether any breach of fiduciary duty to TEDCO, by the Members of the TEDCO Board of Directors, occurred; and*
- (2) *be instructed to investigate the recovery of any costs incurred by the City of Toronto from those persons responsible for the eventuality that has occurred.”*

(17) **Moved by:** Councillor Nunziata

**Seconded by:** Councillor Cho

**“WHEREAS** City Council on October 26 and 27, 1999, by its adoption of Clause No. 17 of Report No. 4 of The Works Committee, headed ‘Proposed Installation of Traffic Control Signals – Brentcliffe Road and Vanderhoof Avenue; Laird Drive and Vanderhoof Avenue; and Danforth Avenue and Thyra Avenue (Ward 1, East York)’ approved the installation of traffic signals at Laird Drive and Vanderhoof Avenue (Ward 1, East York); and

**WHEREAS** the installation of the aforementioned traffic signals was approved without necessary public consultation; and

**WHEREAS** after a well-attended meeting of the residents, it was determined by staff, through an after-study, that turn restrictions would accomplish the need for a safe intersection; and

**WHEREAS** the East York Community Council, at its recent meeting, struck out the reference to the installation of traffic signals at Laird Drive and Vanderhoof Avenue and only supported the implementation of appropriate turn restrictions, as contained in Clause No. 4 of Report No. 3 of The East York Community Council, headed ‘Proposed Turn Prohibitions - Laird Drive and Vanderhoof Avenue’;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 17 of Report No. 4 of The Works Committee be re-opened for further consideration, insofar as it pertains to the installation of traffic signals at Laird Drive and Vanderhoof Avenue;

**AND BE IT FURTHER RESOLVED THAT** the Clause be amended by striking out the installation of traffic control signals at Laird Drive and Vanderhoof Avenue, having regard for Council’s action in approving the implementation of an eastbound left and through movements and westbound through movements prohibition at all times at this intersection, as contained in Clause No. 4 of Report No. 3 of The East York Community Council.”

*Disposition: Council re-opened Clause No. 17 of Report No. 4 of The Works Committee, headed “Proposed Installation of Traffic Control Signals – Brentcliffe Road and Vanderhoof Avenue; Laird Drive and Vanderhoof Avenue; and Danforth Avenue and Thyra Avenue (Ward 1, East York)”, for further consideration, only insofar as it pertains to the installation of traffic signals at Laird Drive and Vanderhoof Avenue, and adopted the balance of the Motion, without amendment.*

(18) **Moved by:** Councillor Disero

**Seconded by:** Councillor Palacio

“**WHEREAS** the Chief Financial Officer and Treasurer and the City Solicitor are involved in defending the litigation proceedings brought against the City of Toronto and the Chief Financial Officer and Treasurer in connection with the tax sale relating to 39 McGlashan Road and wish to report to City Council on a settlement offer received from the solicitors for the Applicants in the litigation, the Elliotts; and

**WHEREAS** the Chief Financial Officer and Treasurer and the City Solicitor have prepared the attached confidential joint report dated April 12, 2000, in this regard and, for reasons set out in the report, this matter should be dealt with as soon as possible;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration, in camera, to the aforementioned confidential joint report dated April 12, 2000, from the Chief Financial Officer and Treasurer and the City Solicitor and that such report be adopted.”

*Disposition: The Motion was adopted, without amendment, and, in so doing, Council adopted the confidential joint report dated April 12, 2000, from the Chief Financial Officer and Treasurer and the City Solicitor, such report to remain confidential in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to litigation.*

(19) **Moved by: Mayor Lastman**

**Seconded by: All Members of Council**

“**WHEREAS** the Toronto Raptors Basketball Team has qualified for the National Basketball Association Eastern Playoffs for the first time in team history and for the first time in the history of the City of Toronto; and

**WHEREAS** this is a tremendous achievement for a young basketball team and a great honour for the City of Toronto;

**NOW THEREFORE BE IT RESOLVED THAT** City Council extend to the Toronto Raptors Basketball Team, from all Members of Council and the 2.4 million people of our City, the best of luck in the National Basketball Association Eastern Playoffs - ‘**GO RAPTORS GO!**’ ”

*Disposition: The Motion was adopted unanimously.*

**CONDOLENCE MOTIONS:**

(1) **Moved by: Councillor Duguid**

**Seconded by: Councillors Balkissoon and Cho**

“**WHEREAS** Mr. Joseph deKort selflessly dedicated much of his adult life to representing the interests of the people of the former City of Scarborough and sadly passed away on Wednesday, March 29, 2000; and

**WHEREAS** Joe deKort was first elected to office as an Alderman for Ward 12 in the former City of Scarborough on December 2, 1974, and was subsequently re-elected on four occasions, representing his constituents diligently for 11 years, from 1974 to 1985; and

**WHEREAS** Joe deKort was involved in numerous and varied community organizations, including the Scarborough General Hospital Foundation, the Ontario March of Dimes and the Second Base (Scarborough) Youth Shelter, and was involved in fundraising activities for numerous charities and institutions, including St. Michael's College School and Kamp Kurios, which provides services to underprivileged children, and, as such, gave generously of his time, his talents, and his energies to numerous individuals and causes in Scarborough and whose personal motto was 'Let's build a better community – together'; and

**WHEREAS** Joe deKort will be sadly missed by his wife Mary Jane and his children, Joseph and his wife Kim; David and his wife Marianne; and his beloved daughter Nicole, as well as the residents of Scarborough and Toronto;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of Members of City Council, our sincere sympathy to the deKort family."

*Disposition: The Motion was adopted unanimously.*

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

**Seconded by: Councillor McConnell**

**“WHEREAS** James Egan was a pioneer of gay rights in Canada; and

**WHEREAS** James Egan began his activist career in Toronto, writing letters to the Toronto tabloid newspapers, challenging their lurid stereotypes of homosexuals; and

**WHEREAS** James Egan succeeded in publishing a series of articles educating the public about homosexuality; and

**WHEREAS** James Egan and his life-partner of fifty years, John Nesbit, launched a Supreme Court challenge of the federal government's exclusion of same-sex couples from the Canada Pension Act; and

**WHEREAS**, although this challenge to the Supreme Court was unsuccessful, the Court unanimously declared sexual orientation to be protected under the Charter of Rights and Freedoms, which has since paved the way for many more equal rights victories in the Courts for gays and lesbians; and

**WHEREAS** James Egan served as an openly gay politician on the Municipal Council of Comox-Strathcona in British Columbia; and

**WHEREAS** James Egan died on March 9, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to extend the deepest sympathies of the Mayor and Council of the City of Toronto to the family of James Egan, especially to John Nesbit, his partner of over 50 years.”

*Disposition:                    The Motion was adopted unanimously.*

Toronto, Ontario  
April 18, 2000

City Clerk