

[Guide to the Council Minutes](#)

**MINUTES OF A SPECIAL MEETING  
OF THE COUNCIL OF THE  
CITY OF TORONTO**

**THURSDAY, JANUARY 27, 2000**

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

**CALL TO ORDER**

S2.1 Mayor Lastman took the Chair and called the Members to order.

The meeting opened with O Canada.

**NOTICE OF SPECIAL MEETING**

S2.2 Mayor Lastman read the following Notice of Special Meeting:

“In accordance with the direction of Council, this Special Meeting of Council is called for the following purposes:

- (a) to consider Report No. 1 of The Policy and Finance Committee, respecting the 2000-2004 Capital Budget and Five Year Capital Program; and
- (b) to consider and enact a bill to confirm the proceedings of this Special Meeting.”

## **PRESENTATION OF REPORT**

S2.3 Councillor Jakobek presented the following Report for consideration by Council:

Report No. 1 of The Policy and Finance Committee,

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

## **S2.4 DECLARATION OF INTEREST**

Councillor Prue declared his interest in that portion of Clause No. 1 of Report No. 1 of The Policy and Finance Committee, headed "2000-2004 Capital Budget and Five Year Capital Program", related to the Toronto and Region Conservation Authority, insofar as it pertains to Waterfront and Valley Erosion Control, in that his principal residence is immediately adjacent to Toronto and Region Conservation Authority property.

## **CONSIDERATION OF REPORTS**

### **CLAUSES RELEASED OR HELD FOR FURTHER CONSIDERATION**

S2.5 **The following Clause was held by Council for further consideration:**

Report No. 1 of The Policy and Finance Committee, Clause No. 1.

**The following 2000-2004 Capital Programs embodied in this Clause were adopted, without amendment or further discussion:**

- Ambulance Services
- Children's Services
- Culture
- Fire Services
- Homes for the Aged
- Shelter, Housing and Support
- Social Services
- Solid Waste Management
- City Clerk's
- Corporate
- Facilities and Real Estate
- Finance Department
- Fleet Management
- Information Technology
- Exhibition Place
- Public Health
- Toronto and Region Conservation Authority
- Toronto Police Service

Toronto Public Library  
Toronto Zoo  
Transition Projects/Y2K  
Toronto Transit Commission - RTEP  
Toronto Parking Authority  
TEDCO  
Water and Wastewater

**The following 2000-2004 Capital Programs embodied in this Clause were held for further discussion:**

Economic Development  
Parks and Recreation  
Transportation  
Urban Development Services  
Works and Emergency Services  
Toronto Transit Commission (excluding RTEP)  
Toronto Port Authority

**The following 2000-2004 Capital Programs embodied in this Clause which were held for further consideration were subsequently released without amendment or further discussion:**

Economic Development  
Works and Emergency Services  
Toronto Port Authority

**CONSIDERATION OF REPORT  
CLAUSE WITH MOTIONS, VOTES, ETC.**

S2.6 **Clause No. 1 of Report No. 1 of The Policy and Finance Committee, headed “2000-2004 Capital Budget and Five Year Capital Program”.**

Councillor Jakobek in the Chair.

**Parks and Recreation:**

*Motions:*

- (a) Councillor Moeser moved that the Clause be amended by amending Recommendation No. (I)(i) of the Policy and Finance Committee by deleting Recommendation No. (16) under Parks and Recreation, viz.:

“(16) the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer be requested to report back on the feasibility of selling the golf courses;”.

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

“It is further recommended that the issue of the safety audit for the Lakeshore Grounds/Colonel Samuel Smith Park be referred to the Commissioner of Economic Development, Culture and Tourism and the Acting Commissioner of Corporate Services for a joint report thereon to the Budget Advisory Committee, for consideration as part of the 2000 Operating Budget process.”

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

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to determine if the Soccer Facility in the Jane Finch Area could be established in a manner which would permit its future expansion into a regional soccer facility, if Council so determines, and submit a report thereon to the Economic Development and Parks Committee.”

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

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Economic Development and Parks Committee on the needs assessment for the Edithvale Community Centre and whether such assessment could be done utilizing in-house resources; and further that funding in the amount of \$15,000.00 be allocated in the 2000 Capital Budget, to be available in the event the Commissioner of Economic Development, Culture and Tourism recommends that the needs assessment be conducted, in 2000, using external resources.”

*Motion to Re-open:*

Councillor Augimeri moved that Clause No. 1 of Report No. 3 of The Strategic Policies and Priorities Committee, headed “1999-2003 Capital Budget and Five Year Capital Program”, adopted, as amended, by City Council on March 2, 3 and 4, 1999, be re-opened for further consideration, insofar as it pertains to the location of the North District Major Soccer Facility.

*Vote:*

Yes - 32	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chow, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Pantalone, Pitfield, Prue, Saundercook, Shiner, Soknacki, Walker
No - 8	
Councillors:	Ashton, Berger, Chong, Disero, Holyday, Jakobek, Kinahan, Nunziata

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

- (e) Councillor Augimeri moved that the Clause be amended to provide that the location of the North District Major Soccer Facility, which was previously approved by Council in the 1999 Capital Budget, be changed from Elm Park Secondary School to Regina Pacis Catholic Secondary School or Cardinal James C. McGuigan Secondary School.
- (f) Councillor Jakobek, with the permission of Council, moved that motion (e) by Councillor Augimeri, be amended by adding thereto the words “with no additional funding”.
- (g) Councillor Bossons moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Economic Development and Parks Committee on whether a needs assessment of ravines forest management can be conducted by in-house resources or whether external resources would be required.”

*Votes:*

Motion (e) by Councillor Augimeri, as amended by motion (f) by Councillor Jakobek, carried.

*Ruling of Acting Chair Jakobek:*

Acting Chair Jakobek, having regard to the foregoing decision of Council, and that the proposed change in scope for the North District Major Soccer project, which would have required additional funding, is no longer before Council for consideration, ruled Recommendation No. (II) of the Policy and Finance Committee redundant, viz.:

“(II) that with respect to the recommendation of the Budget Advisory Committee regarding the deletion of \$1 million for the North District Soccer Facility, the Commissioner of Economic Development, Culture and Tourism be requested to report to the Economic Development and Parks Committee on this request being a new project and that the project not receive any approval without the identification of funds available and a report thereon to the Budget Advisory Committee from the Commissioner of Economic Development, Culture and Tourism;”.

*Votes:*

Motion (c) by Councillor Moscoe carried.

Adoption of motion (a) by Councillor Moeser:

Yes - 32	
Councillors:	Altobello, Ashton, Augimeri, Berger, Bossons, Bussin, Cho, Chong, Feldman, Filion, Flint, Gardner, Giansante, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Shaw, Shiner, Silva, Sinclair, Walker
No - 12	
Mayor:	Lastman
Councillors:	Adams, Berardinetti, Chow, Disero, Duguid, Holyday, Jakobek, Kelly, Kinahan, Minnan-Wong, Soknacki

Carried by a majority of 20.

Motion (b) by Councillor Jones carried.

Motion (d) by Councillor Filion carried.

Motion (g) by Councillor Bossons carried.

Adoption of the Clause, insofar as it pertains to the Parks and Recreation 2000-2004 Capital Budget and Five Year Capital Program, as amended:

Yes - 43
Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Berardinetti, Berger, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Saundercook, Shaw, Silva, Sinclair, Soknacki, Walker
No - 0

Carried, without dissent.

**Urban Development Services:**

- (a) Councillor Flint moved that the Clause be amended by increasing the 2000 Capital Budget for the Sheppard Provost Streetscape Improvements by \$40,000.00 and reducing the 2001 Capital Budget by a corresponding amount for the same project.
- (b) Councillor Ashton moved that the Clause be amended by adding thereto the following:  
  
“It is further recommended that the Acting Commissioner of Urban Development Services be requested to submit a report to the Budget Advisory Committee on any requirements in the year 2000 for preparatory works for Kingston Road, from Midland Avenue to St. Clair Avenue East.”

*Votes:*

Motion (a) by Councillor Flint carried.

Motion (b) by Councillor Ashton carried.

The Clause, insofar as it pertains to the Urban Development Services' 2000-2004 Capital Budget and Five Year Capital Program, as amended, carried.

**Transportation:***Motions:*

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

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee on whether the reconstruction of Ranee, Bentworth and Dufferin Streets can be accommodated within the existing 2000 Capital Budget or, alternatively, if a suitable source of funding and/or timing can be identified for this project.”

- (b) Councillor Pantalone, seconded by Mayor Lastman, moved that Council adopt the following motion:

“**WHEREAS** a number of City of Toronto Departments and other agencies, such as the Toronto Police Service, Works and Emergency Services, Urban Development Services and Economic Development, Culture and Tourism, are responsible for various elements of the review, processing, permitting, planning and delivery of services and management of Special Events on City of Toronto highways and streets; and

**WHEREAS**, on City of Toronto streets last year, some:

- (a) 500 special events;
- (b) 15 major races resulting in extensive street closures;
- (c) 300 parades; and
- (d) 5,000 film permits;

were accommodated, and the demand for the use of streets for these purposes is increasing; and

**WHEREAS** the proposed Capital Works Programs for Transportation Services and the various utility companies for the year 2000 will provide for additional maintenance of the road and utility infrastructure; and

**WHEREAS** the combined annual construction programs and increasing number of events, races, parades and filming activities represent a serious potential for disrupting access and routing alternatives that can affect business and tourism; and

**WHEREAS** it is essential that better methods be found to communicate and mitigate the impacts of such activities; and

**WHEREAS** the Commissioner of Works and Emergency Services agrees with the recommendations of this motion;



**NOW THEREFORE BE IT RESOLVED THAT** the Commissioner of Works and Emergency Services, in consultation with the Managing Director of Economic Development, appropriate representatives of the Toronto Police Service, Toronto Transit Commission, Emergency Services and Urban Development Services be requested to meet with major stakeholder groups, such as the Utility Companies, Tourism Toronto and the Board of Trade, to develop a strategic plan for the overall management of traffic during planned events and construction projects and report back in four months' time on the plan framework, including any necessary resources, through the Works Committee."

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

"It is further recommended that the Commissioner of Works and Emergency Services, in consultation with the Acting Commissioner of Urban Development Services, be requested to submit a report to the Works Committee on options for the re-design/reconstruction of the Dundas Street West bridge at Kipling Avenue, prior to the award of any contract or tender for this project."

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

"It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee on whether the reconstruction of the southeast corner of Dufferin Street and Eglinton Avenue West can be accommodated within the existing 2000 Capital Budget or, alternatively, if a suitable source of funding and/or timing can be identified for this project."

- (e) Councillor Bossons moved that motion (d) by Councillor Davis be amended by adding thereto the words "in the context of other Department spending priorities".

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

"It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the appropriate Standing Committee and the Toronto Cycling Committee on the possibility of the creation of bicycle lanes on roads that are being considered for re-surfacing this year, and to highlight, in particular, those lanes which could form part of the proposed bicycling master plan."

*Votes:*

Adoption of motion (e) by Councillor Bossons:

Yes - 7	
Councillors:	Altobello, Bossons, Feldman, Kinahan, Minnan-Wong, Moeser, Rae
No - 27	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berger, Cho, Davis, Disero, Flint, Gardner, Giansante, Holyday, Jakobek, Jones, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Moscoe, Nunziata, Pantalone, Shaw, Sinclair, Soknacki, Walker

Lost by a majority of 20.

Motion (d) by Councillor Davis carried, without amendment.

Motion (a) by Councillor Moscoe carried.

Motion (c) by Councillor Lindsay Luby carried.

Motion (b) by Councillor Pantalone, seconded by Mayor Lastman, carried.

Motion (f) by Councillor Layton carried.

The Clause, insofar as it pertains to the Transportation 2000-2004 Capital Budget and Five Year Capital Program, as amended, carried.

**Toronto Transit Commission (excluding RTEP):**

*Motions:*

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

(1) adding thereto the following:

“It is further recommended that the Chair, Toronto Transit Commission, in consultation with the Chief Financial Officer and Treasurer, be requested to submit a report to the Policy and Finance Committee on the capital requirements of the Toronto Transit Commission Olympic Transportation Plan that must be initiated within the 2000 Capital Budget year, and to identify a source of funding for this project.”; and

- (2) amending Recommendation No. (2)(b) embodied in the report dated January 11, 2000, from the Chief Financial Officer and Treasurer, to read as follows:

“(2)(b) \$5 million of the City of Toronto’s share of the GO Transit budget surplus for January 1 through August 7, 1999, estimated to be \$6.3 million, be set aside for the construction of commuter parking spaces identified by the Toronto Transit Commission as a priority, and the balance be applied against tax-supported capital borrowing requirements in 2000;”.

- (b) Mayor Lastman moved that Part (1) of motion (a) by Councillor Moscoe be referred to the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer for joint report thereon to the Special Meeting of the Economic Development and Parks Committee scheduled to be held on February 17, 2000, in conjunction with the issue of the Olympic Bid.
- (c) Councillor Shiner moved that Part (2) of motion (a) by Councillor Moscoe be referred to the Chief Financial Officer and Treasurer for report thereon to the Policy and Finance Committee.

*Votes:*

Motion (b) by Mayor Lastman carried.

Motion (c) by Councillor Shiner carried.

Adoption of the Clause, insofar as it pertains to the Toronto Transit Commission (excluding RTEP) 2000-2004 Capital Budget and Five Year Capital Program, as amended:

Yes - 34	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Berger, Bossons, Cho, Chong, Disero, Duguid, Feldman, Fillion, Flint, Gardner, Giansante, Jakobek, Johnston, Kelly, Korwin-Kuczynski, Lindsay Luby, Mahood, Mihevc, Moeser, Moscoe, Nunziata, O’Brien, Pantalone, Prue, Rae, Shiner, Sinclair, Soknacki, Walker
No - 1	
Councillor:	Jones

Carried by a majority of 33.

**General:**

Mayor Lastman in the Chair.

***Motions:***

- (a) Councillor Jakobek, (seconded by Councillor Sinclair, insofar as it pertains to Part (2) of this motion), moved that the Clause be amended by:

- (1) inserting in Recommendation No. (1)(d) embodied in the communication (January 14, 2000) from the City Clerk, after the words “operating budget impact,” the words “including those recommended for approval,” so that such recommendation shall now read as follows:

“(d) the operating budget impact, including those recommended for approval, identified in Appendix ‘E’, that result in a cumulative net expenditure impact of \$2.1 million in 2000; \$1.3 million by 2001; (\$0.1) million by 2002; \$1.3 million by 2003 and \$2.9 million by 2004 be reviewed in conjunction with the 2000 Operating Budget submission within the respective program areas;” and

- (2) adding thereto the following:

“It is further recommended that City Council convey its appreciation to the Members of the Budget Advisory Committee, the Chief Administrative Officer, the Chief Financial Officer and Treasurer, staff of the Finance Division and the Administrator of the Budget Advisory Committee for their efforts in preparing the 2000 Capital Budget.”

Councillor Jakobek in the Chair.

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

“It is further recommended that the Chief Administrative Officer, in the preparation of the draft 2001 Capital Budget, be requested to consult with Members of Council, on an individual basis, to ensure that geographic or ward priorities are integrated with departmental priorities.”

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

“It is further recommended that the Chief Administrative Officer, in consultation with the Chief Financial Officer and Treasurer, be requested to submit a report to the Policy and Finance Committee outlining Capital funding issues related to the Toronto Transit Commission (TTC) and GO Transit expansion plans currently being discussed at the TTC and the Greater Toronto Services Board; such report to address the relationship between the City of Toronto’s transportation capacity and the economic viability of business in Southern Ontario.”

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

“It is further recommended that:

‘**WHEREAS** the City of Toronto has \$1.7 billion in outstanding debt obligations in the form of bonds and debentures; and

**WHEREAS** the cost of servicing such debt is estimated at \$118 million per annum; and

**WHEREAS** all interest income from municipal debt instruments are fully taxable to the holders; and

**WHEREAS** tax free interest income would facilitate a lower lending rate to all creditors of the City of Toronto; and

**WHEREAS** such a lower lending rate could save the City of Toronto in excess of \$60 million per year, if applied to the existing debt load under the existing market conditions; and

**WHEREAS** it is common practice in major U.S. municipalities to issue tax free municipal bonds to pay for infrastructure, such as roads, water treatment plants, etc.; and

**WHEREAS** the federal and provincial governments are in the process of budget consultations for the fiscal year 2000-2001; and

**WHEREAS** the City of Toronto and all municipalities in the Province of Ontario and Canada could benefit from tax free bonds and debentures;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto endorse, in principle, the proposal for legislation that would deem interest income from municipal debt instruments to be free from federal and provincial taxation;

**AND BE IT FURTHER RESOLVED THAT** Council establish a Working Committee on Municipal Debt composed of five members of City Council working with staff to establish a proposal for presentation to federal and provincial finance Ministers and/or officials, Councillors Davis and Sinclair to be appointed to such committee.’ ”

- (e) Councillor Kelly moved that motions (b) and (d), by Councillors Mihevc and Davis, respectively, be referred to the Chief Administrative Officer for report thereon to the Policy and Finance Committee.
- (f) Councillor Nunziata moved that the Clause be amended by adding thereto the following:

“It is further recommended that the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee on the \$2 million of reserve funding from the former City of York being allocated for the construction of a community centre in the Eglinton - Black Creek area.”

*Votes:*

Motion (e) by Councillor Kelly carried.

Motion (c) by Councillor King carried.

Part (1) of motion (a) by Councillor Jakobek carried.

Motion (f) by Councillor Nunziata carried.

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

Adoption of Clause, as amended:

Yes – 42	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Miller, Minnan-Wong, Moscoe, Nunziata, O’Brien, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Walker
No – 1	
Councillor:	Bossons

Carried by a majority of 41.

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

- S2.7 Councillor Gardner moved that the provisions of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(1), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Gardner**

**Seconded by: Councillor Silva**

**“WHEREAS** CHIN 1540 Limited, the current license holder of CHIN Radio 1540, began broadcasting to the Toronto market on June 6, 1966, and was conceived and nurtured on the precepts of diversity and the celebration of differences; and

**WHEREAS** CHIN Radio’s philosophy that there is strength in our diversity reflects the true cosmopolitan nature and ‘make up’ of our city; and

**WHEREAS** throughout the years in its programming in 30 languages, this radio station has served Toronto’s many ethnic communities and has devoted itself to reaching out to people, irrespective of their colour, race and religion; and

**WHEREAS** this radio station serves all generations locally and has brought its philosophy and message of strength in cultural diversity to all corners of the continent via satellite programming, and in doing so has fostered communication and introduced Toronto’s varied cultures and our progressive communities to many towns and cities; and

**WHEREAS** CHIN Radio has submitted an application to the Canadian Radio-Television and Telecommunications Commission (Public Notice CRTC 1999 119) for the purpose of seeking Commission approval for a new broadcasting license to carry on an ethnic radio programming undertaking using frequency 740 kHz, serving the Greater Toronto Area; and

**WHEREAS** the CRTC will hold hearings to considered this application on January 31, 2000; and

**WHEREAS** over 100 languages are spoken in the Greater Toronto Area, and the acquisition of 740 AM service by CHIN Radio would allow for the expansion of its service to serve the needs of additional cultural and linguistic groups that are currently not served;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto Council support the application by CHIN 1540 Limited for a new broadcasting license to carry on an ethnic radio programming using frequency 740 kHz;

**AND BE IT FURTHER RESOLVED THAT** the City Clerk be directed to indicate Council's support to the Canadian Radio-Television and Telecommunications Commission for its hearing to take place on January 31, 2000."

*Vote:*

Motion J(1) was adopted, without amendment.

Mayor Lastman in the Chair.

- S2.8 Councillor Johnson moved that the provisions of the Council Procedural By-law be waived to permit consideration of the following Notice of Motion J(2), which carried, more than two-thirds of Members present having voted in the affirmative:

**"NOW THEREFORE BE IT RESOLVED THAT** City Council support the Mayor in his attempt to negotiate with the Toronto Police Association the cessation of 'Operation True Blue', as soon as possible, and the Police Services Board be requested to enact the necessary by-law to end this program."

*Motion:*

Councillor Johnston moved that Council give consideration to the foregoing Motion following its consideration of the 2000-2004 Capital Budget and Five Year Capital Program, the vote upon which was taken as follows:

Yes - 43	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Berger, Bossons, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Sinclair, Soknacki, Walker
No - 3	
Councillors:	Holyday, Mammoliti, Moscoe

Carried by a majority of 40.



*Permission to Withdraw Motion and To Submit Revised Motion:*

Councillor Johnston, with the permission of Council, withdrew the foregoing Motion, and moved that the provisions of the Council Procedural By-law be waived to permit consideration of the following revised Notice of Motion J(2), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillors Johnston, Miller and Soknacki**

**Seconded by:**            **Mayor Lastman and Councillors Adams, Altobello, Augimeri, Berardinetti, Bossons, Cho, Disero, Duguid, Feldman, Filion, Giansante, Jones, Kelly, King, Layton, McConnell, Mihevc, O'Brien, Pantalone, Pitfield, Prue, Shaw, Sinclair, Walker**

**“WHEREAS** residents of Toronto have been justifiably proud of the independent, impartial and effective policing services provided by all members of the Toronto Police Service; and

**WHEREAS** Operation True Blue conducted by the Police Association has caused extreme concern amongst many of the residents of Toronto who have advised Councillors that they feel intimidated and threatened; and

**WHEREAS** the idea of a Police Association conducting political campaigns in the manner stated by the leader of the Police Association is an affront to basic principles of democracy whereby the Police are responsible to civilian overseers; and

**WHEREAS** it appears the Police Association intends to continue this campaign, despite near universal condemnation;

**NOW THEREFORE BE IT RESOLVED THAT** the Council of the City of Toronto condemn the campaign ‘Operation True Blue’ conducted by the Toronto Police Association;

**AND BE IT FURTHER RESOLVED THAT** the Council of the City of Toronto request the Chief of Police, the Mayor, and the Police Services Board to take all possible immediate steps to end this campaign;

**AND BE IT FURTHER RESOLVED THAT** unless the Toronto Police Association stops its activities known as ‘Operation True Blue’ by January 27, 2000, and if no other injunction has been put in place, that City Council request the Police Services Board to prepare an injunction against the Toronto Police Association's activities known as Operation True Blue, including the maintenance of these fundraising lists, and that the Police Services Board prepare the documents for that injunction as soon as possible;

**AND BE IT FURTHER RESOLVED THAT** the Chief of Police be requested to review the recent conduct of the executive members of the Toronto Police Association within the context of the Police Services Act to determine whether breaches of discipline have taken place and act accordingly;

**AND BE IT FURTHER RESOLVED THAT** the Council of the City of Toronto clearly state that private investigation or intimidation of public officials is not condoned and is considered an unacceptable activity by police officers, the police service or anyone acting on behalf of the Toronto Police Association;

**AND BE IT FURTHER RESOLVED THAT** City Council request the Police Services Board to enact a by-law at its Board meeting of February 2, 2000, which prohibits the solicitation of funds by any member of the Toronto Police Association for political activity, as set out in the Police Services Act, and for the use of private investigators or other measures of intimidation.”

Council also had before it, during consideration of Motion J(2), a media package, submitted by Councillor Layton, of the Press Conference held by the Law Union of Ontario (January 25, 2000), entitled “Operation True Blue”.

*Motions:*

- (a) Councillor Johnston moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the City Solicitor be requested to submit a report to the Policy and Finance Committee on how the Police Services Act could be amended to respond to the concerns voiced by several Councillors respecting the issue of possible civil litigation being taken against Members of Council for their critical remarks in this regard, and on what the Criminal Code of Canada provides in respect of harassment of federal and municipal elected officials;”.

- (b) Councillor Mihevc moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the Acting Commissioner of Corporate Services be requested to arrange a contract with a security company to sweep the offices, cars and homes of any Councillor, who so requests, for recording devices.”

Councillor Jakobek in the Chair.

- (c) Councillor Adams moved that Motion J(2) be amended by adding to the last Operative Paragraph embodied therein the following words:

“based on the following draft by-law:

**‘WHEREAS**, pursuant to Regulation 123/98 of the Police Services Act, police officers who are engaged as authorized representatives of a police association do not commit misconduct under subclause 2(1)(f)(iii) of the Code of Conduct only by virtue of the fact that they are engaged in the solicitation of gratuities, subscriptions or other similar contributions; and

**WHEREAS**, pursuant to subclause 2(1)(a)(xi) of Regulation 123/98, such activities must nevertheless be conducted in a manner which is not likely to bring discredit upon the reputation of the police service; and

**WHEREAS** any method of such solicitation which involves or could possibly give rise to the appearance of coercion, intimidation or the conferring of any preferred status is likely to bring discredit upon the reputation of the police service;

**NOW THEREFORE BE IT RESOLVED THAT** the Toronto Police Services Board hereby enacts the following by-law pursuant to s.31(6) of the Police Services Act:

- (1) the solicitation and/or receipt of funds by any member of the Toronto Police Service for the purpose of engaging in any political activity is prohibited;
- (2) any solicitation of funds by any member of the Toronto Police Service in which the means, manner or method employed involves or could possibly involve the appearance of:
  - (a) coercion, intimidation, or the possibility of any contribution which is not entirely voluntary; or
  - (b) the conferring of any preferred status;is prohibited;
- (3) without limiting the generality of the foregoing, this by-law prohibits the following:
  - (a) solicitation by way of telemarketing, e-mail, facsimile or any other method whereby the party solicited can be identified; and

- (b) solicitation whereby any party making a contribution receives a decal, insignia, button, card or any other object which identifies the bearer as a contributor to the association; and
- (4) the foregoing prohibitions apply to actions taken, whether directly or indirectly, by or on behalf of members of the police service as they may relate to solicitations on behalf of any police association.’ ”
- (d) Councillor Chow moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:
- “AND BE IT FURTHER RESOLVED THAT** Council request that an emergency meeting of the Police Services Board be held within 24 hours.”
- (e) Councillor Moscoe moved that motion (b) by Councillor Mihevc be amended by adding thereto the words “and further that any bugging devices discovered be immediately reported to the Ontario Provincial Police for investigation”.
- (f) Councillor Bussin moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:
- “AND BE IT FURTHER RESOLVED THAT** the Toronto Police Association be requested to hold their ‘Toronto Police Association Lobby 2000 of City of Toronto Councillors’ as an open forum to be held in the Toronto Council Chamber and the citizens of Toronto be invited to attend.”
- (g) Councillor Kinahan moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:
- “AND BE IT FURTHER RESOLVED THAT** the City Solicitor be requested to submit a report directly to Council for its meeting to be held on February 1, 2 and 3, 2000, on the status of this matter before the Police Services Board.”
- (h) Councillor Layton moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:
- “AND BE IT FURTHER RESOLVED THAT** the media package submitted by Councillor Layton of the Press Conference held by the Law Union of Ontario (January 25, 2000), entitled ‘Operation True Blue’, be referred to the Toronto Police Services Board, all Members of Council and the City Solicitor for their attention.”

- (i) Councillor Bossons moved that Motion J(2) be amended by adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT:**

- (1) Council request changes to the federal Criminal Code and to provincial legislation which would make it illegal to harass citizens elected to provincial, municipal and school board office; and
- (2) Mayor Lastman be requested not to negotiate with the Toronto Police Association.”

- (j) Councillor Jakobek, with the permission of Council, moved that Motion J(2) be amended by inserting in the penultimate Operative Paragraph embodied therein, after the words “intimidation of public officials”, the words “or any member of the public”, so that such Operative Paragraph shall now read as follows:

**“AND BE IT FURTHER RESOLVED THAT** the Council of the City of Toronto clearly state that private investigation or intimidation of public officials or any member of the public is not condoned and is considered an unacceptable activity by police officers, the police service or anyone acting on behalf of the Toronto Police Association;”.

*Votes:*

Motion (j) by Councillor Jakobek carried.

Adoption of motion (a) by Councillor Johnston:

Yes - 39	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 0	

Carried, without dissent.

Adoption of motion (e) by Councillor Moscoe:

Yes - 39	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 0	

Carried, without dissent.

Adoption of motion (b) by Councillor Mihevc, as amended:

Yes - 25	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Cho, Chong, Chow, Feldman, Giansante, Jakobek, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki
No - 14	
Councillors:	Altobello, Ashton, Bossons, Bussin, Duguid, Gardner, Johnston, King, Miller, Nunziata, Pantalone, Pitfield, Prue, Walker

Carried by a majority of 11.

Adoption of motion (c) by Councillor Adams:

Yes - 38	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 1	
Councillor:	Bossons

Carried by a majority of 37.

Adoption of motion (d) by Councillor Chow:

Yes - 34 Councillors:	Adams, Altobello, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Giansante, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 5 Mayor: Councillors:	Lastman Ashton, Gardner, King, Mammoliti

Carried by a majority of 29.

Adoption of motion (f) by Councillor Bussin:

Yes - 37 Mayor: Councillors:	Lastman Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Walker
No - 2 Councillors:	King, Soknacki

Carried by a majority of 35.

Adoption of motion (g) by Councillor Kinahan:

Yes - 39 Mayor: Councillors:	Lastman Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 0	

Carried, without dissent.

Motion (h) by Councillor Layton carried.

Adoption of Part (1) of motion (i) by Councillor Bossons:

Yes - 37	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Walker
No - 2	
Councillors:	Gardner, Soknacki

Carried by a majority of 35.

Adoption of Part (2) of motion (i) by Councillor Bossons:

Yes - 17	
Councillors:	Adams, Altobello, Augimeri, Bossons, Bussin, Chong, King, Layton, Lindsay Luby, McConnell, Miller, Moscoe, Pantalone, Saundercook, Shaw, Silva, Walker
No - 22	
Mayor:	Lastman
Councillors:	Ashton, Berardinetti, Cho, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Mammoliti, Mihevc, Minnan-Wong, Nunziata, Pitfield, Prue, Rae, Shiner, Soknacki

Lost by a majority of 5.



Adoption of fourth Operative Paragraph embodied in Motion J(2):

Yes – 35	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Johnston, Kinahan, King, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No – 4	
Councillors:	Ashton, Jakobek, Korwin-Kuczynski, Moscoe

Carried by a majority of 31.

Adoption of Motion J(2), as amended:

Yes – 39	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No – 0	

Carried, without dissent.

*Motion to Include Notation for Minutes:*

Councillor Jakobek, with the permission of Council, moved that, as requested by Councillors Davis, Filion and O'Brien, there be a notation in the Minutes of this meeting that Councillors Davis, Filion and O'Brien indicated their support of Motion J(2) but were unable to participate in the vote on such Motion, having regard that they had to leave the meeting due to prior commitments, the vote upon which was taken as follows:

Yes – 36	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Layton, Lindsay Luby, Mammoliti, McConnell, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Soknacki, Walker
No – 3	
Councillors:	Korwin-Kuczynski, Mihevc, Shaw

Carried by a majority of 33.

**BILLS AND BY-LAWS**

S2.9 Councillor Pantalone, seconded by Councillor Bossons, at 3:53 p.m., moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 52	By-law No. 2-2000	To confirm the proceedings of the Council at its special meeting held on the 27th day of January, 2000,
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which carried, without dissent.

S2.10 Councillor Johnston, seconded by Councillor Pitfield, at 6:13 p.m., moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 53	By-law No. 3-2000	To confirm the proceedings of the Council at its special meeting held on the 27th day of January, 2000,
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the vote upon which was as follows:

Yes - 39
Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Duguid, Feldman, Gardner, Giansante, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 0

Carried, without dissent.

#### **OFFICIAL RECOGNITIONS:**

##### **S2.11 Presentations/Introductions/Announcements:**

The Chief Administrative Officer and the Chief Financial Officer and Treasurer gave a presentation to the Council in regard to the 2000-2004 Capital Budget and Five Year Capital Program, copies of which were distributed to all Members of Council.

Mayor Lastman, during the morning session of the meeting, introduced Mr. Stamatis Stefanaros, the Deputy Mayor of the Town of Kamiros, located on the Island of Rhodes in Greece, present at this meeting.

Mayor Lastman, during the morning session of the meeting, introduced the ESL students of the Canadian Co-operative for Language and Cultural Studies, present at this meeting.

##### **S2.12 MOTIONS TO VARY PROCEDURE**

*Vary the order of proceedings of Council:*

*Limit to Speaking Time:*

Mayor Lastman, at 4:00 p.m., moved that the provisions of the Council Procedural By-law pertaining to the duration of time Members of Council are permitted to address Council be waived; and that Members of Council be limited to a speaking time of five minutes to address the Council in regard to Motion J(2), which carried, more than two-thirds of Members present having voted in the affirmative.

### S2.13 ATTENDANCE

Councillor Nunziata, seconded by Councillor Layton, moved that the absence of Councillor Balkissoon, Brown, Ootes and Tzekas from this meeting of Council be excused, which carried.

January 27, 2000	9:45 a.m. to 12:31 p.m.*	2:15 p.m. to 6:14 p.m.*
Lastman	x	x
Adams	x	x
Altobello	x	x
Ashton	x	x
Augimeri	x	x
Balkissoon	-	-
Berardinetti	x	x
Berger	x	x
Bossons	x	x
Brown	-	-
Bussin	x	x
Cho	x	x
Chong	x	x
Chow	x	x
Davis	x	x
Disero	x	x
Duguid	x	x
Feldman	x	x
Filion	x	x
Flint	x	x
Gardner	x	x
Giansante	x	x
Holyday	x	x
Jakobek	x	x

January 27, 2000	9:45 a.m. to 12:31 p.m.*	2:15 p.m. to 6:14 p.m.*
Johnston	x	x
Jones	x	x
Kelly	x	x
Kinahan	x	x
King	x	x
Korwin-Kuczynski	x	x
Layton	x	x
Lindsay Luby	x	x
Li Preti	x	x
Mahood	x	x
Mammoliti	x	x
McConnell	x	x
Mihevc	x	x
Miller	x	x
Minnan-Wong	x	x
Moeser	x	x
Moscoe	x	x
Nunziata	x	x
O'Brien	x	x
Ootes	-	-
Pantalone	x	x
Pitfield	x	x
Prue	x	x
Rae	x	x
Saundercook	x	x
Shaw	x	x
Shiner	x	x

Minutes of a Special Meeting of the Council of the City of Toronto  
January 27, 2000

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January 27, 2000	9:45 a.m. to 12:31 p.m.*	2:15 p.m. to 6:14 p.m.*
Silva	x	x
Sinclair	x	x
Soknacki	x	x
Tzekas	-	-
Walker	x	x
Total	52	52

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

**MEL LASTMAN,**  
Mayor

**NOVINA WONG,**  
City Clerk