

[Guide to Minutes](#)

These Minutes were confirmed by City Council on January 30, 2001.

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

**TUESDAY, OCTOBER 3, 2000,  
WEDNESDAY, OCTOBER 4, 2000 AND  
THURSDAY, OCTOBER 5, 2000  
AND SPECIAL MEETINGS HELD ON  
FRIDAY, OCTOBER 6, 2000,  
TUESDAY, OCTOBER 10, 2000,  
WEDNESDAY, OCTOBER 11, 2000, AND  
THURSDAY, OCTOBER 12, 2000**

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

**CALL TO ORDER**

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

The meeting opened with O Canada.

11.2 **CONFIRMATION OF MINUTES**

Councillor Nunziata, seconded by Councillor Mammoliti, moved that the Minutes of the Council meetings held on the 4th, 5th and 6th days of July, 2000, and the 1st, 2nd, 3rd and 4th days of August, 2000, be confirmed in the form supplied to the Members, which carried.

11.3 **PETITIONS AND ENQUIRIES**

- (a) Councillor Nunziata filed with the City Clerk, a copy of 63 letters and a petition containing the signatures of 177 staff and students from Our Lady of Victory School, located at 92 Lambton Avenue, Toronto, expressing concern with the fumes originating from the body shop located adjacent to their school, together with a copy of a communication dated

September 26, 2000, from the Secretary of the Board of Health, setting out the actions taken by the Board on September 25, 2000, with respect to this issue.

Council received the aforementioned letters, petition and communication.

- (b) Councillor Ashton filed with the City Clerk, a petition containing the signatures of 38 residents of Blantyre Avenue, Toronto, expressing concern with any proposal which would destroy or injure trees located at 18 Blantyre Avenue, and requesting the City of Toronto to protect all trees having diameters of 60 centimetres or more.

*Motion:*

Councillor Ashton moved that the aforementioned petition be referred to the Commissioner of Urban Development Services with a request that she submit a report thereon to the appropriate Committee in 2001.

*Vote:*

The motion by Councillor Ashton carried.

- (c) The following petitions were filed with the City Clerk, for consideration with Clause No. 2 of Report No. 17 of the Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity":
- (i) filed by Councillor Chow, containing the signatures of approximately 287 citizens, urging City Council not to send waste to the Adams Mine site;
  - (ii) filed by Councillor Layton:
    - (1) containing the signatures of approximately 11,365 individuals, in opposition to the proposal to send waste to Northern Ontario, together with various communications, resolutions, and other motions from communities in Ontario in regard thereto; and
    - (2) containing the signatures of approximately 500 individuals, in opposition to the proposal to send waste to Northern Ontario, together with various communications in regard thereto; and
  - (iii) filed by Councillor Rae, containing the signatures of approximately 443 students from St. Josephs College, urging City Council to consider alternatives to the Adams Mine site.

Council received the aforementioned petitions and communications.

## **PRESENTATION OF REPORTS**

11.4 Councillor Korwin-Kuczynski presented the following Reports for consideration by Council:

Report No. 11 of The Policy and Finance Committee,  
Report No. 18 of The Administration Committee,  
Report No. 16 of The Works Committee,  
Report No. 10 of The Etobicoke Community Council,  
Report No. 14 of The Toronto Community Council,  
Report No. 15 of The Toronto Community Council,  
Report No. 5 of The Audit Committee,  
Report No. 12 of The Policy and Finance Committee,  
Report No. 9 of The Economic Development and Parks Committee,  
Report No. 9 of The Planning and Transportation Committee,  
Report No. 17 of The Works Committee,  
Report No. 17 of The Administration Committee,  
Report No. 19 of The Administration Committee,  
Report No. 8 of The Community Services Committee,  
Report No. 11 of The Etobicoke Community Council,  
Report No. 10 of The North York Community Council,  
Report No. 10 of The Scarborough Community Council,  
Report No. 16 of The Toronto Community Council,  
Report No. 17 of The Toronto Community Council,  
Report No. 9 of The York Community Council,  
Report No. 9 of The East York Community Council,  
Report No. 7 of The Board of Health,  
Report No. 4 of The Nominating Committee, and  
Report No. 6 of The Striking Committee,

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

11.5 Councillor Korwin-Kuczynski, with the permission of Council, presented the following Reports for the consideration of Council:

Report No. 18 of The Toronto Community Council,  
Report No. 12 of The Etobicoke Community Council, and

Report No. 6 of The Audit Committee,

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

#### 11.6 **DECLARATIONS OF INTEREST**

Councillor Adams declared his interest in Clause No. 43 of Report No. 17 of The Toronto Community Council, headed "Consent Agreement with Regal Lands Limited - 7 Gange Avenue (Midtown)", in that he owns property in the vicinity.

Councillor Ashton declared his interest in Clauses Nos. 43 and 44 of Report No. 19 of The Administration Committee, headed "City Position on Application of Continuing OMERS Pension Surpluses" and "OMERS Participation By-law and Supplementary Agreements", respectively, in that his wife is an employee of the City of Toronto and a member of OMERS.

Councillor Augimeri declared her interest in Clause No. 46 of Report No. 10 of The North York Community Council, headed "Final Report - Official Plan and Zoning By-law Amendment UDOZ-99-27 - R & G Management Inc. - 1465 Lawrence Avenue West - North York Humber", in that a member of her family owns a condominium adjacent to the applicant's property.

Councillor Berger declared his interest in Clause No. 4 of Report No. 10 of The North York Community Council, headed "Tree Removal Request - 112 Dunblaine Avenue - North York Centre South", in that he resides in the vicinity.

Councillor Cho declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed "Conditions of Employment - Council Staff Members", in that a member of his family is an employee in his office.

Councillor Disero declared her interest in Clause No. 36 of Report No. 19 of The Administration Committee, headed "1171 St. Clair Avenue West and 1345 St. Clair Avenue West, Appeal of Interim Control By-law No. 1997-0321, Ontario Municipal Board (Ward 21 - Davenport)", in that she is involved in a lawsuit with respect to this matter.

Councillor Feldman declared his interest in Clause No. 7 of Report No. 10 of The North York Community Council, headed "Amendment to Former North York Sign By-law - Prohibiting Off-Premise Roof Signs in Commercial Zones in the Yonge Street and York Mills Road Area - North York Centre South", in that he resides in the area affected by the proposed amendment to the former City of North York Sign By-law; and in Clause No. 40 of Report No. 10 of The North York Community Council, headed "Final Report - Proposed Official Plan Amendment to the North York Centre Secondary Plan - OPA 447 - Height Controls - UD03 HEI - North York Centre", in that

a member of his extended family is one of the proponents of the proposed developments by Kenneth Sheppard Limited.

Councillor Gardner declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed "Conditions of Employment - Council Staff Members", in that a member of his family is an employee in his office.

Councillor Holyday declared his interest in Clause No. 1 of Report No. 12 of The Etobicoke Community Council, headed "Final Report – Application to Amend the Etobicoke Zoning Code; Berkley Developments (Ashbourne) Inc., 3890 Bloor Street West; File No. CMB20000001 (Markland-Centennial)", in that he owns a property adjoining the subject site.

Councillor Kelly declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed "Conditions of Employment - Council Staff Members", in that a member of his family is an employee in his office.

Mayor Lastman declared his interest in Clause No. 1 of Report No. 16 of The Toronto Community Council, headed "Zoning By-law Amendment - 326 to 358 King Street West (Downtown)", and in Clause No. 38 of Report No. 17 of The Toronto Community Council, headed "Revised Application - Official Plan Amendment, Rezoning and Site Plan Approval/Application to Demolish/Application for Tree Removal - 262-276 St. Clair Avenue West, 288 -290 Russell Hill Road and 9 Parkwood Avenue (Midtown)", in that the applicants' solicitors are employed by the same law firm as his son who is not a real estate lawyer and does not personally act on these files; and in Clause No. 1 of Report No. 9 of The York Community Council, headed "2005 Lawrence Avenue West – Final Report, Application to Amend Zoning By-law No. 1-83, Goodman Phillips & Vineberg (Leisureworld Inc.), Files Nos. R00-003, SP00-007 (Ward 27, York Humber)", and Notice of Motion J(29), moved by Councillor Feldman, seconded by Councillor Chong, regarding the re-opening of Clause No. 27 of Report No. 9 of The North York Community Council, headed "Further Report – Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the OMB Order on the Downsview Area Secondary Plan (OPA 464) – Parc Downsview Park Inc. Lands - Sports and Entertainment Designation Deferral - West of Allen Road/South of Sheppard Avenue West - City-Owned Lands East of Allen Road/South of Sheppard Avenue West", in that his son lives in the immediate vicinity of the subject developments.

Councillor Li Preti declared his interest in Notice of Motion J(29), moved by Councillor Feldman, seconded by Councillor Chong, regarding the re-opening of Clause No. 27 of Report No. 9 of The North York Community Council, headed "Further Report – Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the OMB Order on the Downsview Area Secondary Plan (OPA 464) – Parc Downsview Park Inc. Lands - Sports and Entertainment Designation Deferral - West of Allen Road/South of Sheppard Avenue West - City-Owned Lands East of Allen Road/South of Sheppard Avenue West", in that he owns property in the vicinity.

Councillor Mahood declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed “Conditions of Employment - Council Staff Members”, in that a member of his family is an employee in his office; and in Clauses Nos. 24 and 25 of Report No. 10 of The Scarborough Community Council, headed “Official Plan Amendment Application SC-P20000009, OMERS Realty Holdings Inc., 300 Borough Drive (Ward 15 - Scarborough City Centre)” and “Zoning By-law Amendment Application SC-Z20000017, OMERS Realty Holdings Inc., 300 Borough Drive (Ward 15 - Scarborough City Centre)”, respectively, in that he may be the recipient of an OMERS pension in the near future.

Councillor Mammoliti declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed “Conditions of Employment - Council Staff Members”, in that a member of his family is an employee in his office.

Councillor Miller declared his interest in Clause No. 11 of Report No. 17 of The Toronto Community Council, headed “Appeal - Boulevard Café - 390 Spadina Road (Midtown)”, in that his wife owns property in the vicinity of the subject site.

Councillor Minnan-Wong declared his interest in Clause No. 40 of Report No. 19 of The Administration Committee, headed “Provisions for Detention in Bill C-31, The Immigration and Refugee Protection Act”, in that he is a lawyer who practices in immigration law.

Councillor Moscoe declared his interest in Clause No. 11 of Report No. 19 of The Administration Committee, headed, “Election Sign By-law Enforcement”, in that he is in the business of manufacturing and selling election signs.

Councillor Palacio declared his interest in Clause No. 4 of Report No. 19 of The Administration Committee, headed “Conditions of Employment - Council Staff Members”, in that a member of his family is an employee in his office.

Councillor Shiner declared his interest in Clauses Nos. 4 and 5 of Report No. 19 of The Administration Committee, headed “Conditions of Employment - Council Staff Members” and “Harmonization of Compensation-Related Policies - Non-Union”, respectively, in that a member of his family is an employee in his office.

Councillor Soknacki declared his interest in Clause No. 34 of Report No. 12 of The Policy and Finance Committee, headed “Proposed Acquisitions, 165 Chesterton Shores, District of Scarborough (Ward 16), 47 Mayall Avenue, District of North York (Ward 6), 223 Martin Grove Road, District of Etobicoke (Ward 4), 60 Sylvan Avenue, District of Scarborough (Ward 13)”, in that his family owns property in the vicinity of the subject properties.

Councillor Valenti declared his interest in Clause No. 5 of Report No. 17 of The Works Committee, headed "Collection of Containerized Waste, Bulky Items and Recyclables from Apartment Buildings, Townhouse Locations and Municipal, Institutional and Commercial Establishments in Districts 1 and 2 - Contract No. 95-2000", and in Notice of Motion J(15), moved by Councillor Augimeri, seconded by Councillor Nunziata, regarding an Ontario Municipal Board hearing with respect to 91 Hallsport Crescent, in that he has acted in the past on behalf of a member of the families of the proponents.

**CONSIDERATION OF REPORTS**

**CLAUSES RELEASED OR HELD FOR FURTHER CONSIDERATION**

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

Report No. 11 of The Policy and Finance Committee, Clauses Nos. 1 and 2.

Report No. 18 of The Administration Committee, Clauses Nos. 1, 2, 3 and 4.

Report No. 16 of The Works Committee, Clause No. 1.

Report No. 10 of The Etobicoke Community Council, Clause No. 1.

Report No. 14 of The Toronto Community Council, Clause No. 1.

Report No. 15 of The Toronto Community Council, Clause No. 1.

Report No. 5 of The Audit Committee, Clause No. 1.

Report No. 12 of The Policy and Finance Committee, Clauses Nos. 3, 4, 5, 6, 8, 10, 11, 14, 16, 18, 19, 22, 24, 25, 26, 27, 33, 35, 37, 38, 39, 40, 44, 45, 46, 51, 54, 55, 56, 57, 59, 61, 62, 64, 66, 68, 69, 71 and 72.

Report No. 9 of The Economic Development and Parks Committee, Clauses Nos. 1, 3, 4, 6, 8, 13, 15, 18, 23 and 26.

Report No. 9 of The Planning and Transportation Committee, Clauses Nos. 2, 3, 6, 7, 9, 10, 11, 12 and 13.

Report No. 17 of The Works Committee, Clauses Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9, 24, 25, 26, 27, 28, 29, 31, 34, 46, 47, 50 and 51.

Report No. 17 of The Administration Committee, Clause No. 1.

Report No. 19 of The Administration Committee, Clauses Nos. 1, 3, 4, 11, 12, 13, 15, 19, 20, 21, 23, 25, 27, 28, 30, 37, 38, 39, 42, 43, 46, 48, 51, 52 and 53.

Report No. 8 of The Community Services Committee, Clauses Nos. 2, 6, 8, 14, 17 and 21.

Report No. 11 of The Etobicoke Community Council, Clauses Nos. 9, 32, 45 and 46.

Report No. 10 of The North York Community Council, Clauses Nos. 10, 39, 51, 53, 54, 60, 63 and 71.

Report No. 10 of The Scarborough Community Council, Clauses Nos. 18, 21, 28, 29, 31, 32, 33, 37, 39, 41 and 42.

Report No. 16 of The Toronto Community Council, Clauses Nos. 1, 9, 19, 22, 61, 68, 69, 80, 82, 92 and 93.

Report No. 17 of The Toronto Community Council, Clauses Nos. 1, 3, 12, 15, 16, 17, 28, 37, 46, 60, 64, 74, 77 and 78.

Report No. 9 of The York Community Council, Clauses Nos. 2, 6, 8, 17 and 23.

Report No. 9 of The East York Community Council, Clause No. 1.

Report No. 7 of The Board of Health, Clause No. 4.

Report No. 18 of The Toronto Community Council, Clauses Nos. 1, 21, 22, 30, 31, 34 and 43.

Report No. 12 of The Etobicoke Community Council, Clause No. 1.

Report No. 6 of The Audit Committee, Clause No. 7.

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

Report No. 5 of The Audit Committee, Clause No. 1.

Report No. 12 of The Policy and Finance Committee, Clauses Nos. 4, 6, 16, 19, 24, 35, 37, 51, 62, 64, 68 and 71.

Report No. 9 of The Economic Development and Parks Committee, Clauses Nos. 4, 6 and 15.

Report No. 9 of The Planning and Transportation Committee, Clause No. 12.



Report No. 17 of The Works Committee, Clauses Nos. 3, 5, 6, 7, 9, 24, 25, 26 and 47.

Report No. 19 of The Administration Committee, Clauses Nos. 11, 27, 37, 38, 42, 46 and 51.

Report No. 11 of The Etobicoke Community Council, Clauses Nos. 45 and 46.

Report No. 10 of The North York Community Council, Clause No. 71.

Report No. 16 of The Toronto Community Council, Clause No. 61.

Report No. 9 of The York Community Council, Clause No. 23.

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

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

**11.8 Clause No. 66 of Report No. 12 of The Policy and Finance Committee, headed “Harbourfront Parkland Funds – Establishment of Reserve Fund Downtown”.**

*Motion:*

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

“It is further recommended that the report dated September 29, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendations, be adopted:

‘It is recommended that the report dated September 20, 2000, from the Commissioner of Economic Development, Culture and Tourism, be amended by adding thereto the following:

- (1) Council establish a reserve fund, called the “Harbourfront Parklands Reserve Fund”, to receive and hold funds received for Harbourfront parkland development, water’s edge promenade and programming on Harbourfront parkland, under the Harbourfront Implementation Agreement;
- (2) By-law No. 181-2000 (Reserves and Reserve Funds By-law) be amended by adding the “Harbourfront Parklands Reserve Fund” to schedule “C2”;  
and

- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, and that leave be granted for the introduction of any necessary Bills in Council to give effect thereto.’ ”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.9 Clause No. 40 of Report No. 12 of The Policy and Finance Committee, headed “Bayview Village Washroom Sub-Project - Change of Capital Scope (Seneca Heights)”.**

*Vote:*

The Clause was adopted without amendment.

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

**11.10 Clause No. 10 of Report No. 9 of The Planning and Transportation Committee, headed “Special Legislation for the City of Toronto to Protect Rental Housing from Demolition”.**

*Motion:*

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

“It is further recommended that the recommendation of the Policy and Finance Committee embodied in the communication dated September 21, 2000, from the City Clerk, be adopted, viz.:

‘The Policy and Finance Committee recommends the adoption of the recommendation of the Planning and Transportation Committee embodied in the communication (September 14, 2000) from the City Clerk, that the expenditure of up to \$6,500.00, to be taken from the Corporate Contingency Account, for the purposes of covering the costs associated with making an application for special legislation, entitled “An Act to Protect Rental Housing Units from Demolition in the City of Toronto”, be approved.’ ”

*Votes:*

Adoption of motion by Councillor Disero:

Yes - 56
Mayor: Lastman

Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Fillion, Flint, Gardner, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
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No - 0
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Carried, without dissent.

The Clause, as amended, carried.

**11.11 Clause No. 29 of Report No. 17 of The Works Committee, headed “Sheppard Subway - Don Mills Station: Road Modifications and Traffic Regulation for Don Mills Road and Sheppard Avenue East Area (Don Parkway and Seneca Heights)”.**

*Vote:*

The Clause was adopted without amendment.

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

**11.12 Clause No. 50 of Report No. 17 of The Works Committee, headed “Cycle Pathway on Kipling Avenue Between Panorama Court and Steeles Avenue”.**

*Motion:*

Councillor Sinclair moved that the Clause be amended in accordance with the following recommendation embodied in the report dated September 22, 2000, from the Commissioner of Works and Emergency Services:

“It is recommended that Works and Emergency Services be authorized to construct a 3.0-metre wide boulevard pathway adjacent to Kipling Avenue on the west side between Finch Avenue West and Panorama Court, and on the east side between Panorama Court and Steeles Avenue West.”

*Votes:*

The motion by Councillor Sinclair carried.

The Clause, as amended, carried.

**11.13 Clause No. 53 of Report No. 19 of The Administration Committee, headed “Other Items Considered by the Committee”.**

*Motion:*

Councillor Duguid moved that the Clause be received as information, subject to striking out and referring Item (m), entitled “Change of Title for General Manager, Emergency Medical Services”, back to the Administration Committee for further consideration at the first regular meeting of the Committee to be held in the term of the new Council.

*Votes:*

The motion by Councillor Duguid carried.

The Clause, as amended, was received as information.

**11.14 Clause No. 9 of Report No. 11 of The Etobicoke Community Council, headed “Introduction of No Parking Prohibition on Darlington Drive (Lakeshore-Queensway)”.**

*Motion:*

Councillor Kinahan moved that the Clause be amended in accordance with the following recommendations embodied in the report dated September 26, 2000, from the Commissioner of Works and Emergency Services:

“It is recommended that:

- (1) the parking prohibition approved by the Etobicoke Community Council at its meeting held on September 19 and 20, 2000, be amended to exclude the months of July and August, when school is not in session;
- (2) staff do an assessment of the parking situation, in consultation with the Area Councillor and the community, six months following the implementation of these new regulations; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any bills that may be required.”

*Votes:*

The motion by Councillor Kinahan carried.

The Clause, as amended, carried.

**11.15 Clause No. 32 of Report No. 11 of The Etobicoke Community Council, headed “Request to Amend Conditions to Approval, Richview Developments - 45 La Rose Avenue, File No. Z-2281 (Kingsway-Humber)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Giansante moved that Council adopt the following recommendation:

“It is recommended that the report dated September 28, 2000, from the Commissioner of Urban Development Services, embodying the following recommendation, be adopted:

‘It is recommended that this report be approved and that staff be given authorization to bring forward the bill for the proposed development at 45 La Rose Avenue upon the fulfillment of the conditions of approval by the applicant.’ ”

*Votes:*

The motion by Councillor Giansante carried.

The Clause, as amended, carried.

**11.16 Clause No. 10 of Report No. 10 of The North York Community Council, headed “Request for Exemption to the Sign By-law - Variance for Ground Signs - 1 York Gate Mall Boulevard – Black Creek”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Li Preti moved that Council adopt the following recommendation:

“It is recommended that the report dated July 31, 2000, from the Director and Deputy Chief Building Official, as embodied in the Clause, be adopted.”

*Votes:*

The motion by Councillor Li Preti carried.

The Clause, as amended, carried.

**11.17 Clause No. 39 of Report No. 10 of The North York Community Council, headed “Final Report - Zoning and Official Plan Amendments and Draft Plan of Subdivision – UDOZ-00-14 and UDSP-1249 – Brown Dryer Karol for Pleasantville Gardens Inc. – 19 Brian Drive – Seneca Heights”.**

*Motion:*

Councillor King moved that the Clause be amended in accordance with the report dated September 26, 2000, from the Commissioner of Urban Development Services, embodying the following recommendation:

“It is recommended that the recommendations stated in the Final Report dated August 30, 2000, from the Director, Community Planning, North District, be replaced by the following:

- (1) the Official Plan Amendment 494 be revised to include those lands known as Blocks C and D, Registered Plan 3386, as outlined on Attachment E and that the application be approved;
- (2) the Zoning By-law be revised and the application approved to include those lands known as Blocks C and D Registered Plan as outlined on Attachment F and be rezoned from R3, R4 and RM2 to RM2 with Exception to permit single detached dwellings and semi-detached dwellings with the following exceptions:
  - (a) the minimum lot area for a single detached dwelling shall be 356 square metres where the lot is adjacent to a dwelling existing as of September 19, 2000;
  - (b) the minimum lot area shall be 474 square metres for each semi-detached dwelling and 237 square metres for each semi-detached dwelling unit;
  - (c) the minimum lot frontage for a single detached dwelling shall be 9.7 metres where the lot is adjacent to a dwelling existing as of September 19, 2000;
  - (d) the minimum lot frontage for a semi-detached dwelling shall be 12.9 metres and 6.4 metres for each semi-detached dwelling unit;

- (e) the minimum side yard setback for a single detached dwelling shall be 0.6 metres and 1.2 metres where adjacent to a dwelling existing as of September 19, 2000;
  - (f) the minimum side yard setback for a semi-detached dwelling shall be 0.6 metres;
  - (g) the maximum lot coverage shall be 35 percent; and
  - (h) the maximum building height shall be three storeys and 9.2 metres;
- (3) prior to the issuance of any building permit, the applicant shall submit a landscape plan satisfactory to the Director, Community Planning, North District;
  - (4) the owner agree to carry out the conditions of the Works and Emergency Services, Technical Services Division and Transportation Services Division as appended as Attachments F and G to the report from the Director, Community Planning, North District, dated August 30, 2000;
  - (5) the owner agree to carry out the conditions of the Economic Development, Culture and Tourism Division, Policy and Development, as appended as Attachment H to the report from the Director, Community Planning, North District, dated August 30, 2000;
  - (6) Draft Plan of Subdivision Applications UDSB-1249 be draft plan approved, subject to the following conditions:
    - (a) that this approval applies to the draft plan of subdivision prepared by David Harwood Limited, Ontario Land Surveyors, Project No. 4335DRAFT, dated September 25, 2000;
    - (b) that the Owner shall convey to the City, free and clear of all encumbrances, Block 21 for the purpose of a road widening along Brian Drive;
    - (c) that Street 'A' shall be dedicated as a public highway on the final plan;
    - (d) that the Owner shall enter into an agreement with the City, financial and otherwise, for the provision of roads and services;
    - (e) that the Owner grant all easements as may be required for the provision of services and utilities to the authority having jurisdiction;

- (f) that, prior to the final approval and registration of this plan of subdivision, OPA 494 and the Zoning By-law amendment shall have come into full force and effect;
- (g) that the subdivision agreement between the owner and the City provide for Urban Design Guidelines which include design features and elevations to the satisfaction of the Director, Community Planning, North District;
- (h) that the Owner agree, in the subdivision agreement between the Owner and the City, to carry out or cause to be carried out the conditions of the Technical Services Division and the Transportation Services Division, Works and Emergency Services, as appended as Attachments F and G to the report from the Director, Community Planning, North District, dated August 30, 2000;
- (i) that the Owner agree, in the subdivision agreement between the Owner and the City, to carry out or cause to be carried out the conditions of the Economic Development, Culture and Tourism Department, as appended as Attachment H to the report from the Director, Community Planning, North District, dated August 30, 2000; and
- (j) that the appropriate Standard Conditions of Approval shall apply as appended as Attachment M to the report from the Director, Community Planning, North District, dated August 30, 2000.

#### Notes to Draft Plan Approval

- (1) Toronto Hydro-Electric Systems Limited is to confirm that the Owner has made satisfactory arrangements to enter into an underground supply agreement with Toronto Hydro-Electric Systems Limited;
- (2) Bell Canada is to confirm that the Owner has made satisfactory arrangements, financial and otherwise, with Bell Canada for any Bell Canada facilities serving this draft plan of subdivision which are required by the City to be installed underground; and, if there are any conflicts with existing Bell Canada facilities or easements, the Owner shall be responsible for rearrangements or relocations;
- (3) Enbridge Consumers Gas standard minimum clearances of 0.3 metres vertically and 0.6 metres horizontally are to be maintained;
- (4) the Owner is advised to grant any easements to Rogers Cable that may be required;



- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (6) Council determine that no further notice is required under Section 34(17) of the Planning Act.”

*Votes:*

The motion by Councillor King carried.

The Clause, as amended, carried.

**11.18 Clause No. 54 of Report No. 10 of The North York Community Council, headed “Consent Agreement - UDL-99-39 – West of 1100 Caledonia Road - Part of Lot 7, Concession 3, W.Y.S. - North York Spadina”.**

*Motion:*

Councillor Valenti moved that the Clause be amended by striking out the recommendation of the North York Community Council and inserting in lieu thereof the following:

“It is recommended that the report dated September 1, 2000, from the City Solicitor, as embodied in the Clause, be adopted.”

*Votes:*

The motion by Councillor Valenti carried.

The Clause, as amended, carried.

**11.19 Clause No. 51 of Report No. 10 of The North York Community Council, headed “Service Road Implementation - North Yonge Centre Plan Service Road - North York Centre”.**

*Motion:*

Councillor Chong moved that the Clause be struck out and referred to the Budget Advisory Committee for further consideration during the 2001 Capital Budget process.

*Vote:*

The motion by Councillor Chong carried.

**11.20 Clause No. 63 of Report No. 10 of The North York Community Council, headed “All Way Stop Control - Cassandra Boulevard at Kellythorne Drive - Don Parkway”.**

*Motion:*

Councillor Minnan-Wong moved that the Clause be struck out and referred to the appropriate Community Council for subsequent report to the first regular meeting of City Council in 2001.

*Vote:*

The motion by Councillor Minnan-Wong carried.

11.21 **Clause No. 31 of Report No. 10 of The Scarborough Community Council, headed “City-Initiated Official Plan Amendment SC-W20000004, Village Securities Ltd., 311 Staines Road, Morningside Heights Community (Ward 18 – Scarborough Malvern)”.**

*Vote:*

The Clause was adopted without amendment.

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

11.22 **Clause No. 33 of Report No. 10 of The Scarborough Community Council, headed “Disposition of the Westerly Portion of 3100 Eglinton Avenue East (Ward 13 - Scarborough Bluffs)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Balkissoon moved that Council adopt the following recommendation:

“It is recommended that the report dated September 29, 2000, from the Commissioner of Corporate Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the Offer to Purchase from SAGI Holdings Limited to purchase the westerly portion of 3100 Eglinton Avenue East (Parts 1 and 3, 66R-18699), in the amount of \$90,000.00, be accepted on the terms outlined in the body of this report, and that either one of the Commissioner of Corporate Services or the Director of Real Estate Services be authorized to accept the Offer on behalf of the City;
- (2) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CA8328;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of necessary expenses and amending the closing date to such earlier or later date as he considers reasonable; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”

*Votes:*

The motion by Councillor Balkissoon carried.

The Clause, as amended, carried.

**11.23 Clause No. 1 of Report No. 16 of The Toronto Community Council, headed “Zoning By-law Amendment - 326 to 358 King Street West (Downtown)”.**

*Motion:*

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

“It is further recommended that the joint report dated September 25, 2000, from the Commissioner of Works and Emergency Services and the Commissioner of Corporate Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) subject to compliance with the requirements of the Municipal Act and upon compliance by Ivan Reitman and Reitclas Limited (“Reitman and Reitclas”) with the following terms and conditions, the public lane (the “Lane”), shown hatched on the attached Plan SYE2929, be stopped-up and closed as public lane, in conjunction with the Official Plan amendment and Zoning By-law amendment pertaining to the lands comprising Nos. 326 to 358 King Street West (Application No. 199017) becoming final and binding and coming into full force and effect:
  - (a) Reitman and Reitclas together with such other persons as the City Solicitor may require, shall indemnify the City against all loss, cost, damage or action arising as a result of the closing and conveyancing of the Lane;
  - (b) Reitman and Reitclas shall agree to pay a sale price of \$3,000.00 per square metre for the fee in the Lane, for a total estimated price of \$197,100.00, with the final sale price to be determined once the exact site area is calculated following the preparation of a Reference Plan of Survey;
  - (c) Reitman and Reitclas shall agree to pay the cost of registering the authorizing by-law and any other documents necessary or incidental to the closing and conveyancing of the Lane;

- (d) Reitman and Reitclas shall pay all out-of-pocket expenses that will be incurred by the City as a result of the closing and conveyancing of the Lane, estimated to be \$5,000.00, on the understanding that any such expenses paid for by the applicants will not be refunded in the event that the transaction is not completed;
  - (e) Reitman and Reitclas shall obtain and deposit in the appropriate Land Registry Office, at its sole cost and expense, a reference plan of survey, integrated with the Ontario Co-ordinate System, satisfactory to the City Surveyor, delineating thereon as separate PARTS, the Lane and the remainder of the site; and
  - (f) Reitman and Reitclas shall comply with any other terms and conditions related to the closing and conveyancing of the Lane as the City Solicitor may deem advisable to protect the City's interests;
- (2) the Lane be declared surplus to the City's requirements and notice of the proposed sale be given to the public, in accordance with the requirements of By-law No. 551-1998;
  - (3) the proposed conveyance of the Lane be declared to be in compliance with the former City of Toronto Part 1 Official Plan (Section 3.3);
  - (4) notice be given to the public of the proposed by-law to stop up, close and sell the Lane, in accordance with the requirements of the Municipal Act;
  - (5) the Toronto Community Council or its successor hold a public hearing concerning the proposed by-law, if any person who claims that the person's land will be prejudicially affected by the proposed by-law applies to be heard, in accordance with the requirements of the Municipal Act;
  - (6) the sale price for the fee in the Lane be set at \$3,000.00 per square metre;
  - (7) following the stopping up and closing of the Lane, upon compliance by Reitman and Reitclas with the terms and conditions set out in Recommendation No. (1) hereof and the payment by Reitman and Reitclas of the sale price set out in Recommendation No. (6) hereof, the Lane be conveyed to Reitman and Reitclas; and

- (8) the appropriate City officials be authorized and directed to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any bills necessary to give effect thereto.’ ”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.24 Clause No. 42 of Report No. 10 of The Scarborough Community Council, headed “Other Items Considered by the Community Council”.**

*Motion:*

Councillor Tzekas moved that the Clause be received as information, subject to striking out and referring Item (f), entitled “Preliminary Report, Official Plan Amendment Application SC-P20000011, Zoning By-law Amendment Application SC-Z20000019, 172965 Ontario Limited, 3600 Sheppard Avenue East, Tam O’Shanter Community (Ward 14 – Scarborough Wexford)”, to the East Community Council for further consideration.

*Votes:*

The motion by Councillor Tzekas carried.

The Clause, as amended, was received as information.

**11.25 Clause No. 19 of Report No. 16 of The Toronto Community Council, headed “Draft By-law – Alteration of Bartlett Avenue, Bloor Street West to Hallam Street - Installation of Speed Humps (Davenport)”.**

*Motion:*

Councillor Disero moved that the Clause be amended in accordance with the report dated September 27, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendation:

“It is recommended that, in order to authorize the speed hump plan for Bartlett Avenue, from Bloor Street West to Hallam Street, including an additional location in front of Dovercourt Park, the draft by-law contained in Clause No. 19 of Report No. 16 of The Toronto Community Council be amended by adding under ‘(Column 6 Drawing No./Date)’ the entry ‘421F-5786, August 2000’, and be enacted as amended.”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**11.26 Clause No. 22 of Report No. 16 of The Toronto Community Council, headed “Draft By-law – Alteration of Gladstone Avenue, Bloor Street West to Hallam Street - Installation of Speed Humps (Davenport)”.**

*Motion:*

Councillor Disero moved that the Clause be amended in accordance with the report dated September 27, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendation:

“It is recommended that, in order to authorize the speed hump plan for Gladstone Avenue, from Bloor Street West to Hallam Street, including the relocation of the proposed speed hump in front of Premises No. 627 Gladstone, the draft by-law contained in Clause No. 22 of Report No. 16 of The Toronto Community Council be amended by adding under ‘(Column 6, Drawing No/Date)’ the entry ‘421F-5831, September 2000’, and be enacted as amended.”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**11.27 Clause No. 82 of Report No. 16 of The Toronto Community Council, headed “Adjustment of Parking Regulations and Installation of Parking Meters/Pay and Display Machines, Woodlawn Avenue East, North Side, from a point 50 Metres East of Yonge Street to a point 50 Metres Further East (Midtown)”.**

*Motion:*

Councillor McConnell moved that the Clause be amended by deleting from Recommendation No. (4) embodied in the report dated August 16, 2000, from the Director, Transportation Services, District 1, the time “11:00 a.m.” and inserting in lieu thereof the time “8:00 a.m.”, so that such recommendation shall now read as follows:

- “(4) that the Toronto Parking Authority be requested to install parking meters/pay and display machines on the north side of Woodlawn Avenue East, from a point 50 metres east of Yonge Street to a point 50 metres further east, to operate for a maximum period of two hours from 8:00 a.m. to 6:00 p.m., Monday to Saturday, and for a maximum period of three hours from 6:00 p.m. to 9:00 p.m., Monday to Saturday, and from 1:00 p.m. to 9:00 p.m., Sundays, at a rate of \$1.00 per hour;”.

*Votes:*

The motion by Councillor McConnell carried.

The Clause, as amended, carried.

**11.28 Clause No. 93 of Report No. 16 of The Toronto Community Council, headed “Introduction of ‘No Parking 9:30 a.m. to 11:30 a.m.’ Regulation - Conrad Avenue (Davenport)”.**

*Motion:*

Councillor Mihevc moved that the Clause be amended by deleting from Recommendation No. (1) embodied in the report dated August 11, 2000, from the Director, Transportation Services, District 1, the word “daily” and inserting in lieu thereof the words “Monday to Friday”, so that such recommendation shall now read as follows:

- “(1) parking be prohibited on both sides of Conrad Avenue between 9:30 a.m. and 11:30 a.m., Monday to Friday;”.

*Votes:*

The motion by Councillor Mihevc carried.

The Clause, as amended, carried.

**11.29 Clause No. 1 of Report No. 17 of The Toronto Community Council, headed “Heritage Conservation Districts - Status Report (All Wards of the Former City of Toronto)”.**

*Motion:*

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



“It is further recommended that the recommendation of the Policy and Finance Committee embodied in the communication dated September 21, 2000, from the City Clerk, be adopted, viz.:

‘The Policy and Finance Committee recommends that authority be granted to open a S.A.P. account to receive monies set out in Recommendation No. (1) of the report (September 11, 2000) from the Commissioner of Economic Development, Culture and Tourism.’ ”

*Votes:*

The motion by Councillor Rae carried.

The Clause, as amended, carried.

**11.30 Clause No. 3 of Report No. 17 of The Toronto Community Council, headed “Official Plan Amendment and Rezoning - 233-247 Davisville and 450 Mount Pleasant Road (North Toronto)”.**

*Vote:*

The Clause was adopted without amendment.

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

**11.31 Clause No. 60 of Report No. 17 of The Toronto Community Council, headed “Installation/Removal of On-Street Parking Spaces for Persons with Disabilities (Davenport, Don River, East Toronto, Trinity-Niagara and Midtown)”.**

*Motions:*

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

“It is further recommended that the following new location be added to the list of on-street parking spaces which are to be established for persons with disabilities, as embodied in Table ‘A’ appended to the report dated September 5, 2000, from the Director, Transportation Services, District 1:

‘Ward	Location
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26 Wineva Avenue, east side, between a point 58 metres north of  
Isleworth Avenue and a point 5.5 metres further north thereof.' ”

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

“It is further recommended that the following new location be added to the list of on-street parking spaces which are to be established for persons with disabilities, as embodied in Table ‘A’ appended to the report dated September 5, 2000, from the Director, Transportation Services, District 1:

‘Ward	Location
25	Bleecker Street, west side, between a point 44.5 metres north of Carlton Street and a point 5.5 metres further north thereof.’ ”

*Votes:*

Motion (a) by Councillor Bussin carried.

Motion (b) by Councillor McConnell carried.

The Clause, as amended, carried.

**11.32 Clause No. 64 of Report No. 17 of The Toronto Community Council, headed “Extension of Permit Parking Hours - Trinity Street, Between Eastern Avenue and King Street East (Don River)”.**

*Motion:*

Councillor McConnell moved that the Clause be amended by deleting from Recommendation No. (3) embodied in the report dated August 16, 2000, from the Manager, Right-of-Way Management, Transportation Services, District 1, the words “parking on the west side”, and inserting in lieu thereof the words “parking on the east side”, so that such recommendation shall now read as follows:

“(3) parking on the east side of Trinity Street be restricted to a maximum length of one hour between the hours of 10:00 a.m. to 3:30 p.m., daily;”.

*Votes:*

The motion by Councillor McConnell carried.

The Clause, as amended, carried.

**11.33 Clause No. 74 of Report No. 17 of The Toronto Community Council, headed “Safety of Cornice Extension of Spadina Avenue and Harbord Street (Downtown)”.**

*Motion:*

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

“It is further recommended that the City Solicitor be requested to release to the public those portions of the confidential report dated September 5, 2000, from the City Solicitor, that can be made public.”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.34 Clause No. 77 of Report No. 17 of The Toronto Community Council, headed “Parking Regulation and the Introduction of Permit Parking - Cedarvale Avenue, East Side, from Ethelwin Avenue to Keystone Avenue (East Toronto)”.**

*Motion:*

Councillor McConnell moved that the Clause be amended by deleting from Recommendation No. (1) of the Toronto Community Council, the words “the standing prohibition”, and inserting in lieu thereof the words “the parking prohibition”, so that such recommendation shall now read as follows:

“(4) the parking prohibition on the east side of Cedarvale Avenue between Ethelwin Avenue and Keystone Avenue, be rescinded;”.

*Votes:*

The motion by Councillor McConnell carried.

The Clause, as amended, carried.

- 11.35 **Clause No. 2 of Report No. 9 of The York Community Council, headed “963 and 1001 Roselawn Avenue, Zoning By-law Amendment Application - Supplementary Report, Change to the Proposed By-law After the Public Meeting, Owners: Westside Developments Limited, Applicant: Mr. M. Goldman; File No. R99-066, Ward 28 - York Eglinton”.**

*Motion:*

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

“It is further recommended that the report dated September 26, 2000, from the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) Zoning By-law No. 1-83 be amended generally in accordance with the revised Draft Zoning By-law attached as Attachment No. 2 to this report and worded to the satisfaction of the City Solicitor;
- (2) in consideration of the By-law revisions noted in this report, no further notice of a public meeting be given in respect of the revised Draft Zoning By-law; and
- (3) Council authorize staff to take the necessary action to introduce the revised Draft Zoning By-law to City Council for enactment, once comments are received from Works and Emergency Services.’ ”

*Votes:*

The motion by Councillor Mihevc carried.

The Clause, as amended, carried.

- 11.36 **Clause No. 31 of Report No. 18 of The Toronto Community Council, headed “Installation of New Metered Parking and/or Pay and Display Parking Spaces and Associated Parking Regulation Amendments (East Toronto, Don River, Downtown, Trinity-Niagara, Davenport, Midtown)”.**

*Motion:*

Councillor Bussin moved that the Clause be amended by adding to Recommendation No. (1) of the Toronto Community Council, the words “and flankage streets related thereto”, so that such recommendation shall now read as follows:

- “(1) the following report (September 1, 2000) from the Director, Transportation Services, District 1, be adopted, subject to the deletion of Queen Street East from Herbert Avenue to Neville Park Boulevard and flankage streets related thereto;”.

*Votes:*

The motion by Councillor Bussin carried.

The Clause, as amended, carried.

**11.37 Clause No. 30 of Report No. 18 of The Toronto Community Council, headed “Relocation of Parking – Geary Avenue from Dovercourt Road to Ossington Avenue (Davenport)”.**

*Motion:*

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

“It is further recommended that the report dated September 28, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the “No Parking Anytime” prohibition on the south side of Geary Avenue, between Dovercourt Road and Salem Avenue North, be rescinded;
- (2) parking be allowed on the south side of Geary Avenue, between Dovercourt Road and Salem Avenue North, with a maximum limit of one hour from 8:00 a.m. to 6:00 p.m., Monday to Saturday;
- (3) the one hour parking regulation from 8:00 a.m. to 6:00 p.m., Monday to Saturday, on the north side of Geary Avenue, between Dovercourt Road and Salem Avenue North, be rescinded;
- (4) parking be prohibited at all times on the north side of Geary Avenue, between Dovercourt Road and Salem Avenue North;

- (5) the existing permit parking regulation on the north side of Geary Avenue, between Dovercourt Road and Salem Avenue North, be rescinded and transferred to the south side; and
- (6) the appropriate City officials be requested to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that may be required.’ ”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**11.38 Clause No. 43 of Report No. 18 of The Toronto Community Council, headed “Adjustment of Parking Regulations - Fairford Avenue, South Side, East of Hiawatha Road (East Toronto)”.**

*Motion:*

Councillor Bussin moved that the Clause be amended by deleting from Recommendation No. (2) embodied in the report dated September 21, 2000, from the Director, Transportation Services, District 1, the reference “3:00 p.m. to 5:00 p.m., Monday to Friday”, and inserting in lieu thereof the reference “1:00 p.m. to 3:00 p.m., Monday to Friday”, so that such recommendation shall now read as follows:

- “(2) the 10-minute maximum parking regulation from 8:00 a.m. to 8:30 a.m., 11:30 a.m. to 1:00 p.m. and 1:00 p.m. to 3:00 p.m., Monday to Friday, on the south side of Fairford Avenue, between Hiawatha Road and Ashdale Avenue, be adjusted to apply from 7:00 a.m. to 9:30 a.m., 11:00 a.m. to 1:00 p.m. and 3:00 p.m. to 6:00 p.m., Monday to Friday;”.

*Votes:*

The motion by Councillor Bussin carried.

The Clause, as amended, carried.

**11.39 Clause No. 4 of Report No. 7 of The Board of Health, headed “Early Years Community Co-ordinators Initiative”.**

*Motion:*

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

“It is further recommended that the Medical Officer of Health be requested to work with the Commissioner of Community and Neighbourhood Services on ensuring there is no duplication of human resources and approaches to the creation of the local steering committee under the provincial early years challenge funds as announced by the Children’s Secretariat of Ontario.”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.40 Clause No. 6 of Report No. 9 of The York Community Council, headed “2322-2400 Eglinton Avenue West - Final Report, Application to Amend the Official Plan and Zoning By-law No. 1-83 of the former City of York; Westside Developments Ltd., File No. OR00-001, SP00-006, Ward 27, York Humber”.**

*Motion:*

Councillor Nunziata moved that the Clause be amended by:

(1) adding the following new condition to the recommendation of the York Community Council:

“(c) that a public information meeting be held to provide the community with the staff reports on traffic, fire, police, environmental conditions and landscaping which are still outstanding.”; and

(2) adding thereto the following:

“It is further recommended that:

(a) the report dated September 28, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendations, be adopted:

‘It is recommended that:

(1) modifications to the site plan for the proposed redevelopment of Premises Nos. 2322-2400 Eglinton Avenue West be made to ensure that truck access and egress can be accommodated to/from Gabian Way;

- (2) the owner be required to provide and maintain a truck restrictor at the access to Carnarvon Street to physically preclude trucks from using the neighbourhood streets to the north to access/egress this site;
  - (3) the Uniform Traffic By-laws Nos. 196-84 and 2958-94 be amended to prohibit heavy trucks at all times on Carnarvon Street and Woodborough Avenue; and
  - (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.'; and
- (b) the report dated September 27, 2000, from the Commissioner of Urban Development Services, and the communication dated September 22, 2000, from the Silverthorn Ratepayers Association, be received."

*Votes:*

The motion by Councillor Nunziata carried.

The Clause, as amended, carried.

- 11.41 **Clause No. 28 of Report No. 10 of The Scarborough Community Council, headed "City-Initiated Official Plan and Zoning By-law Amendments SC-W20000003, Various Owners, East Side of Port Union Road, South of Lawrence Avenue, Port Union Village Community (Ward 16 - Scarborough Highland Creek)".**

*Motion:*

Councillor Moeser moved that the Clause be struck out and referred to the East Community Council for further consideration.

*Vote:*

The motion by Councillor Moeser carried.

- 11.42 **Clause No. 29 of Report No. 10 of The Scarborough Community Council, headed "Official Plan Amendment Application SC-P20000013, Zoning Amendment Application SC-Z20000021, Thomas and Carol Campbell and Terry Bell, 20 Port Union Road, Port Union Village (Ward 16 – Scarborough Highland Creek)".**

*Motion:*



Councillor Moeser moved that the Clause be struck out and referred to the East Community Council for further consideration.

*Vote:*

The motion by Councillor Moeser carried.

**11.43 Clause No. 19 of Report No. 19 of The Administration Committee, headed “Declaration as Surplus, Vacant Parcel of Land Located on the East Side of Beecroft Road Between Poyntz Avenue and Bogert Avenue (Ward 10 - North York Centre)”.**

*Motion:*

Councillor Gardner moved that the Clause be amended in accordance with the following recommendations embodied in the report dated September 26, 2000, from the Commissioner of Corporate Services:

“It is recommended that:

- (1) Recommendation No. (1) of the report (August 25, 2000) from the Commissioner of Corporate Services, entitled ‘Declaration as Surplus, Vacant Land Located on the East Side of Beecroft Road Between Poyntz Avenue and Bogert’, which was considered by the Administration Committee at its meeting held on September 12, 2000, be amended to read as follows:

‘The residual portion of the parcel of vacant land on the east side of Beecroft Road, north of Poyntz Avenue, being Part of Lots 914 and 770 on Plan 1743, and identified on the attached amended sketch as Part 1, having an area of 176 square metres, be declared surplus to the City’s requirements and offered for sale to Premium Properties Limited, the adjoining property owner, and all steps necessary to comply with By-law No. 551-1998 be taken;’; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

*Votes:*

The motion by Councillor Gardner carried.

The Clause, as amended, carried.

**11.44 Clause No. 20 of Report No. 19 of The Administration Committee, headed “Declaration as Surplus, Vacant Parcel of Land Located on the South Side of St. Clair Avenue East, East of Santamonica Boulevard (Ward 13 – Scarborough Bluffs)”.**

*Motion:*

Councillor Ashton moved that the Clause be amended by amending Recommendation No. (1) embodied in the report dated August 18, 2000, from the Commissioner of Corporate Services, by:

- (1) inserting, after the words “particularly described as”, the words “part of”; and
- (2) deleting the reference “Plan 64R-4756” and inserting in lieu thereof the reference “Plan R-4756”,

so that such recommendation shall now read as follows:

- “(1) the vacant parcel of land located on the south side of St. Clair Avenue East, east of Santamonica Boulevard, more particularly described as part of Lot 108 on Plan M697, also designated at PART 4 on Plan R-4756, be declared surplus to the City’s requirements and offered for sale on the open market and all steps necessary to comply with By-law No. 551-1998 be taken;”.

*Votes:*

The motion by Councillor Ashton carried.

The Clause, as amended, carried.

**11.45 Clause No. 34 of Report No. 17 of The Works Committee, headed “Installation of Traffic Control Signals: Dundas Street West at Manning Avenue (Trinity-Niagara)”.**

*Motion:*

Councillor Pantalone moved that the Clause be amended by adding to Recommendation No. (2) of the Works Committee the words “and Dundas Street West”, so that such recommendation shall now read as follows:

- “(2) that parking be prohibited within 15 metres of the intersection on Manning Avenue and Dundas Street West.”.

*Votes:*

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

**11.46 Clause No. 8 of Report No. 9 of The York Community Council, headed “559 Arlington Avenue, Sale of Surplus Property (Ward 28, York Eglinton)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Mihevc moved that Council adopt the following recommendation:

“It is recommended that the report dated October 2, 2000, from the Commissioner of Corporate Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) in the event that an Offer to Purchase the property known municipally as 559 Arlington Avenue is received prior to 4:00 p.m. on Monday, October 16, 2000, on the terms and conditions detailed in the body of this report, then:
  - (a) either of the Commissioner of Corporate Services or the Director of Real Estate Services, on the City’s behalf, be authorized to accept the Offer to Purchase;
  - (b) Council, pursuant to Clause No. 14 of Report No. 27 of the former Metropolitan Management Committee, adopted on September 28, 1994, waive the minimum required deposit of 10 percent of the purchase price;
  - (c) authority be granted to direct a portion of the sale proceeds on closing to fund the outstanding balance of Costing Unit No. CA6130; and
  - (d) the City Solicitor be authorized, in conjunction with Province of Ontario Officials and/or agents, to complete the transaction on behalf of the City, including payment of any necessary expenses and amending the closing date to such earlier or later date as he considers reasonable;
- (2) in the event that the tenant requests that the matter of the purchase price be referred to arbitration, then the results of the hearing be the subject of a report to Committee and Council in the new year; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”

*Votes:*

The motion by Councillor Mihevc carried.

The Clause, as amended, carried.

- 11.47 **Clause No. 46 of Report No. 17 of The Toronto Community Council, headed “Exemption from Part Lot Control – 2078, 2300 St. Clair Avenue West and 66 Symes Road (Maple Clair Village Subdivision) (Davenport)”.**

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended that City Council support an application to the Committee of Adjustment for an exemption of the subject property from Section 6(3), Part IX of Zoning By-law No. 438-86, as amended, until the by-law exempting the lots from Part Lot Control is adopted by City Council.”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

- 11.48 **Clause No. 17 of Report No. 9 of The York Community Council, headed “Traffic Calming Survey Results, Installation of Speed Humps on Crang Avenue Between St. Clair Avenue West and Glenhurst Avenue (Ward 28, York Eglinton)”.**

*Motion:*

Councillor Disero 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 Southwest Community Council on:

- (1) the removal of the traffic islands on Appleton Avenue;
- (2) the installation of speed signs on Appleton Avenue and Crang Avenue; and

- (3) harmonization of the parking regulations on Crang Avenue and Appleton Avenue.”

*Votes:*

The motion by Councillor Disero carried.

The Clause, as amended, carried.

**11.49 Clause No. 28 of Report No. 19 of The Administration Committee, headed “Proposed Sale of 170 Plewes Road and Exchange of Vacant Land on the South Side of Hanover Road, West of Beffort Road (Ward 8 - North York Spadina)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Augimeri moved that Council adopt the following recommendation:

“It is recommended that the report dated September 28, 2000, from the Commissioner of Corporate Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) Council approve the transaction, in principle, as outlined herein and authorize staff to negotiate a detailed agreement to be entered into by the City and Bombardier Aerospace or its nominee (“Bombardier”), whereby certain lands more particularly described in the body of this report will be sold and/or exchanged as follows:
  - (a) the City will sell to Bombardier the former Works Yard located at 170 Plewes Road, comprising approximately 3.1 acres, at a price of \$900,000.00;
  - (b) the City and Bombardier will exchange certain lands on an equal value basis as follows:
    - (i) Bombardier will transfer to the City a vacant parcel of land located on Beffort Road, being approximately 1.90 acres;

- (ii) the City will transfer to Bombardier a vacant parcel of land located on the south side of Hanover Road, being approximately one (1) acre;



- (iii) the City will transfer to Bombardier portions of the road allowance for Keswick Road and Gilley Road, being approximately 0.26 acres in area, and a portion of the road allowance for Plewes Road, being approximately 0.24 acres in area, having a combined area of approximately 0.50 acres, conditional, however, upon compliance with the provisions of the Municipal Act for the sale of road allowances;
  - (iv) the City will then consider applying additional lands transferred by Bombardier as part of the land exchange against parkland contribution required in connection with Bombardier's proposed residential development application; and
  - (v) such other terms and conditions as may be agreed upon by the parties as may be considered reasonable and necessary by the City Solicitor and/or the Commissioner of Corporate Services;
- (2) the City Solicitor be authorized to complete this transaction on behalf of the City, including payment of any necessary expenses, establishing the closing date and amending same to such earlier or later date as he considers reasonable;
  - (3) the Commissioner of Corporate Services be authorized to execute the Letter of Intent and subsequent agreements related thereto on behalf of the City; and
  - (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.' ”

*Votes:*

The motion by Councillor Augimeri carried.

The Clause, as amended, carried.

**11.50 Clause No. 16 of Report No. 17 of The Toronto Community Council, headed “Cancellation of Boulevard Café Extension - Logan Avenue Flank of 484 Danforth Avenue (Don River)”.***Motion:*

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, in consultation with the Business Improvement Area and the applicant, be requested to submit a report to the Downtown Community Council, in one year’s time, on the operation of the café and the extension.”

*Votes:*

The motion by Councillor Layton carried.

The Clause, as amended, carried.

**11.51 Clause No. 6 of Report No. 8 of The Community Services Committee, headed “Early Childhood Education, Development and Care Pilot Project: Early Leader”.***Motion:*

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

“It is further recommended that the Medical Officer of Health be requested to work with the Commissioner of Community and Neighbourhood Services on ensuring that there is no duplication of human resources and approaches to the creation of the local steering committee under the provincial early years challenge funds as announced by the Children’s Secretariat of Ontario.”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.52 Clause No. 28 of Report No. 17 of The Works Committee, headed “Sheppard Avenue East Widening - Kingston Road to Morningside Avenue: Addendum to the Environmental Study Report (1993) (Scarborough Malvern)”.**

*Motion:*

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

“It is further recommended that, with the concurrence of the Executive Lead, Telecommunications, the installation of fibre optic duct work be included.”

*Votes:*

The motion by Councillor Moeser carried.

The Clause, as amended, carried.

**11.53 Clause No. 39 of Report No. 12 of The Policy and Finance Committee, headed “Amalgamation of Film Permitting Services (All Wards)”.**

*Motion:*

Councillor Davis 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 Policy and Finance Committee on any controls the City could impose with respect to filming on residential private property.”

*Votes:*

The motion by Councillor Davis carried.

The Clause, as amended, carried.

**11.54 Clause No. 33 of Report No. 12 of The Policy and Finance Committee, headed “Proposed Acquisition of CN Land North of Fort York (Ward 20 - Trinity Niagara)”.**

*Motion:*

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

“It is further recommended that the confidential report dated October 2, 2000, from the Commissioner of Corporate Services, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the acquisition of property, save and except the following recommendations embodied therein:

‘It is recommended that:

- (1) the purchase price in the Agreement of Purchase and Sale (“Agreement”) for the Property in the amount of \$200,000.00 be amended to \$125,000.00, plus all applicable taxes, for the reasons detailed herein and authority be given to enter into an amending agreement with the Vendor to revise the Purchase Price;
- (2) specific exemption for the purchase of this property be granted to the policy of the former City of Toronto prohibiting the acquisition of contaminated property, as contained in Clause No. 46 of Report No. 11 of the Executive Committee adopted by Council at its meeting of June 21 and 23, 1993;
- (3) in the event that the authority requested in Recommendations Nos. (1) and (2) above is provided, then authority be provided to waive the conditions in favour of the City detailed in the Agreement for the reasons herein and authority be granted to complete the purchase of the property; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”

*Votes:*

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

**11.55 Clause No. 38 of Report No. 12 of The Policy and Finance Committee, headed “World Youth Day Conference and Papal Visit in 2002 (All Wards)”.**

*Motion:*

Councillor Pantalone moved that the Clause be amended by amending the recommendations of the Economic Development and Parks Committee embodied in the communication dated September 18, 2000, from the City Clerk, as follows:

- (a) by adding to Recommendation No (3), the words “and that the staffing costs associated with the Secretariat not exceed \$55,000.00 in the year 2000, and that Council grant interim spending authority up to \$150,000.00 to be included in the 2001 Interim Estimates for staffing of this group from January to April 2001”, so that such recommendation shall now read as follows:

“(3) authority be granted to establish a City World Youth Day Secretariat reporting to the Commissioner of Economic Development, Culture and Tourism and comprised of a minimum of four seconded City staff and that the cost of their salaries and benefits be funded from Corporate Contingency during this period to allow the positions of seconded personnel to be temporarily backfilled and that the staffing costs associated with the Secretariat not exceed \$55,000.00 in the year 2000, and that Council grant interim spending authority up to \$150,000.00 to be included in the 2001 Interim Estimates for staffing of this group from January to April 2001;”;

- (b) by adding to Recommendation No (4), the words “and that this Public Safety Planning Group report to the Commissioner of Economic Development, Culture and Tourism, through the World Youth Day Secretariat, and that Council grant interim spending authority up to \$180,000.00 to be included in the 2001 Interim Estimates to commence operations of this Group in January 2001”, so that such recommendation shall now read as follows:

“(4) authority be granted to establish a World Youth Day Public Safety Planning Group comprised of seconded staff from Police Services, Fire Services, Ambulance Services and Transportation Services and that the cost of the salaries and benefits be funded from Corporate Contingency during this period to allow the positions of seconded personnel to be temporarily backfilled and that this Public Safety Planning Group report to the Commissioner of Economic Development, Culture and Tourism, through the World Youth Day Secretariat, and that Council grant interim spending authority up to \$180,000.00 to be included in the 2001 Interim Estimates to commence operations of this Group in January 2001;”;

- (c) by adding to Recommendation No (5), the words “and that the costs associated with the provision of accommodations, equipment and supplies not exceed \$50,000.00 in the year 2000, and that Council grant interim spending authority of up to \$25,000.00 to be included in the 2001 Interim Estimates to support operations of this Group from January to April 2001”, so that such recommendation shall now read as follows:

“(5) the Commissioner of Corporate Services be requested to provide office space for the World Youth Day 2002 Secretariat and for the Public Safety Planning Group and funds for equipment, furnishings, materials and supplies be provided from Corporate Contingency and that the costs associated with the provision of accommodations, equipment and supplies not exceed \$50,000.00 in the year 2000,

and that Council grant interim spending authority of up to \$25,000.00 to be included in the 2001 Interim Estimates to support operations of this Group from January to April 2001;"; and

(d) by adding thereto the following new Recommendations Nos. (10) and (11):

“(10) Council grant authority to fund the City’s share of the World Youth Day Business/Operational Plan of \$53,500.00 from Corporate Contingency in year 2000; and

(11) the Commissioner of Economic Development, Culture and Tourism report back to Council as part of the 2001 Operating Budget Process on the amount of actual resources (financial and FTEs) required for Recommendations Nos. (3), (4) and (5).”

*Votes:*

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

**11.56 Clause No. 3 of Report No. 9 of The Planning and Transportation Committee, headed “Interim Procedures During Council Election”.**

*Motion:*

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

“It is further recommended that the Commissioner of Urban Development Services be requested to submit a status report to each Community Council on the use of delegated authority during the election period.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.57 Clause No. 14 of Report No. 8 of The Community Services Committee, headed “City of Toronto Homeless Initiatives Fund Allocations Report”.**

*Motions:*

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

“It is further recommended that funding, in the amount of \$19,427.00, be approved for Eva’s Initiatives, such funds to be provided from the Corporate Contingency Account, in the event there are insufficient funds available in the Homeless Initiatives Fund.”

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

“It is further recommended that the Commissioner of Community and Neighbourhood Services be authorized to provide bridge funding up to \$66,200.00 to Kensington Youth Theatre and Employment Skills (KYTES) until such time as KYTES reviews its Supporting Community Partnership Initiative (SCPI) funding; such bridge funding to be provided from the Corporate Contingency Account, in the event insufficient funds are available in the Homeless Initiatives Fund.”

*Votes:*

Motion (a) by Councillor Shiner carried.

Motion (b) by Councillor Chow carried.

The Clause, as amended, carried.

*Motion to Re-Open:*

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

*Motions:*

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

“It is further recommended the Commissioner of Community and Neighbourhood Services be requested to review the grant request for Eva’s Initiatives for priority consideration in the

second round of the RFP process of the Homeless Initiatives Fund, and provide an advance (if required), in order to ensure that services to the homeless can be offered this winter.”

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

“It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to deal with the funding crisis of KYTES by providing advance funding, if and when KYTES meets the criteria of the Supporting Community Partnership Initiative (SCPI) plan.”

*Votes:*

Motion (a) by Councillor Shiner carried.

Motion (b) by Councillor Chow carried.

The Clause, as amended, carried.

**11.58 Clause No. 3 of Report No. 12 of The Policy and Finance Committee, headed “Expression of Interest to Host 2005 FCM Conference”.**

*Motion:*

Councillor Layton moved that the Clause be received.

*Vote:*

The motion by Councillor Layton carried.

**11.59 Clause No. 21 of Report No. 10 of The Scarborough Community Council, headed “Zoning By-law Amendment Application SC-Z19990020, Draft Plan of Subdivision Application SC-T19990004, Parcival Developments Limited, 79-91 Westcroft Drive and 30 Weir Crescent, West Hill Community (Ward 16 - Scarborough Highland Creek)”.**

*Motion:*

Councillor Soknacki moved that the Clause be amended by striking out the recommendation of the Scarborough Community Council and inserting in lieu thereof the following:

“It is recommended that the report dated June 7, 2000, from the Director of Community Planning, East District, as embodied in the Clause, be adopted.”



*Votes:*

Adoption of motion by Councillor Soknacki:

Yes - 40	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Bossons, Brown, Bussin, Chow, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Johnston, Kelly, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Sinclair, Soknacki
No - 4	
Councillors:	Flint, Kinahan, Mammoliti, Saundercook

Carried by a majority of 36.

The Clause, as amended, carried.

**11.60 Clause No. 1 of Report No. 11 of The Policy and Finance Committee, headed "Implementation Strategy and Citizen Engagement Process to Establish a New Relationship with Ontario and Canada, and Legality of a Referendum on Charter City Status".**

*Motion:*

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

"It is further recommended that, in developing materials for advocacy regarding the Charter City proposal, the Chief Administrative Officer be requested to include:

- (1) arguments in addition to those based on fiscal matters; and
- (2) the benefits of Toronto seeking Charter City status for other municipalities."

*Votes:*

The motion by Councillor Miller carried.

The Clause, as amended, carried.

**11.61 Clause No. 1 of Report No. 16 of The Works Committee, headed “Illuminated Municipal Numbers on Commercial, Industrial and Multi-Residential Properties”.**

*Motion:*

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

“It is further recommended that municipal numbers affixed on commercial, industrial and multi-residential properties be illuminated at such time as the properties change hands or, in the case of rental properties, when new tenants occupy such commercial properties.”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

**11.62 Clause No. 1 of Report No. 14 of The Toronto Community Council, headed “Tree Removal - 4 Glen Edyth Drive (Midtown)”.**

*Vote:*

The Clause carried, without amendment.

Councillors Davis and Mihevc requested that their opposition to this Clause be noted in the Minutes of this meeting.

*Motion to Re-Open:*

Councillor Shiner, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, this Clause be re-opened for further consideration, the vote upon which was taken as follows:

Yes - 21	
Mayor:	Lastman
Councillors:	Adams, Altobello, Berger, Disero, Duguid, Holyday, Kelly, Kinahan, Layton, Li Preti, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Shiner, Sinclair, Soknacki
No - 21	
Councillors:	Augimeri, Berardinetti, Brown, Cho, Chow, Filion, Giansante, Johnston, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Miller, Moeser, Moscoe, Pantalone, Prue, Rae, Silva, Valenti, Walker

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

11.63 **Clause No. 1 of Report No. 15 of The Toronto Community Council, headed “Residential Demolition Application - 10 Prince Arthur Avenue (Midtown)”.**

*Motion:*

Councillor Adams moved that the Clause be 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 July 20, 2000, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendation, be adopted:

‘It is recommended that City Council refuse the demolition application for the heritage building at 10 Prince Arthur Avenue located in the East Annex Conservation District.’ ”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

11.64 **Clause No. 5 of Report No. 12 of The Policy and Finance Committee, headed “Toronto Police Service ‘Operation Save a Life’ Gun Amnesty/Buyback Program”.**

*Motion:*

Councillor Davis moved that the Clause be amended:

(1) by deleting Recommendation No. (2)(b) of the Policy and Finance Committee, and inserting in lieu thereof Recommendation No. (1)(b) embodied in the report dated September 18, 2000, from the Chief Administrative Officer, viz.:

“(b) that funds up to a maximum of \$10,000.00 for the Corporate Communications community-based advertising campaign and a maximum \$50,000.00 for cash payment expenditures related to the gun return program be provided from Corporate Contingency;” and

(2) to provide that the Gun Amnesty Program for Toronto commence at 12:01 a.m., October 4, 2000.



*Votes:*

Adoption of Part (1) of the motion by Councillor Davis:

Yes - 27 Councillors:	Adams, Augimeri, Berger, Brown, Davis, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, Johnston, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Nunziata, Ootes, Palacio, Rae, Silva, Sinclair, Soknacki, Tzekas
No - 7 Councillors:	Bossons, Cho, Chong, Chow, Mihevc, Moscoe, Prue

Carried by a majority of 20.

Part (2) of the motion by Councillor Davis carried.

Adoption of Clause, as amended:

Yes - 36 Councillors:	Adams, Augimeri, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, Johnston, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Prue, Rae, Silva, Sinclair, Soknacki, Tzekas
No - 1 Councillor:	Valenti

Carried by a majority of 35.

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended that the remaining balance of the funds for advertising be used to finance the removal of additional guns from the street.”

*Votes:*

The motion by Councillor Davis carried.

The Clause, as further amended, carried.

**11.65 Clause No. 3 of Report No. 18 of The Administration Committee, headed “Options for a Tenant Outreach Program for the 2000 Municipal Election”.**

*Motion:*

Councillor Adams moved that the Clause be received.

*Vote:*

The motion by Councillor Adams carried.

**11.66 Clause No. 1 of Report No. 10 of The Etobicoke Community Council, headed “Proposed Renaming of Kipling Avenue South of Lake Shore Boulevard West (Lakeshore-Queensway)”.**

*Motion:*

Councillor Kinahan moved that the Clause be amended by striking out the recommendations of the Etobicoke Community Council and inserting in lieu thereof the following:

“It is recommended that the portion of Kipling Avenue, south of Lake Shore Boulevard West, be renamed ‘Colonel Samuel Smith Park Drive’.”

*Votes:*

Adoption of motion by Councillor Kinahan:

Yes - 28	
Councillors:	Adams, Balkissoon, Berger, Bossons, Bussin, Cho, Chow, Disero, Kelly, Kinahan, Layton, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Sinclair, Valenti
No - 14	
Mayor:	Lastman

Councillors:	Ashton, Feldman, Giansante, Holyday, Jakobek, King, Lindsay Luby, Mahood, Moeser, O'Brien, Ootes, Soknacki, Tzekas
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Carried by a majority of 14.

The Clause, as amended, carried.

11.67 **Clause No. 8 of Report No. 12 of The Policy and Finance Committee, headed “Policy on Management of Surplus”.**

*Motion:*

Councillor Chow moved that the Clause be amended to provide that a target level for the funding of reserves not be established until the 2001 Operating Budget process.

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

11.68 **Clause No. 2 of Report No. 18 of The Administration Committee, headed “Ethics Steering Committee, Recommended Terms of Reference”.**

*Motions:*

- (a) Councillor Mihevc moved that the Clause be amended by amending Appendix A, entitled “Terms of Reference for the Ethics Steering Committee”, to provide that the Ethics Steering Committee be permitted, at an appropriate time, to consider the merits of establishing an Ethics Commissioner function, and the Steering Committee be requested to submit a report thereon to City Council, through the Administration Committee.
- (b) Councillor Moscoe moved that the Clause be amended by:
  - (1) amending Appendix A, entitled “Terms of Reference for the Ethics Steering Committee”, under Part (1), entitled “Functions”, by:
    - (i) amending Part (a)(i)(b), under the heading “Policy Review and Recommendation”, to read as follows:
      - “(b) policy regarding accountability for statements made by Members about an employee(s) or an employee(s) of a Member of Council;”;

- (ii) adding the following additional duties of the Ethics Steering Committee to Part (d), entitled "Other Duties":

"The Ethics Steering Committee shall also be responsible for:

- (a) determining that all Members of Council shall be treated equally without favouritism or prejudice;
- (b) determining policies for legal support for Members of Council; and
- (c) considering appeals by Members of Council."; and
- (iii) deleting from Part (c), under the heading "Considering Formal Complaints", the words "from the Mayor", so that such Part shall now read as follows:

"(c) Considering Formal Complaints:

The Ethics Steering Committee shall receive all formal complaints respecting alleged non-compliance of a member(s) with the approved Code of Conduct. The Committee shall apply the Council approved protocol (as per (1)(b) above) to determine whether further investigation appears warranted."; and

- (2) adding thereto the following:

"It is further recommended that Members of Council shall be entitled to representation in any dispute related to this Policy."

*Votes:*

Adoption of motion (a) by Councillor Mihevc:

Yes - 22	
Councillors:	Adams, Ashton, Augimeri, Brown, Cho, Chong, Chow, Davis, Feldman, Flint, Jakobek, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Palacio, Pantalone, Sinclair, Walker
No - 21	
Mayor:	Lastman



Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Bossons, Disero, Gardner, Giansante, Holyday, Kelly, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, O'Brien, Ootes, Pitfield, Rae, Soknacki
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Carried by a majority of 1.

Adoption of Part (1)(i) of motion (b) by Councillor Moscoe:

Yes - 22	
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Chong, Chow, Flint, Gardner, Kelly, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Pantalone, Silva, Sinclair
No - 21	
Mayor:	Lastman
Councillors:	Berger, Cho, Davis, Disero, Feldman, Giansante, Holyday, Jakobek, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Rae, Soknacki

Carried by a majority of 1.

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

Adoption of Part (1)(ii)(b) of motion (b) by Councillor Moscoe:

Yes - 30	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Balkissoon, Berger, Brown, Cho, Chong, Chow, Disero, Feldman, Jakobek, Kelly, Kinahan, King, Layton, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Palacio, Pantalone, Rae, Silva, Sinclair
No - 11	
Councillors:	Altobello, Ashton, Berardinetti, Davis, Flint, Gardner, Holyday, Li Preti, Ootes, Pitfield, Soknacki

Carried by a majority of 19.

Adoption of Part (1)(ii)(c) of motion (b) by Councillor Moscoe:

Yes - 25
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Councillors:	Adams, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Chow, Disero, Kelly, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Palacio, Pantalone, Rae, Silva, Sinclair
No - 16	
Mayor:	Lastman
Councillors:	Altobello, Bossons, Davis, Feldman, Flint, Gardner, Holyday, Jakobek, King, Li Preti, Lindsay Luby, O'Brien, Ootes, Pitfield, Soknacki

Carried by a majority of 9.

Adoption of Part (1)(iii) of motion (b) by Councillor Moscoe:

Yes - 11	
Councillors:	Augimeri, Bossons, Brown, Cho, Chow, Kinahan, McConnell, Miller, Moscoe, Rae, Sinclair
No - 31	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Berardinetti, Berger, Chong, Davis, Disero, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Silva, Soknacki, Valenti

Lost by a majority of 20.

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

Yes - 21	
Mayor:	Lastman
Councillors:	Adams, Ashton, Augimeri, Berger, Davis, Disero, Flint, Jakobek, Kelly, Kinahan, Layton, Mammoliti, McConnell, Miller, Moscoe, Nunziata, Palacio, Pantalone, Rae, Sinclair
No - 23	
Councillors:	Altobello, Berardinetti, Bossons, Brown, Cho, Chong, Chow, Feldman, Gardner, Giansante, Holyday, King, Li Preti, Lindsay Luby, Mahood, Mihevc, O'Brien, Ootes, Pitfield, Saundercook, Silva, Soknacki, Valenti

Lost by a majority of 2.

Adoption of Clause, as amended:

Yes - 23 Councillors: Adams, Ashton, Augimeri, Berardinetti, Berger, Brown, Cho, Chong, Chow, Davis, Disero, Feldman, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae, Silva, Sinclair, Valenti
No - 21 Mayor: Lastman Councillors: Altobello, Balkissoon, Bossons, Flint, Gardner, Giansante, Holyday, Jakobek, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Soknacki

Carried by a majority of 2.

In summary, Council amended this Clause by amending Appendix A, entitled "Terms of Reference for the Ethics Steering Committee":

- (1) to provide that the Ethics Steering Committee be permitted, at an appropriate time, to consider the merits of establishing an Ethics Commissioner function, and the Steering Committee be requested to submit a report thereon to City Council, through the Administration Committee; and
- (2) under Part (1), entitled "Functions", by:
  - (a) amending Part (a)(i)(b), under the heading "Policy Review and Recommendation", to read as follows:
    - “(b) policy regarding accountability for statements made by Members about an employee(s) or an employee(s) of a Member of Council;”;
  - (b) adding the following additional duties of the Ethics Steering Committee to Part (d), entitled "Other Duties":

“The Ethics Steering Committee shall also be responsible for:

    - (a) determining that all Members of Council shall be treated equally without favouritism or prejudice;
    - (b) determining policies for legal support for Members of Council; and
    - (c) considering appeals by Members of Council.”

- 11.69 **Clause No. 46 of Report No. 12 of The Policy and Finance Committee, headed “Request for Proposals for District Service Improvements (DSI) for Water and Wastewater Services and Award of Contract - RFP No. 9155-00-7241”.**

*Motion to Re-Open:*

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

*Motions:*

- (a) Councillor Jakobek moved that:

“**WHEREAS** the City of Toronto has created a Toronto Hydro Corporation for the delivery of hydro services through the City, consistent with the Ontario Energy Board Act of 1998; and

**WHEREAS** the City has restructured the governance of the former Toronto District Heating Corporation to a new, publicly owned En Wave Corporation, for the delivery of heating and cooling services throughout the City; and

**WHEREAS** a Works Best Practice implementation is currently underway for the Water and Wastewater Treatment Plant services and, in accordance with the recommendations contained herein, will begin for the remaining Water and Wastewater services known as the District Service Improvement Project;

**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) the Chief Administrative Officer form a staff group comprised of senior representatives from Corporate Services, Finance, Audit and Works and Emergency Services and a representative of the Union, to develop a Feasibility Plan for the creation of a publicly-owned Water and Wastewater Utility/Corporation;
- (2) the Commissioner of Works and Emergency Services, or his designate, be the Corporate lead for the staff group, with responsibility for reporting to the Works Committee in 2002 on this initiative, consistent with the Phase 1 reporting timeline under the District Service Improvement Project;
- (3) the feasibility plan shall include, among other matters, an overview of the issues concerning governance, risk analysis, legal requirements, Corporate service agreements, human resources plan, financial plan and a physical and financial audit of assets; and
- (4) the assignment to Earth Tech Canada Inc. for the supply of professional services to undertake the District Service Improvement Project, at a cost not to exceed \$2,500,000.00, inclusive of GST, be amended by an additional amount not to exceed \$250,000.00, representing 10 percent of the original contract award, to provide professional services as required to develop a Feasibility Plan that addresses the pros and cons for the creation of a publicly-owned Water and Wastewater Utility/Corporation.”

- (b) Councillor Layton moved that motion (a) by Councillor Jakobek be referred to the Policy and Finance Committee, and the Chief Administrative Officer and the Canadian Union of Public Employees, Local 416, be requested to submit their comments thereon to the Committee.
- (c) Councillor Chow moved that Part (4) of motion (a) by Councillor Jakobek be amended by inserting, after the words “inclusive of GST be amended”, the words “on the condition that the Chief Administrative Officer, the Commissioner of Works and Emergency Services and the Canadian Union of Public Employees, Local 416, approve of this expansion”.

*Votes:*

Motion (b) by Councillor Layton carried.

Having regard to the foregoing decision of Council, motion (c) by Councillor Chow was not put to a vote.

The Clause, as amended, carried.

In summary, Council amended this Clause by adding thereto the following:

“It is further recommended that the following motion be referred to the Policy and Finance Committee, and the Chief Administrative Officer and the Canadian Union of Public Employees, Local 416, be requested to submit their comments thereon to the Committee:

Moved by Councillor Jakobek:

**“WHEREAS** the City of Toronto has created a Toronto Hydro Corporation for the delivery of hydro services through the City, consistent with the Ontario Energy Board Act of 1998; and

**WHEREAS** the City has restructured the governance of the former Toronto District Heating Corporation to a new, publicly owned En Wave Corporation, for the delivery of heating and cooling services throughout the City; and

**WHEREAS** a Works Best Practice implementation is currently underway for the Water and Wastewater Treatment Plant services and, in accordance with the recommendations contained herein, will begin for the remaining Water and Wastewater services known as the District Service Improvement Project;

**NOW THEREFORE BE IT RESOLVED THAT:**

- (1) the Chief Administrative Officer form a staff group comprised of senior representatives from Corporate Services, Finance, Audit and Works and Emergency Services and a representative of the Union, to develop a Feasibility Plan for the creation of a publicly-owned Water and Wastewater Utility/Corporation;
- (2) the Commissioner of Works and Emergency Services, or his designate, be the Corporate lead for the staff group, with responsibility for reporting to the Works Committee in 2002 on this initiative, consistent with the Phase 1 reporting timeline under the District Service Improvement Project;
- (3) the feasibility plan shall include, among other matters, an overview of the issues concerning governance, risk analysis, legal requirements, Corporate service agreements, human resources plan, financial plan and a physical and financial audit of assets; and
- (4) the assignment to Earth Tech Canada Inc. for the supply of professional services to undertake the District Service Improvement Project, at a cost not to exceed \$2,500,000.00, inclusive of GST, be amended by an additional amount not to exceed \$250,000.00, representing 10 percent of the original contract award, to provide professional services as required to develop a Feasibility Plan that addresses the pros and cons for the creation of a publicly-owned Water and Wastewater Utility/Corporation.”

**11.70 Clause No. 10 of Report No. 12 of The Policy and Finance Committee, headed “2000 Levy on Railway Roadways or Rights-of-Way and on Power Utility Transmission or Distribution Corridors”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

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

“It is recommended that the report dated October 3, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendations, be adopted:

'It is recommended that:

- (1) Council authorize the levy and collection of taxes for the 2000 taxation year on roadways or rights-of-way of railways and on transmission or distribution corridors owned by power utilities, in accordance with subsection 368.3(1) of the Municipal Act and subsection 257.7(1) of the Education Act; and
- (2) authority be granted for the introduction of the necessary Bill in Council to levy taxes for the year 2000 on such roadways, rights-of-way and transmission or distribution corridors, in the form or substantially in the form of the draft by-law attached hereto.' "

(b) Councillor Moscoe moved that Council adopt the following recommendations:

"It is recommended that:

- (1) the Ontario Property Assessment Corporation (OPAC) be requested to amend the assessment of railway rights-of-way to exclude any and all of the portion of these lands to be utilized for telecommunications infrastructure to a width of one metre on either side of the cable installation;
- (2) OPAC be requested to conduct a visual examination of these lands, to determine the nature and extent of the lands to be classified as Industrial;
- (3) the Chief Financial Officer and Treasurer be requested to submit a report in this regard to Council for inclusion in the December rolls; and
- (4) the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee on the question of making application to the Ministry of Municipal Affairs and Housing for amendment to the Regulations to include in this category 'airport runways'."

*Votes:*

Motion (a) by Councillor Adams carried.

Motion (b) by Councillor Moscoe carried.

The Clause, as amended, carried.



11.71 **Clause No. 26 of Report No. 12 of The Policy and Finance Committee, headed “Closure of Corpus Christi School”.**

*Motions:*

- (a) Councillor Bussin moved that the Clause be amended by amending the last Operative Paragraph embodied in the Motion, moved by Councillor Jakobek, seconded by Mayor Lastman, as embodied in the Clause, to read as follows:

“And That the Commissioner of Economic Development, Culture and Tourism be requested to advise the Toronto District School Board that it is the preference of the City of Toronto that the former school site at Greenwood remain as a public park.”

- (b) Councillor Chow moved that the Clause be amended by amending the Motion, moved by Councillor Jakobek, seconded by Mayor Lastman, as embodied in the Clause, by:

- (1) inserting in the first Operative Paragraph, after the words “Corpus Christi”, the words “Bruce Public School”, so that such Operative Paragraph shall now read as follows:

“Therefore Be It Resolved that the City of Toronto request the Minister of Education to provide adequate funding for the reopening of Corpus Christi and Bruce Public School as public schools;”;

- (2) inserting in the second Operative Paragraph, after the words “Corpus Christi”, the words “Bruce Public School”, so that such Operative Paragraph shall now read as follows:

“That the Toronto District School Board be advised of the City’s support for the reopening of Corpus Christi School and Bruce Public School and the City’s interest in shared use similar to other schools;” and

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

“And That no City-funded facility, such as a kitchen, be removed from Bruce Public School without the prior approval of City Council.”

*Votes:*

Adoption of Parts (1) and (2) of motion (b) by Councillor Chow:

Yes - 38	
Councillors:	Adams, Augimeri, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Feldman, Flint, Giansante, Holyday, Jakobek, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Soknacki, Valenti
No - 2	
Councillors:	Ashton, Bossons

Carried by a majority of 36.

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

Adoption of motion (a) by Councillor Bussin:

Yes - 12	
Councillors:	Augimeri, Bossons, Bussin, Giansante, Holyday, Kinahan, Layton, McConnell, Moscoe, O'Brien, Ootes, Soknacki
No - 26	
Councillors:	Adams, Ashton, Berardinetti, Brown, Cho, Chong, Chow, Davis, Disero, Feldman, Flint, Jakobek, King, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, Nunziata, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner

Lost by a majority of 14.

Adoption of Clause, as amended, save and except the last Operative Paragraph embodied in the Motion, moved by Councillor Jakobek, seconded by Mayor Lastman, as embodied in the Clause:

Yes - 34	
Councillors:	Adams, Ashton, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Feldman, Flint, Giansante, Holyday, Jakobek, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Shaw, Shiner, Soknacki
No - 3	
Councillors:	Bossons, Minnan-Wong, Saundercook

Carried by a majority of 31.

Adoption of Clause, as amended, insofar as it pertains to the last Operative Paragraph embodied in the Motion, moved by Councillor Jakobek, seconded by Mayor Lastman, as embodied in the Clause:

Yes - 33	
Councillors:	Adams, Ashton, Augimeri, Berardinetti, Brown, Cho, Chong, Chow, Davis, Disero, Feldman, Flint, Holyday, Jakobek, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Shiner, Soknacki
No - 5	
Councillors:	Bossons, Bussin, Giansante, Moscoe, Prue

Carried by a majority of 28.

**11.72 Clause No. 18 of Report No. 12 of The Policy and Finance Committee, headed "Amendments to Vehicle and Equipment Replacement Programs for Solid Waste Management Services".**

*Procedural Advice:*

Deputy Mayor Ootes advised the Council that, in order to give consideration to this Clause, Council had, by its adoption, without amendment, of Notice of Motion J(6), moved by Councillor Ootes, seconded by Councillor Chong, re-opened Clause No. 7 of Report No. 10 of The Policy and Finance Committee, headed "2000 Vehicle and Equipment Replacement Program", for further consideration, only insofar as it pertains to the purchase of vehicles for Solid Waste Management Services. (See Minute No. 11.161, Page 271.)

*Motion:*

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

"It is further recommended that the report dated September 26, 2000, from the Commissioner of Works and Emergency Services, be adopted, subject to adding to the recommendation embodied therein the words "and that such purchases be done under the Better Transportation Partnership", so that such recommendation shall now read as follows:

'It is recommended that, of the 53 vehicles now recommended for purchase in the revised Solid Waste Management Services Division 2000 Vehicle and Equipment

Replacement Program, up to 24 units or approximately 45 percent be considered as potential candidates for “Green Fleet” purchases, provided there are sufficient funds remaining in the Vehicle and Equipment Replacement Program Budget, and that such purchases be done under the Better Transportation Partnership.’ ”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.73 Clause No. 72 of Report No. 12 of The Policy and Finance Committee, headed “Implications of Federal Government Screening of Landed Immigrants to Canada for HIV and Hepatitis B Viruses (All Wards)”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

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

“It is recommended that City Council advise the federal government that it opposes the implementation of the screening and the possible banning of prospective immigrants with HIV and Hepatitis B.”

Councillor Lindsay Luby in the Chair.

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

“It is recommended that the Federal Minister of Citizenship and Immigration be requested to:

- (1) clarify the federal government’s intention of applying testing in this category; and
- (2) consult with the large cities in Canada in this regard.”

Deputy Mayor Ootes in the Chair.

*Votes:*

Adoption of motion (a) by Councillor Rae:

Yes - 21 Councillors:	Adams, Brown, Chow, Davis, Giansante, Johnston, Kinahan, King, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Palacio, Pantalone, Pitfield, Rae, Saundercook, Walker
No - 19 Councillors:	Ashton, Balkissoon, Bossons, Cho, Chong, Feldman, Filion, Flint, Holyday, Korwin-Kuczynski, Li Preti, Mahood, Mammoliti, Nunziata, O'Brien, Ootes, Prue, Soknacki, Tzekas

Carried by a majority of 2.

Motion (b) by Councillor Bossons carried.

Adoption of Clause, as amended:

Yes - 20 Councillors:	Adams, Brown, Chow, Davis, Giansante, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, Palacio, Pantalone, Rae, Saundercook, Walker
No - 20 Councillors:	Ashton, Balkissoon, Bossons, Cho, Chong, Feldman, Filion, Flint, Holyday, Li Preti, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Pitfield, Prue, Soknacki, Tzekas

Lost, there being an equal division of votes.

Having regard that the vote on the Clause, as amended, lost on an equal division of votes, Council took no action on this Clause.

**11.74 Clause No. 41 of Report No. 10 of The Scarborough Community Council, headed “Ontario Municipal Board Appeal, Official Plan Amendment No. 913, City-Initiated Interim Control By-law Study W95051, KJT Group Investments Ltd., 4181 Sheppard Avenue East, Agincourt Centre Community (Ward 17 - Scarborough Agincourt)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Mahood moved that Council adopt the following recommendation:

“It is recommended that the confidential report dated August 11, 2000, from the City Solicitor, embodying the following recommendations, be adopted, such report now public in its entirety:

‘It is recommended that:

- (1) Council approve, in principle, a settlement between the City and the appellant for the OMB appeal with respect to City-Initiated Zoning By-law No. 25242 and OPA No. 913 – Deferral No. 1, as they apply to 4181 Sheppard Avenue East on the following terms:

The appellant agrees to provide a private road across the subject property in the form of a public easement providing vehicular and pedestrian access (the first segment of a possible future connection between Lamont Avenue and Midland Avenue) and traffic signal improvements required at the Midland/Sheppard Avenue intersection.

The City will support “Community Commercial” (CC) zoning without an “H” (Holding Provision) thereby allowing the appellant to develop at the permitted maximum gross floor area of 0.4 times the area of the lot (equivalent to 83,500 square feet); and

- (2) Council direct staff to complete negotiations to make satisfactory arrangements for provision of these transportation improvements including matters such as easement width, location and maintenance and liability issues to the satisfaction of the Director, Community Planning, East District and the Director of Transportation Services, District 4;
- (3) once satisfactory arrangements have been made to secure these improvements, the City Solicitor be directed to approach the OMB to present the settlement reached between the City and the appellant as follows:
  - (a) request the OMB to approve OPA No. 913 (Deferral No. 1) and Zoning By-law No. 25242 as they apply to 4181 Sheppard

Avenue East, save and except the Holding Provision and Clauses Nos. 3 and 4 of Exception No. 11; and

- (b) request the OMB to withhold its Order with respect to the Zoning By-law No. 25242 until such time as an agreement between the City and the appellant to secure the agreed upon transportation improvements has been registered on Title; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect hereto.’ ”

*Votes:*

The motion by Councillor Mahood carried.

The Clause, as amended, carried.

**11.75 Clause No. 21 of Report No. 19 of The Administration Committee, headed “Declaration as Surplus – Property Known Municipally as 590 Jarvis Street (Ward 24 – Downtown)”.**

*Motion:*

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

“It is further recommended that, in order to ensure that eviction notices are not issued and existing occupants do not experience financial hardship, the Commissioner of Corporate Services be directed to assist the existing occupants (such as the YWCA, the Metro-Women’s Abuse Council, the Black Secretariat, the Congress of Black Women and the Council of African Organizations) to find alternative locations with similar rental payments and report thereon to the first meeting of the Administration Committee in the new term of Council.”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.76 Clause No. 92 of Report No. 16 of The Toronto Community Council, headed “Installation of Speed Humps - Langley Avenue, Between Broadview Avenue and Howland Road (East Toronto)”.**

*Motion:*

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

“It is further recommended that:

- (1) the Commissioner of Works and Emergency Services be requested to develop a speed hump plan for the balance of Langley Avenue, from Howland Road to Carlaw Avenue;
- (2) approval be granted to alter sections of the roadway on Langley Avenue, from Howland Road to Carlaw Avenue, by the construction of speed humps, with implementation subject to favourable results of the polling of affected residents pursuant to the policy related to speed hump installation as adopted by the former City of Toronto Council, and subject to review in the 2001 Budget process;
- (3) the speed limit be reduced from 40 kilometres per hour to 30 kilometres per hour on Langley Avenue, between Howland Road and Carlaw Avenue, coincident with the implementation of the speed humps and as legislation permits; and
- (4) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that may be required.”

*Votes:*

The motion by Councillor Layton carried.

The Clause, as amended, carried.

**11.77 Clause No. 2 of Report No. 11 of The Policy and Finance Committee, headed “Toronto Port Authority 2000 Operating Budget and 2000-2001 Capital Program”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

- (a) Councillor Chow moved that Council adopt the following recommendations:

“It is recommended that the report dated October 2, 2000, from the Chief Financial Officer and Treasurer, be adopted, subject to:



(a) adding thereto the following new Recommendation No. (6):

‘(6) the Policy and Finance Committee be requested to consider, on a priority basis, the 1999/2000 Operating Budget of the Toronto Port Authority at its first meeting of the new term of Council, and the Chief Financial Officer and Treasurer be requested to invite representatives of the Toronto Port Authority to participate in these deliberations.’,

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

‘It is recommended that:

- (1) pursuant to City Council’s directive of March 2, 1999, stating that subsidy requests from the Toronto Port Authority (TPA) commencing in 2000 should exclude funding requests for any projects approved prior to the year 2000, that TPA be required to fund from its working capital reserves (of \$11.8 million as at December 31, 1999) projects approved in 1999 and prior years of \$1.103 million in 2000;
- (2) in order to mitigate the use of TPA working capital funds and given that the TPA is a federal public authority and, as such, is eligible for federal assistance, the TPA seek and reflect funding under the Airport Capital Assistance Program of \$1.425 million in 2000 for the Airport Certification Project (maximum funding at 95 percent of the \$1.5 million project cost) in the TPA 2000 Capital Budget;
- (3) the 2000 Capital Budget for TPA consisting of 13 new projects and 8 ongoing projects with a one-year cash flow of \$2.975 million, as recommended in Appendix A, be approved and that the City of Toronto contribution amount to \$1.550 million (\$2.975 million net of federal assistance of \$1.425 million);
- (4) the 2000 TPA Capital program amounting to \$3.83 million for 2000 be approved, subject to the recommendations and conditions outlined above;
- (5) approval of the 2001 Capital program for the Toronto Port Authority be deferred to 2001; and
- (6) the Policy and Finance Committee be requested to consider, on a priority basis, the 1999/2000 Operating Budget of the Toronto

Port Authority at its first meeting of the new term of Council, and the Chief Financial Officer and Treasurer be requested to invite representatives of the Toronto Port Authority to participate in these deliberations.’; and

- (b) the 2000 Operating Budget for the Toronto Port Authority and the related reports embodied in the Clause being referred to the Policy and Finance Committee for consideration with the 2001 Operating Budget process.”
- (b) Councillor Shiner moved that motion (a) by Councillor Chow be amended by adding thereto the following new Part (c):
  - “(c) the funding and acquisition of financial software being deferred, and the Chief Financial Officer and Treasurer being requested to meet with Toronto Port Authority staff to review the possibility of the Toronto Port Authority joining the City’s financial system.”

*Votes:*

Motion (b) by Councillor Shiner carried.

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

The Clause, as amended, carried.

**11.78 Clause No. 11 of Report No. 9 of The Planning and Transportation Committee, headed “Amendments to Toronto Licensing By-law No. 20-85, Taxicab Leasing and Vehicle Transferability”.**

*Motion:*

Councillor Moscoe moved that the Clause be amended in accordance with the following recommendations embodied in the report dated September 26, 2000, from the Commissioner of Urban Development Services:

“It is recommended that:

- (1) the proposed time period for transferability of an existing taxicab be extended to August 31, 2001; and

- (2) the Taxicab Advisory Committee, in consultation with City staff, be directed to report to the Planning and Transportation Committee on the development and implementation of guidelines for designated agents.”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

**11.79 Clause No. 59 of Report No. 12 of The Policy and Finance Committee, headed “Telecommunications Strategy – Status Report”.**

*Motion:*

Councillor Adams moved that the Clause be received.

*Vote:*

The motion by Councillor Adams carried.

**11.80 Clause No. 9 of Report No. 16 of The Toronto Community Council, headed “Proposed Intersection Modifications - Bathurst Street and Vaughan Road/Helena Avenue (Midtown)”.**

*Motion:*

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

“It is further recommended that the report dated September 26, 2000, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendation, be adopted:

‘It is recommended that Forestry Services staff work with Transportation Services staff and the necessary underground utility companies, in order to confirm the feasibility of tree planting and to determine exact locations for tree placement on the sidewalk that is proposed to be widened.’ ”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.81 Clause No. 11 of Report No. 12 of The Policy and Finance Committee, headed “Tax Policy Planning for 2001 and Beyond: Proposed Work Plan and Review of Business Reference Group Recommendations, Proposed Tax Policy Tools for 2001 Assessment”.**

*Motions:*

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

“It is further recommended that City Council request the Province of Ontario, through the Minister of Finance, to amend its rules to extend the deadline for property taxpayers to file appeals on their property assessment, in any year when a reassessment takes effect, until June 30, in order to provide taxpayers with an appeal period of at least 30 days after issuance of final tax bills for the respective tax year.”

- (b) Councillor Walker moved that the Clause be amended by deleting from Recommendation No. (1) of the Policy and Finance Committee, the words “agree in principle”, and inserting in lieu thereof the words “adopt as policy”, so that such recommendation shall now read as follows:

“(1) that City Council adopt as policy that there should be no transfer of property tax burdens from the commercial/industrial property class to the residential class during the coming reassessment for implementation in 2001;”.

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

“It is further recommended that the Chief Financial Officer and Treasurer, when conducting the workplan, request the Province of Ontario not to place further restrictions on the City’s ability to set its own tax rates, if capping is to be used as a tool to address tax increases resulting from the reassessment.”

*Votes:*

Motion (b) by Councillor Walker carried.

Motion (a) by Councillor Adams carried.

Motion (c) by Councillor Miller carried.

Adoption of Clause, as amended:

Yes - 39	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Flint, Giansante, Holyday, Johnston, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shiner, Soknacki, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

**11.82 Clause No. 69 of Report No. 16 of The Toronto Community Council, headed “David A. Balfour Park Playground Community Group, Authority to Seek Private Donations (Midtown)”.**

*Motion:*

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 further report to the Midtown Community Council, for its first meeting to be held in January 2001, on plans for the playground redevelopment.”

*Votes:*

The motion by Councillor Bossons carried.

The Clause, as amended, carried.

**11.83 Clause No. 30 of Report No. 19 of The Administration Committee, headed “Scarborough Transportation Corridor and Spadina Expressway Properties, Report on Hardship Situations (Ward 26 – East Toronto and Ward 28 - York Eglinton)”.**

*Motion:*

Councillor Chow moved that the Clause be amended by:

- (a) deleting Recommendation No. (3) embodied in the confidential report dated August 22, 2000, from the Commissioner of Corporate Services, and re-numbering the remaining recommendation accordingly, so that the recommendations embodied in such report shall now read as follows, the balance of such report to remain confidential, in accordance with the provisions of the Municipal Freedom of Information and Protection of Privacy Act, having regard that it contains personal information related to identifiable individuals:

“It is recommended that:

- (1) authority be granted to hold in abeyance the sale of certain residential Scarborough Transportation Corridor Project properties which are tenanted and were previously declared surplus, until the tenant(s) specified in this report vacate(s) the property;
- (2) subject to provincial concurrence, authority be granted to hold in abeyance the sale of certain residential Spadina Expressway Project properties which are tenanted and were previously declared surplus, until the tenant(s) specified in this report vacate(s) the property; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”; and

- (b) adding thereto the following:

“It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Administration Committee on the appropriate action that should be taken to serve the City’s interest when the tenant(s) specified in the report vacate(s) the property.”

*Votes:*

The motion by Councillor Chow carried.

The Clause, as amended, carried.

**11.84 Clause No. 17 of Report No. 8 of The Community Services Committee, headed “Provincial Announcements on Social Housing Devolution”.**

*Motion:*

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

“It is further recommended that:

- (1) in assessing the condition of Ontario Housing complexes, meetings first be held with residents in the larger developments, for example, Lawrence Heights and Regent Park; and
- (2) an assessment be undertaken of playgrounds in public housing facilities.”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

**11.85 Clause No. 12 of Report No. 17 of The Toronto Community Council, headed “Residential Demolition Application – 294, 296-298 Sherbourne Street (Downtown)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Rae moved that Council adopt the following recommendation:

“It is recommended that the report dated September 13, 2000, from the Commissioner of Economic Development, Culture and Tourism, as embodied in the Clause, be adopted.”

*Votes:*

The motion by Councillor Rae carried.

The Clause, as amended, carried.

**11.86 Clause No. 61 of Report No. 12 of The Policy and Finance Committee, headed “Three-Year Targets for Affordable Housing Development”.**

*Motions:*

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

- (1) rescinding the action of the Policy and Finance Committee with respect to Recommendation (b) of the Community Services Committee; and



(2) adding thereto the following:

“It is further recommended that the proceeds from the sale of residential property by the City be deposited in the Mayor’s Homeless Initiatives Reserve Fund.”

(b) Councillor Shiner moved that motion (a) by Councillor Layton be referred to the Chief Financial Officer and Treasurer and the Commissioner of Community and Neighbourhood Services for joint report thereon to the Policy and Finance Committee, through the Community Services Committee, outlining the financial impact and the effect this proposal would have on the City’s departments, agencies, boards and commissions, and submitting recommendations with respect thereto, such report to be submitted for consideration during the 2001 Capital and Operating Budget deliberations.

(c) Councillor Holyday moved that the Clause be received.

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

“It is further recommended that the report requested by the Policy and Finance Committee of the Commissioner of Community and Neighbourhood Services also address the potential for having some of the efficiencies accrue across the board to tenants in the City of Toronto vis-à-vis reducing the tax rate for multi-residential buildings.”

*Votes:*

Adoption of motion (c) by Councillor Holyday:

Yes - 8	
Councillors:	Gardner, Giansante, Holyday, Korwin-Kuczynski, Minnan-Wong, O’Brien, Pitfield, Valenti
No - 33	
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Flint, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Soknacki

Lost by a majority of 25.

Adoption of motion (b) by Councillor Shiner:

Yes - 31	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Brown, Cho, Davis, Disero, Duguid, Flint, Gardner, Giansante, Holyday, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Pitfield, Prue, Shiner, Soknacki, Valenti
No - 12	
Councillors:	Adams, Augimeri, Bussin, Chow, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae

Carried by a majority of 19.

Adoption of motion (d) by Councillor Davis:

Yes - 43	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Flint, Gardner, Giansante, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Shiner, Soknacki, Tzekas, Valenti
No - 2	
Councillors:	Holyday, Mahood

Carried by a majority of 41.

The Clause, as amended, carried.

In summary, Council amended this Clause by adding thereto the following:

“It is further recommended that:

- (1) the report requested by the Policy and Finance Committee of the Commissioner of Community and Neighbourhood Services also address the potential for having some of the efficiencies accrue across the board to tenants in the City of Toronto vis-à-vis reducing the tax rate for multi-residential buildings; and

- (2) the following motion be referred to the Chief Financial Officer and Treasurer and the Commissioner of Community and Neighbourhood Services for joint report thereon to the Policy and Finance Committee, through the Community Services Committee, outlining the financial impact and the effect this proposal would have on the City's departments, agencies, boards and commissions, and submitting recommendations with respect thereto, such report to be submitted for consideration during the 2001 Capital and Operating Budget deliberations:

Moved by Councillor Layton:

‘That the Clause be amended by:

- (a) rescinding the action of the Policy and Finance Committee with respect to Recommendation (b) of the Community Services Committee; and
- (b) adding thereto the following:

‘‘It is further recommended that the proceeds from the sale of residential property by the City be deposited in the Mayor’s Homeless Initiatives Reserve Fund.’’ ’ ’

**11.87 Clause No. 78 of Report No. 17 of The Toronto Community Council, headed ‘‘Installation of Speed Humps - Wildwood Crescent (East Toronto)’’.**

*Motion:*

Councillor Bussin moved that the Clause be amended by striking out the recommendation of the Toronto Community Council and inserting in lieu thereof the following:

‘‘It is recommended that:

- (a) approval be given to alter sections of the roadway on Wildwood Crescent for traffic calming purposes as described below, with implementation subject to the favourable results of polling of the affected residents pursuant to the policy related to speed hump installation as adopted by the former City of Toronto Council:

‘The construction of speed humps on Wildwood Crescent, generally as shown on the attached print of Drawing No. 421F-5789 dated August 2000.’;

- (b) a speed limit of thirty kilometres per hour be introduced on Wildwood Crescent, coincident with the implementation of speed humps and as legislation permits; and
- (c) the appropriate City officials be authorized and directed to take the necessary action to implement the foregoing, including the introduction in Council of any Bills that might be required, subject to review in the 2001 budget process.”

*Votes:*

The motion by Councillor Bussin carried.

The Clause, as amended, carried.

**11.88 Clause No. 28 of Report No. 17 of The Toronto Community Council, headed “Draft By-law - Alteration of St. Germain Avenue, between Avenue Road and Yonge Street - Installation of Speed Humps (North Toronto)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Johnston moved that Council adopt the following recommendation:

“It is recommended that the report dated September 25, 2000, from the Commissioner of Works and Emergency Services, be adopted, only insofar as it applies to that portion of St. Germain Avenue between Elm Road and Yonge Street.”

*Votes:*

The motion by Councillor Johnston carried.

The Clause, as amended, carried.

*Motion to Re-Open:*

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

*Motion:*

Councillor Johnston moved that Council rescind its previous decision in this regard, and that Council now receive this Clause and direct that By-law No. 929-2000 not be enacted.

*Vote:*

The motion by Councillor Johnston carried.

**11.89 Clause No. 39 of Report No. 10 of The Scarborough Community Council, headed “Canada Lands Company - Parks Levies”.**

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended that the report dated October 3, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendation, be adopted:

‘It is recommended that the refund of \$100,000.00 to the Canada Lands Corporation be funded from the Parkland Acquisition Reserve Fund – Pre 1999 (Scarborough).’ ”

*Votes:*

The motion by Councillor Balkissoon carried.

The Clause, as amended, carried.

**11.90 Clause No. 22 of Report No. 12 of The Policy and Finance Committee, headed “Ultra Low Emission Vehicles - TTC Non-Revenue Fleet”.**

*Motion:*

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

“It is further recommended that the Toronto Transit Commission (TTC) be requested to apply for financial assistance from the Better Transportation Partnership and the Toronto Atmospheric Fund, if necessary, to help pay for the purchase of five ultra low emission vehicles (for the price of only four) so that both the TTC and the City receive the benefit of the TTC receiving one free vehicle for every four purchased, and that Council recommend this approach for consideration in the year 2001 Capital Budget process.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

11.91 **Clause No. 32 of Report No. 10 of The Scarborough Community Council, headed “Proposed Brimley Station on Scarborough Rapid Transit Line (Ward 15 – Scarborough City Centre)”.**

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended that Council approve the necessary funds (\$125,000.00) to proceed with the feasibility study for the proposed Brimley Station on the Scarborough Rapid Transit Line.”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

11.92 **Clause No. 39 of Report No. 19 of The Administration Committee, headed “Accessibility Issues - Report on the Former Toronto Accessibility Improvements Program and Plans to Ensure an Accessible Toronto by 2008 (All Wards) and Design Exchange – Request to Access Accessibility Account”.**

*Motion:*

Councillor Mihevc moved that the Clause be amended by adding the following new Recommendation No. (5) to the joint report dated September 1, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services, entitled “Accessibility Issues – Report on the Former Toronto Accessibility Improvements Program and Plans to Ensure an Accessible Toronto by 2008 (All Wards)”, and renumbering the remaining recommendation accordingly:

- “(5) the Commissioner of Corporate Services include, in the Accessibility Audit and development plans, the facilities of the agencies, boards and commissions.”

*Votes:*

The motion by Councillor Mihevc carried.

The Clause, as amended, carried.

11.93 **Clause No. 43 of Report No. 19 of The Administration Committee, headed “City Position on Application of Continuing OMERS Pension Surpluses”.**

*Motion:*

Councillor Miller moved that the Clause be amended in accordance with the report dated October 3, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendations:

“It is recommended that:

- (1) the joint report of the Chief Financial Officer and Treasurer and the Commissioner of Corporate Services (August 29, 2000), entitled ‘City Position on Application of Continuing OMERS Pension Surpluses’, considered by the Administration Committee at its meeting on September 12, 2000, be amended by deleting Recommendation No. (3) and inserting in its place the following:

- '(3) the employers' share of pension surpluses be used for extension of the employers' contribution holiday and for continued reduction of the unreduced early retirement factors to 80 and 75 for those whose normal retirement age is 65 and 60, respectively, and to continue the reduction in penalty for early retirement from 5 percent to 2.5 percent;';
- (2) OMERS be requested to approve the release of surplus funds from the former City of York OMERS Type 3 surplus agreement; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."

*Votes:*

The motion by Councillor Miller carried.

The Clause, as amended, carried.

11.94 **Clause No. 7 of Report No. 9 of The Planning and Transportation Committee, headed "Proposed Construction Fence By-law".**

*Motion:*

Councillor Shiner moved that the Clause be amended by amending the proposed Construction Fence By-law by adding to subsection (f)(i), under Part 3, entitled "General Requirements", the words "and be free of graffiti and posters", so that such subsection shall now read as follows:

- "(f) be maintained,
  - (i) in good repair with no gaps larger than 100 millimetres below the fencing, and be free of graffiti and posters;".

*Votes:*

The motion by Councillor Shiner carried.

The Clause, as amended, carried.



11.95 **Clause No. 8 of Report No. 17 of The Works Committee, headed “Automated ‘Flower Pot’ Waste Collection System”.**

*Motions:*

- (a) Councillor Moscoe moved that the Clause be amended by amending the report dated July 12, 2000, from the General Manager, Solid Waste Management Services, embodied in the communication dated July 25, 2000, from the City Clerk, by:
- (1) adding to Recommendation No. (2), as amended by the Works Committee, the words “and that the by-law include a short form so that tickets can be issued to assist in enforcement”, so that such recommendation, as amended by the Works Committee and Council, shall now read as follows:
- “(2) property owners in the pilot area be advised that they will be responsible for keeping their carts clean, for rolling them out on collection day and then rolling them back out of public view and away from the curb soon after collection, and to place all of their waste materials into the carts and not on the ground, and further that a property standards by-law be prepared which would require the commercial property owners to be responsible for maintaining the City property which abuts their property, including the area around the waste collection containers and that the by-law include a short form so that tickets can be issued to assist in enforcement;” and
- (2) adding thereto the following new Recommendation No. (4):
- “(4) the pilot project include a provision for the supply of 95-gallon recycling bins as well, and that businesses be encouraged to source separate their waste.”
- (b) Councillor Chow moved that Part (2) of motion (a) by Councillor Moscoe be amended by adding thereto the words “and the Commissioner of Works and Emergency Services be authorized to initiate other pilot projects he deems necessary”, so that Recommendation No. (4) shall now read as follows:
- “(4) the pilot project include a provision for the supply of 95-gallon recycling bins as well, and that businesses be encouraged to source separate their waste, and the Commissioner of Works and Emergency Services be authorized to initiate other pilot projects he deems necessary.”

*Votes:*

Motion (b) by Councillor Chow carried.

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

The Clause, as amended, carried.

11.96 **Clause No. 26 of Report No. 9 of The Economic Development and Parks Committee, headed “Short-Term Delegation of Authority to Deal with Applications to Alter or Demolish Heritage Buildings During Council Election (All Wards)”.**

*Motion:*

Councillor Adams moved that the Clause be amended by inserting in Recommendation No. (2) embodied in the report dated September 7, 2000, from the Commissioner of Economic Development, Culture and Tourism, after the words “report back to Council”, the words “through the respective Community Councils and the City-wide Planning and Transportation Committee”, so that such recommendation shall now read as follows:

“(2) the Commissioner of Economic Development, Culture and Tourism be requested to report back to Council, through the respective Community Councils and the City-wide Planning and Transportation Committee at the next available meeting, with a list of the applications received and the decisions made in relation thereto;”.

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

11.97 **Clause No. 51 of Report No. 17 of The Works Committee, headed “Delays in Execution of Construction Contracts”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Adams moved that Council adopt the following recommendations:

“It is recommended that:

(1) the Commissioner of Works and Emergency Services and the City Solicitor be requested to meet with representatives of the Greater Toronto Sewer and

Watermain Contractors Association to discuss further ways and means to expedite the preparation and execution of construction contracts, and submit a report thereon to the Works Committee no later than February 2001; and

- (2) the joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor, be received for information.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.98 Clause No. 80 of Report No. 16 of The Toronto Community Council, headed “Introduction of a 10-Minute Student Pick-Up and Drop-Off Zone - Lonsdale Road, North Side, Fronting Grace Church on the Hill - 300 Lonsdale Road (Midtown)”.**

*Motion to Re-Open:*

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

*Motion:*

Councillor Adams moved that the Clause be amended by inserting in Recommendation No. (3) embodied in the report dated August 17, 2000, from the Director, Transportation Services, District 1, after the words “Monday to Friday, the words “and at any time on Saturday and Sunday”, so that such recommendation shall now read as follows:

- “(3) parking be prohibited from 6:30 p.m. of one day to 7:30 am. of the next following day, from 9:00 a.m. to 11:30 a.m., and from 12:00 noon to 4:00 p.m., Monday to Friday, and at any time on Saturday and Sunday, on the north side of Lonsdale Road, from a point 60 metres west of Russell Hill Road to a point 25 metres further west;”.

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.99 Clause No. 2 of Report No. 8 of The Community Services Committee, headed “Toronto Ambulance - Document Retrieval Fee Structure”.**

*Vote:*

The Clause was adopted, without amendment.

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

**11.100 Clause No. 18 of Report No. 10 of The Scarborough Community Council, headed “Derelict Building at 334 Morrish Road (Ward 16 – Scarborough Highland Creek)”.**

*Motion:*

Councillor Disero moved that the Clause be received.

*Vote:*

The motion by Councillor Disero carried.

**11.101 Clause No. 1 of Report No. 18 of The Administration Committee, headed “Establishing New Community Councils in the City of Toronto (All Wards)”.**

*Procedural Motion:*

Councillor Moscoe moved that the selection of the Map Option for the new Community Council boundaries be decided by written ballot.

*Vote on Procedural Motion:*

Yes - 43	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Davis, Disero, Duguid, Feldman, Fillion, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shiner, Silva, Tzekas, Valenti
No - 7	
Councillors:	Chow, Korwin-Kuczynski, Mahood, Prue, Shaw, Sinclair, Walker

Carried by a majority of 36

*Selection of Map Option by Written Ballot:*

**FIRST BALLOT:**

Deputy Mayor Ootes proposed that Council now proceed with the selection of a Map Option for the new Community Council Boundaries by written ballot, and requested that Members of Council choose one of either Maps 30 to 36, as embodied in the Options Paper, entitled “Establishing New Community Councils”, or Maps A to F submitted by Councillor Prue, and indicate their choice on the ballot provided.

The City Clerk tallied the results of the first ballot, and advised the Council of the results, as follows:

**For Map 30:**

Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Chow, Davis, Duguid, Gardner, Holyday, Johnston, Kelly, King, Layton, McConnell, O’Brien, Shaw, Sinclair, Soknacki, Tzekas, Walker - 22.

**For Map 31:**

Councillors: Korwin-Kuczynski, Miller, Silva - 3.

**For Map 32:**

Mayor: Lastman  
Councillors: Disero, Jakobek, Moscoe, Nunziata, Palacio, Pitfield - 7.

**For Map 33:**

Councillors: Mihevc, Moeser, Ootes - 3.

**For Map 34:**

None

**For Map 35:**

Councillors: Adams, Giansante, Kinahan, Rae - 4.

**For Map 36:**

Councillor: Pantalone - 1.

**For Map A, submitted by Councillor Prue:**

Councillor: Valenti - 1.

**For Map B, submitted by Councillor Prue:**

Councillors: Augimeri, Li Preti, Lindsay Luby, Shiner - 4.

**For Map C, submitted by Councillor Prue:**

Councillors: Berger, Brown, Cho, Feldman, Filion, Flint, Mahood, Mammoliti, Minnan-Wong, Prue, Saundercook - 11.

**For Map D, submitted by Councillor Prue:**

None

**For Map E, submitted by Councillor Prue:**

None

**For Map F, submitted by Councillor Prue:**

None

**SECOND BALLOT:**

Deputy Mayor Ootes advised the Council that, having regard that no Map had received the majority vote of the Members of Council present and voting and that Map Option 34 and Maps D, E and F, submitted by Councillor Prue, had received no votes, Council would now proceed with the second ballot. The Deputy Mayor requested that Members of Council now choose one of either Map Options 30, 31, 32, 33, 35 or 36, or Maps A, B or C submitted by Councillor Prue and indicate their choice on the ballot provided.

The City Clerk tallied the results of the second ballot, and advised the Council of the results, as follows:

**For Map 30:**

Councillors: Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Chow, Davis, Duguid, Feldman, Gardner, Holyday, Kelly, King, Layton, Li Preti, McConnell, Moeser, O'Brien, Rae, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Walker - 26.

**For Map 31:**

Councillor: Korwin-Kuczynski - 1.

**For Map 32:**

Mayor: Lastman

Councillors: Disero, Jakobek, Johnston, Mihevc, Moscoe, Nunziata, Palacio, Pitfield - 9.

**For Map 33:**

None

**For Map 35:**

Councillors: Adams, Giansante - 2.

**For Map 36:**

None

**For Map A, submitted by Councillor Prue:**

None

**For Map B, submitted by Councillor Prue:**

None

**For Map C, submitted by Councillor Prue:**

Councillors: Augimeri, Berger, Brown, Cho, Filion, Flint, Lindsay Luby, Mahood, Mammoliti, Miller, Minnan-Wong, Ootes, Pantalone, Prue, Saundercook, Silva, Valenti - 17.

**THIRD BALLOT:**

Deputy Mayor Ootes advised the Council that, having regard that no Map had received the majority vote of the Members of Council present and voting and that Map Options 33 and 36 and Maps A

and B, submitted by Councillor Prue, had received no votes, Council would now proceed with a third ballot. The Deputy Mayor requested that Members of Council now choose one of either Map Options 30, 31, 32 or 35, or Map C submitted by Councillor Prue and indicate their choice on the ballot provided.

The City Clerk tallied the results of the third ballot, and advised the Council of the results, as follows:

**For Map 30:**

Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Bossons, Bussin, Chong, Chow, Davis, Duguid, Holyday, Johnston, Kelly, King, Layton, Li Preti, McConnell, Moeser, Moscoe, O'Brien, Pitfield, Rae, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Walker - 29.

**For Map 31:**

Councillor: Korwin-Kuczynski - 1.

**For Map 32:**

Mayor: Lastman  
Councillors: Disero, Jakobek, Kinahan, Mihevc, Nunziata, Palacio - 7.

**For Map 35:**

None

**For Map C, submitted by Councillor Prue:**

Councillors: Augimeri, Berger, Brown, Cho, Feldman, Filion, Flint, Gardner, Lindsay Luby, Mahood, Mammoliti, Miller, Minnan-Wong, Ootes, Pantalone, Prue, Saundercook, Silva, Valenti - 19.

*Selection of Map Option:*

Deputy Mayor Ootes advised the Council that Map Option 30 had been chosen by Council as the Map Option for the new Community Council boundaries, having received a majority of the votes of the Members of Council present and voting.

*Motions on Balance of Clause:*

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



“It is further recommended that:

- (1) the report dated October 4, 2000, from the City Clerk, be adopted; and
- (2) the recommendation of the Administration Committee embodied in the communication dated September 12, 2000, from the City Clerk, be adopted.”

*Vote Be Now Taken:*

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

Yes - 20	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Balkissoon, Bossons, Brown, Chong, Duguid, Filion, Flint, Jakobek, McConnell, Mihevc, Moeser, Nunziata, Ootes, Palacio, Pitfield, Saundercook, Soknacki
No - 14	
Councillors:	Ashton, Chow, Holyday, Johnston, Kelly, Kinahan, Korwin-Kuczynski, Moscoe, O'Brien, Pantalone, Prue, Sinclair, Tzekas, Walker

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

*Motions on Balance of Clause:*

- (b) Councillor Prue moved that Part (1) of motion (a) by Councillor Berardinetti be amended to provide that:
  - (1) the Downtown Community Council meetings take place at the East York Civic Centre; and
  - (2) in the event the Downtown Community Council meets at City Hall, its meeting location be a Committee Room.
- (c) Councillor Kinahan moved that Part (1) of motion (a) by Councillor Berardinetti be amended to provide that the interim name for Community Council “A” be “Etobicoke Community Council”, rather than “West Community Council”.
- (d) Councillor Sinclair moved that:

- (1) Part (2) of motion (a) by Councillor Berardinetti be amended by adding thereto the words “subject to the names of the Community Councils being as familiar, logical and understandable to the public as possible”;

- (2) Part (1) of motion (a) by Councillor Berardinetti be amended:
- (a) to provide that the interim names for Community Councils “A”, “B” and “F” be as follows:
    - (i) “A” - Etobicoke Community Council;
    - (ii) “B” - North York Community Council; and
    - (iii) “F” - Scarborough Community Council; and
  - (b) by adding thereto the words “subject to the incoming Community Councils, where possible, using the existing Council Chambers in the Civic Centres noted therein”; and
- (3) the Clause be amended by adding thereto the following:
- “It is further recommended that:
- (a) all departments (and agencies, boards and commissions where applicable) adapt, where possible, to the six new communities, and discontinue use of and reference to the terms ‘areas’ and ‘districts’, where possible; and
  - (b) the Chief Administrative Officer be requested to report to Council, through the Administration Committee, on the allocation of a Community Co-ordinator for each Community from existing management personnel.”

*Vote Be Now Taken:*

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

Yes - 24	
(Mayor:	Lastman
Councillors:	Altobello, Disero, Duguid, Feldman, Fillion, Giansante, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Sinclair, Soknacki
No - 14	
Councillors:	Adams, Ashton, Bossons, Cho, Chow, Holyday, Johnston, Kelly, Kinahan, Miller, Moscoe, Prue, Tzekas, Walker

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

*Motion on Balance of Clause:*

- (e) Councillor Ashton moved that Part (3)(a) of motion (d) by Councillor Sinclair be referred to the Chief Administrative Officer.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of Part (3)(b) of motion (d) by Councillor Sinclair, ruled such Part out of order.

*Votes:*

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

Yes - 8	
Mayor:	Lastman
Councillors:	Li Preti, Mahood, Mihevc, Miller, Nunziata, Ootes, Prue
No - 32	
Councillors:	Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Cho, Chow, Disero, Duguid, Feldman, Giansante, Holyday, Johnston, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, McConnell, Minnan-Wong, Moscoe, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Walker

Lost by a majority of 24.

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

Yes - 9	
Councillors:	Giansante, Kinahan, Li Preti, Mahood, Nunziata, Ootes, Pitfield, Prue, Shaw
No - 31	
Councillors:	Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Cho, Chow, Disero, Duguid, Feldman, Holyday, Johnston, King, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Palacio, Pantalone, Rae, Saundercook, Shiner, Silva, Sinclair, Soknacki, Tzekas, Walker

Lost by a majority of 22.



Adoption of motion (c) by Councillor Kinahan:

Yes - 21	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Cho, Giansante, Holyday, Johnston, Kelly, Kinahan, Li Preti, Mahood, Minnan Wong, Palacio, Pantalone, Pitfield, Saundercook, Shaw, Sinclair, Tzekas, Walker
No - 23	
Councillors:	Augimeri, Berardinetti, Bossons, Chow, Disero, Duguid, Feldman, Flint, King, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, Ootes, Prue, Rae, Shiner, Silva, Soknacki

Lost by a majority of 2.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared Part (2)(a)(i) of motion (d) by Councillor Sinclair, redundant.

Adoption of Part (2)(a)(ii) of motion (d) by Councillor Sinclair:

Yes - 15	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Kinahan, Li Preti, Mahood, Minnan-Wong, Palacio, Pitfield, Saundercook, Shaw, Sinclair, Tzekas, Walker
No - 29	
Councillors:	Augimeri, Berardinetti, Bossons, Cho, Chow, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Johnston, Kelly, King, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva, Soknacki

Lost by a majority of 14.

Adoption of Part (2)(a)(iii) of motion (d) by Councillor Sinclair:

Yes - 13	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Cho, Kelly, Kinahan, Li Preti, Mahood, Saundercook, Shaw, Sinclair, Tzekas, Walker
No - 30	
Councillors:	Adams, Augimeri, Berardinetti, Chow, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Johnston, King, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Soknacki

Lost by a majority of 17.

Part (1) of motion (d) by Councillor Sinclair carried.

Adoption of Part (2)(b) of motion (d) by Councillor Sinclair:

Yes - 30	
Councillors:	Ashton, Augimeri, Cho, Chow, Duguid, Flint, Holyday, Johnston, Kelly, Kinahan, King, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Sinclair, Soknacki, Tzekas, Walker
No - 14	
Mayor:	Lastman
Councillors:	Adams, Altobello, Balkissoon, Berardinetti, Bossons, Disero, Feldman, Giansante, Korwin-Kuczynski, Palacio, Shaw, Shiner, Silva

Carried by a majority of 16.

Motion (e) by Councillor Ashton carried.

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

The Clause, as amended, carried.

In summary, Council amended this Clause by adding thereto the following:

“It is further recommended that:

- (a) the boundaries for the six Community Councils established by Council, effective December 1, 2000, be in accordance with Map Option 30;
- (b) the following recommendation of the Administration Committee embodied in the communication dated September 12, 2000, from the City Clerk, be adopted, subject to the names of the Community Councils being as familiar, logical and understandable to the public as possible:

‘The Administration Committee recommends the adoption of the report (August 31, 2000) from the City Clerk, entitled “New Community Council Names and Meeting Locations”, embodying the following recommendations:

“It is recommended that:

- (1) City Council, at its October 3, 2000 meeting and after determining the boundaries for the six new Community Councils, adopt interim names for the new Community Councils based on the geographic references of ‘north’, ‘south’, ‘east’, ‘west’ and ‘centre’, and any variations thereof, which suit the final boundary configurations;
- (2) City Council adopt the following 3-step process, detailed in this staff report, to adopt permanent names for the new Community Councils:
  - (a) establish criteria for naming the Community Councils;
  - (b) community input and community council name recommendations; and
  - (c) Administration Committee consolidation of recommendations and City Council decision-making;
- (3) City Council adopt the following criteria to be used to consider and recommend permanent community council names:
  - (a) names should reflect the historical context associated with the community council jurisdiction;
  - (b) names should reflect the communities and neighbourhoods which make-up the community council jurisdiction; and/or



- (c) names should reflect the geographic nature of the community council jurisdiction;
  - (4) City Council, at its October 3, 2000 meeting and after determining the boundaries for the six new Community Councils, assign interim meeting locations for the new Community Councils using the civic centres and/or City Hall;
  - (5) any funds from the approved capital account CTN100-6 for establishing new Community Councils, unspent by the end of 2000, be carried over into 2001 for the purpose of completing the establishment of new Community Councils, including new names; and
  - (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.” ’;
- (c) the report dated October 4, 2000, from the City Clerk, embodying the following recommendations, be adopted, subject to the incoming Community Councils, where possible, using the existing Council Chambers in the Civic Centres noted therein:

‘It is recommended that:

- (1) City Council adopt the following interim names for the six new Community Councils shown on Map 30:
  - (a) “A” – West Community Council,
  - (b) “B” – North Community Council,
  - (c) “C” – Southwest Community Council,
  - (d) “D” – Midtown Community Council,
  - (e) “E” – Downtown Community Council, and
  - (f) “F” – East Community Council;
- (2) the new Community Councils hold meetings at the following locations, on an interim basis:
  - (a) West Community Council – Etobicoke Civic Centre,
  - (b) North Community Council – North York Civic Centre,
  - (c) Southwest Community Council – York Civic Centre,
  - (d) Midtown Community Council – North York Civic Centre,
  - (e) Downtown Community Council – Toronto City Hall, and
  - (f) East Community Council – Scarborough Civic Centre; and

- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’; and
- (d) the following motion be referred to the Chief Administrative Officer:

Moved by Councillor Sinclair:

‘That all departments (and agencies, boards and commissions where applicable) adapt, where possible, to the six new communities, and discontinue use of and reference to the terms “areas” and “districts”, where possible.’ ”

**11.102 Clause No. 21 of Report No. 8 of The Community Services Committee, headed “Request for Rent Freeze”.**

*Motions:*

- (a) Councillor Davis moved that the Clause be amended by adding thereto the following:
- “It is further recommended that the Commissioner of Community and Neighbourhood Services be requested to submit a report to the Tenant Defence Sub-Committee on ways and means in which the City of Toronto can deal with discrepancies between how Revenue Canada and the Rental Housing Tribunal define capital and operating costs.”
- (b) Councillor Korwin-Kuczynski moved that the Clause be amended by adding thereto the following:
- “It is further recommended that City Council support the Tenant Defence Sub-Committee’s work on preparing a strategy to encourage the provincial government to legislate a rent freeze.”

*Vote:*

Adoption of motions (a) and (b), by Councillors Davis and Korwin-Kuczynski, respectively, and the Clause, as amended:

Yes - 35
Councillors: Ashton, Balkissoon, Bossons, Brown, Bussin, Cho, Davis, Duguid, Feldman, Filion, Flint, Giansante, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Miller, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Soknacki, Tzekas, Walker
No - 3

Councillors: Holyday, Mahood, Valenti
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Carried by a majority of 32.

**11.103 Clause No. 45 of Report No. 12 of The Policy and Finance Committee, headed “Basement Flooding Project - Status Report (All Wards)”.**

*Motion:*

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

“It is further recommended that the following Motion be adopted:

**Moved by: Councillor Pitfield**

**Seconded by: Councillor Ootes**

“**WHEREAS** the Works Committee has recommended that an additional \$1 million be reallocated from the Sewer Capital Works Account CWW-403-2 to the Downspout Disconnection Capital Account CWW-404-4 to accommodate the additional expenditures required to accelerate the Downspout Disconnection Program and other immediate short-term measures throughout the areas that have experienced basement flooding problems due to extreme rainstorm events; and

**WHEREAS** the implementation of short-term measures in high priority areas may require funding in addition to the recommended amount before the approval of the 2001 Capital Budget; and

**WHEREAS** the Chief Financial Officer and Treasurer is in agreement with this request;

**NOW THEREFORE BE IT RESOLVED THAT**, in addition to the reallocation of \$1 million from the Sewer Capital Works Account CWW-403-2 to the Downspout Disconnection Capital Account CWW-404-4, an additional \$1 million be reallocated to guarantee the continuity of short-term improvements before the approval of the 2001 Water and Waste Water Capital Budget.”

*Votes:*

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

**11.104 Clause No. 6 of Report No. 9 of The Planning and Transportation Committee, headed “Harmonization of Property Standards By-law”.**

*Motion:*

Councillor Flint moved that the Clause be amended:

- (a) in accordance with Recommendations Nos. (1), (2) and (3) embodied in the report dated September 26, 2000, from the City Solicitor, viz.:

“It is recommended that:

- (1) the following recommendation with respect to fire route signage, in Recommendation No. (1)(b)(ii) of Clause No. 6 of Report No. 9 of The Planning and Transportation Committee, be referred to the Commissioner of Works and Emergency Services for consideration in consultation with the City Solicitor for inclusion in the harmonized fire routes by-laws:

‘(ii) amend this Section to include the following:

“With respect to fire routes, signage be in an approved form and that no signage be erected, or permitted to remain, unless under the auspices of the Commissioner of Works and Emergency Services supported by an amendment to the schedule under the Fire Route by-law;”;

- (2) the following recommendation with respect to tagging or towing of vehicles signage, in Recommendation No. (1)(b)(ii) of Clause No. 6 of Report No. 9 of The Planning and Transportation Committee, not be adopted:

‘(ii) amend this Section to include the following:

“With respect to tagging and/or towing of vehicles, signage shall be in an approved form and no signage shall be erected, or permitted to remain, unless under the auspices of Toronto Police Services and, in accordance with, the towing from private property by-law;”;

- (3) the following Recommendation No. (1)(j) of Clause No. 6 of Report No. 9 of The Planning and Transportation Committee, not be adopted:

‘(j) amending Section 17 – Buffering, by adding the following additional Subsection:

“E. A barrier shall be erected to prevent airborne emissions from negatively impacting on the occupants of neighbouring properties.”  
’ ”;

- (b) by deleting from the draft Property Standards By-law, Part C.(2) of Section 20, and inserting in lieu thereof the following new Part C.(2):

“(2) Any above ground discharge from a downpipe or pipe shall be directed to discharge and be contained on the property in a manner that is not likely to cause damage to any adjoining property or create a hazardous condition on any stairway, walkway, street or boulevard.”; and

- (c) by adding thereto the following:

“It is further recommended that:

- (1) the City of Toronto petition the Province of Ontario for special legislation to enable the City to regulate the outdoor emission of objectionable odours, including kitchen odours;
- (2) the Commissioner of Works and Emergency Services, in consultation with the Commissioner of Urban Development Services, be requested to submit a report to the Works Committee, in March 2001, on possible amendments to City of Toronto By-law No. 457-2000 (to regulate the discharge of sewage and land drainage), to address problems of surface drainage on adjoining properties, such report to specifically address changes in elevation caused by infill building;
- (3) the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee, in the new year, on the enforcement of the Property Standards by-law; and
- (4) the communication dated September 25, 2000, from the City Clerk, North York Community Council, be received.”

*Votes:*

The motion by Councillor Flint carried.

The Clause, as amended, carried.

**11.105 Clause No. 68 of Report No. 16 of The Toronto Community Council, headed “Designation of 111 Richmond Street West (Yolles and Rotenberg Building) (Downtown)”.**

*Votes:*

Adoption of Clause, without amendment:

Yes - 35 Councillors:	Adams, Ashton, Augimeri, Balkissoon, Bossons, Brown, Cho, Chong, Chow, Disero, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Silva, Soknacki, Tzekas
No - 1 Councillor:	Moeser

Carried by a majority of 34.

**11.106 Clause No. 23 of Report No. 9 of The Economic Development and Parks Committee, headed “Toronto Financial Services Cluster Study (All Wards)”.**

*Motion:*

Councillor Moscoe moved that the Clause be amended by adding the following words to the recommendation embodied in the report dated August 29, 2000, from the Commissioner of Economic Development, Culture and Tourism:

“such report to also include a review of neighbourhood banking services and the effects of branch closures on:

- (a) bank line-ups and service to the public;
- (b) parking standards and the effects on local streets;
- (c) services lost to the local business community as a result of branch closures; and
- (d) loss of local jobs.”,

so that such recommendation shall now read as follows:

“It is recommended that the findings of the Study of the Financial Services Cluster and the corresponding actions be reported to the Economic Development and Parks Committee early in 2001, such report to also include a review of neighbourhood banking services and the effects of branch closures on:

- (a) bank line-ups and service to the public;
- (b) parking standards and the effects on local streets;
- (c) services lost to the local business community as a result of branch closures; and
- (d) loss of local jobs.”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended that Mayor Lastman be requested to communicate with Prime Minister Chretien and the federal Members of Parliament in the Ontario Liberal Caucus to enlist their support to advocate for the designation of the City of Toronto, Ontario’s Capital, as an International Banking Centre.”



*Vote:*

Adoption of motion by Councillor Sinclair:

Yes - 38	
Councillors:	Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Disero, Duguid, Flint, Giansante, Holyday, Johnston, Jones, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

The Clause, as further amended, carried.

**11.107 Clause No. 1 of Report No. 9 of The Economic Development and Parks Committee, headed "Expenditure of Funds Allocated for the Joint School Playground Program in the 2000 Capital Works Program (High Park, Trinity Niagara, North Toronto, East Toronto, Scarborough Wexford)".**

*Motions:*

- (a) Councillor Miller moved that the Clause be amended by deleting from Recommendation No. (4) of the Economic Development and Parks Committee, the words "and preference be given to schools that have already started fundraising activities", and inserting in lieu thereof the words "and preference be given to inner-city schools", so that such recommendation shall now read as follows:

"(4) that the Commissioner of Economic Development, Culture and Tourism be given the authority to approve the installation of two playgrounds, in an amount of up to \$50,000.00, being the balance of available funds, in public school areas that might be ready for approval this year; and further that Summit Heights Public School be considered in that regard on a matching fund basis and preference be given to inner-city schools;"

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

“It is further recommended that the recommendations of the Economic Development and Parks Committee embodied in the communication dated October 2, 2000, from the City Clerk, be adopted, viz.:

‘The Economic Development and Parks Committee recommended to Council that:

- (a) any future City funding for the Toronto District School Board playgrounds be conditional upon the Board agreeing to consult with the City and parents as part of its ongoing playground report and risk management process, as well as having appropriate proportional votes between the two stakeholders;
- (b) the Toronto District School Board and the Toronto Catholic District School Board be requested to obtain approval from the City of Toronto Community Councils and City Council prior to dismantling any school playground equipment that has received Toronto City Council capital financing;
- (c) the Toronto District School Board and the Toronto Catholic District School Board be requested to hold community consultation meetings prior to any school playground equipment being dismantled in the future; and further that the local Toronto City Councillors be invited to such community meetings; and
- (d) the Commissioner of Economic Development, Culture and Tourism be requested to prepare a list of school playgrounds and other school facilities, such as pools and kitchens that have been partially paid for by the City, that are being threatened, and submit said list to the Toronto District School Board and the Toronto Catholic District School Board with a legal opinion which would protect the City’s investment, as soon as possible.’ ”

*Votes:*

Motion (a) by Councillor Miller carried.

Motion (b) by Councillor Chow carried.

The Clause, as amended, carried.

**11.108 Clause No. 22 of Report No. 18 of The Toronto Community Council, headed “Official Plan Amendment and Rezoning - Site Plan Approval - 164 Cheritan Avenue (North Toronto)”.**

*Motion:*

Councillor Johnston, seconded by Councillor Walker, moved that the Clause be amended by:

(a) inserting in Recommendation No. (2) of the Toronto Community Council, after the words “Rosewell Court tenants”, the words “Havergal College”, so that such recommendation shall now read as follows:

“(2) the City Solicitor, the Commissioner of Urban Development Services and any other appropriate officials work with the Lytton Park Residents’ Organization, Rosewell Court tenants, Havergal College and the local Councillor(s) regarding any settlement proposal;”; and

(2) adding thereto the following:

“It is further recommended that the full text of the communication dated September 28, 2000, from Councillor Johnston, addressed to Ms. Beate Bowron, Director, Community Planning, South District, and the communication dated October 2, 2000, from Ms. Bowron, in reply thereto, in regard to the Rosewell Court Development Proposal (164 Cheritan Avenue), be appended to the Clause.”

*Votes:*

Adoption of motion by Councillor Johnston, seconded by Councillor Walker:

Yes - 34 Councillors:	Augimeri, Berger, Bossons, Brown, Bussin, Chow, Duguid, Feldman, Filion, Flint, Gardner, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Miller, Moeser, Nunziata, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Soknacki, Walker
No - 2 Councillors:	Disero, Li Preti

Carried by a majority of 32.

Adoption of Clause, as amended:

Yes - 38 Councillors:	Augimeri, Berger, Bossons, Brown, Bussin, Chow, Disero, Duguid, Feldman, Filion, Flint, Gardner, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moeser, Nunziata, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Soknacki, Walker
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No - 0
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Carried, without dissent.

11.109 **Clause No. 34 of Report No. 18 of The Toronto Community Council, headed “Ontario Municipal Board Appeal, Committee of Adjustment Decision - 20 Strathearn Boulevard (Midtown)”.**

*Motion:*

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

“It is further recommended that the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee more clearly defining the description of terraces and balconies.”

*Votes:*

The motion by Councillor Davis carried.

The Clause, as amended, carried.

11.110 **Clause No. 4 of Report No. 18 of The Administration Committee, headed “75 Commissioners Street – Lease Provisions”.**

*Motion:*

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

“It is further recommended that a copy of the Clause, as amended, be forwarded to the Board of Health for information, noting that both general ‘boiler plate’ provisions with respect to compliance with applicable laws, as well as certain specific compliance provisions, were included in the lease between TEDCO and Harkow Aggregate and Recycling Limited.”

*Votes:*

The motion by Councillor Kinahan carried.

The Clause, as amended, carried.

**11.111 Clause No. 25 of Report No. 19 of The Administration Committee, headed “Disposition of the Westerly Portion of 110 Wildwood Crescent (Ward 26 – East Toronto)”.**

*Motion:*

Councillor Berardinetti moved that the Clause be received.

*Vote:*

The motion by Councillor Berardinetti carried.

*(See also Notice of Motion J(43), Minute No. 11.198, Page 332.)*

**11.112 Clause No. 17 of Report No. 17 of The Toronto Community Council, headed “Patio Licence - Bert 'N Ernies Fun Food Eatery – 2918 Dundas Street West (High Park)”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

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

“It is recommended that:

- (1) the City Solicitor be authorized to:
  - (a) attend the hearing, yet to be determined, by the Alcohol and Gaming Commission of Ontario, and support the liquor licence for inside the subject premises;
  - (b) request that the patio be approved, subject to:
    - (i) an 11:00 p.m. closing, seven days a week; and
    - (ii) no amplified equipment being permitted on the patio; and
- (2) the applicant be encouraged to install other measures to reduce the noise.”

*Votes:*

The motion by Councillor Korwin-Kuczynski carried.

The Clause, as amended, carried.

**11.113 Clause No. 12 of Report No. 19 of The Administration Committee, headed “Status Report on the Disposal of Surplus Property (All Wards)”.**

*Motion:*

Councillor Minnan-Wong moved that the Clause be struck out and referred back to the Administration Committee for further consideration.

*Vote:*

The motion by Councillor Minnan-Wong carried.

**11.114 Clause No. 8 of Report No. 8 of The Community Services Committee, headed “Status Report on Standards of Care in Retirement and Lodging Homes”.**

*Motion:*

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

“It is further recommended that Recommendation No. (2) of the Board of Health, embodied in the communication dated September 26, 2000, from the Secretary, Board of Health, be adopted, viz.:

- “(2) the provincial government be advised that the Board of Health and Council consider the seniors in retirement homes to be at risk and strongly recommend that the Ontario Government establish province-wide mandatory standards of care and provide funding for the implementation and enforcement of such standards;”.

*Votes:*

The motion by Councillor Filion carried.

The Clause, as amended, carried.

**11.115 Clause No. 21 of Report No. 18 of The Toronto Community Council, headed “Provision of Litter Bins With Advertising”.**

*Motion:*

Councillor Adams moved that the Clause be amended by deleting from Item No. 8 embodied in the communication dated September 27, 2000, from Councillor Bossons, as embodied in the Clause, the reference to “Avenue Road - Cottingham Street, south east”.

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

*Motion to Re-Open:*

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

*Motion:*

Councillor Johnston moved that Council's previous decision in this regard be rescinded and that the Clause now be amended by deleting from the recommendation of the Toronto Community Council, all of the words after the words "Midtown Ward", so that such recommendation shall now read as follows:

"The Toronto Community Council recommends that the contract with OMG be amended to include the entire Midtown Ward."

*Votes:*

The motion by Councillor Johnston carried.

Adoption of Clause, as amended:

Yes - 35	
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Flint, Giansante, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Saundercook, Sinclair, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

**11.116 Clause No. 69 of Report No. 12 of The Policy and Finance Committee, headed "Toronto District School Board - Funding Playground Equipment".**

*Motions:*

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

"It is further recommended that:



- (1) the City raise with the Province of Ontario, City Council's great concern over the fall in Capital funding for schools, which has fallen from a pre-amalgamation total of over \$75 million to less than \$38 million, making proper maintenance of the Capital stock, including playgrounds, virtually impossible;
- (2) the City of Toronto, which has no formal responsibility for Capital funding in schools, request the Province of Ontario to fully fund the playground repair and replacement; and
- (3) any future City of Toronto funding of school playgrounds be contingent on the commitment by the School Boards to use property leasing and property sale income for the Capital needs of schools and playgrounds, rather than for administrative services or space."

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

"It is further recommended that when the City provides funding for playgrounds that are not City playgrounds, there be an independent assessment to ensure that such playgrounds meet CSA standards."

*Votes:*

Adoption of motion (a) by Councillor McConnell:

Yes - 41 Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chow, Davis, Feldman, Filion, Gardner, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 4 Councillors:	Giansante, Holyday, Mahood, Ootes

Carried by a majority of 37.

Motion (b) by Councillor Ashton carried.

Adoption of Clause, as amended:

Yes - 45	
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Chow, Davis, Disero, Feldman, Filion, Gardner, Giansante, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pitfield, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 1	
Councillor:	Holyday

Carried by a majority of 44.

**11.117 Clause No. 8 of Report No. 9 of The Economic Development and Parks Committee, headed “Recycling and/or Diversion Programs for City Parks (All Wards)”.**

*Motion:*

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

“It is further recommended that the Commissioner of Economic Development, Culture and Tourism, in consultation with the respective Ward Councillor(s), be authorized to implement pilot sites in advance of the budget approval for 2001, with the provision that there be no budget implications.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.118 Clause No. 2 of Report No. 9 of The Planning and Transportation Committee, headed “Memorandum of Understanding Between the City of Toronto and the Toronto and Region Conservation Authority”.**

*Motion:*

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

“It is further recommended that the Commissioner of Urban Development Services, in consultation with the appropriate City departments, be requested to work expeditiously to ensure that, as soon as possible after the Province of Ontario releases the generic regulation under the Conservation Authorities Act, the City co-ordinates with the Toronto and Region Conservation Authority to develop a revised fill line mapping for the City of Toronto, and submit a further report to the Planning and Transportation Committee on any necessary revisions to the Memorandum of Understanding.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.119 Clause No. 14 of Report No. 12 of The Policy and Finance Committee, headed “Light Vehicle Fleet Lease Financing and Management Services”.**

*Motion to Re-Open:*

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

*Motion:*

Councillor Jakobek moved that the Clause be struck out and referred to the Chief Financial Officer and Treasurer for report to the business portion of the Inaugural meeting of Council in December comparing lease costs with external borrowing, including in said comparison any savings from leasing; and further that the Request for Proposals deadline be extended accordingly.

*Vote:*

The motion by Councillor Jakobek carried.

**11.120 Clause No. 27 of Report No. 17 of The Works Committee, headed “Purchase of Bulk Common Coarse Rock Salt (Road Salt)”.**

*Motion:*

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

“It is further recommended that City Council encourage the Commissioner of Works and Emergency Services to accelerate a salt reduction plan.”

*Votes:*

The motion by Councillor Layton carried.

The Clause, as amended, carried.

**11.121 Clause No. 52 of Report No. 19 of The Administration Committee, headed “City Policy Regarding Claims”.**

*Motion:*

Councillor Flint moved that the Clause be struck out and referred to the Chief Financial Officer and Treasurer for further consideration of additional improvements that can be made to the procedure for processing public insurance claims made against the City and report thereon to the Administration Committee, such report to specifically address the clarification of communications between staff and interested Councillors and the follow-up communications between the City’s insurance company and the claimant.

*Vote:*

The motion by Councillor Flint carried.

**11.122 Clause No. 1 of Report No. 9 of The East York Community Council, headed “Request for Variance from Sign By-law Requirements for Blockbuster Video Rental Store at 3003 Danforth Avenue”.**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Prue moved that Council adopt the following recommendation:

“It is recommended that the report dated July 4, 2000, from the Manager, East District Field Office, as embodied in the Clause, be adopted.”

*Votes:*

Adoption of motion by Councillor Prue:

Yes - 36 Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Disero, Duguid, Feldman, Filion, Gardner, Giansante, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, O'Brien, Palacio, Pantalone, Pitfield, Prue, Rae, Tzekas, Valenti, Walker
No - 9 Councillors:	Chong, Davis, Holyday, Jakobek, King, Lindsay Luby, Ootes, Saundercook, Silva

Carried by a majority of 27.

The Clause, as amended, carried.

**11.123 Clause No. 27 of Report No. 12 of The Policy and Finance Committee, headed “Heritage Preservation – Property Tax Treatment for Heritage Properties”.**

*Motion:*

Councillor Adams moved that the Clause be struck out and referred back to the Policy and Finance Committee for further consideration at its first meeting in the new term of Council and that Council also adopt the following recommendations:

“It is recommended that:

- (1) City Council again request the Minister of Finance for amendments to provincial regulations to permit a separate heritage property tax class and for amendments to provincial legislation to permit municipalities in Ontario to opt-in to a separate heritage property tax sub-class, both of which will apply to designated heritage buildings that are subject to Heritage Easement Agreements; and
- (2) City Council send a delegation, co-ordinated by the Mayor’s Office, to meet with the Minister or his representatives to discuss Council’s request and direct staff to pursue this request in discussions with the Province about Municipal Act and Assessment Act amendments, and concerning special legislation.”

*Vote:*

The motion by Councillor Adams carried.

**11.124 Clause No. 44 of Report No. 12 of The Policy and Finance Committee, headed “The North York Performing Arts Corporation’s Claims Against Livent Inc. and Others (North York Centre)”.**

*Motion to Re-Open:*

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

*Motion:*

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

“It is further recommended the confidential report dated October 2, 2000, from the City Solicitor, be adopted, such report to remain confidential in its entirety, in accordance with the provisions of the Municipal Act, having regard that it contains confidential instructions to staff pertaining to litigation or potential litigation.”

*Votes:*

The motion by Councillor Feldman carried.

The Clause, as amended, carried.

**11.125 Clause No. 31 of Report No. 17 of The Works Committee, headed “Installation of Traffic Control Signals - Lawrence Avenue West at Blossomfield Drive (North York Spadina)”.**

*Motion:*

Councillor Moscoe moved that the Clause be amended by adding to Recommendation No. (2) of the Works Committee, the words “such report to include a review of southbound right-turn queuing of traffic on Allen Road, southbound at Lawrence Avenue”, so that such recommendation shall now read as follows:

“(2) that the Commissioner of Works and Emergency Services be requested to monitor the impact of the changes to the intersection, the traffic pattern and volume of vehicles, including the effects on Bolingbroke Road, and report thereon to the appropriate Community Council, six months after the installation of the signals, to determine whether the residents’ concerns have been addressed, such report to

include a review of southbound right-turn queuing of traffic on Allen Road, southbound at Lawrence Avenue;”.

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

**11.126 Clause No. 4 of Report No. 17 of The Works Committee, headed “Redway Road/Brentcliffe Road Extensions - Feasibility Study Results (East York)”.**

*Motion:*

Councillor Pitfield moved that the Clause be amended by striking out the recommendation of the Works Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) the City not protect lands within the former Alcatel Wire site for an extension of Brentcliffe Road, south of Wicksteed Avenue, for a future connection with Redway Road; and
- (2) the Commissioner of Works and Emergency Services be directed to deploy the necessary staff resources to conclude, at the earliest possible date and in the fullest consultation with the Leaside community and other affected communities, a traffic study focussed on the especially high peak period traffic volumes in the South Leaside area, and submit a report to the Works Committee, through the appropriate Community Council, early in the new term of Council, outlining recommendations to reduce the high peak period traffic volumes early in the year 2001.”

*Votes:*

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

**11.127 Clause No. 13 of Report No. 19 of The Administration Committee, headed “Master Accommodation Plan – Surplus Toronto District School Board Administration Facilities (Various Wards)”.**

*Motions:*

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

“It is further recommended that City Council encourage the Toronto District School Board to use at least the proceeds from the sale of its administrative facilities to the City of Toronto or its agencies, boards and commissions for the purposes of replacing the recently renovated playground equipment.”

- (b) Councillor Cho moved that motion (a) by Councillor Chow be amended by adding thereto the words “and reducing the hefty increases in permit fees charged to community and recreation groups”.

*Votes:*

Motion (b) by Councillor Cho carried.

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

The Clause, as amended, carried.

In summary, Council amended the Clause by adding thereto the following:

“It is further recommended that City Council encourage the Toronto District School Board to use at least the proceeds from the sale of its administrative facilities to the City of Toronto or its agencies, boards and commissions for the purposes of:

- (1) replacing the recently renovated playground equipment; and
- (2) reducing the hefty increases in permit fees charged to community and recreation groups.”

**11.128 Clause No. 4 of Report No. 19 of The Administration Committee, headed “Conditions of Employment - Council Staff Members”.**

*Motion:*

Councillor Giansante moved that the Clause be amended to provide that Recommendation No. (3) embodied in the confidential report dated August 28, 2000, from the Executive Director of Human Resources, not be adopted, but that Administrative Assistants be permitted to advance through the new salary range only by the previously approved economic increases and approved performance review increases.



*Votes:*

Adoption of motion by Councillor Giansante:

Yes - 8	
Councillors:	Giansante, Holyday, Kinahan, Lindsay Luby, Mammoliti, Nunziata, Ootes, Pitfield
No - 37	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Chow, Davis, Disero, Duguid, Feldman, Jakobek, Jones, King, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, O'Brien, Palacio, Pantalone, Prue, Rae, Saundercook, Silva, Sinclair, Tzekas, Valenti, Walker

Lost by a majority of 29.

The Clause was adopted, without amendment.

**11.129 Clause No. 18 of Report No. 9 of The Economic Development and Parks Committee, headed "Feasibility of the City of Toronto Co-sponsoring a Festival Celebrating Electronic Music (All Wards)".**

*Motion:*

Councillor Chow moved that the Clause be amended by striking out the recommendation of the Economic Development and Parks Committee and inserting in lieu thereof the following:

"It is recommended that the report dated August 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, as embodied in the Clause, be adopted."

*Votes:*

Adoption of motion by Councillor Chow:

Yes - 36	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chow, Duguid, Filion, Giansante, Holyday, Jones, Kelly, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Silva, Sinclair, Tzekas, Valenti, Walker
No - 7	
Councillors:	Berger, Disero, Kinahan, Mammoliti, Minnan-Wong, Pitfield, Shaw

Carried by a majority of 29.

The Clause, as amended, carried.

**11.130 Clause No. 57 of Report No. 12 of The Policy and Finance Committee, headed “Application by Rogers Communications Inc. and Shaw Communications Inc. to Exchange Subscribers”.**

*Motion:*

Councillor Adams moved that the Clause be received.

*Vote:*

The motion by Councillor Adams carried.

*Motion to Re-Open:*

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

*Motion:*

Councillor Adams moved that the Clause be struck out and referred to the City Solicitor for further consideration and report thereon to the Telecommunications Steering Committee on the option of

addressing this concern through the Municipal Access Agreement renewal process or through the Rogers Cable broadcasting licence renewal process.

*Vote:*

The motion by Councillor Adams carried.

**11.131 Clause No. 1 of Report No. 17 of The Works Committee, headed “3Rs Implementation Plan for the City of Toronto”.**

*Motions:*

- (a) Councillor Minnan-Wong moved that the Clause be amended by deleting Recommendation No. (1)(ii) embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, and inserting in lieu thereof the following new recommendation:

“(1)(ii) introducing year-round once per week curbside collection of recyclable materials and weekly summer time collection of yard waste, to begin in 2001, and that a detailed implementation plan be presented to the next regular meeting of City Council;”.

- (b) Councillor King moved that:

(1) the joint communication dated September 30, 2000, from Councillors John Adams, Ila Bossons, Elizabeth Brown, Olivia Chow, John Filion, Jack Layton, Anne Johnston, Irene Jones, Pam McConnell, Joe Mihevc, David Miller, Howard Moscoe, Frances Nunziata, Joe Pantalone, Michael Prue, Kyle Rae, Mike Tzekas, and Michael Walker, entitled “A Workable Alternative Waste Management Strategy to the Adams Mine Disposal Option”, be amended by:

- (i) amending the last line in the section headed “The Collection Systems”, under the subheading “For Single Family Homes”, so that such line shall now read as follows:

“- Household Hazardous Waste Collection (Red Box) or Special Waste Depots for toxics, batteries, solvents, etc.”; and

- (ii) amending the last line in the section headed “The Collection Systems”, under the subheading “For Multi-Residential Buildings”, so that such line shall now read as follows:

“- Dry Collection for all other waste or mixed waste processing.”; and

- (2) 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 the benefits and possible implementation of a user fee for garbage collection, as well as a bag limit for garbage.”

- (c) Councillor Mammoliti moved that City Council recommend to the new Council, that in its first year, a policy be adopted to achieve a phased-in 100 percent diversion plan for the City of Toronto, and that this target be achieved by the year 2010.
- (d) Councillor Bossons moved that the joint communication dated September 30, 2000, from Councillors John Adams, Ila Bossons, Elizabeth Brown, Olivia Chow, John Filion, Jack Layton, Anne Johnston, Irene Jones, Pam McConnell, Joe Mihevc, David Miller, Howard Moscoe, Frances Nunziata, Joe Pantalone, Michael Prue, Kyle Rae, Mike Tzekas, and Michael Walker, entitled “A Workable Alternative Waste Management Strategy to the Adams Mine Disposal Option”, be amended to provide that the subsection headed “Wet Collection”, shall now read as follows:

“Wet Collection:

Processed through one of the anaerobic digestors with sorting for recyclables and fibre. Grade B compost likely to result.”

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

“It is further recommended that:

- (1) the Commissioner of Economic Development, Culture and Tourism, in conjunction with the Commissioner of Works and Emergency Services, develop and implement a recycling program which includes a pilot reverse vending component for implementation at selected Parks and Recreation facilities, and that a status report on the program components, partnership funding and diversion achievements be submitted to the Economic Development and Parks Committee in the new year; and
- (2) the Commissioner of Works and Emergency Services:
- (i) be authorized not to place any maximum tonnage on diversion in contract negotiations; and

- (ii) be requested to expedite the New and Emerging Technologies Request for Proposals.”
- (f) Councillor Miller moved that:
  - (1) Part (1) of motion (e) by Councillor Saundercook be amended by adding to the end thereof, the words “and in the interim, staff install blue recycling containers in sufficient numbers in all City parks, particularly in the vicinity of vending services and picnic areas”, so that Part (1) of such motion shall now read as follows:
    - “(1) the Commissioner of Economic Development, Culture and Tourism, in conjunction with the Commissioner of Works and Emergency Services, develop and implement a recycling program which includes a pilot reverse vending component for implementation at selected Parks and Recreation facilities, and that a status report on the program components, partnership funding and diversion achievements be submitted to the Economic Development and Parks Committee in the new year, and in the interim, staff install blue recycling containers in sufficient numbers in all City parks, particularly in the vicinity of vending services and picnic areas.”; and
  - (2) the Clause be amended by adding thereto the following:
    - “It is further recommended that:
      - (i) the Commissioner of Economic Development, Culture and Tourism, in conjunction with the Commissioner of Works and Emergency Services, be requested to submit a joint report to the Works Committee during the new term of Council, on a permanent proposal for recycling in City parks, including a Request for Proposals; and
      - (ii) the Commissioner of Works and Emergency Services be requested to:
        - (a) undertake an additional pilot project or projects to arrange for recycling or wet/dry separation to alternate with garbage disposal on a daily basis in targeted apartment buildings, with details of the program to be determined by the Commissioner; and
        - (b) meet with the following Business Improvement Areas to discuss ways by which the City of Toronto could assist in restoring the cleanliness of their Areas, including discussion of the composting pilot project or other possible alternatives:

- Bloor by the Park BIA;
- Bloor West Village BIA;
- Junction Gardens BIA;
- Parkdale Village BIA;
- Roncesvalles Village BIA; and
- any other individual Business Improvement Area that so requests.”

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

“It is further recommended that all City-owned agencies, boards and commissions be requested to institute recycling and diversion plans consistent with the diversion plans approved by City Council, and further, that staff from the City’s Works and Emergency Services Department work with the School Boards to initiate recycling and diversion plans consistent with the goals of Council.”

(h) Councillor Palacio, seconded by Mayor Lastman, moved that the Clause be amended by adding thereto the following:

“It is further recommended that the City of Toronto adopt a second target of 75 percent waste diversion from disposal by the year 2010, and that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee in February 2001, on the system options and costs associated with reaching the 75 percent diversion target.”

(i) Councillor Layton moved that the Clause be amended by:

(1) adding thereto the following:

“It is further recommended that:

- (a) the joint communication dated September 30, 2000, from Councillors John Adams, Ila Bossons, Elizabeth Brown, Olivia Chow, John Fillion, Jack Layton, Anne Johnston, Irene Jones, Pam McConnell, Joe Mihevc, David Miller, Howard Moscoe, Frances Nunziata, Joe Pantalone, Michael Prue, Kyle Rae, Mike Tzekas, and Michael Walker, entitled ‘A Workable Alternative Waste Management Strategy to the Adams Mine Disposal Option’, be endorsed in principle, and that the Commissioner of Works and Emergency Services be requested to submit a report to the first meeting of the Works Committee to be held in 2001, with a proposal on

implementation plans for the Waste Management Strategy;

- (b) the City of Toronto adopt a diversion target of 70 percent by 2006 or sooner (a target that the Cities of Edmonton and Halifax will meet by 2002);
  - (c) the City's 3Rs Implementation Plan be amended to include a strategy to remove and process all organics so that no unstabilized organics will go to landfill by 2006 or sooner, and that the Commissioner of Works and Emergency Services be requested to submit a report thereon to the Works Committee by January 2001;
  - (d) the Commissioner of Works and Emergency Services, in conjunction with Enwave District Energy Limited and Toronto Hydro, be requested to submit a report to the first regular meeting of the Works Committee to be held in 2001, on any early findings regarding an anaerobic digester facility which would process municipal waste to generate biogas for energy needs;
  - (e) the Commissioner of Works and Emergency Services be requested to submit a report to the first regular meeting of the Works Committee to be held in 2001, on any changes to the cost estimates for waste management systems outlined in Attachment 2 to this Clause, for achieving the diversion targets as approved by Council, in light of new cost information in any report from Enwave District Energy Limited, Toronto Hydro and/or the Works Department regarding an anaerobic digester facility; and
  - (f) recycling containers be placed in all City of Toronto parks in time for the 2001 summer season.”; and
- (2) deleting Recommendation No. (1)(ii) embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, and inserting in lieu thereof the following new recommendation:
- “(1)(ii) developing a detailed plan for a city-wide wet/dry system and for the potential implementation of year-round once per week curbside collection of recyclable materials and weekly summer time collection of yard waste, including projected increases in the volumes of recovered materials, and submit a report to the Works Committee as part of the 2001 Operating Budget request on the cost and required phase-in cash flow to support such enhanced programs;”;
- (3) amending Recommendation (A)(a) of the Works Committee to provide that Recommendation No. (1)(iii) embodied in the report dated September 1, 2000,

from the Commissioner of Works and Emergency Services, be amended to read as follows:

“(1)(iii) retrofitting two rental apartments in the downtown core with automated chute systems for garbage, fibre, containers and organics to determine the impact on recycling levels, at a cost of \$80,000.00, and that full funding of \$80,000.00 be provided from the Corporate Contingency Account; the Waste Diversion Office be asked to participate in the funding;”;

- (4) deleting from Recommendation No. (1)(v), embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, the words “50 percent diversion target”, and inserting in lieu thereof the words “70 percent diversion target”, so that such recommendation shall now read as follows:

“(1)(v) continuing to seek opportunities to ensure that the City, through its own facilities and those of its agencies, is optimizing its waste diversion activity, and co-ordinating a corporate report as part of the 2001 Operating Budget process on the benefits of achieving the 70 percent diversion target, and on any financial implications; and”;

- (5) deleting from Recommendation No. (3)(i), embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, the year “2002”, and inserting in lieu thereof the year “2001”, so that such recommendation shall now read as follows:

“(3)(i) completing the first phase of the Dufferin Mixed Waste Recycling and Organics Processing Facility for up to 25,000 tonnes of annual input capacity as soon as possible under the capital funding already approved, assessing its operation, developing recommendations of expansion of the facility up to 165,000 tonnes of input capacity and reporting to the Works Committee as part of the 2001 Capital Budget process thereon;”;

- (6) deleting from Recommendation No. (3)(ii), embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, the date “July 2001” and inserting in lieu thereof the date “January 2001”, so that such recommendation shall now read as follows:

“(3)(ii) conducting a study, in co-operation with Enwave District Energy Limited, on the feasibility of siting an anaerobic digestion facility on City-owned property which would process municipal waste to generate biogas for the district energy needs of the downtown core, and report back to the Works



Committee in January 2001, on the findings of the feasibility study and with recommendations on how to proceed further, subject to approval of funding for the study by the Federation of Canadian Municipalities' 'Green Municipal Enabling Fund';”.

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

“It is further recommended that:

- (1) should Recommendation No. (1)(iii) embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services be implemented City-wide, consideration be given to retrofitting multi-family units located in the Scarborough area, and further, if a landlord opts into the City program, he/she be prohibited from passing the costs on to tenants; and
- (2) in the event that Part (1) of motion (j) does not carry, consideration be given to retrofitting multi-family units located in the Scarborough-Wexford ward.”

- (k) Councillor Davis moved that the Clause be amended by:

- (1) adding to Recommendation No. (1)(iii), embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, the words “and further, such retrofitting be subject to the condition that the landlord not use the capital improvements grants in any above-guideline rent increase applications”, so that such recommendation shall now read as follows:

“(1)(iii) retrofitting two rental apartments in the downtown core with automated chute systems for garbage, fibre and containers to determine the impact on recycling levels at a cost of \$40,000.00, subject to matching funding from the Waste Diversion Organization and subject to approval of funding in the 2001 Operating Budget; and further, such retrofitting be subject to the condition that the landlord not use the capital improvements grants in any above-guideline rent increase applications;”; and

- (2) adding thereto the following:

“It is further recommended that:

- (i) the Province of Ontario be requested to enact legislation requiring all consumer goods packaging sold in Ontario to be returnable, recyclable or compostable; and further, that all beverage containers be subject to a provincial deposit/return system; and

- (ii) the Chief Financial Officer and Treasurer and the Commissioner of Works and Emergency Services be requested to submit a joint report to the appropriate Committee, on ways in which packaging and product stewardship can be incorporated into tenders which are awarded by the City of Toronto.”

(l) Councillor Chow moved that:

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

“It is further recommended that:

- (i) the Commissioner of Works and Emergency Service be given permission to provide special purpose packers to conduct pilot projects at locations such as Danforth Avenue and Gerrard Street East, to pick up recyclable and waste materials at the same time, six days per week, with \$200,000.00 to be provided from the Corporate Contingency Account for this purpose; and further, that the Commissioner be requested to:
  - (a) report to the Works Committee, if necessary, on any by-laws which are affected or required as a result of undertaking these pilot projects; and
  - (b) conduct an evaluation of these pilot projects, and report thereon to the Works Committee no later than September 2001; and
- (ii) the City of Toronto urge the Province of Ontario to:
  - (a) ban organic waste from landfills in Ontario;
  - (b) implement a deposit return system; and
  - (c) develop a system of extended producer responsibility which would require producers to take responsibility for waste they generate, as in Europe.”; and

- (2) Part (1) of motion (i) by Councillor Layton be amended by:

- (i) adding to Part (e) thereof, the words “and that these cost estimates also be submitted as part of the 2001 Capital and Operating Budget processes”,

so that Part (e) of such motion shall now read as follows:

“(1)(e) the Commissioner of Works and Emergency Services be requested to submit a report to the first regular meeting of the Works Committee to be held in 2001, on any changes to the cost estimates for waste management systems outlined in Attachment 2 to this Clause, for achieving the diversion targets as approved by Council, in light of new cost information in any report from Enwave District Energy Limited, Toronto Hydro and/or the Works Department regarding an anaerobic digester facility, and that these cost estimates also be submitted as part of the 2001 Capital and Operating Budget processes; and”;

- (ii) adding to Part (f) thereof, the words “and further, that composters be provided at no charge to all schools (public, French, Catholic and private) and all licensed child care centres, by spring 2001”, so that Part (f) of such motion shall now read as follows:

“(1)(f) recycling containers be placed in all City of Toronto parks in time for the 2001 summer season, and further, that composters be provided at no charge to all schools (public, French, Catholic and private) and all licensed child care centres, by spring 2001.”.

- (m) Councillor Adams moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) the waste diversion target approved by City Council include waste diversion for all waste generated by all City facilities and operations, as well as those of its agencies, boards, commissions and special purpose bodies, including Toronto Hydro and Enwave District Energy Limited;
- (2) the City of Toronto adopt a first-stage target of 25 percent waste diversion by March 31, 2001, for all waste generated by all City facilities and operations, as well as those of its agencies, boards, commissions and special purpose bodies, including Toronto Hydro and Enwave District Energy Limited;
- (3) the Chief Administrative Officer be requested to submit a report to Council, through the Works Committee, on an annual basis by March of each year, on the progress made towards the waste diversion targets, including a report from each agency, board, commission and special purpose body, including Toronto Hydro and

Enwave District Energy Limited;

- (4) the Commissioner of Corporate Services be directed to implement forthwith, recycling receptacles for newspaper, office paper and beverage containers, with or adjacent to all garbage receptacles at all City facilities and operations so that recycling is as convenient as garbage disposal for City employees and members of the public; and
  - (5) the Commissioner of Corporate Services and the Commissioner of Economic Development, Culture and Tourism be requested to submit a joint report to the Works Committee in January 2001, on the percentage of waste and recycling/diversion materials generated at all City corporate facilities, including Parks and Recreation facilities, with an analysis of trends over the past five years, to the extent possible, and with recommendations for additional initiatives to increase the rates of recycling and other forms of diversion from these facilities, and further that the necessary funding requests be submitted as part of the 2001 Capital and Operating Budget processes;
  - (6) the Board of Directors and the President of the Toronto Parking Authority be requested to install and maintain recycling containers at all of its municipal parking lots;
  - (7) the Chief Planner and the Chief Building Official be requested to submit a report to the appropriate Committee(s) on how the City can use the Planning Act, the Ontario Building Code, the Municipal Act, and the City of Toronto Act, to require developers and builders in new construction, renovations or alterations of multi-residential, commercial and industrial properties to facilitate recycling and other forms of diversion;
  - (8) the Commissioner of Corporate Services be requested to install forthwith, a composter at City Hall; and
  - (9) the Chief General Manager, Toronto Transit Commission, be requested to submit a report to the Works Committee on the progress being made by the TTC with respect to its recycling program on all TTC properties, and that any necessary funding requests be included as part of the 2001 Capital and Operating Budget processes.”
- (n) Councillor Johnston moved that the Clause be amended by adding thereto the following:
- “It is further recommended that \$1.3 million be provided from the Corporate Contingency Account in order to provide composters to all schools and child care centres located in the

City of Toronto.”

- (o) Councillor Duguid 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 prepare and mail a flyer to every household in the City of Toronto, and to purchase advertising in local and daily Toronto newspapers, outlining the City’s 3Rs Plan and Waste Management Strategy, and that a maximum of \$200,000.00 be provided from the Corporate Contingency Account for this purpose.”

- (p) Councillor Disero moved that:

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

“It is further recommended that:

- (i) the Commissioner of Works and Emergency Services be requested to submit reports to the Works Committee on:
  - (a) the feasibility of the City of Toronto acquiring a three-compartment automated collection truck to collect any recyclable materials which were missed during regular pick-up, in order that such recyclables would not end up as mixed garbage;
  - (b) a by-law for mandatory recycling for existing apartment buildings; and
  - (c) the projected cost of distributing home composters to the public, at no charge, during the 2001 Environment Days; and
- (ii) the following criteria be used when negotiating with an individual proponent of a diversion technology:
  - (a) the proponent’s facility must be located within a reasonable haulage distance from the City of Toronto (maximum 805 kilometres);
  - (b) the proponent’s facility must be fully operational and have all necessary approvals in place, including a Certificate of Approval from the Ministry of the Environment;
  - (c) the proponent must be willing to allow City staff access to the facility and to share the results of any and all product quality and residue analysis performed on City of Toronto material;

- (d) any commitment with an individual proponent of a diversion technology should not exceed six months time or 1,000 tonnes of material, or any amount of material deemed appropriate by the Commissioner of Works and Emergency Services, for the purpose of testing and research, unless dictated by pilot project requirements (e.g. testing of collection methods); and
    - (e) any negotiated contract between the Commissioner of Works and Emergency Services and a proponent of a diversion technology will be subject to approval by the City Solicitor and the Commissioner of Works and Emergency Services.”; and
  - (2) motion (i) by Councillor Layton be amended by:
    - (i) amending Part (1)(c) to provide that City Council reaffirm its position respecting the strategy to remove and process organics, subject to the Province of Ontario providing some financial assistance in regard thereto; and
    - (ii) amending Part (1)(a) to provide that the joint communication be endorsed in principle, subject to a report from the Commissioner of Works and Emergency Services to the first meeting of the Works Committee to be held in 2001, with a proposal on implementation plans for the Waste Management Strategy.
- (q) Councillor Kelly 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 meet with representatives of the plastics industry in order to seek a commitment for the establishment of a market place to allow the City of Toronto to add plastic food tubs and bags to its recycling program.”
- (r) Councillor Holyday 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 reports to the Works Committee on:

  - (1) the possibility of eliminating the twice per week garbage pick-up in the summer, and having instead a once per week pick-up year round; and
  - (2) any changes in the amounts of recyclable materials collected resulting from the implementation of weekly recycling pick-up, in one year’s time.”

- (s) Councillor Walker moved that the Clause be amended by adding thereto the following:
- “It is further recommended that:
- (1) Rail Cycle North be advised that the City of Toronto is committed to the development of programs which will recycle and compost 80 percent of its municipally collected waste by the year 2009, with the reduction scheduled to coincide with the next three terms of Council, as follows:
- (i) 2001-2003 - recycle and compost 30 percent;
  - (ii) 2004-2006 - recycle and compost 60 percent; and
  - (iii) 2007-2009 - recycle and compost 80 percent,
- and the Commissioner of Works and Emergency Services be requested to submit a report to the first regular meeting of the Works Committee, and Council, in 2001 on a budget and timeframe to give effect to the recycling and composting targets adopted by Council; and
- (2) centres be located at each municipal building to provide citizens the opportunity to deposit toxic waste.”
- (t) Councillor Lindsay Luby moved that Part (2) of motion (b) by Councillor King be referred to the Commissioner of Works and Emergency Services with a request that he submit a report to the Works Committee on the feasibility of the user fee and bag limit proposals.
- (u) Councillor Chong moved that the following motions be referred to the Budget Advisory Committee for consideration during the 2001 Budget process:
- (1) Part (1)(i) of motion (l) by Councillor Chow;
  - (2) Part (2)(ii) of motion (l) by Councillor Chow; and
  - (3) motion (n) by Councillor Johnston.
- (v) Councillor Sinclair moved that motion (a) by Councillor Minnan-Wong be amended to provide that the implementation plan be submitted to first meeting of the Works Committee to be held in 2001, for subsequent submission to City Council.
- (w) Councillor Brown moved:
- (1) that Part (2)(i) of motion (e) by Councillor Saundercook be amended by deleting



the word “authorized” and inserting in lieu thereof the word “directed”, so that Part (2)(i) of such motion shall now read as follows:

“(2)(i) directed not to place any maximum tonnage on diversion in contract negotiations;”; and

- (2) seconded by Councillor Mihevc, 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 product stewardship options for the diaper industry, such report to address actions and programs which the City of Toronto can undertake, as well as advocacy possibilities for other levels of government and industry.”

- (x) Councillor Cho moved that the Clause be amended by adding thereto the following:

“It is further recommended that:

- (1) all Members of the new City Council be requested to insert in their newsletters an educational article respecting recycling programs and/or environmental issues in order to increase public awareness of this important issue;
- (2) the following recommendations be forwarded to the Budget Advisory Committee for consideration as part of the 2001 Operating Budget process with a request that the necessary funds be approved to implement the actions outlined therein:

‘It is recommended that:

- (i) City Council authorize the Commissioner of Works and Emergency Services to provide free composters to those families who cannot afford to purchase one; and
- (ii) the Commissioner of Works and Emergency Services be authorized to hire six summer students in 2001 (one student for each Community Council area), such students to be actively involved in facilitating the recycling program by recruiting additional student volunteers to deliver free composters and other related materials, as required.’; and
- (3) the Province of Ontario be requested to enact legislation requiring:

- (i) that all schools include in their curricula, recycling program education to reinforce existing environmental education programs; and
- (ii) that all students in Grades 5 to 12 be requested to participate in community work by assisting in the clean-up of the neighbourhoods around their schools.”
- (y) Councillor Shiner moved that all motions placed which have financial implications, as determined by the Commissioner of Works and Emergency Services, with the exception of Part (1)(ii) of motion (l) by Councillor Chow, motion (o) by Councillor Duguid, and motion (a) by Councillor Minnan-Wong, be referred to the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, with a request that they submit a joint report thereon to the first meeting of the Works Committee to be held in 2001, and for consideration as part of the 2001 Capital and Operating Budget processes.
- (z) Councillor Flint moved that Part (2) of motion (s) by Councillor Walker be amended to include fire stations as suitable locations to develop deposit facilities for hazardous/toxic waste.

*Votes:*

Adoption of motion (y) by Councillor Shiner:

Yes - 13	
Councillors:	Chong, Feldman, Gardner, Giansante, Kelly, Li Preti, Lindsay Luby, Minnan-Wong, Ootes, Palacio, Shiner, Sinclair, Valenti
No - 32	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Filion, Flint, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Tzekas, Walker

Lost by a majority of 19.

Motion (v) by Councillor Sinclair carried.

Adoption of motion (a) by Councillor Minnan-Wong, as amended:

Yes - 45
Mayor: Lastman
Councillors: Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 0

Carried, without dissent.

Adoption of that portion of Part (2) of motion (i) by Councillor Layton pertaining to requesting the Commissioner of Works and Emergency Services to report to the Works Committee, as part of the 2001 Operating Budget process, on the development of a detailed plan for a City-wide wet/dry system, including the cost and required phase-in cash flow to support such system:

Yes - 43
Mayor: Lastman
Councillors: Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 2
Councillors: Chong, Gardner

Carried by a majority of 41.

Adoption of Part (3) of motion (i) by Councillor Layton:

Yes - 33	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Bussin, Cho, Chong, Chow, Disero, Filion, Gardner, Jakobek, Johnston, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Silva, Sinclair, Tzekas, Walker
No - 12	
Councillors:	Brown, Davis, Duguid, Feldman, Flint, Giansante, Holyday, Jones, Li Preti, Pitfield, Shiner, Valenti

Carried by a majority of 21.

Part (1) of motion (k) by Councillor Davis, moved by Councillor Saundercook in the absence of Councillor Davis, carried.

*Permission to Withdraw Motion:*

Councillor Tzekas, with the permission of Council, withdrew his motion (j).

*Votes:*

Adoption of motion (c) by Councillor Mammoliti, moved by Councillor Davis in the absence of Councillor Mammoliti:

Yes - 26	
Councillors:	Adams, Augimeri, Chow, Davis, Disero, Flint, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Nunziata, Palacio, Pantalone, Pitfield, Rae, Saundercook, Silva, Tzekas, Walker
No - 18	
Mayor:	Lastman
Councillors:	Berardinetti, Brown, Bussin, Cho, Chong, Duguid, Feldman, Filion, Gardner, Kelly, Miller, Minnan-Wong, Ootes, Prue, Shiner, Sinclair, Valenti

Carried by a majority of 8.



Adoption of Part (1) of motion (s) by Councillor Walker:

Yes - 43	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chow, Davis, Disero, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Walker
No - 3	
Councillors:	Chong, Duguid, Valenti

Carried by a majority of 40.

*Ruling by Deputy Mayor:*

Having regard to the foregoing decision of Council, Deputy Mayor Ootes declared Part (1)(b) of motion (i) by Councillor Layton and motion (h) by Councillor Palacio, seconded by Mayor Lastman, redundant.

*Votes:*

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

Yes - 30	
Mayor:	Lastman
Councillors:	Berardinetti, Berger, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Li Preti, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Shiner, Silva, Sinclair, Tzekas, Valenti
No - 15	
Councillors:	Adams, Augimeri, Chow, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Prue, Rae, Saundercook, Walker

Carried by a majority of 15.

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

Yes - 29	
Mayor:	Lastman
Councillors:	Berardinetti, Berger, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Li Preti, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Palacio, Pitfield, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti
No - 16	
Councillors:	Adams, Augimeri, Bussin, Cho, Chow, Jones, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Walker

Carried by a majority of 13.

Part (2)(i) of motion (l) by Councillor Chow carried.

Part (2)(i) of motion (p) by Councillor Disero carried.

Part (1)(c) of motion (i) by Councillor Layton, as amended, carried.

Parts (1)(d), (1)(e), as amended, and (1)(f) of motion (i) by Councillor Layton carried.

Adoption of Part (4) of motion (i) by Councillor Layton, as amended:

Yes - 39	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Tzekas, Valenti, Walker
No - 5	
Councillors:	Chong, Holyday, Li Preti, Ootes, Sinclair

Carried by a majority of 34.

Part (1) of motion (w) by Councillor Brown carried.

Part (2)(i) of motion (e) by Councillor Saundercook, as amended, carried.

Adoption of Part (5) of motion (i) by Councillor Layton:

Yes - 43	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Nunziata, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

Part (6) of motion (i) by Councillor Layton carried.

Motion (m) by Councillor Adams carried.

Adoption of motion (t) by Councillor Lindsay Luby:

Yes - 35	
Mayor:	Lastman
Councillors:	Adams, Berardinetti, Berger, Brown, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 9	
Councillors:	Augimeri, Bussin, Chow, Giansante, Li Preti, Mihevc, Prue, Rae, Saundercook

Carried by a majority of 26.

*Permission to Withdraw Motion:*

Motion (d) by Councillor Bossons, moved by Councillor Walker in the absence of Councillor Bossons, was withdrawn by Councillor Walker, with the permission of Council.





*Votes:*

Part (1) of motion (b) by Councillor King, moved by Councillor Lindsay Luby in the absence of Councillor King, carried.

Part (2)(ii) of motion (p) by Councillor Disero carried.

Adoption of Part (1)(a) of motion (i) by Councillor Layton, as amended:

Yes - 40	
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Tzekas, Valenti, Walker
No - 4	
Mayor:	Lastman
Councillors:	Bussin, Holyday, Sinclair

Carried by a majority of 36.

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

Part (1) of motion (e) by Councillor Saundercook, as amended, carried.

Part (2)(ii) of motion (e) by Councillor Saundercook carried.

Part (2)(i) of motion (f) by Councillor Miller carried.

Part (2)(ii)(a) of motion (f) by Councillor Miller carried.

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

Motion (g) by Councillor Mihevc carried.

Adoption of Part (2)(i) of motion (k) by Councillor Davis:

Yes - 44
Mayor: Lastman
Councillors: Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 0

Carried, without dissent.

*Ruling by Deputy Mayor:*

Having regard to the foregoing decision of Council, Deputy Mayor Ootes declared Part (1)(ii)(b) of motion (l) by Councillor Chow redundant.

*Vote:*

Part (2)(ii) of motion (k) by Councillor Davis carried.

*Permission to Withdraw Motion:*

Councillor Chong, with the permission of Council, withdrew Part (1) of his motion (u).

*Votes:*

Part (1)(i) of motion (l) by Councillor Chow carried.

Part (1)(ii)(a) and Part (1)(ii)(c) of motion (l) by Councillor Chow carried.

Adoption of motion (o) by Councillor Duguid:

Yes - 28	
Councillors:	Berardinetti, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Nunziata, Palacio, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Walker
No - 14	
Councillors:	Adams, Augimeri, Berger, Brown, Holyday, Jones, Kelly, Li Preti, Minnan-Wong, Ootes, Pantalone, Pitfield, Prue, Valenti

Carried by a majority of 14.

Motion (q) by Councillor Kelly carried.

*Proposal by Councillor Disero:*

Councillor Disero, with the permission of Council, proposed that Part (2) of motion (s) by Councillor Walker and motion (z) by Councillor Flint, be referred to the Commissioner of Works and Emergency Services with a request that he submit a report thereon to the first meeting of the Works Committee to be held in 2001, such report to include suitable locations for the disposal of toxic waste and the cost to establish such locations.

Council concurred in the proposal by Councillor Disero.

*Votes:*

Part (1)(i)(a) of motion (p) by Councillor Disero carried.

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

Part (1)(i)(c) of motion (p) by Councillor Disero carried.

Part (1)(ii) of motion (p) by Councillor Disero carried.

Adoption of Part (1) of motion (r) by Councillor Holyday:

Yes - 30
Councillors: Adams, Berardinetti, Brown, Bussin, Cho, Chong, Duguid, Feldman, Flint, Giansante, Holyday, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Miller, Minnan-Wong, Ootes, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Valenti, Walker
No - 13
Councillors: Augimeri, Berger, Chow, Davis, Disero, Jakobek, Kelly, Li Preti, Mihevc, Nunziata, Palacio, Pantalone, Silva

Carried by a majority of 17.

Part (2) of motion (r) by Councillor Holyday carried.

Part (2) of motion (w) moved by Councillor Brown, seconded by Councillor Mihevc, carried.

*Proposal by Councillor Shiner:*

Councillor Shiner, with the permission of Council, proposed that Part (2) of motion (x) by Councillor Cho, be referred to the Works Committee, for report thereon to the Budget Advisory Committee.

Council concurred in the proposal by Councillor Shiner.

*Votes:*

Part (1) of motion (x) by Councillor Cho carried.

Part (3) of motion (x) by Councillor Cho carried.

Adoption of Clause, as amended:

Yes - 42
Councillors: Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Tzekas, Valenti, Walker
No - 0

Carried, without dissent.

In summary, Council amended the Clause by:

- (1) amending Recommendation (A)(a) of the Works Committee to provide that Recommendation No. (1)(iii) embodied in the report dated September 1, 2000, from the Commissioner of Works and Emergency Services, be amended to read as follows:

“(1)(iii) retrofitting two rental apartments in the downtown core with automated chute systems for garbage, fibre, containers and organics to determine the impact on recycling levels, at a cost of \$80,000.00, and that full funding of \$80,000.00 be provided from the Corporate Contingency Account; the Waste Diversion Office be asked to participate in the funding; and further, such retrofitting be subject to the condition that the landlord not use the capital improvements grants in any above-guideline rent increase applications;”;

- (2) amending the report dated September 1, 2000, from the Commissioner of Works and Emergency Services by:

- (a) deleting Recommendation No. (1)(ii) and inserting in lieu thereof the following new recommendation:

“(1)(ii) introducing year-round once per week curbside collection of recyclable materials and weekly summer time collection of yard waste, to begin in 2001, and that a detailed implementation plan be presented to the first meeting of the Works Committee to be held in 2001, for subsequent submission to City Council;”;

- (b) deleting from Recommendation No. (1)(v), the words “50 percent diversion target”, and inserting in lieu thereof the words “the new diversion targets adopted by City Council”, so that such recommendation shall now read as follows:

“(1)(v) continuing to seek opportunities to ensure that the City, through its own facilities and those of its agencies, is optimizing its waste diversion activity, and co-ordinating a corporate report as part of the 2001 Operating Budget process on the benefits of achieving the new diversion targets adopted by City Council, and on any financial implications; and”;

- (c) deleting from Recommendation No. (3)(i), the year “2002”, and inserting in lieu thereof the year “2001”, so that such recommendation shall now read as follows:

“(3)(i) completing the first phase of the Dufferin Mixed Waste Recycling and

Organics Processing Facility for up to 25,000 tonnes of annual input capacity as soon as possible under the capital funding already approved, assessing its operation, developing recommendations of expansion of the facility up to 165,000 tonnes of input capacity and reporting to the Works Committee as part of the 2001 Capital Budget process thereon;” ; and

- (d) deleting from Recommendation No. (3)(ii), the date “July 2001” and inserting in lieu thereof the date “January 2001”, so that such recommendation shall now read as follows:

“(3)(ii) conducting a study, in co-operation with Enwave District Energy Limited, on the feasibility of siting an anaerobic digestion facility on City-owned property which would process municipal waste to generate biogas for the district energy needs of the downtown core, and report back to the Works Committee in January 2001, on the findings of the feasibility study and with recommendations on how to proceed further, subject to approval of funding for the study by the Federation of Canadian Municipalities’ ‘Green Municipal Enabling Fund’;”; and

- (3) adding thereto the following:

“It is further recommended that:

- (a) the Province of Ontario be requested to:

- (1) ban organic waste from landfills in Ontario;
- (2) develop a system of extended producer responsibility which would require producers to take responsibility for waste they generate, as in Europe; and
- (3) enact legislation requiring:
  - (i) all consumer goods packaging sold in Ontario to be returnable, recyclable or compostable; and further, that all beverage containers be subject to a provincial deposit/return system;
  - (ii) that all schools include in their curricula, recycling program education to reinforce existing environmental education programs; and
  - (iii) that all students in Grades 5 to 12 be requested to participate in community work by assisting in the clean-up of the neighbourhoods

around their schools;

- (b) City Council recommend to the new Council, that in its first year, a policy be adopted to achieve a phased-in 100 percent diversion plan for the City of Toronto, and that this target be achieved by the year 2010;
- (c) Rail Cycle North be advised that the City of Toronto is committed to the development of programs which will recycle and compost 80 percent of its municipally collected waste by the year 2009, with the reduction scheduled to coincide with the next three terms of Council, as follows:
  - (1) 2001-2003 - recycle and compost 30 percent;
  - (2) 2004-2006 - recycle and compost 60 percent; and
  - (3) 2007-2009 - recycle and compost 80 percent,

and the Commissioner of Works and Emergency Services be requested to submit a report to the first regular meeting of the Works Committee, and Council, in 2001 on a budget and timeframe to give effect to the recycling and composting targets adopted by Council;

- (d)
  - (i) the waste diversion target approved by City Council include waste diversion for all waste generated by all City facilities and operations, as well as those of its agencies, boards, commissions and special purpose bodies, including Toronto Hydro and Enwave District Energy Limited;
  - (ii) the City of Toronto adopt a first-stage target of 25 percent waste diversion by March 31, 2001, for all waste generated by all City facilities and operations, as well as those of its agencies, boards, commissions and special purpose bodies, including Toronto Hydro and Enwave District Energy Limited; and
  - (iii) the Chief Administrative Officer be requested to submit a report to Council, through the Works Committee, on an annual basis by March of each year, on the progress made towards the waste diversion targets, including a report from each agency, board, commission and special purpose body, including Toronto Hydro and Enwave District Energy Limited;



- (e) all City-owned agencies, boards and commissions be requested to institute recycling and diversion plans consistent with the diversion plans approved by City Council, and further, that staff from the City's Works and Emergency Services Department work with the School Boards to initiate recycling and diversion plans consistent with the goals of Council;
- (f) the Board of Directors and the President of the Toronto Parking Authority be requested to install and maintain recycling containers at all of its municipal parking lots;
- (g) recycling containers be placed in all City of Toronto parks in time for the 2001 summer season;
- (h) the Commissioner of Economic Development, Culture and Tourism, in conjunction with the Commissioner of Works and Emergency Services:
  - (1) develop and implement a recycling program which includes a pilot reverse vending component for implementation at selected Parks and Recreation facilities, and that a status report on the program components, partnership funding and diversion achievements be submitted to the Economic Development and Parks Committee in the new year, and in the interim, staff install blue recycling containers in sufficient numbers in all City parks, particularly in the vicinity of vending services and picnic areas; and
  - (2) submit a joint report to the Works Committee during the new term of Council, on a permanent proposal for recycling in City parks, including a Request for Proposals;
- (i) the Commissioner of Corporate Services be directed to implement forthwith, recycling receptacles for newspaper, office paper and beverage containers, with or adjacent to all garbage receptacles at all City facilities and operations so that recycling is as convenient as garbage disposal for City employees and members of the public; and
- (j) the Commissioner of Corporate Services be requested to install forthwith, a composter at City Hall;
- (k) the Commissioner of Corporate Services and the Commissioner of Economic Development, Culture and Tourism be requested to submit a joint report to the Works Committee in January 2001, on the percentage of waste and recycling/diversion materials generated at all City corporate facilities, including Parks and Recreation facilities, with an analysis of trends over the past five years, to the

extent possible, and with recommendations for additional initiatives to increase the rates of recycling and other forms of diversion from these facilities, and further that the necessary funding requests be submitted as part of the 2001 Capital and Operating Budget processes;

- (l) all Members of the new City Council be requested to insert in their newsletters an educational article respecting recycling programs and/or environmental issues in order to increase public awareness of this important issue;
- (m) City Council reaffirm its position respecting the strategy to remove and process organics, subject to the Province of Ontario providing some financial assistance in regard thereto; and that the Commissioner of Works and Emergency Services be requested to submit a report further thereon to the Works Committee for its first meeting in 2001;
- (n) the following criteria be used when negotiating with an individual proponent of a diversion technology:
  - (i) the proponent's facility must be located within a reasonable haulage distance from the City of Toronto (maximum 805 kilometres);
  - (ii) the proponent's facility must be fully operational and have all necessary approvals in place, including a Certificate of Approval from the Ministry of the Environment;
  - (iii) the proponent must be willing to allow City staff access to the facility and to share the results of any and all product quality and residue analysis performed on City of Toronto material;
  - (iv) any commitment with an individual proponent of a diversion technology should not exceed six months time or 1,000 tonnes of material, or any amount of material deemed appropriate by the Commissioner of Works and Emergency Services, for the purpose of testing and research, unless dictated by pilot project requirements (e.g. testing of collection methods); and
  - (v) any negotiated contract between the Commissioner of Works and Emergency Services and a proponent of a diversion technology will be subject to approval by the City Solicitor and the Commissioner of Works and Emergency Services;
- (o) the Commissioner of Works and Emergency Services:

- (1) be directed not to place any maximum tonnage on diversion in contract negotiations;
- (2) be requested to expedite the New and Emerging Technologies Request for Proposals;
- (3) be requested to undertake an additional pilot project or projects to arrange for recycling or wet/dry separation to alternate with garbage disposal on a daily basis in targeted apartment buildings, with details of the program to be determined by the Commissioner;
- (4) be given permission to provide special purpose packers to conduct pilot projects at locations such as Danforth Avenue and Gerrard Street East, to pick up recyclable and waste materials at the same time, six days per week, with \$200,000.00 to be provided from the Corporate Contingency Account for this purpose; and further, that the Commissioner be requested to:
  - (i) report to the Works Committee, if necessary, on any by-laws which are affected or required as a result of undertaking these pilot projects; and
  - (ii) conduct an evaluation of these pilot projects, and report thereon to the Works Committee no later than September 2001;
- (5) be requested to report to the Works Committee as part of the 2001 Operating Budget process on the development of a detailed plan for a City-wide wet/dry system, including the cost and required phase-in cash flow to support such system;
- (6) be requested to prepare and mail a flyer to every household in the City of Toronto, and to purchase advertising in local and daily Toronto newspapers, outlining the City's 3Rs Plan and Waste Management Strategy, and that a maximum of \$200,000.00 be provided from the Corporate Contingency Account for this purpose;
- (7) be requested to meet with representatives of the plastics industry in order to seek a commitment for the establishment of a market place to allow the City of Toronto to add plastic food tubs and bags to its recycling program;
- (8) be requested to meet with the following Business Improvement Areas to

discuss ways by which the City of Toronto could assist in restoring the cleanliness of their Areas, including discussion of the composting pilot project or other possible alternatives:

- Bloor by the Park BIA;
- Bloor West Village BIA;
- Junction Gardens BIA;
- Parkdale Village BIA;
- Roncesvalles Village BIA; and
- any other individual Business Improvement Area that so requests;

(9) be requested to submit reports to the first regular meeting of the Works Committee to be held in 2001:

- (i) in conjunction with Enwave District Energy Limited and Toronto Hydro, on any early findings regarding an anaerobic digester facility which would process municipal waste to generate biogas for energy needs; and
- (ii) on any changes to the cost estimates for waste management systems outlined in Attachment 2 to this Clause, for achieving the diversion targets as approved by Council, in light of new cost information in any report from Enwave District Energy Limited, Toronto Hydro and/or the Works Department regarding an anaerobic digester facility, and that these cost estimates also be submitted as part of the 2001 Capital and Operating Budget processes;

(10) be requested to submit reports to the Works Committee on:

- (i) the possibility of eliminating the twice per week garbage pick-up in the summer, and having instead a once per week pick-up year round;
- (ii) any changes in the amounts of recyclable materials collected resulting from the implementation of weekly recycling pick-up, in one year's time;
- (iii) the projected cost of distributing home composters to the public, at no charge, during the 2001 Environment Days;
- (iv) a by-law for mandatory recycling for existing apartment buildings;

- (v) the feasibility of the City of Toronto acquiring a three-compartment automated collection truck to collect any recyclable materials which were missed during regular pick-up, in order that such recyclables would not end up as mixed garbage; and
  - (vi) product stewardship options for the diaper industry, such report to address actions and programs which the City of Toronto can undertake, as well as advocacy possibilities for other levels of government and industry;
- (p) the Chief Financial Officer and Treasurer and the Commissioner of Works and Emergency Services be requested to submit a joint report to the appropriate Committee, on ways in which packaging and product stewardship can be incorporated into tenders which are awarded by the City of Toronto;
- (q) the Chief Planner and the Chief Building Official be requested to submit a report to the appropriate Committee(s) on how the City can use the Planning Act, the Ontario Building Code, the Municipal Act, and the City of Toronto Act, to require developers and builders in new construction, renovations or alterations of multi-residential, commercial and industrial properties to facilitate recycling and other forms of diversion;
- (r) the Chief General Manager, Toronto Transit Commission, be requested to submit a report to the Works Committee on the progress being made by the TTC with respect to its recycling program on all TTC properties, and that any necessary funding requests be included as part of the 2001 Capital and Operating Budget processes;
- (s) the joint communication dated September 30, 2000, from Councillors John Adams, Ila Bossons, Elizabeth Brown, Olivia Chow, John Filion, Jack Layton, Anne Johnston, Irene Jones, Pam McConnell, Joe Mihevc, David Miller, Howard Moscoe, Frances Nunziata, Joe Pantalone, Michael Prue, Kyle Rae, Mike Tzekas, and Michael Walker, entitled 'A Workable Alternative Waste Management Strategy to the Adams Mine Disposal Option', be endorsed in principle, subject to the following amendments, and subject further to a report from the Commissioner of Works and Emergency Services to the first meeting of the Works Committee to be held in 2001, with a proposal on implementation plans for the Waste Management Strategy:
- (1) amending the last line in the section headed 'The Collection Systems', under the subheading 'For Single Family Homes', so that such line shall now read as follows:

- ‘- Household Hazardous Waste Collection (Red Box) or Special Waste Depots for toxics, batteries, solvents, etc.’; and
- (2) amending the last line in the section headed ‘The Collection Systems’, under the subheading ‘For Multi-Residential Buildings’, so that such line shall now read as follows:
  - ‘- Dry Collection for all other waste or mixed waste processing.’;
- (t) the following motion be referred to the Works Committee, for report thereon to the Budget Advisory Committee:

Moved by Councillor Cho:

‘It is recommended that the following recommendations be forwarded to the Budget Advisory Committee for consideration as part of the 2001 Operating Budget process with a request that the necessary funds be approved to implement the actions outlined therein:

“It is recommended that:

- (1) City Council authorize the Commissioner of Works and Emergency Services to provide free composters to those families who cannot afford to purchase one; and
- (2) the Commissioner of Works and Emergency Services be authorized to hire six summer students in 2001 (one student for each Community Council area), such students to be actively involved in facilitating the recycling program by recruiting additional student volunteers to deliver free composters and other related materials, as required.”’;
- (u) the following motions be referred to the Budget Advisory Committee for consideration during the 2001 Budget process:

Moved by Councillor Chow:

‘It is recommended that composters be provided at no charge to all schools (public, French, Catholic and private) and all licensed child care centres, by spring 2001.’; and

Moved by Councillor Johnston:

'It is recommended that \$1.3 million be provided from the Corporate Contingency Account in order to provide composters to all schools and child care centres located in the City of Toronto.';

- (v) the following motion be referred to the Commissioner of Works and Emergency Services with a request that he submit a report to the Works Committee on the feasibility of the user fee and bag limit proposals:

Moved by Councillor King:

'It is recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee on the benefits and possible implementation of a user fee for garbage collection, as well as a bag limit for garbage.'; and

- (w) the following motions be referred to the Commissioner of Works and Emergency Services with a request that he submit a report thereon to the first meeting of the Works Committee to be held in 2001, such report to include suitable locations for the disposal of toxic waste and the cost to establish such locations:

Moved by Councillor Walker:

'It is recommended that centres be located at each municipal building to provide citizens the opportunity to deposit toxic waste.'; and

Moved by Councillor Flint:

'It is recommended that the foregoing motion by Councillor Walker be amended to include fire stations as suitable locations to develop deposit facilities for hazardous/toxic waste.' "

**11.132 Clause No. 37 of Report No. 10 of The Scarborough Community Council, headed "Conditions of Approval for Draft Plan of Subdivision, McAsphalt Industries Ltd. and Rouge River Park Limited, Rouge Employment District (Ward 18 - Scarborough Malvern)".**

*Motions:*

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

- (1) adding thereto the following:

“It is further recommended that:

- (a) the report dated September 26, 2000, from the Commissioner of Urban Development Services be withdrawn, as requested by the Commissioner; and
- (b) the following Conditions Nos. 16 and 17, to which mutual agreement has been reached between staff and the Applicant, be adopted:

‘Condition No. 16:

East of the neighbourhood park, Lot 4 and Lots 37 to 54 inclusive is an open space area, Block 45 Registered Plan 66M-2297. The City of Toronto owns this block. The Subdivision Agreement shall provide that the integrity of Block 45 shall be maintained. The proposed amount of drainage from the residential subdivision to Block 45 shall be subject to the satisfaction of the Commissioner of Works and Emergency Services.

Condition No. 17:

- 17(a) The Owner shall submit to the Ministry of the Environment a Record of Site Condition for the subject property. The Owner shall submit a copy of the Record of Site Condition acknowledged by the Ministry of the Environment to the Commissioner of Works and Emergency Services. Remediation of the site and all lands deeded to the City shall proceed in phases satisfactory to the Commissioner of Works and Emergency Services and shall be done in accordance with the applicable standards for the proposed use of the lands by the City and with the Ministry of Environment’s Guidelines for use at Contaminated Sites in Ontario (1997).
- 17(b) The Owner shall agree to be responsible for all costs associated with the remedial measures for any waste deposits that may be found within the Owner’s property.’  
”; and



- (2) deleting Condition No. 18 embodied in the report dated September 12, 2000, from the Director of Community Planning, East District, and inserting in lieu thereof the following new Condition No. 18:

“18. The Owner shall agree that the approval of building permits for Lots 4, 37 to 54 shall be subject to the approval of the Commissioner of Works and Emergency Services upon the City’s completion of a full assessment, at the City’s expense, of the condition of the former Tyrell Landfill with respect to landfill gas migration and water quality impact and shall register on title of the plan of subdivision that these lots are abutting the former Tyrell Landfill. The City agrees that, upon completion of the assessment, remedial works deemed necessary by the Commissioner of Works and Emergency Services, within the boundaries of the former Tyrell Landfill, will be completed by the City at the City’s expense and that the remediation process of site testing, design, construction and re-testing will be carried out expeditiously.”

- (b) Councillor Cho moved that the Clause be amended by:

- (1) deleting Recommendations Nos. (4) and (5) of the Scarborough Community Council; and
- (2) adding thereto the following:

“It is further recommended that Conditions Nos. 16 and 17 embodied in the report dated September 12, 2000, from the Director of Community Planning, East District, be adopted.”

*Votes:*

Adoption of Part (1) of motion (a) by Councillor Balkissoon:

Yes - 41	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Minnan-Wong, Nunziata, O’Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker

No - 2 Councillors: Kinahan, Layton
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Carried by a majority of 39.

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

Yes - 43 Mayor: Lastman Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker
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No - 0
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Carried, without dissent.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared Part (2) of motion (b) by Councillor Cho, redundant.

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

Yes - 12 Councillors: Adams, Cho, Davis, Kinahan, Korwin-Kuczynski, Layton, Mihevc, Miller, Nunziata, Pantalone, Prue, Walker
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No - 32 Mayor: Lastman Councillors: Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Chong, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas
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Lost by a majority of 20.

Adoption of Recommendation No. (2) of the Scarborough Community Council:

Yes - 44
Mayor: Lastman
Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker
No - 0

Carried, without dissent.

Adoption of Recommendation No. (3) of the Scarborough Community Council:

Yes - 44
Mayor: Lastman
Councillors: Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Tzekas, Walker
No - 0

Carried, without dissent.

The Clause, as amended, carried.

In summary, Council amended this Clause by:

- (1) deleting Condition No. 18 embodied in the report dated September 12, 2000, from the Director of Community Planning, East District, and inserting in lieu thereof the following new Condition No. 18:

“18. The Owner shall agree that the approval of building permits for Lots 4, 37 to 54 shall be subject to the approval of the Commissioner of Works and

Emergency Services upon the City's completion of a full assessment, at the City's expense, of the condition of the former Tyrell Landfill with respect to landfill gas migration and water quality impact and shall register on title of the plan of subdivision that these lots are abutting the former Tyrell Landfill. The City agrees that, upon completion of the assessment, remedial works deemed necessary by the Commissioner of Works and Emergency Services, within the boundaries of the former Tyrell Landfill, will be completed by the City at the City's expense and that the remediation process of site testing, design, construction and re-testing will be carried out expeditiously."; and

- (2) adding thereto the following:

"It is further recommended that:

- (a) the report dated September 26, 2000, from the Commissioner of Urban Development Services be withdrawn, as requested by the Commissioner; and
- (b) the following Conditions Nos. 16 and 17, to which mutual agreement has been reached between staff and the Applicant, be adopted:

'Condition No. 16:

East of the neighbourhood park, Lot 4 and Lots 37 to 54 inclusive is an open space area, Block 45 Registered Plan 66M-2297. The City of Toronto owns this block. The Subdivision Agreement shall provide that the integrity of Block 45 shall be maintained. The proposed amount of drainage from the residential subdivision to Block 45 shall be subject to the satisfaction of the Commissioner of Works and Emergency Services.

Condition No. 17:

- 17(a) The Owner shall submit to the Ministry of the Environment a Record of Site Condition for the subject property. The Owner shall submit a copy of the Record of Site Condition acknowledged by the Ministry of the Environment to the Commissioner of Works and Emergency Services. Remediation of the site and all lands deeded to the City shall proceed in phases satisfactory to the Commissioner of Works and Emergency Services and shall be done in accordance with the applicable standards for the proposed use of the lands by the City and with the Ministry of Environment's Guidelines for use at Contaminated Sites in Ontario (1997).

- 17(b) The Owner shall agree to be responsible for all costs associated with the remedial measures for any waste deposits that may be found within the Owner's property.' ”

**11.133 Clause No. 15 of Report No. 17 of The Toronto Community Council, headed “Parking Regulations - Lonsdale Road, South Side, from Oriole Parkway to Baker Avenue (Midtown)”.**

*Motion to Re-Open:*

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

*Motion:*

Councillor Adams moved that the Clause be amended by striking out the recommendation of the Toronto Community Council and inserting in lieu thereof the following:

“It is recommended that:

- (1) City Council direct the appropriate City staff to conduct a permit parking assessment for the south side of Lonsdale Road, from Oriole Parkway to Lawton Boulevard, and, upon a positive assessment, the City Clerk be requested to commence a street-specific permit parking poll to determine whether permit parking is to be implemented on the south side of Lonsdale Road, from Oriole Parkway to Lawton Boulevard; and
- (2) the petition submitted by Councillor Adams, in support of creating permit parking on Lonsdale Road, between Oriole Parkway and Lawton Boulevard, be entered as the warrant for this action.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.134 Clause No. 9 of Report No. 9 of The Planning and Transportation Committee, headed “Ingles v. The Corporation of the City of Toronto, Decision of the Supreme Court of Canada dated March 2, 2000”.**

*Motion:*

Councillor Adams moved that the Clause be struck out and referred back to the Planning and Transportation Committee for further consideration, and the Chief Planner and the Chief Building Official be requested to:

- (1) consult with the Ontario Home Warranty Program and submit a report thereon to the Planning and Transportation Committee; and
- (2) forward a copy of such report to the plaintiffs.

*Vote:*

The motion by Councillor Adams carried.

**11.135 Clause No. 13 of Report No. 9 of The Economic Development and Parks Committee, headed “Year-Round Residence on Boats Moored on Parks and Recreation Property (Various Wards)”.**

*Motions:*

- (a) Councillor Kinahan 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 seek the advice of the Ontario Property Assessment Corporation (OPAC) with respect to the applicability of property taxes on boats that are used as year-round residences on Parks and Recreation property and submit a report thereon to the Economic Development and Parks Committee.”

- (b) Councillor Korwin-Kuczynski moved that the Clause be struck out and referred back to the Economic Development and Parks Committee for further consideration, together with motion (a) by Councillor Kinahan.

*Vote:*

The motion by Councillor Korwin-Kuczynski carried.

**11.136 Clause No. 13 of Report No. 9 of The Planning and Transportation Committee, headed “Distribution of Free Newspapers and Their Negative Impact on the Cleanliness of the Transit System and Surrounding City Property”.**

*Motion:*

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

“It is further recommended that the Commissioner of Urban Development Services, in consultation with the Commissioner of Works and Emergency Services and the Chief General Manager of the Toronto Transit Commission, be requested to submit a report to the first meeting of the Planning and Transportation Committee to be held in the new term of Council on ways and means of imposing conditions on renewal of licenses for newspaper vending boxes on City property to address the proliferation and litter problems associated with the distribution of free newspapers on the public transit system and surrounding City properties.”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.137 Clause No. 23 of Report No. 19 of The Administration Committee, headed “Acquisition of Property at 717 Broadview Avenue (Ward 25 - Don River)”.**

*Motions:*

(a) Councillor Layton moved that:

- (1) the Clause be struck out and referred to the Commissioner of Community and Neighbourhood Services for further consideration; and
- (2) Council adopt the following recommendations:

“It is recommended that:

- (a) the Commissioner of Community and Neighbourhood Services be:
  - (i) requested to pursue funding strategies for the purchase which would achieve affordable housing for needy seniors, many of whom are at

- risk of homelessness as identified in the Mayor's Task Force of Homelessness;
- (ii) directed to approach the federal and provincial governments to assist in realizing the objective, including the possibility that the Supporting Community Partnerships Initiative funding in the City's plan shall be used for this purpose; and
  - (iii) requested to consult with the community in this process, as outlined in the subsequent Parts of this motion, and submit a report to the Community Services Committee, in early 2001, on these efforts;
- (b) the Commissioner of Community and Neighbourhood Services be directed to convene a meeting of the Community Liaison Committee for 717 Broadview Avenue and continue to meet on a regular basis to discuss the use of this facility;
- (c) the Community Liaison Committee:
- (i) include in its membership the following:
    - the local school principals;
    - representatives from the Toronto District School Board and the Toronto Catholic District School Board;
    - representatives of the School Community Councils;
    - local residents and businesses;
    - the relevant social agencies;
    - the Ward Councillor or representatives from the Councillor's office;
    - a representative of the residents of 717 Broadview Avenue; and
    - a representative of the relatives of the residents of 717 Broadview Avenue;
  - (ii) be co-chaired by a member of City staff and a member of the community;
  - (iii) meet monthly for the first three months and then at a time interval as determined by the Committee, and hold periodic public meetings; and



- (iv) consider the development of a 'community contract' respecting 717 Broadview Avenue and submit recommendations thereon to the Commissioner of Community and Neighbourhood Services; and
  - (d) the Commissioner of Community and Neighbourhood Services be requested to submit a report to the first meeting of the Community Services Committee in the new term of Council on the actions and recommendations of the Community Liaison Committee."
- (b) Councillor Duguid moved that the Clause be amended by adding thereto the following:
- "It is further recommended that:
- (1) the report dated October 3, 2000, from the Commissioner of Community and Neighbourhood Services, embodying the following recommendations, be adopted:  
'It is recommended that:
    - (a) Council approve the acquisition and renovation of the property at 717 Broadview Avenue for the purposes of an emergency family shelter, and the expenditure of up to \$400,000.00 in the last quarter of 2000 which has been included in the 2000 Capital Budget; and
    - (b) in the event that a cost-sharing arrangement cannot be finalized, staff report back through the 2001 Capital Budget process.'; and
  - (2) the Commissioner of Community and Neighbourhood Services be directed to review the 717 Broadview Avenue site in the context of the Supporting Community Partnership Initiative (SCPI) plan and the hostel and housing priorities of the City of Toronto and report thereon to the Community Services Committee."
- (c) Councillor Jakobek moved that the Clause be received and that no further action be taken in this regard.

*Votes:*

Adoption of Parts (1) and (2)(a) of motion (a) by Councillor Layton:

Yes - 20
Councillors: Adams, Augimeri, Brown, Bussin, Chow, Davis, Disero, Filion, Gardner, Jones, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Ootes, Palacio, Tzekas, Walker
No - 25

Councillors:	Berardinetti, Cho, Chong, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Johnston, Kelly, Li Preti, Lindsay Luby, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair
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Lost by a majority of 5.

Adoption of motion (c) by Councillor Jakobek:

Yes - 10	Councillors: Brown, Disero, Gardner, Holyday, Jakobek, Lindsay Luby, Nunziata, O'Brien, Ootes, Palacio
No - 35	Councillors: Adams, Augimeri, Berardinetti, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Giansante, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker

Lost by a majority of 25.

Adoption of Parts (2)(b), (c) and (d) of motion (a) by Councillor Layton:

Yes - 44	Councillors: Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Tzekas, Walker
No - 1	Councillor: Sinclair

Carried by a majority of 43.

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

Yes - 41
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Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, O'Brien, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker
No - 4	
Councillors:	Gardner, Jakobek, Nunziata, Ootes

Carried by a majority of 37.

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

Yes - 43	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker
No - 2	
Councillors:	Holyday, Jakobek

Carried by a majority of 41.

Adoption of Clause, as amended:

Yes - 43	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Sinclair, Tzekas, Walker
No - 2	
Councillors:	Disero, Jakobek

Carried by a majority of 41.

In summary, Council amended this Clause by adding thereto the following:

“It is further recommended that:

- (a) the report dated October 3, 2000, from the Commissioner of Community and Neighbourhood Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) Council approve the acquisition and renovation of the property at 717 Broadview Avenue for the purposes of an emergency family shelter, and the expenditure of up to \$400,000.00 in the last quarter of 2000 which has been included in the 2000 Capital Budget; and
- (2) in the event that a cost-sharing arrangement cannot be finalized, staff report back through the 2001 Capital Budget process.’;
- (b) the Commissioner of Community and Neighbourhood Services be directed to convene a meeting of the Community Liaison Committee for 717 Broadview Avenue and continue to meet on a regular basis to discuss the use of this facility;
- (c) the Community Liaison Committee:
- (i) include in its membership the following:
- the local school principals;
  - representatives from the Toronto District School Board and the Toronto Catholic District School Board;
  - representatives of the School Community Councils;
  - local residents and businesses;
  - the relevant social agencies;
  - the Ward Councillor or representatives from the Councillor’s office;
  - a representative of the residents of 717 Broadview Avenue; and
  - a representative of the relatives of the residents of 717 Broadview Avenue;
- (ii) be co-chaired by a member of City staff and a member of the community;

- (iii) meet monthly for the first three months and then at a time interval as determined by the Committee, and hold periodic public meetings;
  - (iv) consider the development of a 'community contract' respecting 717 Broadview Avenue and submit recommendations thereon to the Commissioner of Community and Neighbourhood Services; and
- (d) the Commissioner of Community and Neighbourhood Services be:
- (i) requested to submit a report to the first meeting of the Community Services Committee in the new term of Council on the actions and recommendations of the Community Liaison Committee; and
  - (ii) directed to review the 717 Broadview Avenue site in the context of the Supporting Community Partnership Initiative (SCPI) plan and the hostel and housing priorities of the City of Toronto and report thereon to the Community Services Committee."

**11.138 Clause No. 1 of Report No. 17 of The Administration Committee, headed "Program Enhancements and Consolidation of By-laws Affecting Parking Enforcement on Private Property".**

Having regard that the Clause was submitted without recommendation:

*Motion:*

Councillor Moscoe moved that Council adopt the following recommendations:

"It is recommended that the recommendations of the Planning and Transportation Committee embodied in the communication dated September 19, 2000, from the City Clerk, be adopted, subject to:

- (1) amending Recommendation No. (1)(a) of the Licensing Sub-Committee, as amended by the Planning and Transportation Committee, by inserting, after the word 'containing', the words 'more than', so that such recommendation shall now read as follows:
  - '(a) a 30-minute grace period between ticketing and towing be established for an area containing more than three parking spaces;';

and deferring consideration of the foregoing recommendation and all aspects of the Clause pertaining to the matter of the 30-minute grace period between ticketing and

towing to the next regular meeting of City Council, with a request that the Commissioner of Urban Development Services and the City Solicitor report specifically on this issue directly to Council; and

(2) adding thereto the following new Recommendation No. (3):

‘(3) that staff submit the amended by-laws directly to the next regular meeting of City Council and report on any significant issues arising during their preparation.’ ”

*Votes:*

The motion by Councillor Moscoe carried.

The Clause, as amended, carried.

11.139 **Clause No. 1 of Report No. 19 of The Administration Committee, headed “Development Proposals for 42 Units of Affordable Housing at 1978 Lake Shore Boulevard West - (Ward 19 - High Park)”.**

*Motions:*

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

“It is further recommended that:

- (1) the community consultation process be incorporated into the site plan review to facilitate community input on site plan related issues;
- (2) Let’s Build be requested to meet with the developer of the Stelco site immediately north of this property and community to determine what possibilities for mutual co-operation exist;
- (3) the City of Toronto indicate its intention to declare approximately 560 square metres of the eastern end of the City-owned land, municipally known as 2000 Lake Shore Boulevard West, required for the project, to be surplus to the City’s requirements, with the intended method of disposal to be a long-term lease with the Fred Victor Centre on the same terms and conditions as those for their lease at 1978 Lake Shore Boulevard West;
- (4) the Commissioner of Community and Neighbourhood Services, in consultation with the appropriate City staff, be requested to work with Heritage Toronto to determine

if the 'Joy' gas station can be relocated to the south side of Lake Shore Boulevard West and how such a move could be funded; and

- (5) any time deadlines currently imposed for the process be extended to accommodate any legal or procedural steps required by Recommendation No. (3), above.”
- (b) Councillor Korwin-Kuczynski moved that the Clause be struck out and referred back to the Administration Committee for further consultation with the community and report thereon in the new term of Council.
- (c) Councillor Saundercook moved that Part (2) of motion (a) by Councillor Miller be amended by inserting, after the words “Stelco site”, the words “and the community”.

*Votes:*

Adoption of motion (b) by Councillor Korwin-Kuczynski:

Yes - 5	
Councillors:	Disero, Holyday, Korwin-Kuczynski, Minnan-Wong, Saundercook
No - 31	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Shiner, Sinclair, Valenti, Walker

Lost by a majority of 26.

Adoption of motion (c) by Councillor Saundercook:

Yes - 13	
Councillors:	Chong, Davis, Disero, Duguid, Flint, Holyday, Johnston, Kelly, Korwin-Kuczynski, Ootes, Pitfield, Saundercook, Sinclair
No - 23	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Feldman, Giansante, Jakobek, Jones, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Pantalone, Shiner, Valenti, Walker

Lost by a majority of 10.

Motion (a) by Councillor Miller carried, without amendment.

Adoption of Clause, as amended:

Yes - 33	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Shiner, Sinclair, Valenti, Walker
No - 3	
Councillors:	Holyday, Korwin-Kuczynski, Saundercook

Carried by a majority of 30.



**11.140 Clause No. 3 of Report No. 19 of The Administration Committee, headed “Toronto Firefighters’ Charitable Activities”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

(a) Councillor Duguid moved that Council adopt the following recommendations:

“It is recommended that:

- (1) the Fire Chief be authorized to allow the use of City equipment as well as the Toronto name on the firefighter calendar produced annually to raise money for charity, if so requested;
- (2) the Fire Chief, in consultation with the Toronto Firefighters Association and the Chairs of the Administration Committee and the Community Services Committee draft a protocol to ensure that future fundraising activities are conducted in a manner which is consistent with the community standards of appropriate behaviour and good taste; and
- (3) the following motion be referred to the Executive Director of Human Resources for report thereon to the Administration Committee:

Moved by Councillor Duguid:

“That Council agree to waive the provisions of the Human Rights and Harassment Policy that have been applied, in this case, to prevent the annual firefighters mock striptease at the Beaches Jazz Festival, in order to allow this type of fundraising activity to continue provided that:

- (a) the activities are conducted in compliance with community standards of appropriate behaviour and good taste; and
- (b) the Fire Chief is briefed, prior to any such fundraising activity, on the specifics of what is to take place and that the Fire Chief be authorized to use his discretion to amend the activities or stop them if he believes the activities are inappropriate.’ ”

- (b) Councillor Mihevc moved that the Clause be received.
- (c) Councillor Miller moved that Council adopt the following recommendation:

“It is recommended that City Council endorse the position of the Muscular Dystrophy Association of Canada, as set out in its communication dated October 4, 2000, regarding a request for an amendment to the Safe Streets Act to ensure that firefighters may continue to undertake fundraising activities on behalf of the Association.”

*Votes:*

Adoption of motion (b) by Councillor Mihevc:

Yes - 11	
Councillors:	Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Pantalone, Pitfield, Saundercook, Valenti, Walker
No - 25	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Lindsay Luby, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Shiner, Sinclair

Lost by a majority of 14.

Adoption of motion (a) by Councillor Duguid:

Yes - 29	
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Shiner, Sinclair, Valenti
No - 7	
Councillors:	Johnston, Layton, McConnell, Mihevc, Pitfield, Saundercook, Walker

Carried by a majority of 22.

Motion (c) by Councillor Miller carried.

Adoption of Clause, as amended:

Yes - 30 Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Shiner, Sinclair, Valenti
No - 5 Councillors:	Johnston, Layton, McConnell, Saundercook, Walker

Carried by a majority of 25.

**11.141 Clause No. 37 of Report No. 17 of The Toronto Community Council, headed "Wychwood Carhouse Redevelopment Study - 76 Wychwood Avenue - Status Report (Midtown)".**

*Motion:*

Councillor Shiner moved that the Clause be struck out and referred to the appropriate Community Council for subsequent report to the first regular meeting of City Council in 2001.

*Vote:*

Adoption of motion by Councillor Shiner:

Yes - 12 Councillors:	Brown, Chong, Feldman, Giansante, Kelly, Kinahan, Korwin-Kuczynski, Miller, Minnan-Wong, O'Brien, Ootes, Shiner
No - 22 Councillors:	Adams, Augimeri, Berardinetti, Bussin, Cho, Davis, Disero, Flint, Holyday, Jakobek, Johnston, Layton, Lindsay Luby, McConnell, Mihevc, Nunziata, Pantalone, Pitfield, Saundercook, Silva, Valenti, Walker

Lost by a majority of 10.

Adoption of Clause, without amendment:

Yes - 31	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Holyday, Johnston, Jones, Kelly, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Nunziata, O'Brien, Ootes, Pantalone, Saundercook, Silva, Sinclair, Valenti, Walker
No - 2	
Councillors:	Giansante, Minnan-Wong

Carried by a majority of 29.

**11.142 Clause No. 70 of Report No. 12 of The Policy and Finance Committee, headed “Applegrove Community Complex”.**

Having regard that the Clause was submitted without recommendation and was not held for further discussion, Council took no action on this Clause.

**11.143 IN-CAMERA MEETING SESSIONS OF THE COMMITTEE OF THE WHOLE**

**October 4, 2000:**

*Procedural Motion:*

Deputy Mayor Ootes moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of Notice of Motion J(57), moved by Councillor Ashton, seconded by Councillor McConnell, regarding the proposed acquisition of 51-61 Commissioners Street and 185 Cherry Street, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Deputy Mayor Ootes, at 5:50 p.m., moved that Council resolve itself into Committee of the Whole in the Council Chamber and then recess to meet privately to consider the following confidential matters on the Order Paper for this meeting of Council, in accordance with the provisions of the Municipal Act:

- (a) Clause No. 25 of Report No. 12 of The Policy and Finance Committee, headed “IHL Project, Response to Request for Financial Support”, having regard that such Clause contains information related to the security of property interests of the municipality;
- (b) Clause No. 54 of Report No. 12 of The Policy and Finance Committee, headed “Toronto Hydro Pre-Incorporation Municipal Access Agreement”, having regard that such Clause contains information related to the security of property interests of the municipality;
- (c) Clause No. 55 of Report No. 12 of The Policy and Finance Committee, headed “Authority to Negotiate and Enter Access Agreements for Telecommunications Plant (All Wards)”, having regard that such Clause contains information related to the security of property interests of the municipality;
- (d) Clause No. 56 of Report No. 12 of The Policy and Finance Committee, headed “Empty Telecommunication Ducts”, having regard that such Clause contains information related to the security of property interests of the municipality;
- (e) Clause No. 3 of Report No. 9 of The Economic Development and Parks Committee, headed “John Street Roundhouse, 222 Bremner Boulevard (Downtown)”, having regard that such Clause contains information related to the security of property interests of the municipality; and
- (f) Clause No. 15 of Report No. 19 of The Administration Committee, headed “Proposed Acquisition of CN Leaside Spur Line South from York Mills Road to Just North of Eglinton Avenue East, Toronto (Ward 11 - Don Parkway)”, having regard that such Clause contains information related to the acquisition of land for municipal or local board purposes; and
- (g) Notice of Motion J(57), having regard that the confidential joint report dated October 4, 2000, from the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor, appended thereto, contains information related to the security of property interests of the municipality.

*Vote:*

The motion by Deputy Mayor Ootes carried.

Council resolved itself into Committee of the Whole.

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

Committee of the Whole rose, reconvened as Council at 7:25 p.m., and met in public session in the Council Chamber.

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

**11.144 Clause No. 25 of Report No. 12 of The Policy and Finance Committee, headed “IHL Project, Response to Request for Financial Support”.**

Having regard that the Clause was submitted without recommendation:

*Motions:*

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

(a) Councillor Pantalone moved that Council adopt the following recommendations:

“It is recommended that

- (1) City Council approve a loan to The Board of Governors of Exhibition Place in the amount of \$10 million for the capital renovations of the Coliseum Arena and West Annex for an ice rink, hockey and concert venue; such funds to be from under-expenditures and/or resources of City Departments and/or Exhibition Place;
- (2) the Board of Governors of Exhibition Place be authorized to include in its lease agreement with Coliseum Renovation Corporation provisions for the recovery of the Board’s capital contribution (not to exceed one third of the total capital cost, up to a maximum of \$10 million) on such terms and conditions as may be satisfactory to the General Manager of Exhibition Place, the City Solicitor and outside legal counsel as required, including appropriate arrangements to secure the investment by Exhibition Place, subject to the requirements of the primary lender;
- (3) the lease agreement between the Board of Governors of Exhibition Place and the Coliseum Renovation Corporation include a term to require the Coliseum Renovation Corporation to pay the Board percentage rent equivalent to 35 percent of ‘net operating income’ as more specifically defined in the lease agreement that would result in profit participation by the Board of approximately \$130 million over the term of the lease;

- (4) the \$10 million loan, plus interest equivalent to the City's borrowing costs, be recovered by the City from the Board of Governors of Exhibition Place on such terms and conditions as may be satisfactory to the General Manager of Exhibition Place and the Chief Financial Officer and Treasurer and which reflect the Board's rate of recovery of its capital contribution from Coliseum Renovation Corporation;
- (5) the lease agreement between the Board of Governors and the Coliseum Renovation Corporation be amended to include those terms (a), (b), (c), (e) and (f) outlined in the report dated September 6, 2000, from the Board of Governors of Exhibition Place, viz.:
  - '(a) the Long Form Lease Agreement, Concession Services Agreement and Management Agreement be executed by CRC by December 31, 2000, in a form satisfactory to the City Solicitor, General Manager of Exhibition Place and City's Chief Financial Officer;
  - (b) CRC has completed to the satisfaction of the Board all conditions as set out in the Offer to Lease by December 31, 2000;
  - (c) CRC has paid all reasonable consulting costs, including legal costs, incurred by the Board in negotiating the agreements and conducting its due diligence;
  - (e) the Board/City maintains the right to use the Coliseum for at least 115 days throughout the 49-year term, even if the present "grandfathered" events as defined by the Offer to Lease cease to be an event licensed by the Board; and
  - (f) CRC provide the Coliseum to the Toronto Olympic Bid, or its successor, for use for the 2008 Olympics, at no charge to the Toronto Olympic Bid or the City.';
- (6) the report dated September 6, 2000, from the Board of Governors of Exhibition Place, as embodied in the Clause, be adopted, subject to deleting Recommendation No. (1);
- (7) the confidential report dated October 2, 2000, from the Chief Financial Officer and Treasurer, be received, such report to remain confidential, in accordance with the provisions of the Municipal Act, save and except the recommendations embodied therein, having regard that it contains information related to the security of property interests of the municipality; and

- (8) the Board of Governors of Exhibition Place and appropriate staff be requested to negotiate and execute any documents and take all appropriate action to give effect thereto, including the introduction in Council of any bills which may be necessary.”
- (b) Councillor Shiner moved that motion (a) by Councillor Pantalone be amended by inserting in Recommendation No. (2), after the words “including appropriate arrangements to secure the investment by Exhibition Place”, the words “and that the City, in any negotiations, should be in a priority position over all other lenders to secure the \$10-million loan”, and by deleting from such recommendation the words “subject to the requirements of the primary lender”.

*Votes:*

Motion (b) by Councillor Shiner carried.

Adoption of motion (a) by Councillor Pantalone, as amended:

Yes - 31	
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chow, Disero, Duguid, Giansante, Johnston, Kinahan, Korwin-Kuczynski, Layton, Li Preti, McConnell, Mihevc, Miller, Moscoe, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Walker
No - 17	
Mayor:	Lastman
Councillors:	Chong, Feldman, Filion, Gardner, Holyday, Jakobek, Kelly, King, Lindsay Luby, Mahood, Nunziata, O'Brien, Ootes, Shiner, Soknacki, Tzekas

Carried by a majority of 14.

The Clause, as amended, carried.

In summary, Council adopted the following recommendations:

“It is recommended that:

- (1) City Council approve a loan to The Board of Governors of Exhibition Place in the amount of \$10 million for the capital renovations of the Coliseum Arena and West Annex for an ice rink, hockey and concert venue; such funds to be from under-expenditures and/or resources of City Departments and/or Exhibition Place;



- (2) the Board of Governors of Exhibition Place be authorized to include in its lease agreement with Coliseum Renovation Corporation provisions for the recovery of the Board's capital contribution (not to exceed one third of the total capital cost, up to a maximum of \$10 million) on such terms and conditions as may be satisfactory to the General Manager of Exhibition Place, the City Solicitor and outside legal counsel as required, including appropriate arrangements to secure the investment by Exhibition Place, and that the City, in any negotiations, should be in a priority position over all other lenders to secure the \$10-million loan;
- (3) the lease agreement between the Board of Governors of Exhibition Place and the Coliseum Renovation Corporation include a term to require the Coliseum Renovation Corporation to pay the Board percentage rent equivalent to 35 percent of 'net operating income' as more specifically defined in the lease agreement that would result in profit participation by the Board of approximately \$130 million over the term of the lease;
- (4) the \$10 million loan, plus interest equivalent to the City's borrowing costs, be recovered by the City from the Board of Governors of Exhibition Place on such terms and conditions as may be satisfactory to the General Manager of Exhibition Place and the Chief Financial Officer and Treasurer and which reflect the Board's rate of recovery of its capital contribution from Coliseum Renovation Corporation;
- (5) the lease agreement between the Board of Governors and the Coliseum Renovation Corporation be amended to include those terms (a), (b), (c), (e) and (f) outlined in the report dated September 6, 2000, from the Board of Governors of Exhibition Place, viz.:
  - '(a) the Long Form Lease Agreement, Concession Services Agreement and Management Agreement be executed by CRC by December 31, 2000, in a form satisfactory to the City Solicitor, General Manager of Exhibition Place and City's Chief Financial Officer;
  - (b) CRC has completed to the satisfaction of the Board all conditions as set out in the Offer to Lease by December 31, 2000;
  - (c) CRC has paid all reasonable consulting costs, including legal costs, incurred by the Board in negotiating the agreements and conducting its due diligence;
  - (e) the Board/City maintains the right to use the Coliseum for at least 115 days throughout the 49-year term, even if the present "grandfathered" events as defined by the Offer to Lease cease to be an event licensed by the Board; and

- (f) CRC provide the Coliseum to the Toronto Olympic Bid, or its successor, for use for the 2008 Olympics, at no charge to the Toronto Olympic Bid or the City.';
- (6) the report dated September 6, 2000, from the Board of Governors of Exhibition Place, as embodied in the Clause, be adopted, subject to deleting Recommendation No. (1);
- (7) the confidential report dated October 2, 2000, from the Chief Financial Officer and Treasurer, be received, such report to remain confidential, in accordance with the provisions of the Municipal Act, save and except the recommendations embodied therein, having regard that it contains information related to the security of property interests of the municipality; and
- (8) the Board of Governors of Exhibition Place and appropriate staff be requested to negotiate and execute any documents and take all appropriate action to give effect thereto, including the introduction in Council of any bills which may be necessary."

**11.145 Clause No. 54 of Report No. 12 of The Policy and Finance Committee, headed "Toronto Hydro Pre-Incorporation Municipal Access Agreement".**

*Motions:*

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

- (a) Councillor Adams moved that the Clause be amended by adding to Recommendation No. (2) embodied in the confidential report dated September 18, 2000, from the Chief Administrative Officer, the words "and for greater certainty, the contemplated agreement shall apply to any new fibre laid by the Toronto Hydro Telecom subsidiary for its use or use by any third party for telecommunications purposes", so that the recommendations embodied therein shall now read as follows, the balance of such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the municipality:

"It is recommended that:

- (1) approval be given to enter into a Pre-Incorporation Municipal Access Agreement with the Toronto Hydro Corporation Telecommunications subsidiary, or, failing the establishment of such subsidiary by December 31, 2000, with the Toronto Hydro-Electric System Limited, to authorize the installation, maintenance, use and operation

of telecommunications fibre optics cable, conduits and related facilities within the public highways, encompassing existing plant and the current use of rights-of-way solely for telecom purposes, and new cable installations or builds for telecom purposes, excluding those used solely for the internal business purposes of electricity distribution by Toronto Hydro-Electric System Limited and not used for the purpose of leasing dark fibre or providing telecommunications services to the public;

- (2) the Pre-Incorporation Municipal Access Agreement be in accordance with the terms and conditions as generally set out in this report and such other terms and conditions as may be satisfactory to the Commissioner of Works and Emergency Services, the City Solicitor and Toronto Hydro officials, and, for greater certainty, the contemplated agreement shall apply to any new fibre laid by the Toronto Hydro Telecom subsidiary for its use or use by any third party for telecommunications purposes;
  - (3) effective upon the date of approval of this report by City Council, Toronto Hydro Telecommunications shall commence to give the required sixty (60) days notice of the Per Permit fee for lease renewals, or new leases, applicable to the use of the legacy fibre system;
  - (4) effective upon the date the agreement is signed by Toronto Hydro Telecom (or with Toronto Hydro-Electric System Ltd.) and the City of Toronto, the Per Metre fee shall apply to New fibre installations or facilities used solely for telecommunications purposes as defined in this report; and
  - (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”
- (b) Councillor Moscoe moved that the Clause be amended to provide that the following Clause be deleted from the draft agreement:

“Fifth, the City shall agree to not grant access to the public ROW to any other party for telecommunications purposes on economic terms and conditions more favourable than the terms in the Toronto Hydro Telecom MAA. If the City, after the effective date of the MAA with the Company, does grant access to another party on more favourable terms and conditions, these shall be applied to Toronto Hydro Telecom on the same effective date of the agreement with said other party.”;

and the following Clause be inserted in lieu thereof:

“The parties and the City acknowledge the need for competitive equity between entities engaged in the business of providing similar telecommunications services and entities seeking access to the public highway for that purpose.”

*Votes:*

Motion (a) by Councillor Adams carried.

Motion (b) by Councillor Moscoe carried.

Adoption of Clause, as amended:

Yes - 48	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chong, Chow, Disero, Duguid, Feldman, Fillion, Gardner, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Tzekas, Walker
No - 0	

Carried, without dissent.

**11.146 Clause No. 55 of Report No. 12 of The Policy and Finance Committee, headed “Authority to Negotiate and Enter Access Agreements for Telecommunications Plant (All Wards)”.**

*Motion:*

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

Moved by Councillor Adams:

“That the Clause be amended by:

- (a) inserting in Recommendation No. (1) embodied in the confidential report dated September 14, 2000, from the Commissioner of Works and

Emergency Services, prior to the words “the appropriate City officials”, the words “on an interim basis until December 31, 2000”, so that the recommendations embodied in such report shall now read as follows, the balance of such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the municipality:

‘It is recommended that:

- (1) on an interim basis until December 31, 2000, the appropriate City officials be given authority to negotiate and enter agreements of the form(s) applicable, with telecommunications firms seeking access to City public highways and other properties for the purposes of installing fibre optic networks (and associated support plant), subject to terms and conditions as may be satisfactory to the City Solicitor and Commissioner of Works and Emergency Services; such terms and conditions to be generally in conformance with the model now in effect with other firms;
- (2) the appropriate City officials be given the authority to amend and/or rescind any of the current agreements related to the Sun-Canadian Pipeline as necessary to accommodate its use as a telecommunications conduit; and
- (3) the appropriate City officials be authorized to take the necessary steps to implement the foregoing, including the introduction in Council of any Bills that may be required.’; and

(b) adding thereto the following:

‘It is further recommended that the Commissioner of Works and Emergency Services and the appropriate City officials be directed, when negotiating strands of dark fibre as part of municipal compensation, to take into consideration proportional amounts of strands, not just the practice in recent years of accepting eight strands per cable without regard to the growing number of strands per cable, and submit reports to the Telecommunications Steering Committee, in January 2001, on:

- (i) any appropriate amendments to the standard-form Municipal Access Agreement (MAA); and
- (ii) the results of City MAA negotiations during the election.’ ”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.147 Clause No. 56 of Report No. 12 of The Policy and Finance Committee, headed “Empty Telecommunication Ducts”.***Motion:*

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

Moved by Councillor Adams:

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

‘It is further recommended that the confidential report dated October 2, 2000, from the Executive Lead, Telecommunications, be adopted, subject to inserting in Recommendation No. (3), after the words “board and commissions”, the words “and corporations”, so that the recommendations embodied in such report shall now read as follows, the balance of such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the Municipality:

“It is recommended that:

- (1) City Council adopt, as amended herein, the road management policy proposed by the Telecommunications Steering Committee with respect to the future construction of ducts for telecommunications purposes significantly in excess of the number of ducts required by the Commissioner of Works and Emergency Services (pursuant to the policy adopted by City Council at its meeting of August 1, 2, 3 and 4, 2000) to require that the applicant must confirm in writing to the Commissioner, prior to the issuance of the permit, that the applicant will, as may be agreed by the parties:

- (i) pay the City reasonable compensation, to be determined by staff in a manner consistent with the City's standard charges, for permission to construct this additional duct space; or
  - (ii) in lieu of monetary compensation, transfer to the City a number of ducts in fee simple based on the number of ducts installed in excess of the City's requirements as per the formula proposed by the Telecommunications Steering Committee;
- (2) where permits are, or have been, issued for the construction of the maximum number of ducts required by the Commissioner, staff be authorized to negotiate a fee simple transfer or an option, to be exercised in the City's sole discretion within a period of three years from the date of installation of the ducts, to purchase such excess duct capacity as may be available and is required to service the City's needs;
- (3) the City, with respect to any duct space acquired under Recommendations Nos. (1) or (2) above, also obtain the right to use the carrier's vault facilities to connect, operate and maintain such ducts and any fibre installed within them, provided that such shared use of the carrier's vault facilities shall be limited to the City and its agencies, boards and commissions and corporations, and shall not extend to any other third party, except with the consent of the applicant or pursuant to an order by the CRTC;
- (4) this policy not apply to the construction of aerial installations as these are not permitted under City agreements;
- (5) City staff be requested to report back to City Council as appropriate, in 2001, with respect to the effect of the proposed policy;
- (6) staff prepare and release a public version of this report; and

- (7) 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.”  
’ ”

*Votes:*

The motion by Councillor Adams carried.

The Clause, as amended, carried.

**11.148 Clause No. 3 of Report No. 9 of The Economic Development and Parks Committee, headed “John Street Roundhouse, 222 Bremner Boulevard (Downtown)”.**

*Motions:*

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

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

“It is further recommended that the confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations, 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 related to the security of property interests of the municipality:

‘It is recommended that:

- (1) the City of Toronto proceed with the Roundhouse RFP as outlined in the September 5, 2000 report from the Commissioner of Economic Development, Culture and Tourism to the Economic Development and Parks Committee;
- (2) the Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services continue to work with Enwave to meet its infrastructure requirements; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”



- (b) Councillor Miller 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:

- (1) the results of the Request for Proposals;
  - (2) potential governance structures for the rail museum;
  - (3) what measures can be undertaken to implement the rail museum as soon as possible;
  - (4) the allocation of the funds received from Marathon Realty as part of the previous sale of the rail spur; and
  - (5) the outstanding audit of the railway items of historical value.”
- (c) Councillor Walker moved that motion (b) by Councillor Miller be amended to provide that the reports requested be submitted to the first meeting of the Economic Development and Parks Committee to be held in the new term of Council in 2001.

*Motion moved in Public Session:*

Deputy Mayor Ootes, having regard to the motions moved in Committee of Whole, called upon additional motions with respect to this Clause.

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

“It is further recommended that the Chief Administrative Officer be requested to submit a report directly to this meeting of City Council on a strategy for responding to Enwave’s requirements for additional cooling space.”

*Votes:*

Motion (d) by Councillor Layton carried.

Motion (c) by Councillor Walker carried.

Motion (b) by Councillor Miller carried, as amended.

Motion (a) by Councillor Ashton carried.

The Clause, as amended, carried.

In summary, Council amended this Clause by adding thereto the following:

‘It is further recommended that:

- (a) the confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations, 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 related to the security of property interests of the municipality:

‘It is recommended that:

- (1) the City of Toronto proceed with the Roundhouse RFP as outlined in the September 5, 2000 report from the Commissioner of Economic Development, Culture and Tourism to the Economic Development and Parks Committee;
  - (2) the Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services continue to work with Enwave to meet its infrastructure requirements; and
  - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’;
- (b) the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the first meeting of the Economic Development and Parks Committee to be held in the new term of Council in 2001 on:
    - (1) the results of the Request for Proposals;
    - (2) potential governance structures for the rail museum;
    - (3) what measures can be undertaken to implement the rail museum as soon as possible;
    - (4) the allocation of the funds received from Marathon Realty as part of the previous sale of the rail spur; and
    - (5) the outstanding audit of the railway items of historical value; and

- (c) the Chief Administrative Officer be requested to submit a report directly to this meeting of City Council on a strategy for responding to Enwave's requirements for additional cooling space."

**11.149 Clause No. 15 of Report No. 19 of The Administration Committee, headed "Proposed Acquisition of CN Leaside Spur Line South from York Mills Road to Just North of Eglinton Avenue East, Toronto (Ward 11 - Don Parkway)".**

*Motion:*

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

Moved by Councillor Minnan-Wong:

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

'It is further recommended that the City endorse the principle of entering into a permanent agreement with GO Transit (if it purchases the spur line) to use the property for parks purposes, including but not limited to a trail system, even if the land is actively used by GO Transit for trains.' "

*Votes:*

The motion by Councillor Minnan-Wong carried.

The Clause, as amended, carried.

11.150 Deputy Mayor Ootes called upon Motion J(57), as follows:

**Moved by: Councillor Ashton**

**Seconded by: Councillor McConnell**

**"WHEREAS** the Board of Directors of the Toronto Economic Development Corporation (TEDCO) approved the execution of agreements between TEDCO, Imperial Oil Limited (Imperial), and the City of Toronto for the acquisition of lands controlled by Imperial at 51-61 Commissioners Street and 185 Cherry Street at its meeting on October 4, 2000; and

**WHEREAS** the Board of Directors of TEDCO has recommended that the City support this transaction through an indemnification of Imperial against future environmental liabilities; and

**WHEREAS** the subject lands are the site proposed for an Olympic Stadium in the Master Plan for the Toronto 2008 Olympic and Paralympic Games and are also in the broader area proposed for redevelopment as part of the plan proposed by the Waterfront Revitalization Task Force; and

**WHEREAS** the candidature files for the City's 2008 Olympic Bid must be submitted to the International Olympic Committee by mid-January 2001, and it would be advantageous for these files to make reference to the City's commitment towards acquiring the site for the principal Games venue; and

**WHEREAS** it is anticipated that announcements over the next several months committing the three levels of government to the waterfront revitalization may raise the development value of the Port Lands; and

**WHEREAS** deferral of the proposed transaction until the next term of Council may place the proposed transaction in jeopardy;

**NOW THEREFORE BE IT RESOLVED THAT** the confidential joint report dated October 4, 2000, from the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor, entitled 'Acquisition of Land at 51-61 Commissioners Street and 185 Cherry Street', attached hereto, and the recommendations contained therein, be adopted."

Council also had before it, during consideration of Motion J(57), the following confidential joint report and communication:

- (i) confidential joint report dated October 4, 2000, from the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor, entitled "Acquisition of Land at 51-61 Commissioners Street and 185 Cherry Street", such report to remain confidential, in accordance with the provisions of the Municipal Act, save and except the recommendations embodied therein, having regard that it contains information related to the security of property interests of the municipality; and
- (ii) communication dated October 4, 2000, from Mr. Allen G. Andrews, President and Chief Administrative Officer, TEDCO, such communication to remain confidential in its entirety, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the municipality.

*Motion:*

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motion had been moved in Committee of the Whole for consideration by Council in conjunction with Motion J(57):

- (a) Councillor Ashton moved that Motion J(57) be adopted, subject to adding to the Operative Paragraph, the following words:

“subject to inserting in such report the following new Recommendation No. (2) and renumbering the remaining recommendations accordingly:

- ‘(2) authority be granted to acquire the lands known as 51-61 Commissioners Street and 185 Cherry Street, and that the said lands be declared surplus to the City’s requirements and that all steps necessary to comply with By-law No. 551-1998 be taken;’.”

*Motion moved in Public Session:*

Deputy Mayor Ootes, having regard to the motion moved in Committee of Whole, called upon additional motions with respect to Motion J(57).

- (b) Councillor Jakobek moved that Motion J(57) be amended by adding thereto the following new Operative Paragraph:

“**AND BE IT FURTHER RESOLVED THAT** the City Solicitor be directed to retain outside environmental legal expertise to ensure that any agreement entered into by TEDCO does not in any way increase the City of Toronto’s liability or potential liability beyond that identified in the confidential joint report.”

*Vote:*

Motion (a) by Councillor Ashton carried.

Motion (b) by Councillor Jakobek carried.

Motion J(57), as amended, carried.

In summary, Council adopted Motion J(57), subject to:

- (1) adding to the Operative Paragraph, the words “subject to inserting in such report the following new Recommendation No. (2) and renumbering the remaining recommendations accordingly:

‘(2) authority be granted to acquire the lands known as 51-61 Commissioners Street and 185 Cherry Street, and that the said lands be declared surplus to the City’s requirements and that all steps necessary to comply with By-law No. 551-1998 be taken;’ ”,

so that such Operative Paragraph shall now read as follows:

**“NOW THEREFORE BE IT RESOLVED THAT** the confidential joint report dated October 4, 2000, from the Chief Administrative Officer, the Chief Financial Officer and Treasurer, and the City Solicitor, entitled ‘Acquisition of Land at 51-61 Commissioners Street and 185 Cherry Street’, attached hereto, and the recommendations contained therein, be adopted, subject to inserting in such report the following new Recommendation No. (2) and renumbering the remaining recommendations accordingly:

‘(2) authority be granted to acquire the lands known as 51-61 Commissioners Street and 185 Cherry Street, and that the said lands be declared surplus to the City’s requirements and that all steps necessary to comply with By-law No. 551-1998 be taken;’ ”; and

- (2) adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the City Solicitor be directed to retain outside environmental legal expertise to ensure that any agreement entered into by TEDCO does not in any way increase the City of Toronto’s liability or potential liability beyond that identified in the confidential joint report.”

Council, by its adoption of Motion J(57), as amended, adopted, as amended, the confidential joint report dated October 4, 2000, from the Chief Administrative Officer, 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 related to the security of property interests of the municipality, save and except the recommendations embodied therein, amended to read as follows:

“It is recommended that:

- (1) the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor be given the authority to proceed with the proposed transaction with

Imperial Oil Limited after being satisfied with the results of additional environmental site assessment analysis currently being completed;

- (2) authority be granted to acquire the lands known as 51-61 Commissioners Street and 185 Cherry Street, and that the said lands be declared surplus to the City's requirements and that all steps necessary to comply with By-law No. 551-1998 be taken;
- (3) the Chief Administrative Officer, the Chief Financial Officer and Treasurer and the City Solicitor be requested to report back to Council on their decision as to whether the proposed transaction has been proceeded with;
- (4) all agreements and documents necessary to implement the transaction be in a form and content satisfactory to the City Solicitor; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing."

**11.151 Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity".**

**October 3, 2000:**

*Procedural Motion:*

Councillor Layton, with the permission of Council, moved that the joint reports dated October 2, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor, in regard to the final negotiated agreement with the proponents for waste disposal, be made available immediately to the public and the briefing in this regard, to be held on Wednesday, October 4, 2000, be a public briefing.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of the procedural motion by Councillor Layton, ruled such motion out of order.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 24
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Councillors:	Ashton, Balkissoon, Brown, Cho, Chong, Feldman, Flint, Giansante, Holyday, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Prue, Saundercook, Soknacki
No - 17 Councillors:	Adams, Bossons, Chow, Filion, Jakobek, Johnston, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae, Tzekas, Walker

Carried by a majority of 7.

**October 5, 2000:**

*Procedural Motion:*

Councillor Layton moved that Council request the proponents to permit the release of the full contract documents.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of the procedural motion by Councillor Layton, ruled such motion out of order.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 28	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berger, Cho, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Soknacki, Valenti
No - 17	
Councillors:	Adams, Augimeri, Bussin, Chow, Johnston, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker

Carried by a majority of 11.

*Motion to Extend Questions of Staff:*

Councillor Miller, having questioned for a period of five minutes, Councillor Walker, seconded by Councillor Layton, moved that subsection 25(5) of the Council Procedural By-law be waived and



that Councillor Miller be granted a further period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 27
Councillors: Adams, Altobello, Ashton, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chow, Disero, Flint, Gardner, Holyday, Johnston, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Nunziata, Prue, Shaw, Silva, Walker
No - 15
Councillors: Chong, Davis, Duguid, Giansante, Kelly, Li Preti, Lindsay Luby, Mahood, Moeser, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Soknacki

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

*Motion to Permit Additional Questions of Staff:*

Councillor Miller, having questioned for a period of five minutes, Councillor Walker, seconded by Councillor Layton, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Miller be granted an additional opportunity, once all Members of Council have concluded their questions, to question staff for a period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 28
Councillors: Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Flint, Giansante, Johnston, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Palacio, Pantalone, Prue, Shaw, Silva, Tzekas, Walker
No - 19
Councillors: Ashton, Berger, Chong, Davis, Disero, Duguid, Feldman, Gardner, Kelly, King, Li Preti, Lindsay Luby, Mahood, Moeser, O'Brien, Ootes, Saundercook, Shiner, Soknacki

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

*Motion to Extend Questions of Staff:*

Councillor Walker, having questioned for a period of five minutes, Councillor Miller, seconded by Councillor Layton, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Walker be granted a further period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 24

Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Bossons, Bussin, Cho, Chow, Flint, Johnston, Kinahan, Layton, McConnell, Mihevc, Miller, Nunziata, Pantalone, Prue, Rae, Shaw, Silva, Tzekas, Walker

No - 22

Mayor: Lastman

Councillors: Berger, Chong, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shiner, Soknacki, Valenti

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

*Motion to Permit Additional Questions of Staff:*

Councillor Walker, having questioned for a period of five minutes, Councillor Miller, seconded by Councillor Layton, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Walker be granted an additional opportunity, once all Members of Council have concluded their questions, to question staff for a period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 24	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Bussin, Cho, Chow, Disero, Flint, Johnston, Kinahan, Layton, McConnell, Mihevc, Miller, Nunziata, Palacio, Pantalone, Prue, Rae, Shaw, Silva, Tzekas, Walker
No - 21	
Mayor:	Lastman
Councillors:	Ashton, Berger, Chong, Duguid, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Saundercook, Shiner, Soknacki, Valenti

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

*Motion to Extend Questions of Staff:*

Councillor Layton, having questioned for a period of five minutes, Councillor Walker, seconded by Councillor Miller, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Layton be granted a further period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 22	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chow, Disero, Filion, Holyday, Johnston, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mihevc, Miller, Moscoe, Prue, Rae, Walker
No - 15	
Councillors:	Altobello, Balkissoon, Berardinetti, Chong, Duguid, Feldman, Flint, Gardner, Giansante, King, Mahood, Minnan-Wong, Palacio, Saundercook, Valenti

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



*Motion to Resolve into Committee of the Whole:*

Deputy Mayor Ootes, at 3:58 p.m., moved that Council resolve itself into Committee of the Whole in Committee Room No. 1 and then recess to meet privately to consider those portions of this Clause that must remain confidential, in accordance with the provisions of the Municipal Act, having regard that such portions contain information related to the security of property interests of the municipality.

*Vote:*

Adoption of motion by Deputy Mayor Ootes:

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

Carried by a majority of 38.

Council resolved itself into Committee of the Whole.

Committee of the Whole recessed to meet privately in Committee Room No. 1 to consider the above matter, in accordance with the provisions of the Municipal Act.

Committee of the Whole rose, reconvened as Council at 8:05 p.m., and met in public session in the Council Chamber.

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

*Motions:*

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that the following motions had been moved in Committee of the Whole for consideration by Council in conjunction with the Clause, such Clause having been submitted without recommendation:

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

“It is recommended that the contract with Rail Cycle North be amended to provide that the provisions concerning the allocation of risk, entitled ‘RCN’s Uncontrollable Circumstances’, as identified in Section 10.4 of the contract with Rail Cycle North, be made identical to those in the Republic contract, i.e., that Section 10.4 of the contract with Rail Cycle North be deleted.”

- (b) Councillor O’Brien moved that Council adopt the following motion:

“**WHEREAS** the Commissioner of Works and Emergency Services has discussed, with Rail Cycle North, possible amendments to any agreement with Toronto, allowing Toronto the ability to reduce the quantity of municipal waste required to be disposed of at the Adams Mine Landfill, in the event that Toronto chose in the future to divert waste to an incineration facility; and

**WHEREAS** Rail Cycle North has indicated its willingness to consider the inclusion, in the agreement, of the ability of Toronto to reduce municipal waste as a result of incineration but on certain conditions;

**NOW THEREFORE BE IT RESOLVED THAT** any agreement with Rail Cycle North include a provision allowing Toronto to reduce the quantities of waste going to the Adams Mine landfill as a result of redirecting waste to incineration upon the following conditions:

- (1) any incinerator to which waste is sent would be located in Toronto;
- (2) the price at which waste would be sent to an incinerator would be at or lower than the Rail Cycle North price calculated at the time that the incinerator is ready to accept waste;
- (3) Rail Cycle North would have a first right of refusal, under any Toronto process, to construct an incinerator, if an incinerator proposal came forward;
- (4) before Toronto could consider proposals for incineration at an incinerator facility, the Certificate of Approval for the incinerator must be in place;
- (5) any ash residue (of a non-hazardous nature) from any successful incinerator proponent must be delivered to Rail Cycle North at a negotiated price between the incinerator proponent and Rail Cycle North;

- (6) any incinerator facility to which waste is redirected under the Rail Cycle North agreement must be developed prior to the end of the year 2013; and
  - (7) Rail Cycle North have the right to receive any waste, above the 300,000 tonnes, committed annually to Republic Services of Canada Inc. under the proposed agreement in the years 2001 and 2002 or BFI Canada and Superior Arbor Hills Landfill Inc. (Onyx) under the City's current Waste Transportation Disposal Agreement."
- (c) Councillor Moscoe moved that:
- (1) motion (b) by Councillor O'Brien be referred to the Commissioner of Works and Emergency Services and the City Solicitor for further review as it pertains to the impact on the negotiated contract with Rail Cycle North and the implications for the City and report thereon to the Works Committee;
  - (2) the contract with Rail Cycle North be amended by deleting Section 20.3; and
  - (3) motion (b) by Councillor O'Brien be amended by:
    - (i) deleting Condition No. (3); and
    - (ii) deleting Condition No. (7).
- (d) Councillor Adams moved that motion (b) by Councillor O'Brien be amended by:
- (1) deleting from Condition No. (1) the word "Toronto" and inserting in lieu thereof the words "Greater Toronto Area";
  - (2) adding to Condition No. (3), the words "subject to the approval of the City's Chief Purchasing Official";
  - (3) deleting from Condition No. (4), the word "consider", and inserting in lieu thereof the words "give final approval"; and
  - (4) adding thereto a new Condition which would provide that the terms and conditions of the final agreement would be subject to a report to, and approval by, City Council.
- (e) Councillor Cho moved that motion (b) by Councillor O'Brien be amended by:
- (1) deleting Condition No. (5);
  - (2) deleting Condition No. (6); and

- (3) adding thereto a new Condition which would provide that the final contract be signed at a special emergency meeting of the new Council in December 2000, and that staff be authorized to continue to negotiate a better deal for the citizens of Toronto.
- (f) Councillor Miller moved that Council adopt the following recommendation:
- “It is recommended that the contract with Rail Cycle North be amended by:
- (1) deleting Section 20.3; and
- (2) deleting Section 10.6.”
- (g) Councillor King moved that motion (b) by Councillor O’Brien be amended by adding thereto the words “and further that the wording in Conditions Nos. (1) to (7), as amended, be to the satisfaction of the City Solicitor, the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer”.
- (h) Mayor Lastman moved that Council adopt the following recommendation:
- “It is recommended that approval of the contracts be subject to an amendment to the terms and conditions which would provide that the Rail Cycle North (RCN) contract for the transport and disposal of Toronto’s waste be terminated in the event the federal Minister of the Environment orders an Environmental Assessment of the Adams Mine landfill on or before February 15, 2001, and the Commissioner of Works and Emergency Services be authorized to redirect to Republic Services of Canada Inc. and/or BFI Canada and Superior Arbor Hills Ltd. (the Arbor Hills landfill) the municipal waste that would otherwise be delivered to RCN based on the best price and tonnage combination and, further, that the Commissioner of Works and Emergency Services be authorized to further amend the current Waste Transport and Disposal Agreement with BFI Canada and Superior Arbor Hills Limited (Onyx), as amended by the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, for a further term of five (5) years at the same or lower price and otherwise on the same terms and conditions.”
- (i) Councillor Walker moved that Council adopt the following recommendation:
- “It is recommended that the contract contain language which makes Rail Cycle North responsible for any costs associated with ‘collapse’.”

*Motions moved in Public Session:*



Deputy Mayor Ootes, having regard to the motions moved in Committee of Whole, called upon additional motions with respect to the Clause.

(j) Councillor Saundercook moved that Council adopt the following recommendations:

“It is recommended that:

- (1) any revenues that will flow from the contracts with the proponents to the City of Toronto be dedicated to recycling programs;
- (2) the joint confidential report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor, be adopted, such joint report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the municipality and is otherwise subject to the provisions of the Municipal Freedom of Information and Protection of Privacy Act, save and except the following recommendations embodied therein:

‘It is recommended that the City of Toronto:

- (1) execute a contract with Republic Services Inc., Republic Services of Canada Inc., Republic Services of Michigan I, LCC (doing business as Carleton farms), and Wilson Logistics Inc., substantially in accordance with the terms and conditions set out in Appendix “1” to this report and the negotiated contract document, which will be forwarded under separate confidential cover; and
- (2) execute a contract with Rail Cycle North Ltd., Canadian Waste Services Inc., and Waste Management Inc., substantially in accordance with the terms and conditions set out in Appendix “2” to this report and the negotiated contract document, which will be forwarded under separate confidential cover.’; and
- (3) the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the municipality and is otherwise subject to the provisions of the Municipal Freedom of Information and Protection of Privacy Act, save and except the following recommendation embodied therein:

'It is recommended that City Council authorize the execution of an amending agreement with Browning-Ferris Industries, Inc., BFI Waste Systems of North America Inc., Browning-Ferris Industries Ltd., Allied Waste Industries, Inc., Superior Arbor Hills Landfill, Inc., and Canadian Waste Services Inc. in relation to the current Waste Transport and Disposal Agreement for waste disposal at the Arbor Hills landfill site in Michigan, substantially in accordance with the draft agreement attached as an Appendix to this report.' "

- (k) Councillor McConnell moved Council adopt the following recommendation:

"It is recommended that the Chief Administrative Officer be instructed to seek a risk assessment of the City's liability under Section 10.6 in the Rail Cycle North contract and submit a report to Council for its Special Meeting to be held on Friday, October 6, 2000, on an insurer that is prepared to cover the risk."

- (l) Councillor Mahood moved that:

- (1) motion (j) by Councillor Saundercook be amended to provide that the contract with Rail Cycle North be amended by deleting from Section 6.22, entitled "Keele Valley Closure and Equipment", the words "as agreed to between RCN and the City. In the event that RCN and the City are not able to agree, the price shall be the lower of book value or", so that such Section shall now read as follows:

"6.22 Keele Valley Closure and Equipment

At the City's option, RCN shall purchase from the City any and all surplus landfill equipment, as listed in Schedule 6.22, resulting from the permanent closure of Keele Valley. The price of the surplus equipment shall be the fair market value as determined by a mutually agreed upon third party, holding sufficient knowledge of the industry to make a fair and reasonable appraisal."; and

- (2) Council adopt the following recommendation:

"It is recommended that, with respect to motion (b) by Councillor O'Brien, the Commissioner of Works and Emergency Services and the City Solicitor be requested to continue negotiations with Rail Cycle North with regard to the wording of appropriate conditions, and report thereon to the Special Meeting of Council to be held on October 6, 2000."

- (m) Councillor Walker moved that consideration of the Clause be deferred to the business portion of the Inaugural Meeting of the new City Council to be held on December 5, 6 and 7, 2000.

**October 6, 2000:**

*Motion to Extend Questions of Mayor:*

Councillor McConnell, having questioned for a period of five minutes, Councillor Walker, seconded by Councillor Miller, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor McConnell be granted a further period of five minutes in order to permit the conclusion of her questions, the vote upon which was taken as follows:

Yes - 23	
Councillors:	Adams, Brown, Bussin, Chow, Filion, Flint, Giansante, Jakobek, Johnston, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Nunziata, Palacio, Pantalone, Prue, Rae, Shaw, Silva, Tzekas, Walker
No - 26	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berardinetti, Chong, Davis, Disero, Duguid, Feldman, Gardner, Holyday, Kelly, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Moeser, O'Brien, Ootes, Pitfield, Saundercook, Shiner, Soknacki, Valenti

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

*Motion to Extend Questions of Mayor:*

Councillor Walker, having questioned for a period of five minutes, Councillor Johnston, seconded by Councillor Layton, moved that subsection 25(5) of the Council Procedural By-law be waived and that Councillor Walker be granted a further period of five minutes in order to permit the conclusion of his questions, the vote upon which was taken as follows:

Yes - 22	
Councillors:	Adams, Bossons, Brown, Bussin, Cho, Chow, Davis, Flint, Giansante, Johnston, Korwin-Kuczynski, McConnell, Mihevc, Miller, Moscoe, Nunziata, Palacio, Pantalone, Prue, Rae, Shaw, Walker
No - 25	
Mayor:	Lastman
Councillors:	Ashton, Balkissoon, Chong, Disero, Duguid, Feldman, Filion, Gardner, Holyday, Jakobek, Kelly, Li Preti, Lindsay Luby, Mahood, Mammoliti, Moeser, O'Brien, Ootes, Pitfield, Saundercook, Shiner, Sinclair, Soknacki, Valenti

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

*Motion:*

- (n) Councillor Mihevc moved that motion (m) by Councillor Walker be amended by adding thereto the following:

“and further that:

- (1) the time be used to negotiate and clarify better terms and conditions with respect to unavoidable costs, incineration and any other matter raised by Council; and
- (2) an information package be made available by City staff for public distribution.”

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having varied the proceedings of Council, with the permission of Council, to permit questions of the Commissioner of Works and Emergency Services, ruled that the information sought by the additional questions of Members of Council had already been provided, and that Council should now resume the debate on this Clause.

Councillor McConnell challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 35	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Moeser, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shiner, Silva, Soknacki, Tzekas, Valenti
No - 14	
Councillors:	Adams, Bossons, Chow, Filion, Johnston, Kinahan, Layton, Mihevc, Miller, Moscoe, Nunziata, Prue, Rae, Walker

Carried by a majority of 21.

- (o) Councillor Kinahan moved that motion (m) by Councillor Walker be amended to provide that the deferral apply only to the contract with Rail Cycle North.

*Ruling by Deputy Mayor:*

Council was advised that motion (m) by Councillor Walker is a deferral motion of the entire Clause and that motion (o) by Councillor Kinahan is an amendment to the Clause.

*Vote on Deferral:*

Adoption of motion (n) by Councillor Mihevc:

Yes - 35	
Councillors:	Adams, Ashton, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Davis, Duguid, Feldman, Filion, Flint, Giansante, Johnston, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Soknacki, Tzekas, Walker
No - 21	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Disero, Gardner, Holyday, Jakobek, Kelly, King, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Palacio, Saundercook, Silva, Sinclair, Valenti

Carried by a majority of 14.

Adoption of motion (m) by Councillor Walker, as amended:

Yes - 19	
Councillors:	Adams, Augimeri, Bossons, Bussin, Cho, Chow, Filion, Johnston, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 37	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Moeser, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 18.

*Motions:*

(p) Mayor Lastman moved that:

- (1) motion (j) by Councillor Saundercook be amended to provide that the execution of the contract with Rail Cycle North shall be conditional on the removal of Section 10.6, concerning unavoidable cost increases, and failing acceptance by Rail Cycle North of the removal of such Section within four (4) days of Council's decision on this matter, the contract not proceed and, in the event of failure by RCN to agree to this condition, the Commissioner of Works and Emergency Services be authorized to redirect the waste that would otherwise be sent to Rail Cycle North to:
- (a) Republic Services of Canada Inc. under the contract before Council; and/or
  - (b) BFI Canada and Superior Arbor Hills Limited under the City's current waste transport and disposal agreement at the Arbor Hills landfill,
- based on the best price and tonnage combination; and
- (2) motion (b) by Councillor O'Brien be received.
- (q) Councillor Cho moved that motion (b) by Councillor O'Brien be amended by deleting from Condition No. (1) the word "Toronto" and inserting in lieu thereof the word "Ontario", so that such Condition shall now read as follows:
- "(1) Any incinerator to which waste is sent would be located in Ontario;"
- (r) Councillor Gardner moved that motion (b) by Councillor O'Brien be amended by inserting in Condition No. (5), after the word "price", the words "acting reasonably", so that such Condition shall now read as follows:
- "(5) Any ash residue (of a non-hazardous nature) from any successful incinerator proponent must be delivered to Rail Cycle North at a negotiated price acting reasonably between the incinerator proponent and Rail Cycle North."
- (s) Councillor Mihevc moved that motion (j) by Councillor Saundercook be amended to provide that the City require Rail Cycle North to obtain two approval permits to remove water from the pit from the Ministry of the Environment and a Section 53 sewage works approval under the Ontario Water Resources Act for discharge of water into the natural environment, prior to signing the contract with Rail Cycle North.
- (t) Councillor Prue moved that:
- (1) motion (j) by Councillor Saundercook be amended to provide that the contract with Rail Cycle North include a provision that the greenhouse gas credit provided to the

City by Rail Cycle North uses the same approach as that used in the Republic contract; and

- (2) Council adopt the following recommendation:

“It is recommended that a group of engineers from the City of Edmonton be invited to visit the City of Toronto and provide, for the information of City of Toronto Councillors, a slide presentation on the waste disposal process used by the City of Edmonton, such visit to take place prior to December 5, 2000.”

- (u) Councillor King moved that motion (j) by Councillor Saundercook be amended to provide that the draft agreement attached as an Appendix to the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, be amended by changing the effective date as set out in highlight (d) of the report to a date which is 180 days from the date of execution of the amending agreement.

*Procedural Motion:*

Councillor Layton, with the permission of Council, moved that provision be made to hear comments from the members of the public present in the Council Chamber in regard to this Clause.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the provisions of the Council Procedural By-law, ruled the foregoing motion by Councillor Layton out of order.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 28	
Mayor:	Lastman
Councillors:	Balkissoon, Berardinetti, Cho, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Minnan-Wong, Moeser, Ootes, Palacio, Pantalone, Shaw, Silva, Valenti
No - 12	
Councillors:	Adams, Bossons, Brown, Bussin, Chow, Johnston, Layton, Miller, Nunziata, Prue, Rae, Walker



Carried by a majority of 16.

*Motions:*

- (v) Councillor Bossons moved that motion (j) by Councillor Saundercook be amended to provide that the contract with RCN contain language which makes RCN responsible for any costs associated with earthquakes, as well as “pop ups” (leaks) of the mine floor resulting from factors other than earthquakes.
- (w) Councillor Chow moved that motion (j) by Councillor Saundercook be amended to provide that the words “or RCN” be deleted from the last sentence of Section 15.9 of the contract.

*Procedural Motion:*

Councillor Chow, with the permission of Council, moved that Council defer further consideration of this Clause until later in the meeting, and that Council now consider Clause No. 1 of Report No. 17 of The Works Committee, headed “3Rs Implementation Plan for the City of Toronto”.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard for the previous decision of Council with respect to deferral of this Clause, ruled that, in accordance with Section 46 of the Council Procedural By-law, a two-thirds majority of Members of Council present and voting would be required to adopt the procedural motion by Councillor Chow.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 29	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Valenti
No - 13	
Councillors:	Adams, Augimeri, Bossons, Cho, Chow, Disero, Johnston, Kinahan, Layton, Miller, Prue, Rae, Walker

Carried by a majority of 16.

*Vote:*

Adoption of Procedural Motion by Councillor Chow:

Yes - 19 Councillors: Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Layton, Mahood, McConnell, Miller, Moscoe, Nunziata, Prue, Rae, Tzekas, Walker
No - 32 Mayor: Lastman Councillors: Altobello, Balkissoon, Berardinetti, Berger, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Valenti

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

*Motions:*

(x) Councillor Adams moved that:

- (1) motion (j) by Councillor Saundercook be amended to provide that the City of Toronto not proceed with the contract with Rail Cycle North for the City's municipal waste disposal and instead direct the Commissioner of Works and Emergency Services to renegotiate a contract with Republic Services of Canada that utilizes rail transport for shipment to Michigan for both municipal and private waste received by the City for disposal and to submit a report to the first meeting of the new City Council, prior to the December 15, 2000 expiry of Republic's commercial securities; and

(2) Council adopt the following recommendation:

"It is further recommended that City Council request the federal government to conduct a full environmental assessment on the Adams Mine site, especially in light of the 2-1 split decision of the Provincial Environmental Assessment Board in its proceeding of limited scope and the request dated September 28, 2000, from the Department of Indian Affairs and Northern Development, Ontario Region."

*Ruling by Deputy Mayor:*

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

Councillor Walker challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 29	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shiner, Sinclair, Valenti
No - 16	
Councillors:	Augimeri, Bossons, Bussin, Cho, Chow, Johnston, Korwin-Kuczynski, Layton, McConnell, Miller, Moscoe, Pantalone, Prue, Rae, Tzekas, Walker

Carried by a majority of 13.

*Motions:*

(y) Councillor Kinahan moved that:

- (1) consideration of the issue of the Rail Cycle North contract be deferred to the end of the Inaugural Meeting of the new City Council;
- (2) motion (j) by Councillor Saundercook be amended to provide that:
  - (a) a warning clause be added to the Rail Cycle North contract to the effect that Council hereby puts Rail Cycle North on notice that in all likelihood, the new Council will debate the issue of the Rail Cycle North contract and may rescind same, in which case, Rail Cycle North should begin to mitigate its damages now; and
  - (b) a Clause be included in all three contracts (Republic, Rail Cycle North and Browning-Ferris) that the parties agree to the public release of the contract; and



## (3) Council adopt the following recommendation:

“It is further recommended that the City Solicitor be requested to submit a report to the Inaugural Meeting of Council on whether the retiring Members of this Council breached any fiduciary duty or other duty to the City of Toronto by voting on the Rail Cycle North Contract when they know:

- (a) City Council would, in all likelihood, re-debate the issue of the Rail Cycle North contract;
- (b) the new City Council could rescind that contract; and
- (c) Rail Cycle North could have a significant claim against the City if the Rail Cycle North contract is rescinded.”

*Ruling of Deputy Mayor:*

Deputy Mayor Ootes, having been requested by Councillor Layton to permit questions of staff, ruled that questions of the previous speaker only would be permitted.

Councillor Layton challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 28	
Mayor:	Lastman
Councillors:	Balkissoon, Berardinetti, Berger, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shiner, Sinclair, Valenti
No - 16	
Councillors:	Augimeri, Bossons, Brown, Bussin, Cho, Chow, Johnston, Layton, McConnell, Miller, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker

Carried by a majority of 12.

## (z) Councillor Miller moved that:

- (1) motion (j) by Councillor Saundercook be amended to provide that the contract with Rail Cycle North be amended by:
- (a) inserting in Section 7.1(a), after the words “Municipal Waste”, the words “except Residue”;
  - (b) deleting from Section 7.2 the words “The City shall also deliver, at a Transfer Station or a location to be agreed between the parties, all Residue”; and
  - (c) deleting from the definition of “Diversion and New and Emerging Technologies”, embodied in Section 1.1, the words “or incineration”;

- (2) Part (1) of motion (y) by Councillor Kinahan be amended by adding thereto the following words:

“and, in the interim, the Commissioner of Works and Emergency Services and the City Solicitor be instructed to:

- (a) continue negotiations with Rail Cycle North, with a view to:
  - (i) deleting Sections 10.6 and 20.3 from the contract;
  - (ii) inserting in Section 7.1(a), after the words “Municipal Waste”, the words “except Residue”;
  - (iii) deleting from Section 7.2 the words “The City shall also deliver, at a Transfer Station or a location to be agreed between the parties, all Residue”; and
  - (iv) deleting from the definition of “Diversion and New and Emerging Technologies”, embodied in Section 1.1, the words “or incineration”; and
- (b) negotiate either a further extension of Keele Valley or compensation for the forced closure thereof with the Province of Ontario.”; and

- (3) Council adopt the following recommendation:

“It is recommended that the Rail Cycle North contract be referred to the Commissioner of Works and Emergency Services and the City Solicitor to:

- (a) continue negotiations with RCN, with a view to:
  - (i) deleting Sections 10.6 and 20.3 from the contract;
  - (ii) inserting in Section 7.1(a), after the words “Municipal Waste”, the words “except Residue”;
  - (iii) deleting from Section 7.2 the words “The City shall also deliver, at a Transfer Station or a location to be agreed between the parties, all Residue”; and
  - (iv) deleting from the definition of “Diversion and New and Emerging Technologies”, embodied in Section 1.1, the words “or incineration”; and
- (b) negotiate either a further extension of Keele Valley or compensation for the forced closure thereof, and staff be requested to submit a report to the Inaugural Meeting of City Council (second day) on such negotiations.”

*Permission to Withdraw Motion:*

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

*Motions:*

- (aa) Councillor Nunziata moved that:
  - (1) motion (j) by Councillor Saundercook be amended to provide that Section 20.3 be deleted from the contract with Rail Cycle North; and
  - (2) the Clause be struck out and referred to the Commissioner of Works and Emergency Services for further consideration and report thereon to the Works Committee on all outstanding items and motions moved by Members of Council in this regard.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of Part (2) of motion (aa) by Councillor Nunziata, and the previous decision of Council on the deferral of the Clause, ruled such Part out of order.

Councillor Mammoliti challenged the ruling of the Deputy Mayor.



*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 30	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shiner, Silva, Soknacki, Valenti
No - 17	
Councillors:	Adams, Bossons, Brown, Bussin, Chow, Johnston, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Walker

Carried by a majority of 13.

*Motions:*

- (bb) Councillor Bussin moved that motion (j) by Councillor Saundercook be amended to provide that:
- (1) Parts (a), (b) and (c) of Section 6.12, entitled "Records", "Monthly Reporting" and "Annual Reporting", respectively, and Schedule 1.1, entitled "Specifications", pertaining to the maintenance of trucks and equipment, embodied in the contract with Rail Cycle North, be referred to the Commissioner of Works and Emergency Services for a report thereon to the Works Committee, outlining the implications of how the City's responsibilities with respect to due diligence can be met; and the Commissioner of Works and Emergency Services be directed to renegotiate the contract to provide that the City is allowed to inspect all business records and, if the City so chooses, the City would be able to make such documents public; and
  - (2) the City of Toronto ensure that the people of the following communities do not experience the same disruption to their lives currently experienced by the people of Kirkland Lake, by amending the contract with Rail Cycle North to include a provision that, regardless of the availability of the Adams Mine site, under no circumstances will the garbage from Toronto be dumped in the following communities, nor would the following communities be considered as contingency sites:
    - Abitibi Canyon;
    - Adamsdale;

- Adanac;
- Advance;
- Agawa Bay;
- Ahmic Harbour;
- Alban;
- Alberton;
- Algoma Mills;
- Amethyst Harbour;
- Amyot;
- Anderson Lake;
- Ansonia;
- Ansonville;
- Anstice;
- Arbor Vitae;
- Ardbeg;
- Armour;
- Arms;
- Armstrong;
- Arnstein;
- Arpin;
- Ashburton;
- Assiginack;
- Astorville;
- Atikokan;
- Attawapiskat;
- Atwood;
- Augsburg;
- Austin;
- Axe Lake;
- Aylsworth;
- Azilda;
- Badger's Corners;
- Bailey Corners;
- Baird;
- Baldwin;
- Balsam Creek;
- Banbury;
- Bankfield;
- Banting and Best;
- Bar River;
- Barbers Bay;
- Barclay;

- Barnhart;
- Barrie Island;
- Barrydowne;
- Barwick;
- Basin Mines;
- Bass Creek;
- Batchawana Bay;
- Bay;
- Bayfield;
- Bayswater;
- Bayview;
- Bear Cave;
- Bear Island;
- Bear Lake;
- Bear Valley;
- Beardmore;
- Beaucage;
- Belanger;
- Bell;
- Bell Grove;
- Belle Vallee;
- Bellingham;
- Benny;
- Bergland;
- Berriedale;
- Berylvale;
- Bidwell;
- Big Fork;
- Big Lake;
- Big Trout Lake;
- Bigelow;
- Billings;
- Birch Haven;
- Biscotasing;
- Black River-Matheson;
- Blanchard's Landing;
- Blezard Valley;
- Blind River;
- Boland's Bay;
- Bolger;
- Bonfield;
- Boninville;

- Borups Corners;
- Bourdages Corner;
- Bourdeau;
- Bourkes;
- Box Alder;
- Bradlo;
- Bray;
- Brentha;
- Brethour;
- Britainville;
- Britt;
- Broadbent;
- Broadview Gardens;
- Brodie;
- Brookfield;
- Brooks Landing;
- Broulan Reef;
- Bruce Mines;
- Bruce Station;
- Brunetville;
- Buckley;
- Buffalo-Ankerite;
- Burchell Lake;
- Burditt Lake;
- Burk's Falls;
- Burnt Island;
- Burpee;
- Burriss;
- Buzwah;
- Byng Inlet;
- Cache Bay;
- Caderette;
- Caldwell;
- Callander;
- Callum;
- Calstock;
- Cambrian Heights;
- Cane;
- Capreol;
- Caramat;
- Carling;
- Carnarvon;

- Carol Richard Park;
- Carpin Beach;
- Carters Corners;
- Cartier;
- Casey;
- Casimir;
- Casummit Lake;
- Cavers;
- Cecebe;
- Cedar Croft;
- Cedar Heights;
- Central Patricia;
- Chamberlain;
- Champlain Park;
- Chapleau;
- Chapman;
- Chapple;
- Charlton;
- Chelmsford;
- Cheminis;
- Chetwynd;
- Chikopi;
- Christie;
- Chudleigh;
- Clarkdon;
- Clear Lake;
- Clearwater Bay;
- Cloudslee;
- Cobalt;
- Cockburn Island;
- Cold Springs;
- Coldwell;
- Dack;
- Dance;
- Day and Bright Additional;
- Day Mills;
- Dearlock;
- Deer Lake;
- Delnite;
- Departure Lake;
- Depot Harbour;
- Dermid;

- Desaulniers;
- Desbarats;
- Devlin;
- Dilke;
- Dillon;
- Dinorwic;
- Doe Lake;
- Dokis;
- Dome;
- Don Lita;
- Dorion;
- Dowling;
- Drury;
- Dryden;
- Dryden's Corner;
- Dufferin Bridge;
- Dugwal;
- Dunchurch;
- Dunnet's Corner;
- Dunns Valley;
- Dymond;
- Emo;
- Emsdale;
- Englehart;
- Errettsville;
- Espanola;
- Estaire;
- Eton-Rugby;
- Evansville;
- Evanturel;
- Everard;
- Foxey;
- Franz;
- Frater;
- French Bay;
- French Portage;
- French River;
- Frenchman's Head;
- Fricker;
- Fridays;
- Frood Mine;
- Fryatt;

- Gore Bay;
- Goudreau;
- Goulais Bay;
- Gowganda;
- Grandview Gardens;
- Graniteville;
- Green Bay;
- Gregoires Mill;
- Grimsthorpe;
- Gros Cap;
- Guilletville;
- Howland;
- Hoyle;
- Huckson Corners;
- Hudson;
- Hugel;
- Hull;
- Humphrey;
- Hurdville;
- Hurkett;
- Huronian;
- Hymers;
- Ice Lake;
- Ignace;
- Ingolf;
- Inholmes;
- Intola;
- Iron Bridge;
- Iroquois Falls;
- Island Falls;
- Island Lake;
- Jaffray and Melick;
- James;
- Jellicoe;
- Jelly;
- Jerome;
- Jocko;
- Jogues;
- Johnson;
- Johnsons Landing;
- Joly;
- Jones;

- Jones Landing;
- Judge;
- Jumbo Gardens;
- Kagawong;
- Kakabeka Falls;
- Kaministiquia;
- Kamiskotia;
- Kapuskasing;
- Karalash Corners;
- Kashabowie;
- Katrine;
- Kawene;
- Kearney;
- Keewatin;
- Kelso;
- Kenora;
- Kenwell;
- Kerns;
- Kerr Lake;
- Key Harbour;
- Key Junction;
- Key River;
- Keyson;
- Killamey;
- Killbear Park;
- Kipling;
- Kirby's Corner;
- Kirk;
- Kirke;
- Kitigan;
- Kivikoski;
- Knudsens Corner;
- Korah;
- Kormak;
- Krugerdorf;
- Kynoch;
- La Vallée;
- Lac la Croix;
- Lac Seul;
- Lac-Ste-Therese;
- Laird;
- Lajeunesse Bridge;



- Lake Bernard;
- Lake River;
- Lake Wasaw;
- Langdon;
- Lappe;
- Larchwood;
- Latchford;
- Laurentien;
- Lavigne;
- Lee Valley;
- Leeburn;
- Leeville;
- Lepage;
- Levack;
- Lingman Lake;
- Little Britain;
- Little Current;
- Little Longlac;
- Little Rapids;
- Lively;
- Livingstone Creek;
- Lochalsh;
- Lockerby;
- Lo-Ellen;
- Lone Pine;
- Long Bay;
- Longlac;
- Loon;
- Lorimer Lake;
- Loring;
- Lorne;
- Lorrain;
- Lorrain Valley;
- Lost Channel;
- Low Bush River;
- Lowther;
- Ludgate;
- Machar;
- Machin;
- Mackey;
- MacLennan;
- Madsen;

- Maecks Subdivision;
- Magnetawan;
- Malachi;
- Mammamattawa;
- Manitou Falls;
- Manitou Park;
- Manitouwadge;
- Manitowaning;
- Manomin;
- Marathon;
- Margo Lake;
- Markstay;
- Marshall Park;
- Marten River;
- Marter;
- Massey;
- Matachewan;
- Matheson;
- Mattawa;
- Mattice;
- Mattice-Val Cote;
- McCluskeys Corners;
- McCool;
- McCrea Heights;
- McCrosson and Tovell;
- McDougall;
- McFarlane Lake;
- McGinnis Creek;
- McIntosh;
- McIntosh Springs;
- McKellar;
- McKerrow;
- McLaren's Bay;
- McQueen;
- Mead;
- Meadow Park;
- Meldrum Bay;
- Melgund;
- Melrose Gardens;
- Michael's Bay;
- Nairn Centre;
- Naongashing;

- Naughton;
- Neebish;
- Nellie Lake;
- Nemegos;
- New Liskeard;
- New Sudbury;
- Neys;
- Nezah;
- Nicholson;
- Nickel Centre;
- Nickeldale;
- Night Hawk Centre;
- Nipigon;
- Opasatika;
- Opasquia;
- Ophir;
- Oranmore;
- Orient Bay;
- Orrville;
- Osseo;
- Otter;
- Ottermere;
- Owakonze;
- Oxdrift;
- Paipoonge;
- Pakesley;
- Pamour;
- Paradis Bay;
- Parkinson;
- Parkwood;
- Parry Island;
- Parry Sound;
- Parthia;
- Pass Lake;
- Patton;
- Pearceley;
- Pearl;
- Pearson;
- Peawanuck;
- Pelletier Bridge;
- Penhall;
- Perivale;

- Perrault Falls;
- Peterbell;
- Pevensey;
- Pic River;
- Pickerel;
- Pickerel Lake;
- Pickle Crow;
- Pickle Lake;
- Pine Portage;
- Pineal Lake;
- Pinecrest;
- Pinewood;
- Pleasant Valley;
- Plummer;
- Plummer Additional;
- Pointe au Baril;
- Pointe au Baril Station;
- Pointe aux Pins;
- Pointe des Chenes;
- Pointe Louise;
- Poplar;
- Poplar Dale;
- Poplar Lodge;
- Porcupine;
- Porquis Junction;
- Rainy River;
- Raith;
- Ramore;
- Ramsey;
- Ranger Lake;
- Ranoke;
- Ratter and Dunnet;
- Rayside-Balfour;
- Red Lake Road;
- Red Rock;
- Redbridge;
- Redditt;
- Reesor;
- Regan;
- Renabie;
- Restoule;
- Rheault;

- Richan;
- Richards Landing;
- Ripple;
- River Heights;
- River Valley;
- Riviere Veuve;
- Robinson Subdivision;
- Rock Lake;
- Rockville;
- Rockwynn;
- Rose Point;
- Rosseau;
- Rosseau Road;
- Rosslyn Village;
- Rossport;
- Ruel;
- Rutherford and George Island;
- Rutherglen;
- Rydal Bank;
- Rye;
- Ryerson;
- Ryland;
- Seguin Falls;
- Seine River Village;
- Sellar;
- Sellwood;
- Shabaqua;
- Shabaqua Corners;
- Shallow Lake;
- Shannon Hall;
- Shawanaga;
- Shawanaga Landing;
- Shawmere;
- Shebandowan;
- Shebeshekong;
- Sheguiandah;
- Shenston;
- Sherwood;
- Sheshegwaning;
- Shillington;
- Shining Tree;
- Shoal Lake;

- Shuniah;
- Silver Dollar;
- Silver Islet;
- Silver Mountain;
- Simard;
- Sioux Lookout;
- Sioux Narrows;
- Sistonens Corners;
- Skead;
- Skerryvore;
- Skibi Lake;
- Skibo;
- Slate River Valley;
- Sleeman;
- Smooth Rock Falls;
- Snake Falls;
- Snowville;
- Snug Harbour;
- Snug Haven;
- Songis;
- South Baymouth;
- South Mindoka;
- South Porcupine;
- South River;
- Sowerby;
- Spanish;
- Spence;
- Spring Bay;
- Spring Creek;
- Springer;
- St. Charles;
- St. Cloud;
- St. Joseph;
- St. Pie X;
- Stanley;
- Starrat;
- Starratt-Olsen;
- Steelton;
- Steep Rock Lake;
- Stepstone;
- Stevens;
- Stinson;

- Stirling Falls;
- Storkson's Corner;
- Stratton;
- Strickland;
- Strong;
- Sturgeon Falls;
- Sturgeon River;
- Sudbury;
- Sultan;
- Summer Beaver;
- Sundridge;
- Suni;
- Sunny Slope;
- Sunset Park;
- Sunshine;
- Sutton Bay;
- Swain Post;
- Swastika;
- Sylvan Valley;
- Tansleyville;
- Tarbutt and Tarbutt Additional;
- Tehkummah;
- Terrace Bay;
- The Archipelago;
- The Donovan;
- The P Patch;
- The Slash;
- Theresa;
- Thessalon;
- Thibeault Terrace;
- Thorne;
- Thorneloe;
- Thunder Bay;
- Thwaites;
- Timmins;
- Tobacco Lake;
- Toimela;
- Tolsmaville;
- Tomiko;
- Tomstown;
- Trout Creek;
- Trout Mills;

- Trudeau;
- Tunis;
- Turtle Lake;
- Tweedsmuir;
- Twin Falls;
- Two O'Clock;
- Val Albert;
- Val Caron;
- Val Côté;
- Val Gagne;
- Val Rita;
- Val Rita-Harty;
- Val Therese;
- Valley East;
- Vermilion Bay;
- Verner;
- Vickers Heights;
- Vimy Ridge;
- Wabigoon;
- Wabi-Kon;
- Wabos;
- Wahnapiatae;
- Wahwashkesh;
- Walden;
- Wallace Heights;
- Wanup;
- Warren;
- Watabeag;
- Waterfall;
- Waubamik;
- Wavell;
- Wawa;
- Wawaitin Falls;
- Wawbewawa;
- Webbwood;
- Webequie;
- Wendigo Lake;
- Werner Lake;
- West Arm;
- West Bay;
- West Fort William;
- West Riverside;



- Westree;
- Wharnccliffe;
- White River;
- Whitefish;
- Whitefish Bay;
- Whitehall;
- Whitestone;
- Whitewood Grove;
- Wikwemikong;
- Wikwemikonsing;
- Wild Goose;
- Willard Lake;
- Wilson;
- Windy Lake;
- Windy Point;
- Winisk;
- Wisemans Corners;
- Worthington;
- Wunnummin Lake;
- Wyborn; and
- Zeta.

*Request to Include Advice of City Clerk in Minutes:*

In response to a request for procedural advice by Councillor Moscoe, the City Clerk advised the Council that a simple majority of Members of Council present and voting would be required to consider this matter in the new term of Council.

Councillor Moscoe requested that the advice of the City Clerk be noted in the Minutes of this meeting.

Council concurred in the request by Councillor Moscoe.

*Motions:*

- (cc) Councillor Moscoe moved that motion (j) by Councillor Saundercook be amended to provide that:
- (1) the buyout amount in Section 20.3 of the contract with RCN be adjusted to be equivalent to the combined securities provisions in Section 6.4;
  - (2) the contract with RCN be subject to ratification by the next Council at a special meeting of the next Council to be held prior to December 15, 2000; and

- (3) the City Auditor or an independent third party audit the tonnage to be directed to Adams Mine.
  
- (dd) Councillor Tzekas moved that motion (j) by Councillor Saundercook be amended to provide that the Rail Cycle North contract be forwarded to the Toronto 2008 Olympic Bid Committee for comment before being ratified and prior to the signing of the contract; and a copy thereof be also forwarded to the federal Minister of Heritage for comment in the context of the Toronto Olympic Bid.

**October 11, 2000:***Motions:*

- (ee) Councillor Mahood, with the permission of Council, moved that motion (j) by Councillor Saundercook be amended to provide that the contract with RCN be amended to permit the City of Toronto to consider all methods of diversion, including incineration, in the future, without penalty; the wording of the contract to reflect this change to be satisfactory to the Commissioner of Works and Emergency Services and the City Solicitor.
  
- (ff) Councillor Layton moved that:
  - (1) motion (j) by Councillor Saundercook be amended to provide that:
    - (a) in the event that Council approves the Rail Cycle North contract, Rail Cycle North be requested to consider substituting the contingency sites for the primary site, and the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee on Rail Cycle North's response to this request;
    - (b) the contract with Rail Cycle North be amended to provide that the contingency sites identified in the Rail Cycle North contract become primary sites and that the primary site, i.e., the Adams Mine, become the contingency site;
    - (c) the contract with Rail Cycle North be amended by adding to Section 7.2 the words "The unavoidable cost provisions shall not be used in any way to require the City of Toronto to provide a minimum tonnage.";
    - (d) the contract with Rail Cycle North be amended by deleting from Section 7.2 all of the words, with the exception of the final sentence; and
    - (e) the contract with Rail Cycle North be amended by deleting those portions of Section 6.6(a) which address circumstances concerning contingency sites which would allow escape of obligations by Rail Cycle North to provide these sites in the event of "uncontrollable circumstances"; and

- (2) motion (v) by Councillor Bossons be amended by adding thereto the words “and any damages caused to ground and surface water resources as a result of failure, for any reason, of any of the engineered components of the landfill or the failure of the existing tailings containment structures”.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having been requested by Councillor Adams to direct the City Clerk to read the anti-lobbying provisions associated with this matter, ruled that Council proceed with the debate on this Clause.

Councillor Chow challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 26	
Mayor:	Lastman
Councillors:	Balkissoon, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Valenti
No - 20	
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chow, Giansante, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Pantalone, Rae, Tzekas, Walker

Carried by a majority of 6.

*Ruling by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of Parts (2)(b) and (3)(b) of motion (z) by Councillor Miller, ruled such Parts out of order, viz.:

- “(2) Part (1) of motion (y) by Councillor Kinahan be amended by adding thereto the following words:
- ‘(b) negotiate either a further extension of Keele Valley or compensation for the forced closure thereof with the Province of Ontario.’ ”

- “(3) the Rail Cycle North contract be referred to the Commissioner of Works and Emergency Services and the City Solicitor to:
- (b) negotiate either a further extension of Keele Valley or compensation for the forced closure thereof, and staff be requested to submit a report to the Inaugural Meeting of City Council (second day) on such negotiations.”

*Votes:*

Adoption of Part (3)(a) of motion (z) by Councillor Miller:

Yes - 22	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 33	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 11.

Adoption of Part (2) of motion (z) by Councillor Miller:

Yes - 22	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 33	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, McConnell, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 11.

Adoption of Part (1) of motion (y) by Councillor Kinahan, without amendment:

Yes - 23	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 32	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 9.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared motion (o) by Councillor Kinahan, redundant.

*Ruling by Deputy Mayor:*

Council was advised that, having regard to the nature of Part (2) of motion (p) by Mayor Lastman, the provisions of the Council Procedural By-law would have to be waived by Council, in order to now take the vote on such Part.

*Vote to Waive Provisions of Council Procedural By-law:*

Yes - 40	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Filion, Flint, Gardner, Holyday, Johnston, Jones, Kinahan, King, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 15	
Mayor:	Lastman
Councillors:	Berger, Disero, Duguid, Feldman, Giansante, Jakobek, Kelly, Korwin-Kuczynski, Li Preti, Mahood, Minnan-Wong, Saundercook, Shaw, Shiner

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

*Votes:*

Adoption of Part (2) of motion (p) by Mayor Lastman:

Yes - 27	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Bussin, Chong, Chow, Filion, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Moscoe, Ootes, Palacio, Rae, Tzekas, Valenti, Walker
No - 28	
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki

Lost by a majority of 1.

*Permission to Withdraw Motion:*

Councillor Mahood, with the permission of Council, withdrew Part (2) of his motion (1).

*Votes:*

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

Yes - 23	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Bossons, Bussin, Cho, Chow, Fillion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 32	
Mayor:	Lastman
Councillors:	Berardinetti, Berger, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Miller, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 9.

Adoption of Part (3)(i) of motion (c) by Councillor Moscoe:

Yes - 25	
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chow, Davis, Fillion, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 30	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Bossons, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, King, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 5.



Adoption of Part (3)(ii) of motion (c) by Councillor Moscoe:

Yes - 24 Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Flint, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 31 Mayor: Councillors:	Lastman Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 7.

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

Yes - 25 Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 30 Mayor: Councillors:	Lastman Altobello, Balkissoon, Berardinetti, Berger, Chong, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 5.

*Advice of Deputy Mayor:*

Deputy Mayor Ootes advised the Council that, having regard to the disturbance in the Council Chamber prior to the 12:00 noon recess and to ensure the safety of the Members of Council and the public, the public had not been permitted to re-enter the Council Chamber and had instead been permitted to view the proceedings from the Rotunda.

Councillor Walker moved that Council permit members of the public to re-enter the Council Chamber to view the proceedings.

*Vote to Permit Public Access to Chamber:*

Yes - 33	
Councillors:	Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chow, Davis, Filion, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Tzekas, Walker
No - 18	
Mayor:	Lastman
Councillors:	Chong, Disero, Duguid, Feldman, Flint, Gardner, Holyday, King, Li Preti, Minnan-Wong, O'Brien, Ootes, Palacio, Silva, Sinclair, Soknacki, Valenti

Carried by a majority of 15.

*Votes on Clause:*

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

Yes - 21	
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chow, Filion, Giansante, Jones, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 32	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Bossons, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Minnan-Wong, Moscoe, O'Brien, Ootes, Palacio, Saundercook, Shaw, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 11.

Adoption of motion (r) by Councillor Gardner:

Yes - 49	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Saundercook, Shaw, Silva, Sinclair, Soknacki, Valenti, Walker
No - 3	
Councillors:	Bussin, Johnston, Rae

Carried by a majority of 46.

Adoption of Part (1) of motion (d) by Councillor Adams:

Yes - 27	
Councillors:	Adams, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Davis, Duguid, Filion, Johnston, Jones, Kelly, Kinahan, Li Preti, Mahood, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Walker
No - 26	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berger, Chong, Chow, Disero, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Sinclair, Soknacki, Valenti

Carried by a majority of 1.

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

Yes - 39	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Disero, Duguid, Feldman, Fillion, Gardner, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Soknacki, Tzekas, Valenti, Walker
No - 15	
Councillors:	Berger, Chong, Davis, Flint, Giansante, Holyday, Kelly, King, Li Preti, Lindsay Luby, O'Brien, Ootes, Palacio, Shaw, Sinclair

Carried by a majority of 24.

Adoption of Part (3) of motion (d) by Councillor Adams:

Yes - 36	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Davis, Disero, Duguid, Feldman, Fillion, Flint, Gardner, Giansante, Johnston, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Tzekas, Valenti
No - 17	
Councillors:	Altobello, Balkissoon, Chong, Chow, Holyday, Jakobek, Kelly, Layton, Li Preti, Mahood, McConnell, Mihevc, Moscoe, Palacio, Saundercook, Soknacki, Walker

Carried by a majority of 19.

Adoption of motion (q) by Councillor Cho:

Yes - 14 Councillors:	Adams, Augimeri, Cho, Disero, Duguid, Filion, Kinahan, Korwin-Kuczynski, Mahood, Minnan-Wong, Nunziata, Pantalone, Silva, Valenti
No - 39 Mayor: Councillors:	Lastman Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Chong, Chow, Davis, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Moscoe, O'Brien, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shaw, Soknacki, Tzekas, Walker

Lost by a majority of 25.

Adoption of Part (4) of motion (d) by Councillor Adams:

Yes - 32 Mayor: Councillors:	Lastman Adams, Augimeri, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Davis, Filion, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Silva, Tzekas, Walker
No - 21 Councillors:	Altobello, Balkissoon, Berger, Chong, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Kelly, King, Li Preti, Lindsay Luby, O'Brien, Ootes, Palacio, Saundercook, Shaw, Soknacki, Valenti

Carried by a majority of 11.

Motion (g) by Councillor King carried.

Adoption of Part (3) of motion (e) by Councillor Cho:

Yes - 23	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 31	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 8.

Adoption of motion (b) by Councillor O'Brien, as amended:

Yes - 27	
Councillors:	Altobello, Balkissoon, Berardinetti, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Kelly, Kinahan, King, Lindsay Luby, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Shaw, Silva, Sinclair, Soknacki, Valenti
No - 27	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berger, Bossons, Brown, Bussin, Chow, Filion, Giansante, Holyday, Jakobek, Johnston, Jones, Korwin-Kuczynski, Layton, Li Preti, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Rae, Saundercook, Tzekas, Walker

Lost, there being an equal division of votes.

Adoption of motion (h) by Mayor Lastman:

Yes - 53	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 1	
Councillor:	Flint

Carried by a majority of 52.

Adoption of Part (1)(e) of motion (ff) by Councillor Layton:

Yes - 24	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 29	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 5.

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

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

Lost by a majority of 2.

Adoption of Part (1) of motion (1) by Councillor Mahood:

Yes - 52	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 2	
Councillors:	Feldman, Li Preti

Carried by a majority of 50.



Adoption of Part (1)(d) of motion (ff) by Councillor Layton:

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

Lost by a majority of 12.

Adoption of Part (1)(a) of motion (z) by Councillor Miller:

Yes - 27	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Holyday, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Rae, Soknacki, Tzekas, Walker
No - 27	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Valenti

Lost, there being an equal division of votes.

Adoption of the balance of Part (1) of motion (z) by Councillor Miller:

Yes - 26	
Mayor:	Lastman
Councillors:	Augimeri, Balkissoon, Bossons, Brown, Cho, Davis, Giansante, Johnston, Jones, Kinahan, King, Layton, Lindsay Luby, Mahood, McConnell, Miller, Moscoe, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Rae, Soknacki, Tzekas
No - 29	
Councillors:	Adams, Altobello, Berardinetti, Berger, Bussin, Chong, Chow, Disero, Duguid, Feldman, Fillion, Flint, Gardner, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Li Preti, Mihevc, Minnan-Wong, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Valenti, Walker

Lost by a majority of 3.

Adoption of Part (1)(c) of motion (ff) by Councillor Layton:

Yes - 29	
Councillors:	Adams, Altobello, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Fillion, Flint, Johnston, Jones, Kinahan, King, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Valenti, Walker
No - 26	
Mayor:	Lastman
Councillors:	Balkissoon, Berardinetti, Berger, Chong, Duguid, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki

Carried by a majority of 3.

Adoption of motion (a) by Councillor Layton:

Yes - 25	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 30	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 5.

Adoption of Part (1) of motion (p) by Mayor Lastman:

Yes - 55	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

Part (2) of motion (f) by Councillor Miller carried, as amended.

Adoption of motion (i) by Councillor Walker:

Yes - 29	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Disero, Filion, Giansante, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Tzekas, Walker
No - 26	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, O'Brien, Ootes, Palacio, Saundercook, Shiner, Sinclair, Soknacki, Valenti

Carried by a majority of 3.

Adoption of Part (2) of motion (ff) by Councillor Layton:

Yes - 32	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Feldman, Filion, Giansante, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Tzekas, Walker
No - 23	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Duguid, Flint, Gardner, Holyday, Jakobek, Kelly, King, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Shaw, Sinclair, Soknacki, Valenti

Carried by a majority of 9.

Adoption of motion (v) by Councillor Bossons, as amended:

Yes - 33	
Councillors:	Adams, Augimeri, Berger, Bossons, Brown, Bussin, Cho, Chow, Davis, Filion, Giansante, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Tzekas, Walker
No - 22	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Chong, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Jakobek, Kelly, King, Li Preti, Lindsay Luby, O'Brien, Palacio, Shiner, Sinclair, Soknacki, Valenti

Carried by a majority of 11.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared motion (k) by Councillor McConnell, redundant.

Adoption of motion (w) by Councillor Chow:

Yes - 24	
Councillors:	Adams, Augimeri, Berger, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 31	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 7.

*Permission to Withdraw Motion:*

Councillor Moscoe, with the permission of Council, withdrew Part (2) of his motion (c).



*Permission to Amend Motion:*

Councillor Nunziata, with the permission of Council, amended Part (1) of her motion (aa) to read as follows:

- “(1) motion (j) by Councillor Saundercook be amended to provide that Section 20.3 of the contract with Rail Cycle North be amended by deleting the penalty amount and inserting in lieu thereof the amount of \$1.00;”.

*Votes:*

Adoption of Part (1) of motion (aa) by Councillor Nunziata, as amended:

Yes - 23	Councillors: Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 32	Mayor: Lastman Councillors: Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 9.

Adoption of Part (1) of motion (cc) by Councillor Moscoe:

Yes - 24	Councillors: Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Disero, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 31	Mayor: Lastman Councillors: Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 7.

Adoption of motion (s) by Councillor Mihevc:

Yes - 23	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 32	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 9.

Adoption of Part (1) of motion (t) by Councillor Prue:

Yes - 24	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Sinclair, Tzekas, Walker
No - 31	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Soknacki, Valenti

Lost by a majority of 7.



Adoption of Part (2) of motion (t) by Councillor Prue:

Yes - 52	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Gardner, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 3	
Councillors:	Davis, Flint, Holyday

Carried by a majority of 49.

Adoption of Part (2)(a) of motion (y) by Councillor Kinahan:

Yes - 25	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Disero, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 30	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 5.

Adoption of Part (2) of motion (cc) by Councillor Moscoe:

Yes - 22	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 33	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 11.

Adoption of motion (dd) by Councillor Tzekas:

Yes - 18	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Chow, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Prue, Rae, Tzekas, Walker
No - 37	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Cho, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Minnan-Wong, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 19.

Adoption of motion (ee) by Councillor Mahood:

Yes - 48	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Palacio, Pantalone, Pitfield, Prue, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas
No - 8	
Mayor:	Lastman
Councillors:	Bussin, Korwin-Kuczynski, Mammoliti, Ootes, Rae, Valenti, Walker

Carried by a majority of 40.

Adoption of Part (1)(b) of motion (ff) by Councillor Layton:

Yes - 23	
Councillors:	Adams, Augimeri, Balkissoon, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker
No - 33	
Mayor:	Lastman
Councillors:	Altobello, Berardinetti, Berger, Bossons, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 10.

Adoption of Part (1)(a) of motion (ff) by Councillor Layton:

Yes - 22	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker
No - 34	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 12.

Adoption of Part (2)(b) of motion (y) by Councillor Kinahan:

Yes - 36	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Bossons, Brown, Bussin, Cho, Chow, Davis, Disero, Filion, Giansante, Jakobek, Johnston, Jones, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Tzekas, Walker
No - 20	
Mayor:	Lastman
Councillors:	Berardinetti, Berger, Chong, Duguid, Feldman, Flint, Gardner, Holyday, Kelly, King, Li Preti, Mammoliti, O'Brien, Ootes, Palacio, Saundercook, Sinclair, Soknacki, Valenti

Carried by a majority of 16.

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

Yes - 19 Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Chow, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Pantalone, Prue, Rae, Tzekas, Walker
No - 37 Mayor: Councillors:	Lastman Altobello, Balkissoon, Berardinetti, Berger, Cho, Chong, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti

Lost by a majority of 18.

Adoption of Part (1) of motion (j) by Councillor Saundercook:

Yes - 51 Mayor: Councillors:	Lastman Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Tzekas, Valenti, Walker
No - 5 Councillors:	Augimeri, Bossons, Kinahan, Sinclair, Soknacki

Carried by a majority of 46.

Adoption of Part (3) of motion (cc) by Councillor Moscoe:

Yes - 48	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Filion, Flint, Giansante, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Prue, Rae, Saundercook, Shiner, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 8	
Councillors:	Berardinetti, Disero, Gardner, Holyday, Korwin-Kuczynski, Pitfield, Shaw, Silva

Carried by a majority of 40.

*Ruling by Deputy Mayor:*

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

Councillor Kinahan challenged the ruling of the Deputy Mayor.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 34	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Cho, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti
No - 21	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker

Carried by a majority of 13.

*Votes on Clause:*

Adoption of Part (2) of motion (j) by Councillor Saundercook, as amended:

Yes - 32	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti
No - 24	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker

Carried by a majority of 8.

Adoption of motion (u) by Councillor King:

Yes - 46	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Brown, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti
No - 10	
Councillors:	Bossons, Bussin, Cho, Johnston, Mahood, Pantalone, Pitfield, Prue, Rae, Walker

Carried by a majority of 36.

Adoption of Part (3) of motion (j) by Councillor Saundercook, as amended:

Yes - 55	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 1	
Councillor:	Pantalone

Carried by a majority of 54.

In summary, Council adopted the following recommendations:

“It is recommended that:

- (1) the confidential joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor, wherein it is recommended that the City of Toronto:
  - ‘(1) execute a contract with Republic Services Inc., Republic Services of Canada Inc., Republic Services of Michigan I, LCC (doing business as Carleton farms), and Wilson Logistics Inc., substantially in accordance with the terms and conditions set out in Appendix “1” to this report and the negotiated contract document, which will be forwarded under separate confidential cover; and
  - (2) execute a contract with Rail Cycle North Ltd., Canadian Waste Services Inc., and Waste Management Inc., substantially in accordance with the terms and conditions set out in Appendix “2” to this report and the negotiated contract document, which will be forwarded under separate confidential cover.’

and the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, wherein it is recommended that:



‘City Council authorize the execution of an amending agreement with Browning-Ferris Industries, Inc., BFI Waste Systems of North America Inc., Browning-Ferris Industries Ltd., Allied Waste Industries, Inc., Superior Arbor Hills Landfill, Inc., and Canadian Waste Services Inc. in relation to the current Waste Transport and Disposal Agreement for waste disposal at the Arbor Hills landfill site in Michigan, substantially in accordance with the draft agreement attached as an Appendix to this report.’,

be adopted, subject to:

- (a) amending the draft agreement attached as an Appendix to the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, by changing the effective date as set out in highlight (d) of the report to a date which is 180 days from the date of execution of the amending agreement; and
- (b) further subject to the following amendments to the terms and conditions of the contracts:
  - (i) the Rail Cycle North (RCN) contract for the transport and disposal of Toronto’s waste be terminated in the event the federal Minister of the Environment orders an Environmental Assessment of the Adams Mine landfill on or before February 15, 2001, and the Commissioner of Works and Emergency Services be authorized to redirect to Republic Services of Canada Inc. and/or BFI Canada and Superior Arbor Hills Ltd. (the Arbor Hills landfill) the municipal waste that would otherwise be delivered to RCN based on the best price and tonnage combination and, further, that the Commissioner of Works and Emergency Services be authorized to further amend the current Waste Transport and Disposal Agreement with BFI Canada and Superior Arbor Hills Limited (Onyx), as amended by the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, for a further term of five (5) years at the same or lower price and otherwise on the same terms and conditions;
  - (ii) deleting from Section 6.22, headed ‘Keele Valley Closure and Equipment’, of the RCN contract, the words ‘as agreed to between RCN and the City. In the event that RCN and the City are not able to agree, the price shall be the lower of book value

or', so that such Section shall now read as follows:

'6.22 Keele Valley Closure and Equipment

At the City's option, RCN shall purchase from the City any and all surplus landfill equipment, as listed in Schedule 6.22, resulting from the permanent closure of Keele Valley. The price of the surplus equipment shall be fair market value as determined by a mutually agreed upon third party, holding sufficient knowledge of the industry to make a fair and reasonable appraisal.';

- (iii) adding to Section 7.2 of the RCN contract, the following words:

'The unavoidable cost provisions shall not be used in any way to require the City of Toronto to provide a minimum tonnage.';

- (iv) deleting Section 10.6 of the RCN Contract concerning unavoidable cost increases;

- (v) the execution of the contract with Rail Cycle North shall be conditional on the removal of Section 10.6, concerning unavoidable cost increases, and failing acceptance by Rail Cycle North of the removal of such Section within four (4) days of Council's decision on this matter, the contract not proceed and, in the event of failure by RCN to agree to this condition, the Commissioner of Works and Emergency Services be authorized to redirect the waste that would otherwise be sent to Rail Cycle North to:

- (1) Republic Services of Canada Inc. under the contract before Council; and/or
- (2) BFI Canada and Superior Arbor Hills Limited under the City's current waste transport and disposal agreement at the Arbor Hills landfill,

based on the best price and tonnage combination;

- (vi) the contract with RCN contain language which makes RCN responsible for any costs associated with 'collapse';

- (vii) the contract with RCN contain language which makes RCN responsible for any costs associated with earthquakes, as well as 'pop ups' (leaks) of the mine floor resulting from factors other than earthquakes, and any damages caused to ground and surface water resources as a result of failure, for any reason, of any of the engineered components of the landfill or the failure of the existing tailings containment structures;
  - (viii) the contract with RCN be amended to permit the City of Toronto to consider all methods of diversion, including incineration, in the future, without penalty; the wording of the contract to reflect this change to be satisfactory to the Commissioner of Works and Emergency Services and the City Solicitor;
  - (ix) a Clause be included in all three contracts (with Republic, Rail Cycle North and Browning-Ferris) that the parties agree to the public release of the contracts; and
  - (x) the City Auditor or an independent third party audit the tonnage to be directed to Adams Mine;
- (2) any revenues that will flow from the contracts with the proponents to the City of Toronto be dedicated to recycling programs; and
- (3) a group of engineers from the City of Edmonton be invited to visit the City of Toronto and provide, for the information of City of Toronto Councillors, a slide presentation on the waste disposal process used by the City of Edmonton, such visit to take place prior to December 5, 2000."

The balance of the confidential joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the City Solicitor, and the confidential report dated October 5, 2000, from the Commissioner of Works and Emergency Services, to remain confidential, in accordance with the provisions of the Municipal Act, having regard that they contain information related to the security of property interests of the municipality and are otherwise subject to the provisions of the Municipal Freedom of Information and Protection of Privacy Act.

**ADDITIONAL MATTERS CONSIDERED BY COUNCIL****11.152 Groupwise Security Issue.***Motion:*

With the permission of Council, Councillor Adams moved that the Commissioner of Corporate Services be requested to immediately investigate the security breaches or risks which are occurring within the Groupwise e-mail system, and submit a report thereon to this meeting of City Council.

*Vote:*

The motion by Councillor Adam carried.

Subsequently, Council had before it, for consideration with this matter, a Briefing Note dated October 6, 2000, from the Commissioner of Corporate Services. (See Attachment No. 1, Page 478.)

**11.153 Press Release from the Toronto Environmental Alliance.***Motions:*

- (a) With the permission of Council, Councillor Minnan-Wong made reference to a Press Release dated October 12, 2000, from the Toronto Environmental Alliance, headed "Toronto Environmental Alliance Launches Campaign to Defeat Councillor Bill Saundercook", and moved that the Chief Financial Officer and Treasurer be requested to submit a report to this meeting of City Council on any funds that the City of Toronto may provide to the Toronto Environmental Alliance, through any source, including through any of its agencies, boards or commissions.
- (b) With the permission of Council, Councillor Chow moved that the Chief Administrative Officer and the Chief Financial Officer and Treasurer be requested to submit a joint report to this meeting of City Council, identifying companies which are involved in political activities and receive City funding, such report to include, if possible, all lobbyists who are soliciting funds for Members of Council for the upcoming election.

Council had before it, during consideration of this matter, a copy of the aforementioned Press Release, a copy of which is on file in the office of the City Clerk.

*Rulings by Deputy Mayor:*

Deputy Mayor Ootes, having regard to the nature of motion (a) by Councillor Minnan-Wong, ruled such motion in order.

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

Councillor Chow challenged the ruling of the Deputy Mayor with respect to her motion (b).

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 24	
Councillors:	Berardinetti, Berger, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Ootes, Palacio, Saundercook, Shiner, Silva
No - 15	
Councillors:	Adams, Augimeri, Bossons, Cho, Chow, Filion, Kinahan, Layton, McConnell, Mihevc, Moscoe, Pantalone, Prue, Tzekas, Walker

Carried by a majority of 9.

Councillor Mihevc challenged the ruling of the Deputy Mayor with respect to motion (a) by Councillor Minnan-Wong.

*Vote to Uphold Ruling of Deputy Mayor:*

Yes - 27	
Councillors:	Berardinetti, Berger, Brown, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shiner, Silva
No - 16	
Councillors:	Adams, Augimeri, Bossons, Bussin, Cho, Chow, Filion, Kinahan, Layton, McConnell, Mihevc, Moscoe, Pantalone, Prue, Tzekas, Walker

Carried by a majority of 11.



*Vote:*

Motion (a) by Councillor Minnan-Wong carried.

Subsequently, Council also had before it, during consideration of this matter, an extract from the Minutes of the Meeting of the Board of Directors of the Toronto Atmospheric Fund held on July 10, 2000, respecting Item No. 3.24, headed "Toronto Environmental Alliance - Green Power/Green Transit - Greenhouse Gas Reduction Strategy", a copy of which is on file in the office of the City Clerk.

*Motion:*

- (c) Councillor Minnan-Wong moved that Council receive, as information, the extract from the Minutes of the Meeting of the Board of Directors of the Toronto Atmospheric Fund held on July 10, 2000, respecting Item No. 3.24, headed "Toronto Environmental Alliance - Green Power/Green Transit - Greenhouse Gas Reduction Strategy".

*Vote:*

Motion (c) by Councillor Minnan-Wong carried.

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

11.154 Councillor Johnston, with the permission of Council, withdrew the following Notice of Motion F:

**Moved by:** Councillor Johnston

**Seconded by:** Councillor Walker

**“WHEREAS** at its meeting held on June 30, 2000, the Committee of Adjustment, South District, approved a consent to sever one lot into two lots and 6 minor variances to build two houses at 181 St. Clements Avenue; and

**WHEREAS** this application contravenes the City’s policy of protecting stable residential neighbourhoods from unreasonable intensification; and

**WHEREAS** the applicant will require the removal of 6 substantial City-owned trees and no proposal to replace these valuable trees has been offered; and

**WHEREAS** this development will produce lots and houses completely out of keeping with all other lots in the area; and

**WHEREAS** a number of residents attended the Committee of Adjustment hearing to voice their opposition to this proposal;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be directed to appear at the Ontario Municipal Board on behalf of area residents to object to this variance.”

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

**Moved by:**                    **Councillor Moscoe**

**Seconded by:**                **Councillor Rae**

“**BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 1 of Report No. 15 of The Administration Committee, headed ‘Establishing New Community Councils in the City of Toronto (All Wards)’, be re-opened for further consideration, only insofar as it pertains to the number of Community Councils.”

Council also had before it, during consideration of Motion I(ii), a communication dated September 18, 2000, from Councillor Bruce Sinclair. (See Attachment No. 2, Page 479.)

*Vote:*

Adoption of Motion I(ii):

Yes - 27	
Councillors:	Adams, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Cho, Davis, Duguid, Feldman, Fillion, Flint, Kelly, Kinahan, Mahood, McConnell, Minnan-Wong, Moscoe, O’Brien, Rae, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Valenti
No - 23	
Mayor:	Lastman
Councillors:	Ashton, Chow, Disero, Gardner, Giansante, Holyday, Jakobek, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Saundercook, Silva, Walker

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



11.156 Councillor Korwin-Kuczynski moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(1), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Korwin-Kuczynski**

**Seconded by:**            **Councillor Miller**

“**WHEREAS** City Council at its meeting held on June 7, 8 and 9, 2000, adopted, as amended, Clause No. 3 of Report No. 12 of The Works Committee, headed ‘Lester B. Pearson International Airport (LBPIA) Noise Monitoring and Impact Review and Assessment (Wards 2, 3, 4 and 5)’, and in so doing, forwarded the study report, entitled ‘LBPIA Noise Impact Assessment and Review’, to the Toronto Community Council for review and comment; and

**WHEREAS** the Toronto Community Council, at its meeting on July 18, 2000, deferred consideration of the aforesaid study until its special meeting to be held on September 7, 2000, for deputations, to permit distribution to interested parties and community consultation with local Councillors; and

**WHEREAS** City Council at its meeting held on August 1, 2, 3 and 4, 2000, adopted, as amended, Clause No. 13 of Report No. 9 of The Etobicoke Community Council respecting this matter, without the requested comment from the Toronto Community Council; and

**WHEREAS** the Toronto Community Council, at its special meeting held on September 7, 2000, did hear deputations from interested members of the Community, but, in view of Council’s action on August 1, 2, 3 and 4, 2000, could only receive this matter;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 13 of Report No. 9 of The Etobicoke Community Council, headed ‘Lester B. Pearson International Airport (LBPIA) Noise Monitoring and Impact Review and Assessment (Wards 2, 3, 4 and 5)’, be re-opened to permit amendments arising from the comments of the Toronto Community Council, as directed by Council on June 7, 8 and 9, 2000;

**AND BE IT FURTHER RESOLVED THAT:**

- (1) the City of Toronto write to the Minister of Transport encouraging him to establish an effective noise monitoring system as recommended in the Aercoustics Report, based on scientific placement of monitors, and not only on community complaints; and

- (2) the City of Toronto ensure that the Airport Task Force be established as a continuing committee with clear directions dealing with all airport issues.”

*Motion:*

Councillor Chow moved that Motion J(1) be amended by adding to Recommendation No. (2) embodied in the second Operative Paragraph, the words “and that the mandate of such Task Force include the examination of noise generated by all aircraft, save and except those involved in emergency services”, so that such recommendation shall now read as follows:

- “(2) the City of Toronto ensure that the Airport Task Force be established as a continuing committee with clear directions dealing with all airport issues, and that the mandate of such Task Force include the examination of noise generated by all aircraft, save and except those involved in emergency services.”

*Votes:*

The motion by Councillor Chow carried.

The balance of Motion J(1), as amended, carried.

- 11.157 Councillor Bussin moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(2), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Bussin**

**Seconded by:**                **Councillor Pantalone**

“**WHEREAS** City Council at its meeting held on July 4, 5 and 6, 2000, adopted, without amendment, Clause No. 21 of Report No. 11 of The Toronto Community Council, headed ‘Traffic Calming Measures – Lawlor Avenue, between Kingston Road and Gerrard Street East (East Toronto)’; and

**WHEREAS** the residents of Lawlor Avenue, between Kingston Road and Gerrard Street East, have indicated to me their full support for speed humps to be placed on the street; and

**WHEREAS** the strong support has been amply demonstrated by an unofficial poll conducted as an informal petition signed by the majority of residents; and

**WHEREAS** the street has become a thoroughfare for drivers, which poses a danger to children attending the Adam Beck Public School, located approximately in the middle of this section of Lawlor Avenue, and as it is the only street for a series of blocks which allows north and south travel;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 21 of Report No. 11 of The Toronto Community Council, headed 'Traffic Calming Measures – Lawlor Avenue, between Kingston Road and Gerrard Street East (East Toronto)', be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the City Clerk be directed to waive the Official Poll normally conducted by the Commissioner of Works and Emergency Services, Transportation Division, to assess the opinion of residents of streets with a request for traffic calming measures;

**AND BE IT FURTHER RESOLVED THAT** the Commissioner of Works and Emergency Services be requested to install, as soon as possible, speed humps on Lawlor Avenue, between Kingston Road and Gerrard Street East;

**AND BE IT FURTHER RESOLVED THAT** 30 kilometre per hour advisory signs be installed, when the humps are being installed;

**AND BE IT FURTHER RESOLVED THAT**, prior to this traffic calming construction start, advisory signs be posted that would designate a 'SPEED CONTROL ZONE, Please Drive Slowly. This to occur as soon as possible'."

*Vote:*

The balance of Motion J(2) was adopted, without amendment.

11.158 Councillor Disero moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(3), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Disero

**Seconded by:** Councillor Palacio

**“WHEREAS** City Council at its meeting held on November 23, 24 and 25, 1999, considered Clause No. 6 of Report No. 14 of The Toronto Community Council, headed

‘Introduction of a “No Stopping Anytime” Regulation - Old Weston Road, between St. Clair Avenue West and the North Limit of S.A.D.R.A. Park (Davenport)’; and  
**WHEREAS** in adopting the Clause, without amendment, Council approved various changes to stopping and parking regulations in order to facilitate improved vehicular traffic flow and discourage illegal vendor activity on this section of Old Weston Road; and

**WHEREAS** these changes have had positive results, with the exception of that section of the east side of Old Weston Road in front of residences numbers 373, 375, 379, 381, 383, 387, 389, 393, 399, 401, 409 and 411 Old Weston Road;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 6 of Report No. 14 of The Toronto Community Council, headed ‘Introduction of a “No Stopping Anytime” Regulation - Old Weston Road, between St. Clair Avenue West and the North Limit of S.A.D.R.A. Park (Davenport)’, be re-opened for further consideration, only insofar as it pertains to the stopping and parking regulations on that portion of the public highway in front of 373-411 Old Weston Road;

**AND BE IT FURTHER RESOLVED THAT** City Council:

- (a) rescind the stopping prohibition at any time, on the east side of Old Weston Road, from St. Clair Avenue West to a point 142 metres further north;
- (b) reinstate the stopping prohibition from 4:00 p.m. to 6:00 p.m., Monday to Friday, on the east side of Old Weston Road, from St. Clair Avenue West to a point 142 metres further north; and
- (c) reinstate the parking prohibition from 7:00 a.m. to 9:00 a.m., Monday to Friday, on the east side of Old Weston Road, from a point 82 metres north of St. Clair Avenue West to a point 60 metres further north.”

*Vote:*

The balance of Motion J(3) carried, without amendment.

11.159 Councillor King moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(4), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor King

**Seconded by:** Councillor Duguid

“**WHEREAS** City Council, at its meeting held on August 1, 2, 3 and 4, 2000, adopted, without amendment, Clause No. 12 of Report No. 8 of The Planning and Transportation Committee, headed ‘Membership - TaxiWatch Committee’; and

**WHEREAS** in the recommendation respecting resource/advisors to the TaxiWatch Committee, a representative from 'Crime Concern' was inadvertently omitted; and

**WHEREAS** as a resource/advisor, 'Crime Concern' would be of valuable assistance to the TaxiWatch Committee;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 12 of Report No. 8 of The Planning and Transportation Committee, headed 'Membership - TaxiWatch Committee', be re-opened for further consideration, only insofar as it pertains to resource/advisors to the TaxiWatch Committee;

**AND BE IT FURTHER RESOLVED THAT** a representative of 'Crime Concern' be also included as a resource/advisor to the TaxiWatch Committee."

*Vote:*

The balance of Motion J(4) carried, without amendment.

11.160 Councillor Miller moved that, in accordance with the provisions of the Council Procedural By-law, leave be granted to introduce and debate the following Notice of Motion J(5), which carried:

**Moved by:**                    **Councillor Miller**

**Seconded by:**                **Councillor Johnston**

**"WHEREAS** City Council, at its meeting held on August 1, 2, 3 and 4, 2000, by its adoption, as amended, of Motion F regarding an update from the City Solicitor on the 'True Blue' Campaign, requested the City Solicitor to submit a report to the October 3, 2000, meeting of City Council on the restrictions on political activity of police officers under applicable legislation; and

**WHEREAS** the City Solicitor has prepared the attached report dated September 19, 2000, entitled 'Legislative Restrictions on Political Activity of Police Officers';

**NOW THEREFORE BE IT RESOLVED THAT** Council now give consideration to the aforementioned report dated September 19, 2000, from the City Solicitor, and that such report be received for information."

Council also had before it, during consideration of Motion J(5), the following:

- (i) report dated September 19, 2000, from the City Solicitor, entitled "Legislative Restrictions on Political Activity of Police Officers" (See Attachment No. 3, Page 480.); and
- (ii) confidential report dated September 29, 2000, from the Chairman of the Toronto Police Services Board, entitled "Police Officers Endorsing Political Candidates in Municipal Elections", such report to remain confidential in its entirety in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to solicitor/client privilege.

*Motions:*

- (a) Councillor Chow moved that Motion J(5) be amended by adding thereto the following new Operative Paragraph:

**"AND BE IT FURTHER RESOLVED THAT** City Council:

- (1) urge the Toronto Police Services Board to request the Chief of Police to write to the Toronto Police Association requesting that its members and executive not participate in any election campaign or to endorse any candidate;
- (2) direct its representatives on the Toronto Police Services Board to convey Council's request to the Board and the Toronto Police Association; and
- (3) call on all candidates for municipal election not to accept any endorsement or participation from the Toronto Police Association."

- (b) Councillor Miller moved that Motion J(5) be amended by adding thereto the following new Operative Paragraph:

**"AND BE IT FURTHER RESOLVED THAT** the Toronto Police Services Board be requested to release publicly, the legal conclusions embodied in the confidential communication dated September 29, 2000, from the Chairman, Toronto Police Services Board."

*Votes:*

Adoption of motion (a) by Councillor Chow:

Yes - 31 Councillors:	Adams, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Duguid, Feldman, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Ootes, Palacio, Pantalone, Pitfield, Saundercook, Shiner, Silva, Sinclair, Valenti, Walker
No - 1 Councillor:	Korwin-Kuczynski

Carried by a majority of 30.

Motion (b) by Councillor Miller carried.

Motion J(5), as amended, carried.

11.161 Councillor Ootes moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(6), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Ootes

**Seconded by:** Councillor Chong

**“WHEREAS** City Council, at its meeting held on August 1, 2, 3 and 4, 2000, by its adoption, as amended, of Clause No. 7 of Report No. 10 of The Policy and Finance Committee, headed ‘2000 Vehicle and Equipment Replacement Program’, approved funding envelopes for vehicle and equipment replacements for various programs, including Solid Waste Management Services; and

**WHEREAS** the Commissioner of Works and Emergency Services has reported to the Policy and Finance Committee that the needs of Solid Waste Management Services have changed significantly, and it is necessary to revise the previously approved equipment list to ensure that the necessary equipment can be purchased this year; and

**WHEREAS** the Policy and Finance Committee has recommended to Council the adoption of the Commissioner of Works and Emergency Services' recommendations, as embodied in Clause No. 18 of Report No. 12 of The Policy and Finance Committee, headed 'Amendments to Vehicle and Equipment Replacement Programs for Solid Waste Management Services'; and

**WHEREAS**, in order to consider the recommendations of the Policy and Finance Committee, Council must first re-open its previous decision in this regard;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 7 of Report No. 10 of The Policy and Finance Committee, headed '2000 Vehicle and Equipment Replacement Program', be re-opened for further consideration, only insofar as it pertains to the purchase of vehicles for Solid Waste Management Services; and that Council then give consideration to the recommendations of the Policy and Finance Committee."

*Vote:*

Council re-opened Clause No. 7 of Report No. 10 of The Policy and Finance Committee, headed "2000 Vehicle and Equipment Replacement Program", for further consideration, only insofar as it pertains to the purchase of vehicles for Solid Waste Management Services, and adopted the balance of the Motion, without amendment.

*(See Minute No. 11.72, Page 61, for Council's action on Clause No. 18 of Report No. 12 of The Policy and Finance Committee.)*

11.162 Councillor McConnell moved that in accordance with the provisions of the Council Procedural By-law, leave be granted to introduce and debate the following Notice of Motion J(7), which carried:

**Moved by:**                      **Councillor McConnell**

**Seconded by:**                **Councillor Chow**

**"WHEREAS** City Council, at its meeting held on July 4, 5 and 6, 2000, by its adoption, as amended, of Motion J(6) regarding payments to the Toronto District School Board for space used for recreation programs, requested the Chair of the School Tax Sub-Committee, the Children's Advocate, the Mayor or his designate, interested Councillors and representatives of Community Groups to meet with the Chairs of the Toronto District School Board and the Toronto Catholic District School Board and arrange a joint delegation to the Minister of Education respecting the school funding formula; and



**WHEREAS** Council deferred consideration of a joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism, respecting payments to the Toronto District School Board for space used for recreational programs, to its October 3, 2000 meeting, pending the outcome of the aforementioned meeting; and

**WHEREAS** in a communication dated August 31, 2000, the Toronto District School Board indicated that it has agreed to participate in a delegation to the Minister of Education with respect to the school funding formula; and

**WHEREAS** the Toronto District School Board has also advised that, with regret, the Board has reaffirmed its Permit Policy and Fee Structure; and

**WHEREAS** Councillor Pam McConnell, in her communication (undated) advises that discussions with the Toronto District School Board are still ongoing, and it is hoped that the Board will agree to delay collection of the fees until the City can attempt to resolve this issue with the Province;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism.”

Council also had before it, during consideration of Motion J(7), the following reports and communications:

- (1) joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism, entitled “Payments to Toronto District School Board for Space Used for Recreation Programs” (See Attachment No. 4, Page 484.);
- (2) report dated September 28, 2000, from the Commissioner of Economic Development, Culture and Tourism, entitled “Joint Meeting between City Councillors and Toronto School Boards Regarding Community Use of Schools (All Wards)” (See Attachment No. 5, Page 490);
- (3) communication (undated) from Councillor Pam McConnell (See Attachment No. 6, Page 492);
- (4) communication dated September 28, 2000, from the Chair of the Board, Toronto District School Board, advising of the resolutions of the Toronto District School Board from its meeting held on September 27, 2000, with respect to the joint meeting held on September 25, 2000, between City of Toronto Councillors and School Board Trustees, and submitting

an excerpt from the Minutes of the Toronto District School Board Meeting held on September 27, 2000, a copy of which is on file in the office of the City Clerk; and

- (5) communication dated August 31, 2000, from the Director of Education and Secretary-Treasurer, Toronto District School Board, advising of the resolutions of the Toronto District School Board from its meeting held on August 20, 2000, in regard to communications received from the City of Toronto respecting payments for space used for City Parks and Recreation programs, a copy of which is on file in the office of the City Clerk.

*Motions:*

- (a) Councillor Cho moved that Motion J(7) be amended by adding thereto the following new recitals and Operative Paragraphs:

“**WHEREAS** the Toronto District School Board has recently increased its user fees for community use of schools, as a result of no longer receiving Provincial funding for this purpose; and

**WHEREAS** these increased fees are a significant barrier to the use of these facilities by many community sports and recreational organizations;

**AND BE IT FURTHER RESOLVED THAT** the Toronto District School Board be requested to immediately freeze its user fees for community use of schools at 1999 levels, in order to allow community groups to access these facilities and continue to provide a valued service to the community.”

- (b) Councillor Chow moved that Motion J(7) be amended by:

- (1) adding to the Operative Paragraph the words “and that the recommendations embodied in such joint report be adopted”, so that such Operative Paragraph shall now read as follows:

“**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism, and that the recommendations embodied in such joint report be adopted.”; and

- (2) adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** City Council endorse the following resolutions respecting community use of schools, adopted by the Toronto District School Board at its meeting held on September 27, 2000:

- (a) That the Toronto District School Board continue working with the City of Toronto and the Toronto Catholic District School Board towards mutual support through a working group consisting of the following representatives:
  - (i) Toronto District School Board: Trustees Irene Atkinson, Suzan Hall, Gerri Gershon, Shelley Laskin, Lilein Schaffer and Mike Thomas;
  - (ii) City of Toronto: Councillors Raymond Cho, Olivia Chow, Pam McConnell, Frances Nunziata, Jane Pitfield and Bruce Sinclair; and
  - (iii) Toronto Catholic School Board: Rose Andrachuk, Chair of the Board;
- (b) that there be a joint communication strategy:
  - (i) to clearly state to the media and the public the impact of the funding formula;
  - (ii) to again notify all permit-holders about the impact of permit fees; and
  - (iii) to advertise public hearings;
- (c) that the Toronto District School Board, in partnership with the City, hold hearings for permit-holders in October in at least four areas of the City;
- (d) that the Chair, Toronto District School Board, in partnership with the Mayor, interested Councillors and the Chair of the Toronto Catholic District School Board, communicate with the Premier of Ontario requesting an amendment to the funding formula to accommodate community use of schools; and
- (e) that the Board’s decision be communicated to the Mayor and the City Clerk as soon as possible.’ ”

*Votes:*

Motion (a) by Councillor Cho carried.

Motion (b) by Councillor Chow carried.

Motion J(7), as amended, carried.

By its adoption of Motion J(7), as amended, Council adopted the following recommendations embodied in the joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism:

“It is recommended that:

- (1) the City of Toronto enter into an agreement to make remittances to the Toronto District School Board at an hourly rate of \$0.0038 per square foot for space used for City-run recreational programs in schools (see detail in Table 1) starting September 1, 2000, excluding sites covered by existing agreements or where the City has made a capital investment;
- (2) these charges apply to the following City uses of school facilities: gymnasia, multi-purpose program space and meeting rooms;
- (3) no charges be levied for after-school recreation programs up to 6:00 p.m. on school days;
- (4) the cost for such remittances irrespective of use, not exceed \$1 million in 2000;
- (5) the TDSB be requested to provide itemized billings for this purpose, including the hours, number of square feet, type of facility and name of school;
- (6) the above recommendations be subject to resolution and approval by Council of payment agreements reflecting the cost of services provided to the TDSB by the City;
- (7) any school use of indoor City facilities be subject to the same rates and conditions listed above and staff be authorized to enter into agreements with the TDSB to secure revenues from such uses;
- (8) any school use of arenas or outdoor artificial ice rinks be subject to the Council approved hourly City rates for youth, effective September 1, 2000; and
- (9) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”



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

**Moved by: Councillor Nunziata**

**Seconded by: Councillor Saundercook**

“**WHEREAS** the City of Toronto has harmonized ice rental rates for Community Youth User Groups at City-managed arenas, resulting in new revenue for the City of Toronto of approximately \$1,000,000.00, phased over three years; and

**WHEREAS** Council has decided that individual Arena Boards of Management and other agencies operating City-owned arenas be permitted to set their own fees higher than the harmonized rate at City-operated arenas of \$92.00 per hour; and

**WHEREAS** the current rates payable by the parents of children using the Weston Lions Arena is more than double the rate paid by user groups at City-operated arenas; and

**WHEREAS** the Board of Management of the Weston Lions Arena has a mandate to operate the arena on a cost-recovery basis and, therefore, cannot offer the City’s harmonized rate to Community Youth Groups using its facility; and

**WHEREAS** the user groups have been given a further rate increase after their registration materials were issued for the current season, causing a serious shortfall in budgeted revenue; and

**WHEREAS** these high ice rental rates are causing the Weston Minor Hockey Association and the Weston Figure Skating Club severe financial hardship to the point where they may not be able to continue operating as they have for more than 50 years; and

**WHEREAS** the Clubs involved have made every attempt to seek alternative ice time, raise funds and live within their means, and still cannot offer a similar level of service as other Clubs in the community; and

**WHEREAS** it is clearly unfair that these community groups should have to pay more for ice time at a board or agency-managed arena than similar groups at City-managed arenas; and

**WHEREAS** staff reports on options for addressing this inequity will not be forthcoming in time to assist with the current season’s operations;

**NOW THEREFORE BE IT RESOLVED THAT** the Weston Minor Hockey Association and the Weston Figure Skating Association be given one-time emergency subsidies from the Corporate Contingency Account, for the 2000-2001 season, in the amount of \$16,279.00 and \$34,762.00, respectively, to cover the cost differential;

**AND BE IT FURTHER RESOLVED THAT** the outstanding staff reports on ice rental rates be brought forward as early as possible in the new term of Council, in order to resolve this inequity before the end of the current season and to allow adequate time for budgeting by the affected groups for the 2001-2002 season.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(8) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(8) to the Policy and Finance Committee was taken as follows:

Yes - 32	
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Bossons, Bussin, Cho, Chow, Davis, Disero, Giansante, Holyday, King, Korwin-Kuczynski, Layton, Li Preti, Mahood, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Sinclair, Valenti, Walker
No - 16	
Mayor:	Lastman
Councillors:	Berger, Brown, Duguid, Filion, Flint, Johnston, Kelly, Kinahan, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Ootes, Shiner, Soknacki

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

*Motion:*

Councillor Nunziata moved that Motion J(8) be amended by deleting the figure “\$34,762.00” from the first Operative Paragraph, and inserting in lieu thereof the figure “\$24,762.00”, so that such Operative Paragraph shall now read as follows:

**“NOW THEREFORE BE IT RESOLVED THAT** the Weston Minor Hockey Association and the Weston Figure Skating Association be given one-time emergency subsidies from the Corporate Contingency Account, for the 2000-2001 season, in the amount of \$16,279.00 and \$24,762.00, respectively, to cover the cost differential;”.

*Votes:*

The motion by Councillor Nunziata carried.

Motion J(8), as amended, carried.

11.164 Councillor Saundercook moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(9), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Saundercook

**Seconded by:** Councillor King

**“WHEREAS** the City of Toronto (the ‘City’) composts leaf and yard materials at the Avondale site, adjacent to the Keele Valley Landfill in the City of Vaughan, pursuant to temporary zoning granted by the City of Vaughan, which temporary zoning expires on May 31, 2001; and

**WHEREAS** the City of Vaughan has indicated that it is prepared to consider a three-year extension to the temporary zoning rather than a one-year extension, as has been the case in the past; and

**WHEREAS** staff at the City of Vaughan have indicated that a public meeting in respect of which this matter would be considered would be held in early December and that there is, therefore, a need to obtain immediate authority from City of Toronto Council to make an application that could be placed before the December public meeting; and

**WHEREAS** the Commissioner of Works and Emergency Services has prepared the attached report dated September 20, 2000, in this regard;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the report dated September 20, 2000, from the Commissioner of Works and Emergency Services, and that such report be adopted.”



Council also had before it, during consideration of Motion J(9), a report dated September 20, 2000, from the Commissioner of Works and Emergency Services, entitled "Avondale Composting Facility". (See Attachment No. 7, Page 493.)

*Vote:*

Motion J(9) was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated September 20, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendations:

"It is recommended that:

- (1) the Commissioner of Works and Emergency Services be authorized to request an extension of the temporary zoning by-law applicable to the Avondale Composting Facility from the City of Vaughan;
- (2) in the event that a temporary zoning extension from the City of Vaughan is not granted, the Commissioner of Works and Emergency Services be authorized to appeal to the Ontario Municipal Board;
- (3) the Commissioner of Works and Emergency Services be authorized to apply to the Ministry of the Environment for an amendment to the Certificate of Approval applicable to the Avondale Composting Facility; and
- (4) the appropriate City of Toronto officials be authorized to take such steps as may be required to implement the foregoing."

11.165 Councillor Moscoe moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(10), moved by Councillor Moscoe, seconded by Councillor Feldman, and, in the absence of Councillor Feldman, seconded by Councillor Shiner, and that the first Operative Paragraph embodied therein be adopted:

**Moved by: Councillor Moscoe**

**Seconded by: Councillor Shiner**

"**WHEREAS** City Council at its meeting held on August 1, 2, 3 and 4, 2000, adopted, without amendment, Clause No. 6 of Report No. 9 of The North York Community Council, headed 'Inclusion of Properties to the Road Boulevard Maintenance Program', and, in so doing, included a number of properties to the Road Boulevard Maintenance Program; and

**WHEREAS** the Road Boulevard Maintenance Program, as previously instituted, permitted Members of Council, from time to time, to add locations; and

**WHEREAS** the direction given by North York Community Council on July 18, 2000, and as adopted by City Council, without amendment, on August 1, 2, 3 and 4, 2000, is unclear and open to interpretation;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 6 of Report No. 9 of The North York Community Council, headed 'Inclusion of Properties to the Road Boulevard Maintenance Program', be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** additional properties be allowed to be added to the Road Boulevard Maintenance Program, at the request of Members of North York Community Council, and that the appropriate City officials be so advised.”,

the vote upon which was taken as follows:

Yes - 30	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Bussin, Chow, Davis, Disero, Duguid, Filion, Flint, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Saundercook, Shiner, Silva, Sinclair, Walker
No - 18	
Councillors:	Altobello, Berger, Bossons, Brown, Cho, Giansante, Holyday, Johnston, Korwin-Kuczynski, Mahood, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Soknacki, Valenti

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

Having regard that the motion to waive Notice and re-open Clause No. 6 of Report No. 9 of The North York Community Council, headed “Inclusion of Properties to the Road Boulevard Maintenance Program”, did not carry, Motion J(10) was not adopted.

*Motion to Re-Open:*

Councillor Pantalone, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote to waive Notice and re-open Clause No. 6 of Report No. 9 of The North York Community Council, headed “Inclusion of Properties to the Road

Boulevard Maintenance Program”, be re-opened for further consideration, the vote upon which was taken as follows:

Yes - 28	
Mayor:	Lastman
Councillors:	Adams, Ashton, Augimeri, Balkissoon, Berardinetti, Bussin, Cho, Chong, Chow, Disero, Duguid, Fillion, Flint, Johnston, King, Mammoliti, Mihevc, Miller, Moeser, Moscoe, Palacio, Pantalone, Rae, Shiner, Silva, Sinclair, Valenti
No - 16	
Councillors:	Berger, Bossons, Brown, Davis, Giansante, Holyday, Jakobek, Kelly, Kinahan, Lindsay Luby, Mahood, O'Brien, Ootes, Prue, Saundercook, Soknacki

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

11.166 Councillor Sinclair moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(11), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Sinclair**

**Seconded by: Councillor Brown**

**“WHEREAS** the DARE Program (Drug Abuse Resistance Education), operated successfully by the Toronto Police Service in a number of schools in Rexdale, has been cancelled; and

**WHEREAS** the Children and Youth Action Committee, at its meeting held on September 22, 2000, considered the following motion by Councillor Sinclair with respect to the DARE Program, and endorsed such motion:

‘Whereas the DARE Program was an extremely valuable preventative Program dealing with helping school-age kids cope with peer pressure encountered in facing exposure to drugs and alcohol, building self-esteem and enabling kids to resist these pressures;

Therefore Be It Resolved That the Children and Youth Action Committee strongly urge the Toronto Police Services Board to work to develop a successor program across the City that will:

- (1) help school kids deal with the issue of gangs, alcohol and drug abuse; and

- (2) provide an opportunity to develop self-esteem, in order to meet the challenges so many face on a daily basis.’; and

**WHEREAS** the Children and Youth Action Committee concurred in Councillor Sinclair’s proposal to bring forward a Notice of Motion to Toronto City Council for consideration at its meeting to be held on October 3, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto Council concur in and endorse the above Resolution from Councillor Sinclair.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(11) to the Community Services Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(11) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(11) was adopted, without amendment.

- 11.167 Councillor Sinclair moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(12), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Sinclair**

**Seconded by: Councillor Brown**

“**WHEREAS** the Children and Youth Action Committee, at its meeting held on September 22, 2000, considered a motion by Councillor Sinclair with respect to the ‘Roots of Empathy’ Program, as follows:

‘Whereas there is grave concern regarding the effects of violence in the early school grades; and

Whereas there is also grave concern regarding incidents of shooting in the secondary grades;

Therefore Be It Resolved That the Children and Youth Action Committee recommend that:

- (1) the 'Roots of Empathy' Program, operating primarily in the 'old' City of Toronto, be wholeheartedly endorsed; and
- (2) the senior levels of government be encouraged to guarantee permanent funding for the Program, and for its extension to other areas of the new City of Toronto.'; and

**WHEREAS** the Children and Youth Action Committee concurred in Councillor Sinclair's proposal to bring forward a Notice of Motion to Toronto City Council for consideration at its meeting to be held on October 3, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto Council concur in and endorse the above Resolution from Councillor Sinclair."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(12) to the Community Services Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(12) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(12) was adopted, without amendment.

11.168 Councillor Cho moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(13), moved by Councillor Balkissoon, seconded by Councillor Soknacki, and, in the absence of Councillor Balkissoon, moved by Councillor Cho:

**Moved by:**                      **Councillor Cho**

**Seconded by:**                **Councillor Soknacki**

“**WHEREAS** there are currently six Committees of Adjustment serving the areas bounded by the six Community Councils; and

**WHEREAS** there are a total of 34 members serving on the six Committees of Adjustment; and

**WHEREAS** remuneration for the 34 Committee members is drawn from a total honorarium allocation of just over \$185,200.00; and

**WHEREAS** the remuneration for members of each Committee of Adjustment is based on the pay levels set by their respective former municipality; and

**WHEREAS** there is a wide disparity of remuneration levels between each Committee of Adjustment; and

**WHEREAS** the current Committee of Adjustment members, appointed by the former municipalities, were requested to continue to serve after amalgamation pending a review of the Committee structure and remuneration levels; and

**WHEREAS** Committee of Adjustment members have been awaiting the outcome of this review for close to three years; and

**WHEREAS** comments by the Acting Commissioner of Urban Planning and Development Services, contained in Clause No. 1 of Report No. 6 of The Planning and Transportation Committee, headed ‘Organizational Structure for the New Committee of Adjustment’, which was considered by City Council on November 23, 24 and 25, 1999, indicate that ‘Currently there is a significant difference between the honorarium of the six Committees of Adjustment for the former municipalities. The total of all honoraria allocated by the former six municipalities is over \$185,200.00, which if averaged for 22 members, allows an honorarium of about \$8,500.00 per year per member.’;

**NOW THEREFORE BE IT RESOLVED THAT**, effective January 1, 2001, Committee of Adjustment members be equally remunerated, based on a per meeting attended basis, with funding provided from within the existing total honorarium allocation set aside for this purpose;

**AND BE IT FURTHER RESOLVED THAT** this approval remain in effect until such time as a full review of the structure of the Committee of Adjustment has been completed.”,

the vote upon which was taken as follows:

Yes - 35	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Bussin, Cho, Davis, Duguid, Filion, Flint, Giansante, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Sinclair, Soknacki, Walker
No - 9	
Councillors:	Berger, Bossons, Chow, Kinahan, Layton, Li Preti, Miller, Pantalone, Valenti

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

*Proposal by Deputy Mayor:*

Deputy Mayor Ootes, with the permission of Council, proposed that Motion J(13) be referred to the Policy and Finance Committee and the Planning and Transportation Committee.

Council concurred in the proposal by the Deputy Mayor.

11.169 Councillor Altobello moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(14), moved by Councillor Altobello, seconded by Councillor Ashton, and, in the absence of Councillor Ashton, seconded by Councillor Augimeri, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Altobello**

**Seconded by: Councillor Augimeri**

“**WHEREAS** on May 14, 1996, the Council of the former City of Scarborough instructed the Scarborough City Solicitor to seek leave to appeal a decision of the Ontario Municipal Board dated May 2, 1996, granting a minor variance permitting the use of 375 Danforth Road for automotive repair purposes; and

**WHEREAS** leave to appeal was granted on September 25, 1996; and



**WHEREAS**, since the time such leave was granted, the substantive issue under appeal has become moot due to amendments to the relevant Official Plan and Zoning By-law which permit automotive repair purposes at the subject property; and

**WHEREAS** the Divisional Court has assigned December 11, 2000, for the hearing of the appeal and there is insufficient time for this matter to first be submitted to the Scarborough Community Council for its consideration; and

**WHEREAS** the City Solicitor has prepared a confidential report dated September 21, 2000, respecting this matter;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the confidential report dated September 21, 2000, from the City Solicitor, and that such report be adopted.”

Council also had before it, during consideration of Motion J(14), a confidential report dated September 21, 2000, from the City Solicitor, entitled “375 Danforth Road, City’s Appeal to Ontario Divisional Court from Ontario Municipal Board Decision Dated May 2, 1996 (Ward 13, Scarborough Bluffs)”. (See Attachment No. 8, Page 496.)

*Vote:*

Motion J(14) was adopted, without amendment, and in so doing, Council adopted the confidential report dated September 21, 2000, from the City Solicitor, embodying the following recommendation, such report now public in its entirety:

“It is recommended that the City Solicitor be authorized to withdraw the appeal from the decision of the Ontario Municipal Board dated May 2, 1996, regarding 375 Danforth Road, which appeal is pending in the Ontario Divisional Court. The appeal is scheduled to be heard on December 11, 2000.”

11.170 Councillor Augimeri moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(15), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                      **Councillor Augimeri**

**Seconded by:**                **Councillor Nunziata**

“**WHEREAS** application was made respecting 91 Hallsport Crescent (in the former City of North York) to rezone the property from R5 to RM2 to permit two semi-detached houses; and



**WHEREAS** the North York Community Council, in Clause No. 26 of Report No. 6 of The North York Community Council, headed 'Final Report - Zoning Amendment Application - Gabor + Popper Architects Inc. - 91 Hallsport Crescent UDZ-99-26 - Black Creek', recommended to City Council that the application be refused, contrary to the recommendation of planning staff that it be approved, following submissions in opposition to the application on behalf of area residents that the proposed semi-detached houses would be out of character with the surrounding neighbourhood of predominantly single-detached houses; and

**WHEREAS** City Council at its meeting of May 9, 10 and 11, 2000, adopted the recommendation of the North York Community Council, without amendment; and

**WHEREAS** the applicant appealed Council's decision to the Ontario Municipal Board and a hearing is scheduled to commence on October 3, 2000; and

**WHEREAS** discussions between the area residents and the applicant have resulted in a settlement between them that the proposal be modified from two semi-detached homes to two single-detached homes and the zoning of the property remain R5 with exceptions only in respect of minimum lot frontage and area, with a site specific provision that each home only be designed and used to accommodate a single family; and

**WHEREAS** the subdivision agreement applicable to the property provides that a conveyance to create a new lot pursuant to the part lot control exemption by-law currently applicable to the site requires approval of the former planning board of the former City of North York;

**NOW THEREFORE BE IT RESOLVED THAT** the City support the consensus reached between the residents and the applicant and the City Solicitor be directed to attend at the Ontario Municipal Board hearing in support of the settlement;

**AND BE IT FURTHER RESOLVED THAT** Council approve the conveyance pursuant to the part lot control exemption by-law to create a new lot in accordance with the standards of the proposed site-specific zoning, and authorize any amendment to the subdivision agreement to the satisfaction of the City Solicitor as may be necessary to allow same."

*Vote:*

Motion J(15) was adopted, without amendment.

11.171 Councillor Moeser moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(16), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Moeser**

**Seconded by: Councillor Altobello**

“**WHEREAS** the Scarborough Committee of Adjustment on September 12, 2000, approved Minor Variance Application Numbers B44/00SC, A123/00SC and A124/00SC, to sever the lot at 112 Homestead Road; and

**WHEREAS** the residents and myself have a concern on the substandard frontage on this application; and

**WHEREAS** area residents and I both strongly object to this application; and

**WHEREAS** this application is not upholding the lot standards in the neighbourhood; and

**WHEREAS** approval of this application may set a precedent for future applications;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be authorized to retain expert consultants as required to provide appraisal evidence at Ontario Municipal Board hearings dealing with issues relating to Section 37 of the Planning Act with funding to be provided from the Legal Services budget for outside expertise.”

*Motion:*

Councillor Moeser moved that Motion J(16) be amended by adding thereto the following new Operative Paragraph:

“**AND BE IT FURTHER RESOLVED THAT** the City Solicitor be directed to appeal the decision of the Committee of Adjustment dated September 12, 2000, with respect to 112 Homestead Road, to the Ontario Municipal Board, and that the City Solicitor be directed to appear at the Ontario Municipal Board in support of the City’s appeal.”

*Votes:*

The motion by Councillor Moeser carried.

Motion J(16), as amended, carried.

11.172 Councillor Shiner moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(17), moved by Councillor Shiner, seconded by Councillor Ashton, and, in the absence of Councillor Ashton, seconded by Councillor Brown, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Shiner**

**Seconded by: Councillor Brown**

“**WHEREAS** City staff attend some of the meetings of the City’s various agencies, boards and commissions and therefore receive some but not all of the related agendas and minutes; and

**WHEREAS** there is not a consistent policy in place as to the level of information the City’s agencies, boards and commissions are requested to provide to City staff, or to whom this information should be provided; and

**WHEREAS** there are many issues that arise at meetings of the City’s agencies, boards and commissions that are of interest to City staff and that are interrelated with issues with which the City is directly involved; and

**WHEREAS** Councillors appointed to serve on boards of the City’s agencies, boards and commissions often need to be able to discuss the impact on the City of actions and decisions taken by these bodies, or conversely the impact of actions and decisions by the City on these bodies; and

**WHEREAS** the City’s Chief Administrative Officer, or his designate, is the most appropriate person to provide briefing notes and comments on such issues to Councillors, to better ensure that they are prepared for discussions at meetings of the City’s agencies, boards and commissions;

**NOW THEREFORE BE IT RESOLVED THAT** all agencies, boards and commissions upon which City Councillors sit as members be requested to forward to the City’s Chief Administrative Officer, or his designate, copies of their meeting agendas and minutes, for information, at the same time as these items are sent to the City Councillors;

**AND BE IT FURTHER RESOLVED THAT** all such agencies, boards and commissions be requested to permit the City’s Chief Administrative Officer, or his designate, to attend meetings at his request.”

*Proposal by Deputy Mayor:*

Deputy Mayor Ootes, with the permission of Council, proposed that Motion J(17) be referred to the Chief Administrative Officer.

Council concurred in the proposal by the Deputy Mayor.

11.173 Councillor Pitfield moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(18), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:                   Councillor Pitfield**

**Seconded by:               Councillor Prue**

**“WHEREAS** there is a need for an exterior identification sign for the Jenner Jean Marie Community Centre which is attached to the Thorncliffe Library; and

**WHEREAS** there is a preliminary agreement with the Toronto Library Board to share equally in the supply and installation of a new sign; and

**WHEREAS** the Finance Department has confirmed the existence of a Reserve Account established by the former Borough of East York for the purposes of improvements to the Jenner Jean Marie Community Centre;

**NOW THEREFORE BE IT RESOLVED THAT**, following further consultation with the Chief Financial Officer and Treasurer, staff be given the authority to proceed with the erection of an exterior illuminated sign at the Jenner Jean Marie Community Centre, at a total cost not to exceed \$30,000.00 with the cost being shared equally with the Toronto Library Board.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(18) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(18) to the Policy and Finance Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(18) was adopted, without amendment.

11.174 Councillor Miller moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(19), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Miller**

**Seconded by: Councillor Korwin-Kuczynski**

**“WHEREAS** the reconstruction of the Dundas Street West sidewalk from Annette Street to Quebec Avenue is planned for the 2000 construction season and is part of the approved Capital Budget; and

**WHEREAS** the contract needs to be awarded as early as possible in order for the contractor to complete the scheduled work in time; and

**WHEREAS** there are no Standing Committee meetings in the coming months, and the contract is slightly above the Bid Committee award limit;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider the joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer recommending the award of the contract to CRCE Construction Ltd., for the reconstruction of the sidewalk on Dundas Street West from Annette Street to Quebec Avenue;

**AND BE IT FURTHER RESOLVED THAT** such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(19) to the Works Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(19) to the Works Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(19), a joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer

and Treasurer, entitled "Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue - Contract No. 00D1-11RD, Tender Call No. 221-2000 (Toronto High Park)". (See Attachment No. 9, Page 498.)

*Vote:*

Motion J(19) was adopted, without amendment, and in so doing, Council adopted the joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, embodying the following recommendation:

"It is recommended that Contract No. 00D1-11RD, Tender Call No. 221-2000, for the Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue, be awarded to CRCE Construction Ltd., in the amount of \$2,390,754.50, including all taxes and charges, being the lowest tender received."

11.175 Councillor Miller, with the permission of Council, withdrew the following Notice of Motion J(20):

**Moved by:** Councillor Miller

**Seconded by:** Councillor Feldman

**"WHEREAS** City Council at its meeting held on August 1, 2, 3 and 4, 2000, directed staff to initiate a community consultation process concerning the redevelopment of 1978 Lake Shore Boulevard West for the purpose of affordable housing; and

**WHEREAS**, as a part of that community consultation process, members of the Swansea Community have raised concerns related to the siting of the proposed building in terms of its proximity to the Gardiner Expressway, the provision of on-site parking and the safety of access for vehicles leaving the site on Windermere Avenue; and

**WHEREAS** the Fred Victor Centre has responded to these concerns by redesigning the proposed building to move it away from the Gardiner Expressway, increase the number of on-site parking spaces and increase the safety of vehicular access on Windermere Avenue; and

**WHEREAS** these changes in design have increased the acceptability of the proposed building to area residents and will enhance the liveability of the building for future residents; and



**WHEREAS** these changes in design will require approximately 560 square metres of the eastern end of the City-owned property abutting the westerly boundary of 1978 Lake Shore Boulevard West to facilitate the community process which has taken place and which resulted in an improved design for the development at 1978 Lake Shore Boulevard;

**NOW THEREFORE BE IT RESOLVED THAT** the Commissioner of Corporate Services, in consultation with staff of Works and Emergency Services, Community and Neighbourhood Services and Urban Development Services and the local Councillors be requested to determine the exact area and configuration of the additional lands required by the Fred Victor Centre and report back to the first meeting of the Administration Committee in 2001, declaring the required lands surplus to the City's requirements with the general intent that the lands be included in and under the same terms and conditions as the lease for 1978 Lake Shore Boulevard West;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto."

11.176 Councillor Miller moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(21), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Miller**

**Seconded by: Councillor Korwin-Kuczynski**

**“WHEREAS** the Dundas West area (encompassing the Junction and Malta Village areas) is going through a revitalization and redevelopment which has resulted in the growth of new restaurants and businesses in the Dundas area but lacks sufficient parking along Dundas Street; and

**WHEREAS** the Toronto Parking Authority has been very helpful in recognizing that the community is working hard to revitalize the neighbourhood and is going through a positive change;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto request that the Toronto Parking Authority base its parking projections for this area on the future potential growth of the community rather than the present actual needs.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(21) to the Administration Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(21) to the Administration Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(21) was adopted, without amendment.

- 11.177 Councillor Rae moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(22), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Rae**

**Seconded by: Councillor Chow**

**“WHEREAS** the Canadian Stage Corporation (‘Canadian Stage’) was created from the 1988 merger of The Toronto Free Theatre and CentreStage and is the largest year-round not-for-profit theatre in the country; and

**WHEREAS** Canadian Stage performs to over 350,000 patrons yearly at the Bluma Appel Theatre in the St. Lawrence Centre for the Arts, the Canadian Stage Theatres at 26 Berkeley Street and the outdoor amphitheatre in High Park; and

**WHEREAS** Canadian Stage has received dozens of Dora Mavor Moore Awards, Toronto's theatre awards for artistic merit; and

**WHEREAS** in 1995, Canadian Stage was one of the first recipients of the prestigious Lieutenant Governor's Award for the Arts, in recognition of building exceptional private sector and community support; and

**WHEREAS** Canadian Stage has recently learned that its bank is not willing to provide a line of credit in an amount sufficient to meet the organization's cash flow in January 2001; and

**WHEREAS** Canadian Stage has asked the City of Toronto for assistance in meeting its 2001 cash flow through a line of credit guarantee in the amount of \$300,000.00 for the period January 1, 2001 to December 31, 2001; and

**WHEREAS** the City of Toronto has provided similar assistance to Young People's Theatre and Theatre Passe Muraille; and

**WHEREAS** the issuance of a line of credit guarantee is considered a financial commitment of the City; and

**WHEREAS** the Chief Financial Officer and Treasurer has advised that a commitment of \$300,000.00 is within the updated Debt and Financial Obligation Limit of the City of Toronto;

**NOW THEREFORE BE IT RESOLVED THAT** authority be granted to enter into an agreement with The Canadian Stage Corporation's ('Canadian Stage') bank for a guarantee of a line of credit in the amount of \$300,000.00 (inclusive of all interest payable by Canadian Stage to the bank) for the period January 1, 2001 to December 31, 2001, and that such guarantee be only in respect of that portion of Canadian Stage's liabilities which exceed the sum of \$700,000.00, and that such guarantee be on terms and conditions satisfactory to the City Solicitor and the Chief Financial Officer and Treasurer;

**AND BE IT FURTHER RESOLVED THAT** authority be granted to enter into an agreement with Canadian Stage with respect to the line of credit guarantee on terms and conditions approved by the City Solicitor, the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism;

**AND BE IT FURTHER RESOLVED THAT** the guarantee of the line of credit be deemed to be in the interests of the municipality;

**AND BE IT FURTHER RESOLVED THAT** the appropriate officials be authorized to take the necessary action to give effect thereto."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(22) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(22) to the Policy and Finance Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Minnan-Wong moved that Motion J(22) be amended by adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the Chief Financial Officer and Treasurer be requested to submit to the first regular meeting of the new City Council, through the appropriate Committee, a policy on extending lines of credit to cultural groups.”

*Votes:*

The motion by Councillor Minnan-Wong carried.

Motion J(22), as amended, carried.

11.178 Councillor Chow moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(23), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Chow**

**Seconded by: Councillor Rae**

**“WHEREAS** City legal and finance staff have been attempting to settle all outstanding lease issues with Island residents; and

**WHEREAS** the proposed arrangement by staff will allow for the application, by the residents, of the federally funded Residential Rehabilitation Assistance program (RRAP); and

**WHEREAS** these houses are in disrepair and the application of the federal funds is urgently needed and required before the winter season;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider the attached report dated October 2, 2000, from the Chief Financial Officer and Treasurer and that such report be adopted.”

Council also had before it, during consideration of Motion J(23), a report dated October 2, 2000, from the Chief Financial Officer and Treasurer, entitled “Special Lease Arrangements for Low-Income Island Residents”. (See Attachment No. 10, Page 501.)

*Vote:*

Motion J(23) was adopted, without amendment, and in so doing, Council adopted the report dated October 2, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendation:

“It is recommended that the City Solicitor and the Chief Financial Officer and Treasurer be authorized to proceed with finalizing mortgage arrangements with the five subject Toronto Island households.”

11.179 Councillor Sinclair moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(24), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Sinclair**

**Seconded by: Councillor Brown**

“**WHEREAS** the Somali Immigrant Women Association provides assistance to new immigrants through referral services, counselling, life-skills training and social and recreational activities for children and teenagers; and

**WHEREAS** on September 29, 2000, the Somali Immigrant Women Association lost its access to program space located at Islington and Albion Roads; and

**WHEREAS** the Somali Immigrant Women Association requires emergency financial support to cover the relocation to new premises located in Rexdale; and

**WHEREAS** the Commissioner of Community and Neighbourhood Services has indicated that due to an unused grant from another agency, there is sufficient funds to provide emergency support to the Somali Immigrant Women Association;

**NOW THEREFORE BE IT RESOLVED THAT** a one-time allocation of up to \$4,000.00 be made to the Somali Immigrant Women Association for the purpose of renting alternate space to maintain its program activities;

**AND BE IT FURTHER RESOLVED THAT** the Somali Immigrant Women Association continue its efforts to secure funding to maintain its programming space in 2001;

**AND BE IT FURTHER RESOLVED THAT** the Somali Immigrant Women Association undertake a strategic planning process to include a review of funding options and partnership opportunities before requesting further funding from the City of Toronto.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(24) to the Community Services Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(24) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Ashton moved that Motion J(24) be amended by adding thereto the following new Operative Paragraph:

**“AND BE IT FURTHER RESOLVED THAT** the Commissioner of Community and Neighbourhood Services be requested to review the future plans and organizational structure of the Somali Immigrant Women Association, and submit a report thereon to the Community Services Committee.”

*Votes:*

The motion by Councillor Ashton carried.

Adoption of Motion J(24), as amended:

Yes - 42	
Councillors:	Ashton, Augimeri, Balkissoon, Bossons, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Prue, Rae, Saundercook, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 1	
Councillor:	Holyday

Carried by a majority of 41.

11.180 Councillor Chow moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(25), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Chow**

**Seconded by:**            **Councillor Duguid**

“**WHEREAS** on September 18, 2000, the Ministry of Health and Long Term Care announced its plans to initiate the process for the final round of allocations for the remaining 5,500 long term care beds required to meet the government’s commitment to build 20,000 new long term care beds; and

**WHEREAS** the Ministry announced that it is streamlining its application process for these 5,500 long term care beds, and that applicants must express their intent to submit proposals to the Ministry by October 13, 2000; and

**WHEREAS** the Ministry announced that applicants must own or have an option on land and the resources to complete projects by 2004 in order to be considered; and

**WHEREAS** the Ministry announced that 2,334 of these new beds will be built within the City of Toronto; and

**WHEREAS** the previous Metropolitan Toronto Council adopted a position supporting and valuing the benefit of a strong public sector presence within the long term care system, recognizing that a balanced combination of public and private sector providers contributes to achieving accountability and a balance of quality and cost efficiency in the long term care system; and

**WHEREAS** the results of the first and second rounds of allocations have significantly changed the mix of public and private sector providers on a provincial basis, with 63 percent of long term care within the Province of Ontario being provided by the for-profit sector; and

**WHEREAS** the City of Toronto did not apply for additional long term care beds in either the first or second rounds of allocations, and a number of other municipalities did, with eight municipalities being awarded beds; and

**WHEREAS** the City’s Homes for the Aged currently operates 22 percent of all of the long term beds within the Toronto area, but that this percentage share will drop to 17 percent once the beds awarded from the first and second allocation rounds have been built and opened, and to 15 percent if the City does not apply for beds in the final round of allocations; and

**WHEREAS** the City of Toronto’s Homes for the Aged has a very positive reputation for providing efficient, effective, high quality care within the community, is often first choice for

applicants and their families, and often provides care and service to individuals who are hard to serve in other locations; and

**WHEREAS** expression of intent to submit a proposal does not legally bind the City, but rather authorizes staff to proceed through the process in order for City Council to make an informed decision at a later date;

**NOW THEREFORE BE IT RESOLVED THAT** City Council direct staff to submit an application on the City's behalf by October 13, 2000, and to report back to the Community Services Committee and City Council at the first regular meeting following the election of the new City Council."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(25) to the Community Services Committee would have to be waived in order to now consider such Motion.



*Procedural Vote:*

The vote to waive referral of Motion J(25) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(25) was adopted, without amendment.

- 11.181 Councillor Adams moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(26), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Adams**

**Seconded by:**                **Councillor Chow**

**“WHEREAS** the Assessment and Tax Policy Task Force failed to reach quorum at its meeting scheduled for September 26, 2000; and

**WHEREAS** there are no further meetings of the Assessment and Tax Policy Task Force scheduled during this term of Council; and

**WHEREAS** the attached report from the Chief Financial Officer and Treasurer, dated September 19, 2000, entitled ‘Property Tax Relief for Centre francophone du Toronto metropolitan - 20 Lower Spadina Avenue’, was included on the agenda for the September 26, 2000, meeting of the Assessment and Tax Policy Task Force; and

**WHEREAS** the September 19, 2000, report dealt with the issue of providing property tax relief for the period 1998 to 2000 and beyond for the Centre francophone - 20 Lower Spadina Avenue; and

**WHEREAS** Centre francophone requests relief with respect to the payment of the 1998-2000 property taxes and also requests permanent property tax relief; and

**WHEREAS** the Council of the former City of Toronto authorized a grant for the same purpose to provide tax relief in 1997 at its final meeting in October, 1997;

**NOW THEREFORE BE IT RESOLVED THAT** Council approve a one time grant in the amount of \$89,074.77 for the period 1998 to 2000 (City portion of \$40,514.00 and education portion of \$48,560.52) to offset property taxes for the Centre francophone for

the portion of the premises it occupies at 20 Lower Spadina Avenue and allocate these funds from the Corporation Contingency Account;

**AND BE IT FURTHER RESOLVED THAT** such grant be deemed to be in the interests of the municipality;

**AND BE IT FURTHER RESOLVED THAT** the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer be directed to report to the Assessment and Tax Policy Task Force in the next term of Council on mechanisms to provide permanent property tax relief for the Centre francophone, such report to deal with but not limited to the following:

- (1) amending the lease agreement between the Centre francophone and the City of Toronto to eliminate the Centre francophone's responsibility to pay property tax;
- (2) amendments of the City's Ethno Cultural Centre criteria to provide that a long term lease would also qualify for eligibility under the criteria; and
- (3) transfer of title of the property to Centre francophone."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(26) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(26) to the Policy and Finance Committee was taken as follows:

Yes - 27	
Councillors:	Adams, Berardinetti, Bossons, Brown, Bussin, Cho, Chow, Davis, Flint, Giansante, Johnston, Layton, Li Preti, Mahood, Mihevc, Miller, Moeser, Nunziata, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Sinclair, Walker
No - 23	
Mayor:	Lastman

Councillors:	Altobello, Augimeri, Berger, Disero, Duguid, Feldman, Filion, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, Minnan-Wong, Moscoe, O'Brien, Ootes, Shiner, Soknacki, Valenti
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Lost, less than two-thirds of Members present having voted in the affirmative.

Having regard to the foregoing decision of Council, Motion J(26) was referred to the Policy and Finance Committee.

Council also had before it, for consideration with Motion J(26), a report dated September 19, 2000, from the Chief Financial Officer and Treasurer, entitled "Property Tax Relief for Centre francophone du Toronto metropolitan - 20 Lower Spadina Avenue". (See Attachment No. 11, Page 505.)

*Motion to Re-Open:*

Councillor Adams, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, Motion J(26) be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Adams moved that Motion J(26) be referred to the Policy and Finance Committee and further, that the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer be requested to submit a joint report to the Policy and Finance Committee, during the next term of Council, on options to provide permanent property tax relief for the Centre francophone du Toronto metropolitan.

*Vote:*

The motion by Councillor Adams carried.

11.182 Councillor Adams moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(27), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Adams

**Seconded by:** Councillor Chow

**“WHEREAS** the Assessment and Tax Policy Task Force failed to reach quorum at its meeting scheduled for September 26, 2000; and

**WHEREAS** there are no further meetings of the Assessment and Tax Policy Task Force scheduled during this term of Council; and

**WHEREAS** a report from the Chief Financial Officer and Treasurer dated September 1, 2000, entitled 'Options for Tax Relief for Non-Profit Organizations for 1998, 1999 and 2000' was included on the agenda for the September 26, 2000, meeting of the Assessment and Tax Policy Task Force, and was considered informally by Task Force members present at that meeting; and

**WHEREAS** provincial legislation and regulations that govern the capping program adopted by Council fail to address the situation where charities or non-profit organizations have relocated or commenced new operations since January of 1998; and

**WHEREAS** such organizations have not been afforded the protection that Bill 16, the Small Business and Charities Protection Act, 1998, was intended to provide; and

**WHEREAS** charitable and non-profit organizations that have relocated or commenced new operations within the business classes, particularly in the early part of 1998, and that have occupied space not previously occupied by a charity or non-profit, have faced tax increases far in excess of the 2.4 percent limit approved by Council; and

**WHEREAS** the Chief Financial Officer and Treasurer's report dated September 1, 2000, identifies a means for Council to provide tax relief directly to affected organizations in cases of demonstrated financial hardship by way of individually approved grants, provided the Province agrees to contribute the education tax portion of any tax relief provided in these circumstances;

**NOW THEREFORE BE IT RESOLVED THAT** the September 1, 2000, report from the Chief Financial Officer and Treasurer, entitled 'Options for Tax Relief for Non-Profit Organizations for 1998, 1999 and 2000', attached hereto, and the recommendations contained therein, be adopted."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(27) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(27) to the Policy and Finance Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(27), a report dated September 1, 2000, from the Chief Financial Officer and Treasurer, entitled "Options for Tax Relief for Non-Profit Organizations for 1998, 1999 and 2000". (See Attachment No. 12, Page 511.)

*Vote:*

Motion J(27) was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated September 1, 2000, from the Chief Financial Officer and Treasurer, embodying the following recommendations:

“It is recommended that:

- (1) the Government of Ontario be requested to devise means to identify non-profit organizations that have not been afforded protection against tax increases due to relocations in the period 1998 to 2000, and to introduce legislative and regulatory amendments to provide tax relief directly to affected organizations to offset increases in property taxes arising from taxation at full commercial/industrial tax rates;
- (2) if legislative and regulatory amendments are not introduced, the Province fund the full costs of any tax relief provided by municipalities to affected organizations, in recognition that the capping provisions of Bill 16 (the Small Business and Charities Protection Act, 1998), fail to adequately protect charities and non-profits that have relocated, despite the Bill’s original intent;
- (3)
  - (a) if the Province does not agree to fully fund the costs of municipal tax relief, the Province be requested to voluntarily fund the provincial education tax portion of any tax relief provided by municipalities to relocated organizations, as consistent with the original provisions for municipal rebates to charities and non-profits under Bill 16;
  - (b) subject to the Province agreeing to contribute this portion, Council approve the use of individually-approved one-time grants for tax relief to eligible non-profit organizations in cases of demonstrated financial hardship where it can be established that, due to relocations in 1998, these organizations have not been protected against CVA-related tax increases during the period 1998 to 2000, and where other means of providing direct tax relief are not available; and
  - (c) that a one-time allocation of \$289,000.00 from the 2000 Corporate Contingency to the Grants Contingency be approved to cover the City’s portion of estimated requests for tax relief grants from eligible organizations;
- (4) subject to the Province agreeing to contribute the education tax portion of any tax relief provided, tax relief grants be administered under the City’s existing grants review process by the Grants Sub-Committee, under the terms of the City’s

- approved grants policy, and in accordance with the eligibility criteria and general principles set out in this report and summarized in Appendix 1 and Appendix 2;
- (5) staff be directed to develop a communications package and strategy to inform potentially eligible non-profit organizations of the City's ability to correct errors on the frozen assessment listing where it can be established that premises occupied by the organization were incorrectly returned on the assessment roll for taxation in 1998 and should have been entitled to taxation at a reduced rate, as applicable;
- (6) the Ontario Property Assessment Corporation (OPAC) be requested to provide the necessary assistance and co-operation to City staff in facilitating the determination of revised 1998, 1999 and/or 2000 taxes payable, by providing updated 1997 frozen assessment listings for individual rental units, as necessary;
- (7) should additional fees be charged by OPAC for the services described above, the Province be requested to fund the associated costs of services provided, either in full or in part; and
- (8) this report be forwarded to the Policy and Finance Committee."

11.183 Councillor Pantalone moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(28), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Pantalone**

**Seconded by: Councillor Silva**

**"WHEREAS** the construction of Fort York Boulevard is planned for the 2001 construction season and the preparation of detailed engineering plans, specifications and tender documents needs to begin in October to allow for spring construction; and

**WHEREAS** the financial implications are outlined in the attached joint report from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider the joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, and that such joint report be adopted."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(28) to the Works Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(28) to the Works Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(28), a joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, entitled "Retention of Consulting Engineers for the Provision of Detailed Design, Consultation, Construction Inspection and Contract Administration Services, Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West, Toronto Trinity-Niagara Ward 20". (See Attachment No. 13, Page 528.)

*Vote:*

Motion J(28) was adopted, without amendment, and in so doing, Council adopted the joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, embodying the following recommendations:

"It is recommended that:

- (1) the consulting engineering firm of DS-Lea Associates Limited, being the highest overall scoring proponent, be engaged to provide Detailed Design, Consultation, Construction Inspection and Contract Administration services for Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West for an amount of \$786,455.00 including all contingencies and GST;
- (2) a consulting services agreement be entered into with DS-Lea Associates Limited on such terms and conditions satisfactory to the Commissioner of Works and Emergency Services and in a form satisfactory to the City Solicitor; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."

11.184 Councillor Feldman moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(29), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Feldman

**Seconded by:** Councillor Chong



“**WHEREAS** City Council at its meeting held on August 1, 2, 3 and 4, 2000, adopted, without amendment, Clause No. 27 of Report No. 9 of The North York Community Council, headed ‘Further Report - Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the OMB Order on the Downsview Area Secondary Plan (OPA 464) - Parc Downsview Park Inc. Lands - Sports and Entertainment Designation Deferral - West of Allen Road/South of Sheppard Avenue West - City-owned Lands East of Allen Road/South of Sheppard Avenue West’; and

**WHEREAS**, in so doing, Council directed the City Solicitor to seek amendments to the Ontario Municipal Board Order on the Downsview Area Secondary Plan (OPA 464), for the south-east corner of Allen Road and Sheppard Avenue West; and

**WHEREAS** new information has been introduced respecting the potential sale of certain of these City-owned lands; and

**WHEREAS** the Commissioner of Economic Development, Culture and Tourism has prepared a confidential report dated October 2, 2000, in this regard;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 27 of Report No. 9 of The North York Community Council, headed ‘Further Report - Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the OMB Order on the Downsview Area Secondary Plan (OPA 464) - Parc Downsview Park Inc. Lands - Sports and Entertainment Designation Deferral - West of Allen Road/South of Sheppard Avenue West - City-owned Lands East of Allen Road/South of Sheppard Avenue West’, be re-opened for further consideration, only insofar as it pertains to seeking amendments to the Ontario Municipal Board Order on the Downsview Area Secondary Plan (OPA 464), for the south-east corner of Allen Road and Sheppard Avenue West;

**AND BE IT FURTHER RESOLVED THAT** Council consider the aforementioned confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of the balance of Motion J(29) to the Administration Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of the balance of Motion J(29) to the Administration Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(29), a confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to the security of property interests of the Municipality, save and except the recommendations embodied therein. (See Attachment No. 14, Page 530.)

*Vote:*

The balance of Motion J(29) carried, without amendment.

By its adoption of the balance of Motion J(29), without amendment, Council adopted the confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations:

“It is recommended that:

- (1) Council direct the Commissioner of Corporate Services, in consultation with the Commissioner of Economic Development, Culture and Tourism, and other appropriate City staff, to enter into discussions to advance this economic development opportunity and to report to the next meeting of Council with recommendations on the specific size, location and configuration of the site to be declared surplus pursuant to By-law 551-1998 to facilitate this opportunity;
- (2) Recommendation No. (2) embodied in Clause No. 27 of Report No. 9 of The North York Community Council, adopted by City Council on August 1, 2, 3 and 4, 2000, be deferred until such time as the current discussions regarding the aforesaid economic development opportunity on these City-owned lands have concluded; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

Councillor Moscoe requested that his opposition to Motion J(29) be recorded in the Minutes of this meeting.

11.185 Councillor Layton moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(30), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Layton

**Seconded by:** Councillor McConnell

“**WHEREAS** Transport Canada has recently released a set of proposals for the Port of Toronto, developed without consultation with City staff or the community at large; and

**WHEREAS** the Transport Canada options include plans which would threaten the viability of one of Toronto’s few swimmable beaches, Cherry Beach (Clarke Beach); and

**WHEREAS** the Transport Canada options include plans which would damage the viability of recreational sailing in the outer harbour which currently involves thousands of lower and moderate income citizens; and

**WHEREAS** Transport Canada plans would have a major effect on industrial operations in the portlands; and

**WHEREAS** the Transport Canada options include plans which would threaten the ecology of the world famous Leslie Street Spit; and

**WHEREAS** the City of Toronto, the Waterfront Regeneration Trust, the Fung Task Force, TEDCO, the Portlands Community Forum (a broad group of citizens) and many other groups have been working extensively on plans for these lands for some time;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto:

- (1) express its deep concerns about the consultation process involved in the preparation and discussion of the Transport Canada plans for the Port of Toronto;
- (2) invite the Minister of Transport to commit to engage in a collaborative process with the City, its citizens, the Fung Task Force, the Waterfront Regeneration Trust, the Olympic Bid Committee, the Task Force to Bring Back the Don; and all other groups and agencies which are working on these areas and to place Transport Canada plans in abeyance until these consultations are complete;
- (3) ensure that the future needs of recreational boating are fully considered and satisfactorily addressed in the planning for the Toronto waterfront proposal; and
- (4) request the Toronto Port Authority to enter into collaborative discussions with the City of Toronto in the development of plans for the area.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(30) to the Planning and Transportation Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(30) to the Planning and Transportation Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(30) was adopted, without amendment.

- 11.186 Councillor Bussin moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(31), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:                   Councillor Bussin**

**Seconded by:               Councillor Pantalone**

**“WHEREAS** City Council at its meeting held on April 11, 12 and 13, 2000, by the adoption of Clause No. 8 of Report No. 5 of The Toronto Community Council, entitled ‘Installation of Speed Humps – Elmer Avenue, Kenilworth Avenue, Waverly Road, Bellefair Avenue and Wheeler Avenue between Queen Street East and Norway Avenue (East Toronto)’, authorized the implementation of speed humps on Elmer Avenue and Kenilworth Avenue, from Queen Street East to Norway Avenue, subject to the favourable results of polling of residents on these streets; and

**WHEREAS** the report from the Commissioner of Works and Emergency Services dated January 31, 2000, in the said Clause contained discussion about the installation of speed humps on Waverly Road, from Queen Street East to Norway Avenue, but this installation was not authorized for polling of the affected residents; and

**WHEREAS** residents of Waverly Road, Norway Avenue, from Elmer Avenue to Woodbine Avenue, and similarly, residents on Herbert and Hartford Avenues have expressed concern about the possible impacts on their streets arising from speed humps on Elmer and Kenilworth Avenues; and

**WHEREAS** it would be desirable to allow the residents of Waverly Road, Norway Avenue, Herbert Avenue, and Hartford Avenue to consider whether speed humps should be installed on their streets coincident with those on Elmer and Kenilworth Avenues;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 8 of Report No. 5 of The Toronto Community Council, headed ‘Installation of Speed Humps – Elmer Avenue, Kenilworth Avenue, Waverly Road, Bellefair Avenue and Wheeler Avenue between Queen Street East and Norway Avenue (East Toronto)’ be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** approval be given to alter sections of the roadway on Waverly Road between Queen Street East and Norway Avenue by the construction of speed humps with implementation subject to favourable results of the polling of affected residents pursuant to the policy related to speed hump installation as adopted by the former City of Toronto Council, and review in the 2001 Budget process;

**AND BE IT FURTHER RESOLVED THAT** approval be given to alter sections of the roadway on Norway Avenue, between Elmer Avenue and Woodbine Avenue, and on Herbert Avenue, and on Hartford Avenue by construction of speed humps, with implementation subject to favourable results of the polling of affected residents pursuant to the policy related to speed hump installation as adopted by the former City of Toronto Council, and review in the 2001 Budget process;

**AND BE IT FURTHER RESOLVED THAT** the speed limit be reduced from 40 kilometres per hour to 30 kilometres per hour on Waverley Road, from Queen Street East to Norway Avenue, on Norway Avenue from Elmer Avenue to Woodbine Avenue, and on the streets indicated with the implementation of speed humps coincident with those on Elmer and Kenilworth Avenues and as legislation permits.”

*Motion:*

Councillor Jakobek moved that Motion J(31) be amended by adding thereto the following new Operative Paragraph:

“**AND BE IT FURTHER RESOLVED THAT** speed humps also be installed on Herbert Avenue and Lee Avenue, subject to favourable results of the polling of affected residents pursuant to the policy related to speed hump installation as adopted by the former City of Toronto Council, and review in the 2001 Budget process.”

*Votes:*

The motion by Councillor Jakobek carried.

The balance of Motion J(31), as amended, carried.

11.187 Councillor Mihevc, with the permission of Council, withdrew the following Notice of Motion J(32):

**Moved by:** Councillor Mihevc

**Seconded by:** Councillor Disero

“**WHEREAS** the Upper Village Festival and the Urban Harvest Festival in a letter to the City dated August 14, 2000, advised that their community festival was scheduled to take place on Saturday, September 9, 2000 and Saturday, September 30, 2000; and

**WHEREAS** on Saturday, September 9, 2000 and Saturday, September 30, 2000, the Eglinton BIA submitted applications to Transportation Services, District 1, Works and Emergency Services, for the following street closings:

Saturday, September 9, 2000 (Upper Village Festival)

Time: 8:00 a.m. to 6:00 p.m. on Eglinton Avenue, from Bathurst Street to the Allen Road; and

Saturday, September 30, 2000 (Urban Harvest Festival)

Time: 8:00 a.m. to 8:00 p.m. on Oakwood Avenue from Rogers Road to Earncliffe Road; and

**WHEREAS** the two parties provided the necessary insurance and other documentation required by Transportation Services, District 1, Works and Emergency Services;

**NOW THEREFORE BE IT RESOLVED THAT** the City designate the ‘Upper Village Festival’ and ‘Urban Harvest Festival’ as a community event to facilitate road closures on Eglinton Avenue and Oakwood Avenue; and

**AND BE IT FURTHER RESOLVED THAT** the City Council recommend that the temporary road closures be declared post facto events of municipal and/or community significance.”

11.188 Councillor Walker moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(33), moved by Councillor McConnell, seconded by Councillor Rae, and, in the absence of Councillor McConnell, moved by Councillor Walker, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Walker**

**Seconded by: Councillor Rae**

“**WHEREAS**, in October of 1998, Council enacted By-law No. 749–1998, a vital services by-law; and

**WHEREAS** the by-law has operated well to minimize occurrences where vital services (such as fuel, hydro, gas or hot or cold water) have been discontinued to a rental unit; and

**WHEREAS** the by-law would be strengthened by expressly delineating the landlord’s obligations to provide vital services to a rental unit; and

**WHEREAS** it is in the interests of the health and safety of tenants in the City that the landlord's responsibilities to provide vital services to a rental unit be clearly set out in the by-law before the winter months; and

**WHEREAS** there are no financial impacts associated with this Motion;

**NOW THEREFORE BE IT RESOLVED THAT** By-law No. 749-1998 be amended to provide for the following:

- (1) every landlord shall provide adequate and suitable vital services to each of the landlord's rental units;
- (2) no landlord shall cease to provide a vital service for a rental unit;
- (3) a landlord shall be deemed to have caused the cessation of a vital service for a rental unit if the landlord is obliged to pay a supplier for the vital service and fails to do so and, as a result of the non-payment, the vital service is no longer provided for the rental unit;
- (4) a landlord may cease to provide a vital service only when such cessation is necessary to alter or repair the rental unit and only for the minimum period necessary to effect the alteration or repair; and
- (5) the by-law does not apply to a landlord with respect to a rental unit to the extent that a tenant has expressly agreed to obtain and maintain the vital services;

**AND BE IT FURTHER RESOLVED THAT** By-law No. 749-1998 be amended to make it an offence for a landlord to fail to comply with the provisions of the by-law;

**AND BE IT FURTHER RESOLVED THAT** authority be granted for the introduction of the necessary bill in Council to give effect to this Motion."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(33) to the Planning and Transportation Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(33) to the Planning and Transportation Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(33) was adopted, without amendment.

- 11.189 Councillor Bussin moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(34), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:                    Councillor Bussin**

**Seconded by:                Councillor Jakobek**

**“WHEREAS** at its meeting held on May 9, 10 and 11, 2000, City Council adopted Clause No. 63 of Report No. 8 of The Toronto Community Council, headed ‘Proposed Closing of Portion of Public Lane, Extending Easterly from Northern Dancer Boulevard, South of Queen Street East and Creation of New Public Lane Outlet in Lieu Thereof’, and thereby authorized the closing and conveyancing of a portion of the public lane south of Queen Street East, extending easterly from Northern Dancer Boulevard and the creation of a new public lane outlet in lieu thereof; and

**WHEREAS** on August 1, 2, 3 and 4, 2000, City Council passed By-law No. 510-2000 to implement the foregoing; and

**WHEREAS** at the time staff reported on the proposed closing and conveyancing of the said portion of lane in exchange for the new lane, it was recommended that the land exchange not take place until the new lane was constructed to City specifications and standards, acceptable to the Commissioner of Works and Emergency Services; and

**WHEREAS** the applicant has requested that this recommendation be amended to permit the conveyance of the new lane in exchange for the existing lane prior to construction of the new lane, with construction of the new lane being deferred to coincide with construction of the remaining streets and lanes within the development site, subject to and in accordance with the provisions of the existing subdivision agreement pertaining to these lands; and



**WHEREAS** the Commissioner of Corporate Services has submitted a report dated September 22, 2000, to City Council, entitled ‘Amendment to the Proposed Conveyance of a Portion of the Existing Public Lane, South of Queen Street East, Extending Easterly from Northern Dancer Boulevard’;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 63 of Report No. 8 of The Toronto Community Council, headed ‘Proposed Closing of Portion of Public Lane, Extending Easterly from Northern Dancer Boulevard, South of Queen Street East and Creation of New Public Lane Outlet in Lieu Thereof’, adopted by City Council at its meeting held on May 9, 10 and 11, 2000, be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** City Council give consideration to the report dated September 22, 2000, from the Commissioner of Corporate Services, entitled ‘Amendment to the Proposed Conveyance of a Portion of the Existing Public Lane, South of Queen Street East, Extending Easterly from Northern Dancer Boulevard’, and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of the balance of Motion J(34) to the Toronto Community Council would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of the balance of Motion J(34) to the Toronto Community Council carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(34), a report dated September 22, 2000, from the Commissioner of Corporate Services, entitled “Amendment to the Proposed Conveyance of a Portion of the Existing Public Lane, South of Queen Street East, Extending Easterly from Northern Dancer Boulevard (Ward 26 - East Toronto)”. (See Attachment No. 15, Page 531.)

*Vote:*

The balance of Motion J(34) carried, without amendment.

By its adoption of the balance of Motion J(34), without amendment, Council adopted the report dated September 22, 2000, from the Commissioner of Corporate Services, embodying the following recommendations:

“It is recommended that:

- (1) Clause No. 63 of Report No. 8 of The Toronto Community Council, headed ‘Proposed Closing of Portion of Public Lane, Extending Easterly from Northern Dancer Boulevard, South of Queen Street East and Creation of New Public Lane Outlet in Lieu Thereof’ adopted by City Council at its meeting held on May 9, 10 and 11, 2000, be amended by deleting the requirement that the applicant complete construction of the new lane prior to conveying the new lane lands (shown as Part 2 on the attached Sketch No. PMC-2000-029) to the City of Toronto and instead requiring the applicant to complete construction of the new lane following conveyance of the new lane lands to the City, subject to and in accordance with the provisions of the existing subdivision agreement relating to lane construction within the Plan of Subdivision pertaining to these lands (the ‘Subdivision Agreement’);
- (2) authority be given to enter into an agreement amending the Subdivision Agreement to reflect the change in location of the subject lane from the existing lane lands (shown as Part 1 on the attached Sketch No. PMC-2000-029) to the new lane lands; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.”

11.190 Councillor O’Brien moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(35), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor O’Brien**

**Seconded by: Councillor Holyday**

“**WHEREAS** the Council of the former City of Etobicoke adopted Clause 240-A-97 of Report No. 16 of The Administration Committee, 1997, authorizing an option agreement with Calcorp Inc. for the purchase of Viking Road, subject to Calcorp Inc. making application for Official Plan and zoning amendments; and

**WHEREAS** City Council at its meeting held December 14, 15 and 16, 1999, adopted Clause No. 11 of Report No. 14 of The Etobicoke Community Council, headed ‘Calcorp Incorporated Option of Viking Road - Request for Extension’, which approved a 12-month extension option to purchase until December 4, 2000; and

**WHEREAS** a further extension is required before the agreement lapses, in order to complete traffic studies related to the Official Plan and zoning amendments proposed by Calcorp Inc.; and

**WHEREAS** the Commissioner of Corporate Services has prepared the attached report dated September 22, 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** in accordance with Section 46 of the Council Procedural By-law, Clause No. 11 of Report No. 14 of The Etobicoke Community Council, headed 'Calcorp Incorporated Option of Viking Road - Request for Extension', be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** City Council give consideration to the aforementioned report dated September 22, 2000, from the Commissioner of Corporate Services and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of the balance of Motion J(35) to the Etobicoke Community Council would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of the balance of Motion J(35) to the Etobicoke Community Council carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(35), a report dated September 22, 2000, from the Commissioner of Corporate Services, entitled “Calcorp Incorporated Option to Purchase Part of Viking Road, Request for Extension, Ward 4 (Markland-Centennial)”. (See Attachment No. 16, Page 534.)

*Vote:*

The balance of Motion J(35) carried, without amendment.

By its adoption of the balance of Motion J(35), without amendment, Council adopted the report dated September 22, 2000, from the Commissioner of Corporate Services, embodying the following recommendations:

“It is recommended that:

- (1) the Option to Purchase Agreement between Calcorp Incorporated and the City of Toronto be extended until July 4, 2001, on the same terms and conditions as the original option, save and except for any further rights of extension;
- (2) the City Solicitor be authorized and directed to complete this transaction according to the terms and conditions as set out in this report and pay any City costs incidental to the closing and be further authorized to amend the closing date to such earlier or later date as considered reasonable; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

Councillor Kinahan requested that his opposition to Motion J(35) be recorded in the Minutes of this meeting.

11.191 Councillor Nunziata moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(36), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Nunziata**

**Seconded by:**                **Councillor Saundercook**

“**WHEREAS** an application has been received from St. John’s Anglican Church at 2125 Weston Road for a minor variance to Sign By-law No. 3369-79, as amended, (former City of York); and

**WHEREAS** the application is to erect an on-premise, ground sign, with a maximum height of 3.0 metres, notwithstanding the by-law which permits a maximum height of 2.0 metres; and

**WHEREAS** the new sign will be the same height, area and location as the existing ground sign that is to be replaced; and

**WHEREAS** visiting Church officials are expected to participate in a ceremony to commemorate the new sign at a special visit in December; and

**WHEREAS** there are no further meetings of Community Council or Council before this time; and

**WHEREAS** staff of the Urban Development Services Department are of the opinion that the variance requested is minor and the Commissioner of Urban Development Services has prepared the attached report dated September 26, 2000, in this regard;

**NOW THEREFORE BE IT RESOLVED** that Council give consideration to the aforementioned report dated September 26, 2000, from the Commissioner of Urban Development Services, and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(36) to the York Community Council would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(36) to the York Community Council carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(36), a report dated September 26, 2000, from the Commissioner of Urban Development Services, entitled “Sign By-law Variance Application, Owner: St. John’s Anglican Church, 2125 Weston Road, File Number: 10/4/47-1, Ward 27 (York-Humber)”. (See Attachment No. 17, Page 537.)

*Vote:*

Motion J(36) was adopted, without amendment, and in so doing, Council adopted the report dated September 26, 2000, from the Commissioner of Urban Development Services, embodying the following recommendations:

“It is recommended that:

- (1) the application by the St. John’s Anglican Church for a variance to the provisions of By-law No. 3369-79, as amended, to permit an on-premise, ground sign, with a maximum height of 3 metres at 2125 Weston Road be approved as a minor variance; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

11.192 Councillor Brown moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(37), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Brown**

**Seconded by: Councillor Walker**

“**WHEREAS** at the April 5, 2000, meeting of the Greater Toronto Airports Authority (GTAA) Noise Management Committee, member municipalities were asked to select potential locations for the placement of a permanent noise monitor to be installed by the GTAA at no cost to the City of Toronto; and

**WHEREAS** it was noted at the June 14, 2000, meeting of the Noise Management Committee that the GTAA had received and reviewed the location submissions from the City of Brampton and advised that they are ready to proceed with the installation of a permanent noise monitor at the South Fletchers Sportsplex (northeast corner of McLaughlin Road and Ray Lawson Blvd., Brampton); and

**WHEREAS** at the same meeting it was noted that a submission from the City of Toronto had not yet been received; however, Councillor Elizabeth Brown and Mr. Rob Summers suggested that a monitor be placed in the Martin Grove Road/Eglinton Avenue area; and

**WHEREAS** Councillor Brown has canvassed all Members of City Council with respect to their preference for a noise monitor location and received no suggestions; and

**WHEREAS** Councillor Brown, in consultation with residents of her community, other affected surrounding communities and Councillors Walker and Johnston, submitted a prioritized list of locations to the September 13, 2000, meeting of the Noise Management Committee; and

**WHEREAS** without Council approval at its October 3, 2000 meeting, funding for this initiative will not be provided by the Greater Toronto Airports Authority; and

**WHEREAS** the Commissioner of Urban Development Services has prepared the attached report dated September 26, 2000, submitting recommendations in this regard;

**NOW THEREFORE BE IT RESOLVED THAT** City Council give consideration to the attached report dated September 26, 2000, from the Commissioner of Urban Development Services, and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(37) to the Planning and Transportation Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(37) to the Planning and Transportation Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(37), a report dated September 26, 2000, from the Commissioner of Urban Development Services, entitled "Recommended Locations for Noise Monitors". (See Attachment No. 18, Page 539.)

*Vote:*

Motion J(37) was adopted, without amendment, and in so doing, Council adopted the report dated September 26, 2000, from the Commissioner of Urban Development Services, embodying the following recommendations:

"It is recommended that:

- (1) Council approve the attached prioritized list of noise monitor locations (Attachment No. 1); and
- (2) the list be forwarded to the Greater Toronto Airports Authority in response to its request for an appropriate location to install one additional noise monitor in the City of Toronto by the end of 2000."

11.193 Councillor Palacio moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(38), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                      **Councillor Palacio**

**Seconded by:**                **Councillor Disero**

"**WHEREAS** City Council at its meeting on October 1 and 2, 1998, adopted, without amendment, Clause No. 6 of Report No. 19 of The Strategic Policies and Priorities Committee, headed 'Capping of Business and Realty Taxes for BIAs', and in so doing, requested the Province to amend legislation in order that individual BIAs may create their own tax policies on BIA levies, at the individual discretion of each BIA; and

**WHEREAS** the Province responded on November 24, 1999, assuring that it would take the views of the City under consideration; the City is still pending a decision from the Province in regards to this matter;

**NOW THEREFORE BE IT RESOLVED THAT**, in view of the length of time that has passed, Toronto Council reiterate to the Province its previous request to amend the existing legislation in order that individual BIAs may create their own tax policies on BIA levies, at the individual discretion of each BIA.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(38) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(38) to the Policy and Finance Committee was taken as follows:

Yes - 35	
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Berger, Bussin, Cho, Chong, Disero, Filion, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Silva, Sinclair, Soknacki, Valenti, Walker
No - 14	
Mayor:	Lastman
Councillors:	Bossons, Brown, Chow, Davis, Duguid, Feldman, Flint, Giansante, Holyday, Mammoliti, Minnan-Wong, Ootes, Shiner

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

*Motion:*

Councillor Bossons moved that Motion J(38) be amended by adding to the Operative Paragraph, the words “and in consultation with the respective Community Council”, so that such Operative Paragraph shall now read as follows:



**“NOW THEREFORE BE IT RESOLVED THAT**, in view of the length of time that has passed, Toronto Council reiterate to the Province its previous request to amend the existing legislation in order that individual BIAs may create their own tax policies on BIA levies, at the individual discretion of each BIA, and in consultation with the respective Community Council.”

*Votes:*

The motion by Councillor Bossons carried.

Motion J(38), as amended, carried.

11.194 Councillor Saundercook moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(39), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Saundercook**

**Seconded by: Councillor Nunziata**

**“WHEREAS** Contract No. YK9905RD has increased in scope and exceeded the awarded limit; and

**WHEREAS** the contractor Il Duca needs to be paid in 2000; and

**WHEREAS** the financial implications are outlined in the attached report dated October 2, 2000, from the Commissioner of Works and Emergency Services;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider the attached report dated October 2, 2000, from the Commissioner of Works and Emergency Services and that such report be adopted.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(39) to the Works Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(39) to the Works Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(39), a report dated October 2, 2000, from the Commissioner of Works and Emergency Services, entitled "Contract No. YK9905RD - Reconstruction of Pavement, Sidewalk and Curb at Various Locations in Ward 27 and Ward 28 (Ward 27 - York Humber and Ward 28 - York Eglinton)". (See Attachment No. 19, Page 542.)

*Vote:*

Adoption of Motion J(39), without amendment:

Yes - 40	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Bossons, Bussin, Chong, Davis, Disero, Duguid, Filion, Flint, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Miller, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Silva, Sinclair, Valenti, Walker
No - 11	
Councillors:	Berger, Brown, Cho, Chow, Feldman, Giansante, Holyday, Minnan-Wong, O'Brien, Shiner, Soknacki

Carried by a majority of 29.

By its adoption of Motion J(39), without amendment, Council adopted the report dated October 2, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendations:

“It is recommended that:

- (1) approval be given for the expenditure of additional funds in the amount of \$829,240.08 under Contract No. YK9905RD; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

11.195 Councillor Silva moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(40), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Silva**

**Seconded by: Mayor Lastman**

“**WHEREAS** the Right Honourable Pierre Elliott Trudeau loyally served our country as Prime Minister for fifteen years; and

**WHEREAS** since the passing of The Right Honourable Pierre Elliott Trudeau, there has been an overwhelming outpouring of public sympathy; and

**WHEREAS** it is the established practice that the City of Toronto commemorates the contribution of significant historical figures through the naming of streets, public buildings, squares, and other landmarks; and

**WHEREAS** Pierre Elliot Trudeau believed in creating opportunities for the youth of our nation;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council endorse the naming of a significant Toronto landmark to commemorate the memory and accomplishments of the late Prime Minister The Right Honourable Pierre Elliott Trudeau;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto provide the public and Members of City Council with opportunities to participate in the naming of a significant Toronto Landmark in honour of former Prime Minister Pierre Elliot Trudeau;

**AND BE IT FURTHER RESOLVED THAT** City Council establish a fund in honour of Pierre Elliott Trudeau and that the purpose of this fund be to support the youth of Toronto initiatives aimed at creating a just and compassionate society;

**AND BE IT FURTHER RESOLVED THAT** the Chief Administrative Officer be requested to report to the first meeting of the Administration Committee of the new Council in 2001 on the recommended landmark to commemorate the memory of The Right Honourable Pierre Elliot Trudeau and on proposed funding sources and implementation options for the proposed fund.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(40) to the Administration Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(40) to the Administration Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Motion:*

Councillor Silva moved that Motion J(40) be amended by deleting from the fourth Operative Paragraph, the words “the first meeting of the Administration Committee of the new Council in

2001”, and inserting in lieu thereof the words “the Administration Committee of the new City Council, as soon as possible”, so that such Operative Paragraph shall now read as follows:

**“AND BE IT FURTHER RESOLVED THAT** the Chief Administrative Officer be requested to report to the Administration Committee of the new City Council, as soon as possible, on the recommended landmark to commemorate the memory of The Right Honourable Pierre Elliot Trudeau and on proposed funding sources and implementation options for the proposed fund.”

*Votes:*

The motion by Councillor Silva carried.

Adoption of Motion J(40), as amended:

Yes - 51	
Mayor:	Lastman
Councillors:	Adams, Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O’Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti, Walker
No - 0	

Carried, without dissent.

11.196 Councillor Flint moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(41), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Flint**

**Seconded by: Councillor Moscoe**

**“WHEREAS** at its meeting on August 1, 2, 3 and 4, 2000, Council adopted Clause No. 53 of Report No. 10 of The Policy and Finance Committee, headed ‘Taxi Licensing Matters’; and



**WHEREAS** the specific recommendations contained in the report dated June 21, 2000, from the Commissioner of Urban Development Services respecting the establishment of fees for the provision of services by the Municipal Licensing and Standards Division were not included in the report (July 17, 2000) from the Commissioner of Urban Development Services to the Policy and Finance Committee; and

**WHEREAS** specific Recommendations Nos. (1), (2), (4) and (5) contained in the report dated June 27, 2000, from the Clerk, Licensing Sub-Committee, respecting Taxicab Driver and Owner/Agent Refresher Training Courses were not included in the report (July 17, 2000) from the Commissioner of Urban Development Services, to the Policy and Finance Committee; and

**WHEREAS** the establishment of the proposed renewal fee of \$604.00 for the Ambassador Class Taxicab licence was inadvertently excluded from the June 21, 2000, report from the Commissioner of Urban Development Services, respecting licensing fees for the year 2001;

**NOW THEREFORE BE IT RESOLVED THAT** in accordance with Section 46 of the Council Procedural By-law, Clause No. 53 of Report No. 10 of The Policy and Finance Committee, headed 'Taxi Licensing Matters', be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the attached report dated September 29, 2000, from the Commissioner of Urban Development Services, which includes the outstanding recommendations with proposed amendments from the reports which were before the Planning and Transportation Committee at its meeting held on July 10, 2000, be adopted; that Schedule 1 of By-law 20-85 be further amended to establish a renewal fee of \$604.00 for the Ambassador Class Taxicab licence; and that the Bill implementing these recommendations, along with the recommendations already adopted by Council at its August 1, 2, 3 and 4, 2000 meeting, be deemed to have been enacted as of August 1, 2, 3 and 4, 2000;

**AND BE IT FURTHER RESOLVED THAT** the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."

Council also had before it, during consideration of Motion J(41), a report dated September 29, 2000, from the Commissioner of Urban Development Services, headed "Taxi Licensing Matters". (See Attachment No. 20, Page 547.)

*Vote:*

The balance of Motion J(41) was adopted, without amendment, and in so doing, Council adopted the report dated September 29, 2000, from the Commissioner of Urban Development Services, embodying the following recommendations:

“It is recommended that City Council approve the following outstanding recommendations contained in the three aforementioned reports which were considered by the Planning and Transportation Committee at its meeting on July 10, 2000:

- (I) from the report dated June 21, 2000, from the Commissioner of Urban Development Services, respecting the establishment of fees for the provision of services by the Municipal Licensing and Standards Division:
  - (1) the following fees be revised as recommended in the report for:
    - (a) cancellation and refund of the Taxicab Drivers’ Training Course;
    - (b) re-booking of CPR/First Aid courses;
    - (c) attending Taxicab Drivers’ Training course examinations;
    - (d) processing of applications for the accredited vehicle repair facility list;
    - (e) inspections for the accredited vehicle repair facility list;
    - (f) rescheduling of exams for trades licences be included in the fees for services provided by the Municipal Licensing and Standards Division;
    - (g) rescheduling of attendance at the Taxicab Drivers’ Training Course;
    - (h) attendance at the Customer Service Module of the Taxicab Drivers’ Training Course; and
    - (i) attendance at the Accessible Taxicab Training Course; and
  - (2) the City Solicitor, in consultation with the Commissioner of Urban Development Services, be authorized to prepare and introduce in Council a bill to establish fees for the provision of services provided by the Municipal Licensing and Standards Division of Urban Development Services;
- (II) from the report dated June 27, 2000, from the City Clerk, Licensing Sub-Committee, respecting taxicab refresher training courses:



- (1) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-day taxicab driver refresher training course that must be taken every two years by all taxicab drivers, except Ambassador Taxicab drivers, licensed in the City of Toronto;
- (2) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-day taxicab driver refresher training course for Ambassador Taxicab drivers that must be taken four years after the initial course and every two years thereafter;
- (3) every driver, owner and agent shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three years, as provided by Toronto Ambulance Services, or other approved agency; and
- (4) By-law 20-85 be amended to implement the taxicab driver and owner/agent refresher training courses;

The Planning and Transportation Committee endorsed the recommendations contained in the aforementioned reports, subject to amending the report (June 27, 2000) from the City Clerk, Licensing Sub-Committee, by:

- (1) amending Recommendation No. (3) as above, by deleting the requirement that owners have to complete a First Aid/CPR course, providing an exemption process for drivers who are unable to attend because of medical reasons, and limiting the amount of course fee so that this recommendation now reads:
  - ‘(3) (a) every driver shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three years, as provided by Toronto Ambulance Services, or other approved agency:
  - (b) a driver will not be required to pay for more than one First Aid/CPR course; and
  - (c) a driver will be exempt from taking the First Aid/CPR course upon production of a medical certificate stating, due to health reasons, he/she is unable to take this course.’ and

with respect to the report dated June 21, 2000 from the Commissioner of Urban Development Services respecting licensing fees for the year 2001, it is recommended that the report be amended to include:

- (1) a renewal fee of \$604.00 be established for the Ambassador Class Taxicab Licence; and

with respect to each of the aforementioned recommendations, the appropriate City officials be authorized to undertake any necessary action to give effect thereto.”

11.197 Councillor Rae moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(42), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Rae**

**Seconded by: Councillor Walker**

“**WHEREAS** the Tenant Defence Sub-Committee, at its meeting held on September 29, 2000, during consideration of a report dated September 6, 2000, from the Commissioner of Community and Neighbourhood Services, respecting an update on Grant Applications under the Tenant Defence Fund, received this report and recommended that a grant be awarded to the Tenants Association of 44 Charles Street West, upon receipt of a satisfactory application, to assist the tenants in disputing the landlord’s application for an above guideline rent increase (AGI); and

**WHEREAS** the Tenant Defence Sub-Committee noted that, if the grant application for 44 Charles Street West did not meet the criteria for approval by the Commissioner of Community and Neighbourhood Services pursuant to the Tenant Defence Fund, then a Notice of Motion would be prepared for introduction into Council for its October 3, 2000, meeting, recommending approval of this grant; and

**WHEREAS** it is important that Council consider this matter at its October 3, 2000, meeting because a hearing date of October 25, 2000, has been set for the landlord’s application for a review of 603 units in this 792 unit building; and

**WHEREAS** the Tenants Association at 44 Charles Street had difficulty in collecting sufficient signatures for the grant application because of the landlord’s policy on door-to-door canvassing; and

**WHEREAS** an incomplete application from the Tenants Association, without signatures, was received at the Shelter, Housing and Support Divisional Office in the afternoon of October 2, 2000;

**NOW THEREFORE BE IT RESOLVED THAT** Council approve a grant in the amount of \$1,000.00 to the Tenants Association of 44 Charles Street West to assist them in disputing the landlord's application for an above guideline rent increase (AGI), and the funds be allocated from the Tenant Defence Fund."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(42) to the Community Services Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(42) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(42) was adopted, without amendment.

11.198 Councillor Bussin moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(43), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                      **Councillor Bussin**

**Seconded by:**                **Councillor Jakobek**

“**WHEREAS** City Council at its meeting held on September 28 and 29, 1999, adopted Clause No. 15 of Report No. 5 of The Administration Committee, entitled ‘Declaration as Surplus, Westerly Portion of 110 Wildwood Crescent (Ward 26 – East Toronto)’, thereby declaring surplus to the City’s requirements the westerly portion of 110 Wildwood Crescent and authorizing that notice be given to the public of the intended manner of sale being sale on the open market; and

**WHEREAS** at its meeting held on May 9, 10 and 11, 2000, City Council re-opened the issue insofar as it related to the proposed manner of sale and adopted the report (May 5,

2000) from the Commissioner of Corporate Services, entitled 'Disposition of the Westerly Portion of 110 Wildwood Crescent' thereby authorizing that the approved manner of sale be a direct sale to the Forward Baptist Church, to enter into direct negotiations with the Church and to report back should an acceptable agreement be reached, and that if an agreement cannot be reached within three months, then the approved manner of sale be to offer the property for sale on the open market; and

**WHEREAS** the Administration Committee at its meeting held on September 12, 2000, gave consideration to the report (September 6, 2000) from Commissioner of Corporate Services, entitled 'Disposition of the Westerly Portion of 110 Wildwood Crescent', thereby recommending that the Commissioner of Corporate Services be authorized to continue negotiations with the Forward Baptist Church and should an acceptable offer be received to report directly to City Council for its meeting scheduled to be held on October 3, 4 and 5, 2000; and

**WHEREAS** the Commissioner of Corporate Services is now in receipt of correspondence dated September 26, 2000, from the Forward Baptist Church requesting an extension of time to January 31, 2001, with respect to completing negotiations for the purchase of 110 Wildwood Crescent; and

**WHEREAS** the City will not have complied with the authority as previously granted, if it were to agree to the extension of time, and it is necessary that a revised approval be given for the extension;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 15 of Report No. 5 of The Administration Committee, entitled 'Disposition of the Westerly Portion of 110 Wildwood Crescent', adopted by City Council at its meeting held on May 9, 10 and 11, 2000, be re-opened for further consideration, insofar as it pertains to the extension of time;

**AND BE IT FURTHER RESOLVED THAT** Council approve the recommendations in the report (September 29, 2000) of the Commissioner of Corporate Services, entitled 'Request for Extension of Time - Disposition of the Westerly Portion of 110 Wildwood Crescent – Supplementary Report' ”.

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of the balance of Motion J(43) to the Administration Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of the balance of Motion J(43) to the Administration Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(43), a report dated September 29, 2000, from the Commissioner of Corporate Services, entitled "Request for Extension of Time, Disposition of the Westerly Portion of 110 Wildwood Crescent (Ward 26 - East Toronto)". (See Attachment No. 21, Page 551.)

*Vote:*

The balance of Motion J(43) carried, without amendment.

By its adoption of the balance of Motion J(43), without amendment, Council adopted the report dated September 29, 2000, from the Commissioner of Corporate Services, embodying the following recommendations:

"It is recommended that:

- (1) the time extension to January 31, 2001, to complete negotiations with the Forward Baptist Church be granted;
- (2) the Commissioner of Corporate Services be authorized to continue negotiations with the Forward Baptist Church and to report back should an acceptable agreement be received;
- (3) if an agreement cannot be reached by January 31, 2001, then the approved manner of sale be to offer the property on the open market; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto."

11.199 Councillor Minnan-Wong moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(44), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Minnan-Wong**

**Seconded by: Councillor Chong**

**"WHEREAS** residents of 105 Rowena Drive have experienced ongoing problems related to their tenancies, including property standards issues and legal issues; and

**WHEREAS** an information meeting was scheduled for tenants on August 24, 2000, and the individual invited to address the tenants was unable to attend; and

**WHEREAS** the residents of 105 Rowena Drive require information to resolve their legal and property standards issues; and

**WHEREAS** a meeting has been tentatively scheduled for October 17, 2000, this being the earliest possible date that an individual with expertise related to tenants' issues is available;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 4 of Report No. 16 of The Administration Committee, headed 'Use of Corporate Resources During an Election Year', be re-opened for further consideration, only insofar as it pertains to distribution of materials by Council Members after October 8, 2000;

**AND BE IT FURTHER RESOLVED THAT**, with the approval of the City Clerk, notices regarding the 105 Rowena Drive Tenants meeting be allowed to be distributed to residents by Councillor Denzil Minnan-Wong."

*Vote:*

The balance of Motion J(44) carried, without amendment.

11.200 Councillor Chow moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(45), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                      **Councillor Chow**

**Seconded by:**                **Councillor Rae**

**“WHEREAS** the Mayor's Homeless Initiatives Reserve Fund approved a \$250,000.00 Capital grant and a \$25,000.00 planning grant for a project at 25 Leonard Avenue, this project involves the conversion of an existing medical office building to 51 units of affordable housing in the Kensington Market area; and

**WHEREAS** the application has been appealed to the Ontario Municipal Board and this was not anticipated in the project budget and funds are required to pay for consulting and legal fees related to the hearing;

**NOW THEREFORE BE IT RESOLVED THAT** up to \$50,000.00 be designated solely for costs associated to the Ontario Municipal Board hearing (consulting, legal and planning fees) from the approved Capital grant on an invoice for service rendered basis with payments administered by the City of Toronto.”





*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(45) to the Community Services Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(45) to the Community Services Committee was taken as follows:

Yes - 34	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Berardinetti, Bossons, Bussin, Cho, Chong, Chow, Disero, Duguid, Filion, Jakobek, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Moeser, Nunziata, Palacio, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Walker
No - 16	
Councillors:	Berger, Brown, Davis, Feldman, Giansante, Holyday, Kelly, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Saundercook, Shiner, Soknacki, Valenti

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

*Motion:*

Councillor Chow moved that Motion J(45) be amended by deleting from the Operative Paragraph, the figure "\$50,000.00" and inserting in lieu thereof the figure "\$10,000.00", so that such Operative Paragraph shall now read as follows:

**“NOW THEREFORE BE IT RESOLVED THAT** up to \$10,000.00 be designated solely for costs associated to the Ontario Municipal Board hearing (consulting, legal and planning fees) from the approved Capital grant on an invoice for service rendered basis with payments administered by the City of Toronto.”

*Votes:*

The motion by Councillor Chow carried.

Motion J(45), as amended, carried.

11.201 Councillor Johnston moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(46), and that the first Operative Paragraph embodied therein be adopted:

**Moved by: Councillor Johnston**

**Seconded by: Councillor Moscoe**

“**WHEREAS** at its April 11, 12 and 13, 2000, meeting City Council adopted a confidential joint report dated April 12, 2000, from the Chief Financial Officer and Treasurer and the City Solicitor, pertaining to the tax sale respecting 39 McGlashan Road; and

**WHEREAS** the matter is now the subject of leave to appeal to the Supreme Court of Canada; and

**WHEREAS** the matter of leave to appeal could be decided after October 16, 2000; and

**WHEREAS** this property has been the subject of multi-faceted litigation; and

**WHEREAS** City Council should have an opportunity to review the Supreme Court’s ruling;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, the action taken on April 11, 12 and 13, 2000, with respect to Notice of Motion J(18) regarding the Tax Sale Proceeding of 39 McGlashan Road be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT:**

- (1) City Council request the Chief Financial Officer and Treasurer and the City Solicitor to submit a further report on the tax sale proceeding against 39 McGlashan Road, including a review of legal opinions as to whether or not the exercise by a municipality of the power to terminate a tax sale at any time prior to the registration of a tax deed makes a municipality liable to a prospective tax sale purchaser; and
- (2) pending City Council’s consideration of the above-requested report, no further steps be taken by City staff in respect to the 39 McGlashan Road tax sale proceeding.”,

the vote upon which was taken as follows:

Yes - 25	
Councillors:	Adams, Altobello, Augimeri, Berger, Brown, Bussin, Cho, Chow, Duguid, Filion, Holyday, Johnston, Kelly, Kinahan, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, O'Brien, Pantalone, Rae, Saundercook, Walker
No - 25	
Mayor:	Lastman
Councillors:	Balkissoon, Berardinetti, Bossons, Chong, Davis, Disero, Feldman, Giansante, Jakobek, King, Lindsay Luby, Mahood, Mammoliti, Moeser, Nunziata, Ootes, Palacio, Pitfield, Prue, Shaw, Shiner, Silva, Soknacki, Valenti

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

Having regard that the motion to waive Notice and re-open the action taken by City Council on April 11, 12 and 13, 2000, with respect to Notice of Motion J(18) regarding the Tax Sale Proceeding of 39 McGlashan Road, did not carry, Council did not give consideration to the Motion.

Council also had before it, for consideration with Notice of Motion J(46), the following confidential reports and communications, such reports and communications to remain confidential in their entirety, in accordance with the provisions of the Municipal Act, having regard that they contain information which is subject to solicitor/client privilege:

- (i) joint report dated April 12, 2000, from the City Solicitor and the Chief Financial Officer and Treasurer, entitled "39 McGlashan Road (former City of North York) - Municipal Tax Proceeding;
- (ii) joint report dated October 4, 2000, from the City Solicitor and the Chief Financial Officer and Treasurer, entitled "39 McGlashan Road";
- (iii) (October 10, 2000) from Ms. Lynn Elliott, Toronto, circulated at the request of Councillors Johnston and Prue;
- (iv) (October 3, 2000) from Mr. Jeffrey P. Hoffman, Levitt, Beber, Barristers and Solicitors;
- (v) (October 3, 2000) from Mr. David A. Decker, Beard Winter LLP, Barristers and Solicitors;
- (vi) (October 2, 2000) from E. R. Murray, Genest Murray, Barristers and Solicitors; and
- (vii) (October 2, 2000) from Andrew and Elisabeth Forester, Toronto.

Councillor Johnston filed with the City Clerk, copies of the following communications received by her office with respect to Motion J(46):

- (i) 30 form letters dated September 29, 2000, addressed to Mayor Lastman and Councillor Johnston, requesting that a public inquiry be conducted into the matter of the tax sale of 39 McGlashan Road;
- (ii) 35 form letters (undated), addressed to Mayor Lastman and Councillor Johnston, requesting that City Council investigate the matter of the tax sale of 39 McGlashan Road;
- (iii) (October 3, 2000) from Mr. Jeffrey P. Hoffman, Levitt Beber, Barristers and Solicitors;
- (iv) (October 2, 2000) from E. R. Murray, Genest Murray, Barristers and Solicitors;
- (v) (October 2, 2000) from Beard Winter LLP, Barristers and Solicitors;
- (vi) (October 2, 2000) from Mr. Nick T. Stanoulis, Tsapralis, Stanoulis, Barristers and Solicitors;
- (vii) (October 2, 2000) from Irene and Barry Hood, Toronto;
- (viii) (October 2, 2000) from Mary and Robert Bacal, Toronto;
- (ix) (October 2, 2000) from Mr. Eric Hellman, Toronto;
- (x) (October 2, 2000) from Mr. Jeffrie D. Shulman, Barrister, Toronto;
- (xi) (October 1, 2000) from Stefan and Jean Ekborn, Toronto;
- (xii) (October 1, 2000) from Donald G. Lake, Toronto;
- (xiii) (September 30, 2000) from Anne and Bob Cumming, Toronto;
- (xiv) (September 30, 2000) from Mr. Andrew Forester, Toronto;
- (xv) (September 30, 2000) from Ms. Elizabeth M. Forester, Toronto;
- (xvi) (October 2, 2000) from Andrew and Elizabeth Forester, Toronto;
- (xvii) (September 29, 2000) from Mr. Ralph Armstrong, Toronto; and
- (xviii) (September 29, 2000) from Ms. Heather Nanassy, Pickering.

*Motion to Re-Open:*

Councillor Prue, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote to waive Notice and re-open the action taken by City Council on April 11, 12 and 13, 2000, with respect to Notice of Motion J(18) regarding the Tax Sale Proceeding of 39 McGlashan Road, be re-opened for further consideration, the vote upon which was taken as follows:

Yes - 21 Councillors:	Augimeri, Berardinetti, Brown, Chow, Davis, Flint, Holyday, Johnston, Jones, King, Li Preti, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Prue, Rae, Sinclair, Tzekas, Walker
No - 12 Mayor: Councillors:	Lastman Cho, Chong, Disero, Duguid, Feldman, Kelly, Lindsay Luby, Ootes, Palacio, Saundercook, Silva

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

*Motion to Re-Open:*

Councillor Cho, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote to waive Notice and re-open the action taken by City Council on April 11, 12 and 13, 2000, with respect to Notice of Motion J(18) regarding the Tax Sale Proceeding of 39 McGlashan Road, be re-opened for further consideration, the vote upon which was taken as follows:

Yes - 26 Councillors:	Adams, Augimeri, Berger, Bossons, Brown, Bussin, Cho, Chow, Holyday, Johnston, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Pantalone, Pitfield, Prue, Rae, Walker
No - 14 Councillors:	Berardinetti, Disero, Duguid, Feldman, Filion, Gardner, Giansante, Jakobek, Kelly, Lindsay Luby, Mammoliti, Ootes, Shiner, Silva

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

*Motion to Re-Open:*

Councillor Filion, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote to waive Notice and re-open the action taken by City Council on April 11, 12 and 13, 2000, with respect to Notice of Motion J(18) regarding the Tax Sale Proceeding of 39 McGlashan Road, be re-opened for further consideration, the vote upon which was taken as follows:

Yes - 27	
Councillors:	Augimeri, Berger, Bossons, Brown, Bussin, Cho, Chow, Davis, Filion, Holyday, Kinahan, King, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Saundercook, Tzekas, Walker
No - 17	
Councillors:	Berardinetti, Chong, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Jakobek, Kelly, Lindsay Luby, Mammoliti, O'Brien, Ootes, Palacio, Shiner, Silva

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

11.202 Councillor Shiner moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(47), moved by Councillor Gardner, seconded by Councillor Feldman, and, in the absence of Councillor Gardner, moved by Councillor Shiner:

**Moved by: Councillor Shiner**

**Seconded by: Councillor Feldman**

**“WHEREAS** City of Toronto Council at its meeting of June 7, 8 and 9, 2000, considered Clause No. 1 of Report No. 12 of The Administration Committee, headed ‘Future Use of the Dempsey Store (Ward 10 – North York Centre)’, pertaining to the Dempsey Store located at 250 Beecroft Road, and adopted the recommendation that ‘the appropriate City of Toronto staff undertake an inspection with respect to the suitability of the building structure for the intended purpose and use by the number of anticipated persons expected to use Dempsey Store under the auspices of the Learning Centre, such inspection to include zoning requirements and any other pertinent information that may be necessary’; and

**WHEREAS** City of Toronto Council at its meeting of August 1, 2, 3 and 4, 2000, adopted Clause No. 3, of Report No. 16 of The Administration Committee, headed ‘Suitability of the Dempsey Store for Use by the Learning Centre for Children with Autism (Ward 10 – North York Centre)’, and recommended the following:

- (1) a lease with the Learning Centre for Children with autism be approved on a joint non-profit basis, subject to the terms and conditions set out in the body of the joint report (July 10, 2000) from the Commissioner of Corporate Services, the Commissioner of Urban Development Services, the Commissioner of Economic

Development, Culture and Tourism and the Commissioner of Community and Neighbourhood Services; and

- (2) the City make application to the Committee of Adjustment, on behalf of the Learning Centre for Children with Autism, for a minor variance application forthwith respecting locating the Learning Centre at the Dempsey Store; and

**WHEREAS** at its meeting held on September 21, 2000, the Committee of Adjustment, City of Toronto – North District considered and unanimously approved an application for the following variances at 250 Beecroft Road that were submitted by the City of Toronto:

- (1) to permit an institutional use (day nursery for children with autism) and an accessory resource information and support centre within the existing building; and
- (2) 0 parking spaces to be provided on site; and

**WHEREAS** the appeal period pertaining to the decision of the Committee of Adjustment in this matter will expire after the last meeting of City Council this term; and

**WHEREAS** in the event of an appeal, the use of 250 Beecroft Road by the Learning Centre will be further delayed and its program prejudiced;

**NOW THEREFORE BE IT RESOLVED THAT** should an appeal of the decision of the Committee of Adjustment be filed such that the Committee's decision not become final and binding, the City Solicitor be directed to take such action on behalf of the Learning Centre for Children with Autism necessary to:

- (i) defend the decision of the Committee of Adjustment; and
- (ii) support a site specific application to amend the zoning by-law to achieve the same relief approved by the Committee of Adjustment, should the Learning Centre for Children with Autism apply for same.”,

the vote upon which was taken as follows:

Yes - 42	
Mayor:	Lastman
Councillors:	Adams, Altobello, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Giansante, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Miller, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Walker
No - 8	
Councillors:	Augimeri, Filion, Holyday, Mahood, Mammoliti, Mihevc, Moscoe, Prue

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

*Vote:*

Adoption of Motion J(47), without amendment:

Yes - 35	
Councillors:	Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Disero, Duguid, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Layton, Mahood, McConnell, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Silva, Sinclair, Valenti, Walker
No - 7	
Councillors:	Filion, Flint, Mihevc, Moeser, Moscoe, Prue, Tzekas

Carried by a majority of 28.

11.203 Councillor McConnell moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(48), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor McConnell**

**Seconded by:**                **Councillor Augimeri**



“**WHEREAS** the City of Toronto is committed to open dialogue with its residents and community participation and consultation; and

**WHEREAS** the Women’s World March 2000 is a global campaign to focus the attention of governments to the concerns of women, in particular the issues of violence against women and poverty; and

**WHEREAS** the participants in this campaign in their home countries have been able to meet with their Prime Ministers and Presidents to discuss these vital concerns; and

**WHEREAS** an international delegation of women will meet at the United Nations on October 17, 2000, with the General Secretary, to present the 13 immediate points of concern of this global campaign, which are legitimate and essential for the well-being of women all over the world;

**NOW THEREFORE BE IT RESOLVED THAT** City Council encourage the Prime Minister of Canada to meet with the Canadian delegation to demonstrate his commitment to the well-being of women across Canada and Canada’s support for the Women’s World March 2000.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(48) to the Administration Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(48) to the Administration Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(48) was adopted, without amendment.

11.204 Councillor Jakobek moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(49):

**Moved by:**                      **Councillor Jakobek**

**Seconded by:**                **Councillor McConnell**

“**WHEREAS** the Young Ambassadors of Toronto Program was established in 1988 by Toronto City Council and the Toronto Board of Education in co-operation with the Learnxs Foundation; and

**WHEREAS** through the Young Ambassadors of Toronto Program, secondary school students in Toronto have an opportunity to participate in overseas exchanges; and

**WHEREAS** through participation in overseas exchanges, Toronto students act as Ambassadors of the City of Toronto and Toronto schools, deepen their understanding of diversity and appreciate Canada’s unique contribution to world citizenship, and learn about the culture, heritage, social and economic systems of other countries; and

**WHEREAS** the Young Ambassadors of Toronto Program provides a mechanism for low-income students to participate in off-shore exchanges; and

**WHEREAS** since its establishment, over 40 exchanges to 19 countries have involved over 800 Toronto students; and

**WHEREAS** participation in the Young Ambassadors of Toronto Program is restricted to only students of the former City of Toronto;

**NOW THEREFORE BE IT RESOLVED THAT** Toronto City Council endorse the expansion of the Young Ambassadors of Toronto Program across the new City of Toronto;

**AND BE IT FURTHER RESOLVED THAT** Toronto City Council increase its contribution by \$500,000.00, such funds to be provided from Corporate Contingency, to support the expansion of the Young Ambassadors of Toronto Program across the City.”,

the vote upon which was taken as follows:

Yes - 42	
Mayor:	Lastman
Councillors:	Adams, Altobello, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Jakobek, Johnston, Kelly, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Walker
No - 10	

Councillors:	Balkissoon, Bossons, Filion, Holyday, Kinahan, King, Lindsay Luby, Moeser, Soknacki, Valenti
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Carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, for consideration with Motion J(49), a communication dated September 20, 2000, addressed to Councillors Jakobek and McConnell, from Mr. John McIninch, Chair, Young Ambassadors of Toronto Program, submitting background information with respect to the Young Ambassadors of Toronto Program.

*Motion:*

Councillor Jakobek moved that Motion J(49) be referred to the Policy and Finance Committee.

*Vote:*

The motion by Councillor Jakobek carried.

11.205 Councillor Layton moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(50), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Layton**

**Seconded by: Councillor Miller**

“**WHEREAS** 1990 to 1999 was the warmest decade of the millennium; and

**WHEREAS** a global reduction in emissions of greenhouse gases (GHG) is necessary to slow climate change and reduce the risks to human health, the physical environment, economy and quality of life; and

**WHEREAS** the 1998 ice storm cost the City of Montreal \$116 million; Baie Comeau more than \$2.5 million, and the Regional Municipality of Ottawa-Carleton \$6.32 million, while the Red River flood cost Winnipeg \$32.3 million; and

**WHEREAS** these weather-related expenses are creating an additional financial burden for municipalities at a time when responsibilities are increasing as a result of devolution; and

**WHEREAS** reducing greenhouse gases makes good economic sense; new and improved infrastructure, energy efficiency, building retrofits, water conservation, more effective wastewater treatment and distribution, renewable energy technologies, waste reduction, better fleet management, etc., reduce municipal operating costs and help maintain community services, while having a positive impact on the environment; and

**WHEREAS** industrialized countries, realizing initial commitments were inadequate to protect the Earth's climate system, agreed in December 1997, to the Kyoto Protocol which, if ratified, commits Canada to reducing its greenhouse gas emissions six percent below 1990 levels between 2008 - 2012; and

**WHEREAS** in November, national governments will meet in The Hague, Netherlands, to negotiate terms and conditions for ratifying the Kyoto Protocol and it is critical that Canada has the support it needs to conclude negotiations; and

**WHEREAS** Mayors and Municipal leaders responsible for the well-being of communities across Canada urge federal and provincial/territorial governments to make climate protection a priority;

**NOW THEREFORE BE IT RESOLVED THAT** the City of Toronto endorse this Municipal Leaders' Resolution on Climate Change."

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(50) to the Policy and Finance Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(50) to the Policy and Finance Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(50) was adopted, without amendment.

11.206 Councillor Pantalone moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(51), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Pantalone

**Seconded by:** Councillor Shiner

**“WHEREAS** a clean, safe city is one of the cornerstones of the quality of life and international reputation of Toronto; and

**WHEREAS** City Council approved a \$2.0 million Clean City initiative in the Works and Emergency Services Department 2000 Operating Budget to provide additional litter pick up and street cleaning; and

**WHEREAS** this initiative has been well received by the public; and

**WHEREAS** there are still concerns over the cleanliness and state of our parks and greenspaces, and there is the potential to expand this initiative to improve the state of our parks and greenspaces;

**NOW THEREFORE BE IT RESOLVED THAT** the Commissioner of Economic Development, Culture and Tourism, in consultation with other City officials, develop a program for a Clean Parks Initiative and report on this proposed program to the Economic Development and Parks Committee in January 2001, and to the Budget Advisory Committee as part of the 2001 Operating Budget process.”

*Advice by Deputy Mayor:*

Deputy Mayor Ootes advised the Council that the provisions of the Council Procedural By-law requiring the referral of Motion J(51) to the Economic Development and Parks Committee would have to be waived in order to now consider such Motion.

*Procedural Vote:*

The vote to waive referral of Motion J(51) to the Economic Development and Parks Committee carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion J(51) was adopted, without amendment.

11.207 Councillor Walker moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction of the following Notice of Motion J(52), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Walker

**Seconded by:** Councillor Prue

“**WHEREAS** Canada’s Olympians have invested a great deal of personal sacrifice to bring honour to Canada, and they have increasingly become discouraged by the minimal financial support given them by the federal government for amongst other things: practice facilities,

travel, and accommodation expenses, during both Olympic events and in between Olympic events; and

**WHEREAS** our athletes are disappointed that their commitment and personal sacrifice is not being adequately recognized by their beloved Canada and its governments at all levels, and it is incumbent on Toronto (the largest municipality in Canada and a bidder for the 2008 Olympic Games), to provide leadership in the provision of supplementary financial support to that being provided; and

**WHEREAS** Toronto's support can only be extended to its own athletes, due to budget constraints arising from provincial downloading etc., and Toronto's tax base is dependent solely on the assessment of real property; and

**WHEREAS** Council has committed itself to a bid to host the 2008 Olympic Games at an estimated cost of over \$2 billion for the construction of facilities and infrastructure, and, considering the amount needed by Toronto's athletes to adequately support their personal best endeavours, is very small in comparison;

**NOW THEREFORE BE IT RESOLVED THAT** City Council adopt principles for the creation of the 'Toronto Olympic Athletes Assistance Program' as follows:

- (1) Council immediately commit to an initial yearly funding of 50 cents per capita;
- (2) Council lobby the federal and provincial levels of government to provide funds in addition to that currently provided, at some multiple of Toronto's contribution of 50 cents per capita;
- (3) Council create a new Committee of Council early in the new year to further develop Toronto's commitment to its athletes. The Committee's mandate will include:
  - (a) investigation of examples of the difficulties and financial shortfalls experienced by our athletes in the Sydney and previous Olympic Games;
  - (b) the appropriate level of ongoing funds;
  - (c) the most cost effective manner in which financial support can be delivered to our athletes; and
  - (d) engender discussion with other municipalities across Canada to introduce, encourage and facilitate expansion of financial support to Olympians from all parts of Canada."

In accordance with the provisions of the Council Procedural By-law, Motion J(52) was referred to the Policy and Finance Committee.

11.208 Councillor McConnell moved that, in accordance with the provisions of the Council Procedural By-law, leave be granted to introduce and debate the following Notice of Motion J(53), which carried:

**Moved by: Councillor McConnell**

**Seconded by: Councillor Ootes**

“**WHEREAS** Toronto’s 2008 Olympic Bid, the Waterfront Revitalization Task Force Proposal and the City’s preparation of a new Central Waterfront Official Plan and Zoning By-law, have focused considerable attention on the waterfront; and

**WHEREAS** the City needs to protect for future options to realize a waterfront with continuous public access and potential reconfiguration of the Gardiner Expressway; and

**WHEREAS** three Areas of the Central Waterfront and surrounding areas are impacted by these initiatives; and

**WHEREAS** the Commissioner of Urban Development Services, in the attached report dated October 3, 2000, has recommended Interim Control for these three Areas of the Central Waterfront and surrounding areas;

**NOW THEREFORE BE IT RESOLVED THAT** Council adopt the attached report dated October 3, 2000, from the Commissioner of Urban Development Services, regarding an Interim Control By-law for these three Areas;

**AND BE IT FURTHER RESOLVED THAT** the necessary Bill be introduced to give effect thereto.”

Council also had before it, during consideration of Motion J(53), a report dated October 3, 2000, from the Commissioner of Urban Development Services, entitled “Proposed Interim Control By-law to Prohibit the New Use of Land, Buildings or Structures for Three Areas in the Central Waterfront and Surrounding Area (Downtown, Trinity-Niagara, Don River)”. (See Attachment No. 22, Page 553.)

*Motion:*

Councillor Pantalone moved that Motion J(53) be amended by adding thereto the following new Operative Paragraph:

“**AND BE IT FURTHER RESOLVED THAT** the Commissioner of Urban Development Services be requested to report to the first meeting of the Planning and Transportation Committee in 2001, on interim control by-laws, and a process to ensure the notification of affected Members of Council.”



*Votes:*

The motion by Councillor Pantalone carried.

Adoption of Motion J(53), as amended:

Yes - 41	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Soknacki, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

Council, by its adoption of Motion J(53), as amended, adopted the report dated October 3, 2000, from the Commissioner of Urban Development Services, embodying the following recommendations:

“It is recommended that:

- (1) based on City Council’s prior resolution of August 1, 2, 3 and 4, 2000, directing senior staff to undertake a review of land use policies and prepare a new Central Waterfront Official Plan and Zoning By-law, taking into consideration the Waterfront Revitalization Task Force Proposal, and the ongoing work on the 2008 Olympic Bid, City Council pass an interim control by-law, pursuant to Section 38 of the Planning Act, to prohibit the new use of land, buildings or structures, except temporary structures, tents or marquees used in connection with special event programming, for the three areas shown on the attached Map 1 and located within the Study Area referred to in this report, and that this by-law be in force for a period of one year; and
- (2) authority be granted for the introduction of the necessary bill in Council to implement Recommendation No. (1) above.”

*[Council subsequently enacted By-law No. 627-2000.]*



11.209 Councillor Flint moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(54), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Flint**

**Seconded by: Councillor Berger**

“**WHEREAS** the 1857 Leslie Street commercial development was approved for the north-east corner of the Leslie Street/York Mills Road intersection; and

**WHEREAS** the access to Leslie Street was to be designed and constructed for right-in/right-out traffic movements only; and

**WHEREAS** the design does not effectively restrict inbound and outbound left-turn movements; and

**WHEREAS** staff of the Transportation Services Division has observed traffic operational difficulties with inbound and outbound left-turn movements;

**NOW THEREFORE BE IT RESOLVED THAT** southbound and westbound left turns be prohibited at anytime to/from the development driveway access to Leslie Street, located at a distance of approximately 110 metres north of York Mills Road.”

*Vote:*

Motion J(54) was adopted, without amendment.

11.210 Councillor Rae moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(55), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Rae**

**Seconded by: Councillor Berardinetti**

“**WHEREAS** a tentative settlement for a collective agreement has recently been reached between the City of Toronto, the Canadian Union of Public Employees, Local 2998 and the following community centres:

- (1) Community Centre 55 – 97 Main Street;
- (2) 519 Church Street Community Centre;

- (3) Eastview Neighbourhood Community Centre;
- (4) Cecil Street Community Centre;
- (5) Scadding Court Community Centre;
- (6) Ralph Thornton Community Centre;
- (7) Applegrove Community Complex;
- (8) Central Eglinton Community Centre;
- (9) Harbourfront Community Centre; and
- (10) Swansea Town Hall; and

**WHEREAS** the Memorandum of Agreement conforms to the financial mandate provided by Council for collective bargaining; and

**WHEREAS** the Memorandum of Agreement has been ratified by the Canadian Union of Public Employees, Local 2998; and

**WHEREAS** nine of ten boards operating the above-listed community centres have ratified the Agreement, with the tenth board to be considering the Agreement on October 16, 2000; and

**WHEREAS** deferral of consideration by Council will be detrimental to the implementation of the new collective agreement;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider the attached confidential report dated October 4, 2000, from the Executive Director of Human Resources, and that such report be adopted, providing for ratification of the Memorandum of Agreement.”

Council also had before it, during consideration of Motion J(55), a confidential report dated October 4, 2000, from the Executive Director of Human Resources, entitled “Memoranda of Agreement between the City of Toronto, Community Centre 55, 519 Church Street Community Centre, Eastview Neighbourhood Community Centre, Cecil Street Community Centre, Scadding Court Community Centre, Ralph Thornton Community Centre, Applegrove Community Centre, Central Eglinton Community Centre, Harbourfront Community Centre, Swansea Town Hall, and CUPE Local 2998”, such report to remain confidential in accordance with the provisions of the Municipal Act, having regard that it contains information related to labour relations, save and except the recommendations embodied therein. (See Attachment No. 23, Page 557.)

*Vote:*

Motion J(55) was adopted, without amendment, and in so doing, Council adopted the confidential report dated October 4, 2000, from the Executive Director of Human Resources, embodying the following recommendations:

“It is recommended that:

- (1) Council approve the Memorandum of Agreement between the City of Toronto, the Community Centres, and Local 2998 (the Community Centres’ Unit); and
- (2) the appropriate officials be authorized to take the necessary action to implement the recommendation.”

11.211 Councillor Rae moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(56), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Rae**

**Seconded by: Councillor Adams**

“**WHEREAS** an application from Edilcan Construction Corporation on behalf of Elev’n21 Residences Inc. has been received in the past few days for permission to erect temporary construction hoarding at the Elev’n21 Residences Inc. site (No. 1121 Bay Street), in the eastbound curb lane of Charles Street West, from Bay Street to the lane first east thereof (La Scala Lane), and La Scala Lane from Charles Street West to a point approximately 31.0 metres south thereof, in connection with the establishment of construction staging areas to facilitate the work associated with the completion of a 21-storey residential building; and

**WHEREAS** the construction of No. 1121 Bay Street is scheduled to proceed in November 2000; and

**WHEREAS** it is necessary to obtain Council approval for the requested temporary lane closures;

**NOW THEREFORE BE IT RESOLVED THAT** City Council give consideration to the attached report dated September 29, 2000, from the Commissioner of Works and Emergency Services, and that such report be adopted.”

Council also had before it, during consideration of Motion J(56), a report dated September 29, 2000, from the Commissioner of Works and Emergency Services, entitled “No. 1121 Bay Street (Elev’n21 Residences Inc.) - Establishment of Construction Staging Areas (Downtown)”. (See Attachment No. 24, Page 558.)

*Vote:*

Motion J(56) was adopted, without amendment, and in so doing, Council adopted the report dated September 29, 2000, from the Commissioner of Works and Emergency Services, embodying the following recommendations:

“It is recommended that:

- (1) in order to facilitate construction of a new residential tower at Premises No. 1121 Bay Street, the following temporary lane closures (as described more particularly in the text of this report) be authorized for a period of approximately two years:
  - (a) eastbound curb lane on Charles Street West from Bay Street to La Scala Lane; and
  - (b) La Scala Lane from Charles Street West to a point approximately 31.0 metres south thereof;
- (2) La Scala Lane operate two-way from St. Mary Street to a point approximately 31.0 metres south of Charles Street; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to implement the foregoing, including the introduction in Council of any Bills that may be required.”

11.212 Councillor Flint moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(58), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Flint**

**Seconded by: Councillor Fillion**

“**WHEREAS** at its meeting of September 28 and 29, 1999, the Council of the City of Toronto, pursuant to Clause No. 17 of Report No.8 of The North York Community Council required prior to the issuance of the Ontario Municipal Board (‘the OMB’) Order in the matter involving applications for official plan and zoning amendments and subdivision respecting 305-308 Poyntz Avenue and 314-317 and 325 Bogert Avenue, North York that:

- (1) the owner enter into agreements with the City pursuant to Section 37 and Section 51 of the Planning Act, and such agreements to be registered on title as a first charge against the lands; and

- (2) the City Solicitor and the Commissioner of Urban Development Services report back directly to City Council for authority of the execution of these agreements prior to the issuance of the OMB order; and

**WHEREAS** the Ontario Municipal Board has issued a decision in this matter supporting the position of the City of Toronto; and

**WHEREAS** the City Solicitor and the Commissioner of Urban Development Services wish to report to City Council for such authority;

**NOW THEREFORE BE IT RESOLVED THAT** the attached report of the City Solicitor (October 4, 2000) be received and that the appropriate City staff be authorized to sign such agreements provided the City Solicitor and the Commissioner of Urban Development Services are satisfied with the form and the content of the Agreements and provided they are substantially in accordance with the aforesaid report.”

Council also had before it, during consideration of Motion J(58), a report dated October 4, 2000, from the City Solicitor, entitled “Official Plan and Zoning Amendment Application UDOZ-95-19 and Plan of Subdivision Application UDSB-1224-Greatwise Developments Corporation - 305-308 Poyntz Avenue and 314-317 and 325 Bogert Avenue – North York, Authorization for the Entering Into of the Section 37 and Subdivision Agreements, North York Centre”. (See Attachment No. 25, Page 561.)

*Vote:*

Motion J(58) was adopted, without amendment.

- 11.213 Councillor Jakobek moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(59), moved by Councillor Jakobek, seconded by Mayor Lastman, and, in the absence of Mayor Lastman, seconded by Councillor Bussin, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Jakobek**

**Seconded by: Councillor Bussin**

“**WHEREAS** Council, at its meeting of August 1, 2, 3 and 4, 2000, adopted Clause No. 37 of Report No. 13 of The Toronto Community Council, headed ‘Residential Demolition Applications – 421, 423 and 425 Woodbine Avenue (East Toronto)’; and

**WHEREAS** in adopting the Clause, Council authorized the issuance of demolition permits to Imperial Oil for properties located at 421, 423 and 425 Woodbine Avenue under section 33 of the Planning Act; and

**WHEREAS** the City's standard conditions were attached to the permits regarding the construction of replacement buildings on the site; and

**WHEREAS** Imperial Oil, by way of letter from its solicitors dated September 13, 2000, has applied to have the conditions removed; and

**WHEREAS** Council can, under Section 2 of the City of Toronto Act, 1991 (No. 4), choose to remove any conditions attached to a permit, at the request of the permit holder;

**NOW THEREFORE BE IT RESOLVED THAT** the conditions attached to the above-mentioned permits be removed.”

Council also had before it, during consideration of Motion J(59), a communication dated September 13, 2000, addressed to Councillor Jakobek, from Mr. Stanley B. Stein, Osler, Hoskin & Harcourt, Barristers and Solicitors, requesting, on behalf of Imperial Oil, that the conditions imposed by Council on the demolition permits issued in regard to 421, 423 and 425 Woodbine Avenue, be deleted, a copy of which is on file in the office of the City Clerk.

*Vote:*

Motion J(59) carried, without amendment.

11.214 Councillor Miller moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(60), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Miller**

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

“**WHEREAS** at its meeting of August 1, 2, 3 and 4, 2000, Council adopted, as amended, Clause No. 14 of Report No. 10 of The Policy and Finance Committee, headed ‘Investigation of Feasible Alternative Financing Options for Existing Program of Toronto Transit Commission Subway Cars’, and, in so doing, approved proceeding with entering into a Lease-into-Service-Contract U.S. cross-border financing arrangement (LISC) with respect to an existing program to purchase 372 Toronto Transit Commission (TTC) subway cars; and



**WHEREAS** in adopting, as amended, Clause No. 14 of Report No. 10 of The Policy and Finance Committee referred to above, Council adopted, as amended, Recommendation No. (3) of the report, as follows:

- (3) the City's Chief Financial Officer and Treasurer, in consultation with the Chief General Manager of the Toronto Transit Commission, be authorized to negotiate and execute the necessary agreements that are required to enter into this financing arrangement, and to seek the necessary supporting agreements that are required for the transaction with the TTC, including the indemnification agreements in order to facilitate the transaction, which are acceptable to the Chief Financial Officer and Treasurer, the City Solicitor, and the Chief General Manager, Toronto Transit Commission; and

**WHEREAS** the necessary agreements referred to in Recommendation No. (3) will require the City to guarantee the TTC's obligations under the LISC and such guarantee requires Council's approval under Section 113 of the Municipal Act; and

**WHEREAS** the City is in negotiations with the TTC with respect to the necessary supporting agreements referred to in Recommendation No. (3); such agreements may include an agreement in which the City will agree to reimburse the TTC, its employees, commissioners, officers, directors and agents for the liabilities, costs and expenses, etc. that they might incur under the Lease-into-Service-Contract financing which they would not have incurred had the 372 subway cars been purchased by means of a traditional debenture financing; and for legal reasons, this agreement may not be called an indemnification agreement, as contemplated by Recommendation No. (3), but will perform a similar function and, for convenience in this Notice of Motion, is called a 'commitment to pay agreement', no matter what title and terminology it might actually employ; and

**WHEREAS** it may be necessary to seek the approval of the Ontario Municipal Board for either or both the guarantee and the commitment to pay agreement, since both are likely to be in effect for at least 26 years and it may not be possible to quantify either financial obligation;

**NOW THEREFORE BE IT RESOLVED THAT** Council adopt the following recommendations:

- (1) (a) the City make a grant to the TTC under section 113 of the Municipal Act, in the form of a guarantee up to a maximum net amount of \$134 million of the TTC's obligations under a proposed LISC in respect of some or all of 372 TTC subway cars, upon such terms and conditions as are acceptable to the Chief Financial Officer and Treasurer and the City Solicitor; and

- (b) Council declare that the guarantee is in the interests of the municipality;
- (2) the City enter into a commitment to pay agreement with the TTC (the agreement to employ whatever name and terminology is legally advisable) in which the City will agree to reimburse the TTC, its employees, commissioners, officers, directors and agents for the liabilities, costs and expenses, etc. that they might incur under the LISC financing which they would not have incurred had the 372 subway cars been purchased by means of a traditional debenture financing, such agreement to be upon such terms and conditions as are acceptable to the Chief Financial Officer and Treasurer and the City Solicitor;
- (3) (a) if legally required, the City make a grant to the TTC under section 113 of the Municipal Act in the form of the commitment to pay agreement; and
- (b) Council declare that the commitment to pay agreement is in the interests of the municipality;
- (4) the City seek the approval of the Ontario Municipal Board for the guarantee referred to in Recommendation No. (1) above and/or the commitment to pay agreement referred to in Recommendations Nos. (2) and (3) above if either or both would cause the City to exceed its permitted debt and financial obligation limits under the Municipal Act or if such approval is otherwise required by law; and
- (5) the appropriate officials be authorized to undertake the necessary work and take the necessary action to implement these recommendations.”

*Vote:*

Adoption of Motion J(60), without amendment:

Yes - 37	
Councillors:	Adams, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Chong, Chow, Duguid, Feldman, Giansante, Holyday, Jakobek, Jones, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Silva, Tzekas, Valenti, Walker
No - 3	
Councillors:	Davis, Mahood, Saundercook

Carried by a majority of 34.

11.215 Councillor Jakobek moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(61), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Jakobek**

**Seconded by: Mayor Lastman**

**“WHEREAS** the work related to the various Purchase Orders issued for renovations required to consolidate Revenue Services of the Finance Department at the North York Civic Centre exceed the original Purchase Order amounts; and

**WHEREAS** the increase in work was a result of an increase in scope of work and the overall project budget has not been exceeded; and

**WHEREAS** the contractors are now required to be paid in full; and

**WHEREAS** the financial control by-law restricts any increase on the original Purchase Order award to maximum of ten percent;

**NOW THEREFORE BE IT RESOLVED THAT** Council consider and adopt the attached report dated October 4, 2000, from the Commissioner of Corporate Services, recommending the increase of the various Purchase Orders to the contractors as per the attached report totalling \$ 533,395.00 (GST included).”

Council also had before it, during consideration of Motion J(61), a report dated October 4, 2000, from the Commissioner of Corporate Services, entitled “Request for Increase in Purchase Orders Issued for Renovations at North York Civic Centre for Finance Department Office Consolidation”. (See Attachment No. 26, Page 564.)

*Vote:*

Motion J(61) was adopted, without amendment, and in so doing, Council adopted the report dated October 4, 2000, from the Commissioner of Corporate Services, embodying the following recommendations:

“It is recommended that:

- (1) the various Purchase Orders to the contractors be increased by a total of \$533,395.00 (GST included) as identified in the attached appendix to

accommodate the consolidation of the Finance Department's Revenue Services Division at the North York Civic Centre; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

11.216 Councillor Moscoe moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(62), and that the first Operative Paragraph embodied therein be adopted, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Moscoe**

**Seconded by: Mayor Lastman**

“**WHEREAS** a strong transit system and ridership growth is key to the overall well-being of the City and the success of the City's Olympic Bid; and

**WHEREAS** TTC ridership growth has increased subway car fleet requirements by an additional 80 cars; and

**WHEREAS** Bombardier Inc. has provided TTC with a revised price resulting in a further \$3 million savings which will result in the City avoiding an estimated \$23 million in capital costs by purchasing an additional 80 cars from Bombardier Inc. at this time;

**NOW THEREFORE BE IT RESOLVED THAT**, in accordance with Section 46 of the Council Procedural By-law, Clause No. 1 of Report No. 8 of The Policy and Finance Committee, headed ‘Procurement of Additional Subway Cars, Toronto Transit Commission’, be re-opened for further consideration;

**AND BE IT FURTHER RESOLVED THAT** the City of Toronto approve the extension of the current T1 contract to allow for the purchase of 80 additional cars at a cost of \$172 million, on condition that the federal/provincial funding is over and above any normal or expected federal/provincial/municipal cost shared programs such as the recently announced Infrastructure Program;

**AND BE IT FURTHER RESOLVED THAT** the TTC not sign any contracts relating to this matter until the Chief Financial Officer and Treasurer is satisfied that the appropriate federal/provincial funding is in place.”

Council also had before it, during consideration of Motion J(62), the following:

- (1) communication (October 18, 2000) from the Chief General Manager, Toronto Transit Commission, entitled "Purchase of New Subway Cars" (See Attachment No. 27, Page 567.); and
- (2) report (May 11, 2000) from the Chief Financial Officer and Treasurer (which is embodied in Clause No. 1 of Report No. 8 of The Policy and Finance Committee, headed "Procurement of Additional Subway Cars - Toronto Transit Commission", adopted, without amendment, by Council on July 4, 5 and 6, 2000) a copy of which is on file in the office of the City Clerk.

*Vote:*

The balance of Motion J(62) carried, without amendment.

11.217 Councillor Bussin moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(63), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Bussin**

**Seconded by:**                **Councillor Gardner**

**“WHEREAS** the Committee of Adjustment ('the Committee'), at its meeting held on July 13, 2000, approved a minor variance request on the part of the owner of 1987 Queen Street East (the Brasa Restaurant) to permit a change of use for the premises from a retail clothing store to a restaurant for a four year period, subject to the condition that the applicant obtain a leasing arrangement for one parking space within 300 metres of the premises; and

**WHEREAS** the decision of the Committee has been appealed to the Ontario Municipal Board ('the Board') by a local resident; and

**WHEREAS** the Board has scheduled a date in December to hear the subject application; and

**WHEREAS** parking is in very short supply in this area; and

**WHEREAS** it is possible that further variances, in addition to the parking variance, may be identified in relation to this application, particularly with respect to the potential operation of a rear patio; and

**WHEREAS** City staff have recently revoked the building permit for the premises for building permit and zoning violations; and

**WHEREAS** City staff have also issued a zoning violation letter and a (Metro) licensing notice to the owner of the premises; and

**WHEREAS** the impact of the operation of the Brasa Restaurant has already been a source of numerous complaints on the part of local residents, who have had their peace and quiet disrupted by the restaurant;

**NOW THEREFORE BE IT RESOLVED THAT** the City Solicitor be instructed to attend before the Ontario Municipal Board in opposition to the subject application (A522/00TO).”

*Vote:*

Motion J(63) was adopted, without amendment.

11.218 Councillor Berardinetti moved that, in accordance with the provisions of the Council Procedural By-law, leave be granted to introduce and debate the following Notice of Motion J(64), which carried:

**Moved by:** Councillor Berardinetti

**Seconded by:** Councillor Ootes

“**WHEREAS** City Council at its meeting held on August 1, 2, 3 and 4, 2000, adopted, as amended, Clause No. 21 of Report No. 16 of The Administration Committee, headed ‘Employee Participation in Election Campaigns’; and

**WHEREAS** in so doing, Council requested agencies, boards and commissions to adopt a policy consistent with that of the City and advise the Chief Administrative Officer of the actions taken in this regard, for report directly to Council at its October 3, 2000, meeting; and

**WHEREAS** the City Clerk has prepared the attached report summarizing the responses received to date;

**NOW THEREFORE BE IT RESOLVED THAT** Council give consideration to the attached report dated October 5, 2000, from the City Clerk, and that such report be received, for information.”

Council also had before it, during consideration of Motion J(64), a report dated October 5, 2000, from the City Clerk, entitled "Agencies, Boards and Commissions, Employee Participation in Election Campaigns". (See Attachment No. 28, Page 568.)

*Motion:*

Councillor Adams moved that Motion J(64) be amended by adding thereto the following new Operative Paragraph:

**"AND BE IT FURTHER RESOLVED THAT** the City Clerk be requested to submit a report to the first meeting of the Administration Committee to be held in 2001, on details of the policies adopted by the City's agencies, boards, commissions, and special purpose bodies including Toronto Hydro, respecting participation by their employees in election campaigns."

*Votes:*

The motion by Councillor Adams carried.

Motion J(64), as amended, carried.

11.219 Councillor Adams moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(65), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Adams**

**Seconded by: Councillor Miller**

**"WHEREAS** the City of Toronto agreed earlier this year to provide \$220,000.00 towards the Toronto and Region Conservation Authority's (TRCA) estimated additional costs of \$320,000.00 for participation at the hearing before the Ontario Municipal Board concerning development proposals on the Oak Ridges Moraine in Richmond Hill; and

**WHEREAS** the current estimates of the total funding required by the TRCA to participate effectively in the Richmond Hill hearing through to its conclusion in 2001 is \$750,000.00; and

**WHEREAS** another hearing is scheduled to commence in 2001 on a residential and golf course development application on the Moraine in Uxbridge. The TRCA will be participating in the hearing to consider the Sandhill Aggregates proposal located at the southwest corner of Brock Road and Highway 47 in the Hamlet of Coppins Corners. The site is partially located within the Lake Simcoe Region Conservation Authority and the

Toronto Region Conservation Authority. At this time, the OMB is considering a motion by Durham Region to consolidate this hearing with Gan Eden, as the issues to be dealt with at the hearing are similar. As a result, no estimates of the hearing costs are yet available; and

**WHEREAS** the TRCA has secured \$120,000.00 direct funding as well as in-kind support from York Region and will be requesting additional funding from York Region as well as approaching Peel Region as set out in the copy of a staff report to the TRCA as adopted at its meeting of September 29, 2000; and

**WHEREAS** the City of Toronto agreed at its June meeting to provide \$300,000.00 toward Save the Rouge Valley System's (SRVS) estimated costs for participation at the hearing before the Ontario Municipal Board concerning development proposals on the Oak Ridges Moraine in Richmond Hill; and

**WHEREAS** the earlier estimates of costs were based on the Ontario Municipal Board hearing commencing in May 2000, and continuing for 12 weeks, and the current schedule suggests that the hearing will last until May 2001; and

**WHEREAS** the SRVS's current estimates of the total funding required by the SRVS to participate effectively in the Richmond Hill hearing through to its conclusion in 2001 is \$800,000.00; and

**WHEREAS** this is the last meeting of Council in 2000 and the Ontario Municipal Board has resumed the environmental phase of the hearing in which SRVS will be required to cross-examine, prior to 2001, on the environmental significance of this area and the planning merits of the development proposals, and then lead evidence on environmental and planning issues;

**NOW THEREFORE BE IT RESOLVED THAT** City Council consider the attached report dated October 5, 2000, from the Oak Ridges Moraine Steering Committee."

Council also had before it, during consideration of Motion J(65), a report dated October 5, 2000, from the Oak Ridges Moraine Steering Committee. (See Attachment No. 29, Page 570.)

*Motion:*

Councillor Adams moved that Motion J(65) be amended by adding to the Operative Paragraph the words "and that such report be adopted", so that such Operative Paragraph shall now read as follows:



**“NOW THEREFORE BE IT RESOLVED THAT** City Council consider the attached report dated October 5, 2000, from the Oak Ridges Moraine Steering Committee, and that such report be adopted.”

*Votes:*

The motion by Councillor Adams carried.

Motion J(65), as amended, carried.

Council, by its adoption of Motion J(65), as amended, adopted the report dated October 5, 2000, from the Oak Ridges Moraine Steering Committee, embodying the following recommendations:

“The Oak Ridges Moraine Steering Committee recommends that Council endorse the following recommendations:

- (1) that a further commitment of up to \$500,000.00 be made available to Save the Rouge Valley System Inc. (SRVS) to complete the Richmond Hill OMB hearing subject to a detailed budget, and extension of the existing legal agreement which includes regular reporting and submission of invoices for payment;
- (2) that a further commitment of \$280,000.00 be made available to the Toronto and Region Conservation Authority (TRCA); that \$240,000.00 of this amount is to complete the Richmond Hill OMB hearing and a further \$40,000.00 for the pending OMB hearing in Durham Region; and that this funding to be conditional upon regular reporting and payments to be made in three instalments;
- (3) funding in the amount of \$200,000.00 be provided from the Account NP 2053, which was created in 1999 to address the Richmond Hill OMB hearing and funded from the 1999 Corporate Contingency Account;
- (4) funding in the amount of \$580,000.00 be provided from the 2000 Corporate Contingency Account;
- (5) that \$45,000.00 be approved from the Oak Ridges Moraine Preservation Account to allow for production, stuffing and distribution of the new ‘Saving the Oak Ridges Moraine’ brochure in the water bills; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

11.220 Councillor Mammoliti moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(66), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                    **Councillor Mammoliti**

**Seconded by:**                **Councillor Valenti**

“**WHEREAS** a subdivision agreement was entered into between the former City of North York and Signet Development Corporation on the fourth day of February, 1988; and

**WHEREAS** special condition H.66.24 in the agreement requires that the grading and drainage works be undertaken in such a manner as to ensure that the depth of flooding is not greater than one metre during the one hundred year storm; and

**WHEREAS** an application for site plan approval has been submitted for Lot 4 proposing grading and drainage works that provide a depth of flooding greater than one metre in a storm water detention system to accommodate the hundred year storm; and

**WHEREAS** the change to the subdivision agreement requires approval of City Council;

**NOW THEREFORE BE IT RESOLVED THAT** the subdivision agreement between the former City of North York and Signet Development Corporation approved and authorized by By-law No. 39953 and enacted the 28th day of July, 1986, be amended by deleting clause H.66.24 and replacing it with the following new condition H.66.24:

‘The owner of Lot 4 shall carry out geotechnical and hydrologic studies, design, construct and maintain the storm water detention system and the associated safety features on Lot 4 and indemnify and save harmless the City from all liabilities and claims to the satisfaction of the Commissioner of Works and Emergency Services.’  
”

*Vote:*

Motion J(66) was adopted, without amendment.

11.221 Councillor Sinclair gave Notice of the following Motion to permit consideration at the first regular meeting of City Council in the new term:

**Moved by:**                    **Councillor Sinclair**

**Seconded by:**                **Councillor Walker**

“**BE IT RESOLVED THAT** the Chief Administrative Officer be requested to submit a report to Council, through the Administration Committee, on the allocation of a Community Co-ordinator for each Community, from existing management personnel.”



11.222 Councillor Jakobek moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(68), moved by Councillor Jakobek, seconded by Mayor Lastman, and, in the absence of Mayor Lastman, seconded by Councillor Bussin, which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Jakobek**

**Seconded by: Councillor Bussin**

“**WHEREAS** Toronto East Arena Gardens Incorporated, at its annual meeting held on September 19, 2000, nominated six citizen members to the Committee of Management of the Ted Reeve Arena and Grounds; and

**WHEREAS** after the upcoming municipal election there will be only one Councillor for the area in which the arena is situated; and

**WHEREAS** under § 25-13 of the former Toronto Municipal Code, membership of the Committee of Management of the Ted Reeve Arena is a total of eight persons, six citizens who may be nominated by Toronto East Arena Gardens Incorporated and two Councillors, one of whom is the Councillor for the Ward; and

**WHEREAS** the City of Toronto Act, 1991, allows that notwithstanding the Community Recreation Centres Act, a Committee of Management under the Community Recreation Centres Act composed of five or more persons may have only one member of Council appointed to it; and

**WHEREAS** the appointment of only one Councillor representing the area would reduce the composition of the committee to seven persons, facilitating the ability to obtain quorum so that the Committee of Management may carry out its responsibilities; and

**WHEREAS** the Committee of Management has submitted a letter (distributed under confidential cover to Members of Council) requesting such amendment; and

**WHEREAS** there are no financial impacts associated with this Motion:

**NOW THEREFORE BE IT RESOLVED THAT** effective December 1, 2000, Council amend the composition of the Committee of Management of the Ted Reeve Arena and Grounds to seven persons, one Member of Council, the member of Council for Ward 32, and six persons, who may be nominated for consideration for appointment by Toronto East Arena Gardens Incorporated;

**AND BE IT FURTHER RESOLVED THAT** Council appoint the list of citizens, as outlined in the attached confidential communication dated September 26, 2000, as members of the Committee of Management of the Ted Reeve Arena and Grounds for a term to take effect December 1, 2000, and to expire November 30, 2001, and until their successors are appointed;

**AND BE IT FURTHER RESOLVED THAT** the former City of Toronto Municipal Code, Chapter 25, Community and Recreation Centres § 25-13, Ted Reeve Arena (175 Main Street) be amended accordingly, such amendment to come into force December 1, 2000;

**AND BE IT FURTHER RESOLVED THAT** leave be granted to permit the introduction of the necessary Bills in Council to give effect thereto.”

Council also had before it, during consideration of Motion J(68), a confidential communication dated September 26, 2000, from Mr. Frank Devine, President, Toronto East Arena Gardens Incorporated, submitting the names of six citizen nominees for appointment to the Committee of Management of the Ted Reeve Arena, such communication to remain confidential in its entirety, in accordance with the provisions of the Municipal Act, having regard that it contains personal information with respect to identifiable individuals.

*Vote:*

Motion J(68) was adopted, without amendment, and in so doing, Council appointed the following persons to the Committee of Management for the Ted Reeve Arena:

Mr. Donald Ottaway;  
Mr. Jack Lee;  
Ms. Edythe Gerrard;  
Dr. W.T. Jones;  
Mr. Tom Jakobek; and  
Mr. Frank Devine.

11.223 Councillor Flint moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(69), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:**                      **Councillor Flint**

**Seconded by:**                **Councillor Korwin-Kuczynski**

“**WHEREAS** the Hockey Hall of Fame wishes to erect a memorial sculpture to commemorate the winning goal of the 1972 Canada/Russia hockey series as the ‘sports moment’ of the century; and

**WHEREAS** the proposed memorial has been professionally designed and created; and

**WHEREAS** the City of Toronto, Preservation Services approves of tasteful and appropriate commemoration and is pleased with the design and intent of the Hockey Hall of Fame project; and

**WHEREAS** for maximum public viewing and enjoyment, the memorial should be erected out of doors; and

**WHEREAS** the memorial should be placed in a secure position on or in close proximity to the Hockey Hall of Fame property; and

**WHEREAS** the Hockey Hall of Fame property is governed by 1996 Heritage Easement Agreement conditions that include matters of landscaping, grading and additional structures; and

**WHEREAS** the Hockey Hall of Fame wishes to unveil the memorial in mid-November in connection with the 2000 Induction ceremonies of Hockey Hall of Fame honoured members; and

**WHEREAS** discussions to determine the exact location of the memorial are currently underway between the Hockey Hall of Fame and the City of Toronto, Preservation Services staff; and

**WHEREAS** any changes to or exemptions from conditions of the Heritage Easement Agreement that may be necessary as the result of the negotiated location of this particular memorial would need the approval of Toronto City Council; and

**WHEREAS** the next meeting of Council is not scheduled until December 2000;

**NOW THEREFORE BE IT RESOLVED THAT** Council approve, in principle, the erection of the desired memorial in a location on or near the Hockey Hall of Fame property to be determined to the satisfaction of the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Works and Emergency Services;

**AND BE IT FURTHER RESOLVED THAT** the above named Commissioners be granted authority to approve any necessary changes/exemptions to the Heritage Easement

Agreement; such changes to be brought forward to the first Council meeting of 2001 for ratification.”

*Motion:*

Councillor Flint moved that Motion J(69) be amended by adding to the first Operative Paragraph, the words “in co-operation with the Public Art Commission, the local Councillor and the property owner”, so that such Operative Paragraph shall now read as follows:

**“NOW THEREFORE BE IT RESOLVED THAT** Council approve, in principle, the erection of the desired memorial in a location on or near the Hockey Hall of Fame property to be determined to the satisfaction of the Commissioner of Economic Development, Culture and Tourism and the Commissioner of Works and Emergency Services, in co-operation with the Public Art Commission, the local Councillor and the property owner;”.

*Votes:*

The motion by Councillor Flint carried.

Motion J(69), as amended, carried.

11.224 Councillor Mihevc moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(70), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by: Councillor Mihevc**

**Seconded by: Councillor Davis**

**“WHEREAS** at its meeting held on July 6, 7 and 8, 1999, City Council adopted, without amendment, Clause No. 11 of Report No. 7 of The York Community Council, headed ‘450 Gilbert Avenue - Zoning By-law Amendment, 1289643 Ontario Limited (Ward 28, York Eglinton)’, which recommended that a zoning by-law amendment application be approved, subject to conditions, to permit the development of five pairs of semi-detached dwelling houses on the vacant lands located at 450 Gilbert Avenue; and

**WHEREAS** two preconditions to the introduction of the draft zoning by-law require that the owner provide satisfactory mitigation of noise from equipment associated with an abutting storage and distribution use and that the Works and Emergency Services Department advise that the proposal is satisfactory; and

**WHEREAS** the owner has pursued a mediation process that was facilitated by the City; involved two adjoining owners, who have submitted similar rezoning applications, and the

owners of the business creating the noise impact; and, had the objective of coming to an agreement for achieving satisfactory mitigation of noise for the proposed developments; and

**WHEREAS** the mediation process to date has resulted in no signed agreement; and

**WHEREAS** the Works and Emergency Services Department also has not yet advised that the redevelopment proposal is satisfactory; and

**WHEREAS** noise mitigation to minimize impact on the proposed residential development and any Works and Emergency Services Department requirements for the development can be addressed through Site Plan Approval, for which an application previously was submitted by the owner; and

**WHEREAS** any delay in the passage of the zoning by-law for the redevelopment beyond this Council session will cause severe hardship for the owner;

**NOW THEREFORE BE IT RESOLVED THAT** City Council amend Clause No. 11 of Report No. 7 of The York Community Council by deleting preconditions (2)(ii) and (2)(iii) set out in the report dated June 1, 1999, from the Director, Community Planning, West District, embodied therein, and by amending the section of the Clause headed 'Conditions to Approval' by adding the words 'except conditions 2(ii) and 2(iii)', so as to allow introduction of the Draft Zoning By-law."

*Vote:*

Motion J(70) was adopted, without amendment.

11.225 Councillor Sinclair moved that the necessary provisions of the Council Procedural By-law be waived to permit introduction and debate of the following Notice of Motion J(71), which carried, more than two-thirds of Members present having voted in the affirmative:

**Moved by:** Councillor Sinclair

**Seconded by:** Councillor Mihevc

“**WHEREAS** the people of Serbia have democratically elected a new leader; and

**WHEREAS** the people of Serbia have duly installed their new Leader as President without any bloodshed;

**NOW THEREFORE BE IT RESOLVED THAT** the Mayor and Council of the City of Toronto extend congratulations to the Serbian people on this landmark triumph of



democracy; and further, that this Council strongly urge the Government of Canada to immediately recognize the new government, and immediately lift all sanctions against Serbia.”

*Vote:*

Motion J(71) was adopted, without amendment.

11.226 Councillor Brown moved that the following matters remaining on the Order Paper for this meeting of Council be struck out and referred to the appropriate Standing Committee or Community Council for subsequent report to the first regular meeting of City Council in 2001:

REPORT NO. 17 OF THE WORKS COMMITTEE

Clause No. 46 - “Southbound Through Prohibition: Emerald Lane/Village Gate at Steeles Avenue West (North York Centre)”.

REPORT NO. 12 OF THE ETOBICOKE COMMUNITY COUNCIL

Clause No. 1 - “Final Report – Application to Amend the Etobicoke Zoning Code; Berkley Developments (Ashbourne) Inc., 3890 Bloor Street West; File No. CMB20000001 (Markland-Centennial)”.

REPORT NO. 10 OF THE NORTH YORK COMMUNITY COUNCIL

Clause No. 60 - “Exemption to Driveway Entrance Policy For Residential Properties within District 3, 54 Glendora Avenue - North York Centre”.

REPORT NO. 18 OF THE TORONTO COMMUNITY COUNCIL

Clause No. 1 - “Potential Acquisition of No. 1947-1997 Bloor Street West (High Park)”.

REPORT NO. 6 OF THE AUDIT COMMITTEE

Clause No. 7 - “Toronto Harbour Commissioners - Financial Review - Further Information”.

NOTICE OF MOTION

I(i) Moved by Councillor King, seconded by Councillor Adams, regarding a Committee of Adjustment decision pertaining to the Bowan Court Subdivision Agreement.

The foregoing motion by Councillor Brown carried.



**BILLS AND BY-LAWS**

11.227 On October 3, 2000, at 7:30 p.m., Councillor Pitfield, seconded by Councillor Li Preti, 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. 950	By-law No. 626-2000	To confirm the proceedings of the Council at its meeting held on the 3rd day of October, 2000,
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the vote upon which was taken as follows:

Yes - 45
Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Bussin, Cho, Chong, Chow, Disero, Filion, Flint, Giansante, Holyday, Jakobek, Johnston, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Tzekas, Valenti, Walker
No - 0

Carried, without dissent.

11.228 On October 4, 2000, at 12:15 p.m., Councillor McConnell, seconded by Councillor Moscoe, 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. 853	By-law No. 627-2000	To effect interim control on certain lands within the central waterfront and surrounding areas of the City of Toronto,
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the vote upon which was taken as follows:

Yes - 41
Mayor: Lastman
Councillors: Adams, Altobello, Ashton, Augimeri, Berardinetti, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Soknacki, Tzekas, Valenti, Walker
No - 0

Carried, without dissent.

11.229 On October 4, 2000, at 12:17 p.m., Councillor McConnell, seconded by Councillor Moscoe, 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. 951	By-law No. 628-2000	To confirm the proceedings of the Council at its meeting held on the 3rd and 4th days of October, 2000,
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the vote upon which was taken as follows:

Yes - 42	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Berardinetti, Brown, Bussin, Cho, Chow, Davis, Disero, Duguid, Flint, Gardner, Giansante, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Prue, Rae, Saundercook, Shiner, Soknacki, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

11.230 On October 4, 2000, at 5:52 p.m., Councillor Silva, seconded by Councillor Gardner, 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. 952	By-law No. 629-2000	To confirm the proceedings of the Council at its meeting held on the 3rd and 4th days of October, 2000,
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the vote upon which was taken as follows:

Yes - 36	
Councillors:	Adams, Ashton, Augimeri, Brown, Chong, Chow, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, Mihevc, Miller, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Sinclair, Soknacki, Valenti, Walker

No - 0

Carried, without dissent.

11.231 On October 4, 2000, at 7:34 p.m., Councillor Pitfield, seconded by Councillor Johnston, 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. 953	By-law No. 630-2000	To confirm the proceedings of the Council at its meeting held on the 3rd and 4th days of October, 2000,
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the vote upon which was taken as follows:

Yes - 47	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Bossons, Brown, Cho, Chong, Chow, Disero, Duguid, Feldman, Filion, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Soknacki, Tzekas, Walker
No - 1	
Councillor:	Davis

Carried by a majority of 46.

11.232 On October 5, 2000, at 9:55 p.m., Councillor Minnan-Wong, seconded by Councillor Berger, moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws, which carried:

Bill No. 620	By-law No. 631-2000	To amend City of North York By-law No. 7625 in respect of lands municipally known as 2710 Victoria Park Drive.
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Bill No. 621	By-law No. 632-2000	To amend By-law No. 3387-1979 of the former City of York, a by-law with respect to fire routes in the geographic area of former York.
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Bill No. 622	By-law No. 633-2000	To amend further By-law No. 181-81 of the former Municipality of Metropolitan Toronto respecting pensions and other benefits.
Bill No. 623	By-law No. 634-2000	To amend further Metropolitan Toronto By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, and to amend further By-law No. 574-2000, a by-law for the licensing, regulating and governing of trades, businesses and occupations in the City of Toronto, respecting manual coin-operated car washes.
Bill No. 624	By-law No. 635-2000	To amend By-law No. 780-1999, respecting the destruction of certain computer data records, to establish records retention periods for transitory and duplicate records.
Bill No. 625	By-law No. 636-2000	To repeal City of Toronto By-law No. 292-93, being a by-law to stop up and close to vehicular traffic a portion of the public lane south of Danforth Avenue, west of Kelvin and Luttrell Avenues and to authorize the erection of barricades to enforce the due observance thereof.
Bill No. 626	By-law No. 637-2000	To amend former Borough of East York By-law No. 92-93, being a by-law “To regulate traffic on roads in the Borough of East York”, to establish a new voluntary payment scheme.
Bill No. 627	By-law No. 638-2000	To amend former City of York By-law No. 1645-89, being a by-law “Respecting Parking Meters”, to establish a new voluntary payment scheme.

Bill No. 628	By-law No. 639-2000	To amend former City of Etobicoke Municipal Code Chapter 187, Parking Meters, to establish a new voluntary payment scheme.
Bill No. 629	By-law No. 640-2000	To amend former City of York By-law No. 196-84, being a by-law “To regulate traffic in the City of York”, to establish a new voluntary payment scheme.
Bill No. 630	By-law No. 641-2000	To amend By-law No. 197, being a by-law “To Provide for Parking Meters on Roads in the Borough of East York” of the former Borough of East York, to establish a new voluntary payment scheme.
Bill No. 631	By-law No. 642-2000	To exempt certain lands on Andover Crescent, being certain lots within Plan of Subdivision M617 (formerly City of Scarborough), from the provisions of subsection 50(5) of the Planning Act which relate to part-lot control.
Bill No. 632	By-law No. 643-2000	To designate certain lands as the St. Lawrence Neighbourhood Community Improvement Project Area.
Bill No. 633	By-law No. 644-2000	To amend former City of Scarborough by-law No. 22614, being a by-law “Respecting Parking Meters on Scarborough Roads”, to establish a new voluntary payment scheme.
Bill No. 634	By-law No. 645-2000	To amend By-law No. 23503 of the former City of Scarborough, being a by-law “To regulate traffic on roads in the City of Scarborough”, to establish a new voluntary payment scheme.



Bill No. 635	By-law No. 646-2000	To amend former City of Etobicoke Municipal Code Chapter 240, Traffic, to establish a new voluntary payment scheme.
Bill No. 636	By-law No. 647-2000	To amend By-law No. 271, being a by-law “To prohibit parking on certain sides of certain highways” of the former Borough of East York, to establish a new voluntary payment scheme.
Bill No. 637	By-law No. 648-2000	To amend former City of York By-law No. 2958-94, being a by-law “To regulate traffic in the City of York”, to establish a new voluntary payment scheme.
Bill No. 638	By-law No. 649-2000	To amend former City of North York By-law No. 30662, being a by-law “To prohibit parking of motor vehicles on all public highways within the jurisdiction of the Corporation of the City of North York”, to establish a new voluntary payment scheme.
Bill No. 639	By-law No. 650-2000	To amend former City of North York By-law No. 30742, being a by-law “Respecting parking meters on the City of North York Roads”, to establish a new voluntary payment scheme.
Bill No. 640	By-law No. 651-2000	To amend former City of North York By-law No. 31001, being a by-law “To regulate traffic on North York Roads”, to establish a new voluntary payment scheme.
Bill No. 641	By-law No. 652-2000	To amend former Metropolitan By-law No. 32-92, being a by-law “To regulate traffic on Metropolitan Roads”, to establish a new voluntary payment scheme.
Bill No. 642	By-law No. 653-2000	To amend City of Toronto By-law No. 528-

		1999, as amended, being a by-law “To regulate traffic on certain highways during periods of emergency occasioned by the fall of snow”, to establish a new voluntary payment scheme.
Bill No. 643	By-law No. 654-2000	To amend City of Toronto By-law No. 529-1999, as amended, being a by-law “To temporarily prohibit parking on highways to facilitate snow removal”, to establish a new voluntary payment scheme.
Bill No. 644	By-law No. 655-2000	To amend City of Toronto By-law No. 912-1998, being a by-law “To authorize the erection, operation, use and maintenance of parking machines on the highways under the jurisdiction of the City of Toronto, including the setting of fee amounts or fee scales”, to establish a new voluntary payment scheme with respect to offences.
Bill No. 645	By-law No. 656-2000	To amend By-law No. 107-86, being a by-law “Respecting Parking Meters on Metropolitan Roads” of the former Municipality of Metropolitan Toronto, to establish a new voluntary payment scheme.
Bill No. 646	By-law No. 657-2000	To amend former City of York Municipal Code Chapter 982, Parking-Meter to establish a new voluntary payment scheme.
Bill No. 647	By-law No. 658-2000	To amend Chapter 400, Traffic and Parking, of the Municipal Code of the former City of Toronto, to establish a new voluntary payment scheme.

Bill No. 648	By-law No. 659-2000	To designate the property at 111 Richmond Street West (Yolles and Rotenberg Building) as being of architectural and historical value or interest.
Bill No. 649	By-law No. 660-2000	To designate the property at 171 Old Forest Hill Road (William Moore House) as being of architectural and historical value or interest.
Bill No. 650	By-law No. 661-2000	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
Bill No. 651	By-law No. 662-2000	To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.
Bill No. 652	By-law No. 663-2000	To amend further By-law No. 23506 of the former City of Scarborough, respecting pedestrian crossover.
Bill No. 653	By-law No. 664-2000	To amend By-law No. 196-84 of the former City of York, being a by-law "To regulate traffic on City of York Roads".
Bill No. 654	By-law No. 665-2000	To designate Lot 25 on Registered Plan 66M-2314 as being exempt from Part-Lot Control.
Bill No. 655	By-law No. 666-2000	To designate certain Lots on Registered Plan 66M-2314 as being exempt from Part-Lot Control.
Bill No. 657	By-law No. 667-2000	To amend By-law No. 2958-94 of the former City of York, being a by-law "To regulate traffic on City of York Roads".
Bill No. 658	By-law No. 668-2000	To amend Scarborough Zoning By-law No. 10010, as amended, with respect to the Scarborough Village Community.

Bill No. 659	By-law No. 669-2000	To amend Scarborough Zoning By-law No. 10010, as amended, with respect to the Scarborough Village Community.
Bill No. 660	By-law No. 670-2000	To adopt Amendment No. 1060 of the Official Plan for the former City of Scarborough.
Bill No. 661	By-law No. 671-2000	To amend the L'Amoreaux Community Zoning By-law No. 12466.
Bill No. 662	By-law No. 672-2000	To adopt Amendment No. 1057 of the Official Plan for the former City of Scarborough.
Bill No. 663	By-law No. 673-2000	To amend Scarborough Zoning By-law No. 11883 with respect to the Morningside Community.
Bill No. 664	By-law No. 674-2000	To amend Scarborough Zoning By-law No. 10827, with respect to the Highland Creek Community.
Bill No. 665	By-law No. 675-2000	Official Plan Amendment No. 494 To amend City of North York Official Plan in respect of lands municipally known as 19 Brian Drive and Blocks C and D, Registered Plan 3386.
Bill No. 666	By-law No. 676-2000	To amend City of North York By law No. 7625 in respect of lands municipally known as 19 Brian Drive.
Bill No. 667	By-law No. 677-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.
Bill No. 672	By-law No. 678-2000	To amend Scarborough Zoning By-law No.

		24982, the Employment Districts Zoning By-law, with respect to the Rouge Employment District.
Bill No. 673	By-law No. 679-2000	To adopt Amendment No. 1056 of the Official Plan for the former City of Scarborough.
Bill No. 674	By-law No. 680-2000	To amend By-law No. 7625 of the former City of North York in respect of lands municipally known as 62, 64-68 Finch Avenue West and 8 Kensington Avenue.
Bill No. 675	By-law No. 681-2000	To exempt certain lands on Mare Crescent, Stallion Place and Triple Crown Ave., being certain lots within Plan of Subdivision 66M-2338 (formerly City of Etobicoke), from the provisions of subsection 50(5) of the Planning Act which relate to part-lot control.
Bill No. 676	By-law No. 682-2000	To amend Chapter 303 of the Etobicoke Zoning Code and By-law 1993-23 of the former City of Etobicoke with respect to certain lands situated on the south side of Lake Shore Boulevard West east of Parklawn Road and west of Palace Pier Court known as the Humber Bay Shores Secondary Plan Area (Etobicoke).
Bill No. 677	By-law No. 683-2000	To stop up and close the unimproved portion of the Post Road road allowance which extends east of Bridle Heath Gate and to authorize the sale of a portion thereof.
Bill No. 678	By-law No. 684-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 679	By-law No. 685-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic

		on former Metropolitan Roads.
Bill No. 680	By-law No. 686-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 681	By-law No. 687-2000	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 682	By-law No. 688-2000	To amend further Metropolitan Toronto By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, and to amend further By-law No. 574-2000, a by-law for the licensing, regulating and governing of trades, businesses and occupations in the City of Toronto, respecting taxicab owners.
Bill No. 683	By-law No. 689-2000	To establish a schedule of retention periods for records of the Toronto Police Services Board.
Bill No. 684	By-law No. 690-2000	To fix the rates for the supply of water and sewage services by the City of Toronto.
Bill No. 685	By-law No. 691-2000	To layout and dedicate certain land for public highway purposes to form part of the public highway Bellamy Road South.
Bill No. 686	By-law No. 692-2000	To layout and dedicate certain land for public highway purposes to form part of the public highway Bellamy Road South.
Bill No. 687	By-law No. 693-2000	To amend Scarborough Zoning By-law No. 24982, the Employment Districts Zoning By-law, with respect to the Progress Employment District.

Bill No. 688	By-law No. 694-2000	To adopt an amendment to the Official Plan for the former City of Toronto in respect of No. 1195 Queen Street East.
Bill No. 689	By-law No. 695-2000	To amend Zoning By-law No. 438-86, as amended, of the former City of Toronto with respect to lands known as 1195 Queen Street East.
Bill No. 690	By-law No. 696-2000	To amend the Official Plan of the former City of Toronto in respect of the lands known as 74 Melbourne Avenue.
Bill No. 691	By-law No. 697-2000	To amend Zoning By-law No. 438-86 of the former City of Toronto in respect of lands known as 74 Melbourne Avenue.
Bill No. 692	By-law No. 698-2000	To amend former City of Toronto Municipal Code Ch. 285, Rooming Houses, in respect of the application of the Chapter to the lands bounded by Lakeshore Boulevard West, Dufferin Street, the rail lines, Dundas Street West and Roncesvalles Avenue.
Bill No. 693	By-law No. 699-2000	To adopt an amendment to the Official Plan of the former City of Toronto respecting lands known as 15 Temple Avenue.
Bill No. 694	By-law No. 700-2000	To amend Zoning By-law No. 438-86 of the former City of Toronto in respect of lands known as 15 Temple Avenue.
Bill No. 695	By-law No. 701-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Woodlawn Avenue East.
Bill No. 696	By-law No. 702-2000	To exempt certain lands on Guildwood Parkway, being certain lots within Plan of Subdivision M-767 (formerly City of

		Scarborough), from the provisions of subsection 50(5) of the Planning Act which relate to part-lot control.
Bill No. 697	By-law No. 703-2000	Official Plan Amendment No. 495 To amend City of North York Official Plan in respect of lands which are subject to OPA 447.
Bill No. 698	By-law No. 704-2000	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 699	By-law No. 705-2000	To amend By-law No. 31878, as amended, of the former City of North York.
Bill No. 701	By-law No. 706-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones.
Bill No. 702	By-law No. 707-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ardagh Street, Colbeck Street, Marion Street, Russett Avenue, St. John's Road, Thorburn Avenue.
Bill No. 703	By-law No. 708-2000	To exempt certain lands on Logan Avenue and Colgate Avenue, being certain lots within Plan of Subdivision 66M-2352, from the provisions of subsection 50(5) of the Planning Act which relate to part-lot control.
Bill No. 704	By-law No. 709-2000	To amend the Zoning By-law No. 438-86 of the former City of Toronto respecting lands known as 135 Laughton Avenue.
Bill No. 705	By-law No. 710-2000	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 706	By-law No. 711-2000	To name the public lane north of Queen



		Street East and east of River Street “Old Brewery Lane”.
Bill No. 707	By-law No. 712-2000	To name the public lane north of Dundas Street East between Dalhousie Street and Mutual Street “Frank Natale Lane”.
Bill No. 708	By-law No. 713-2000	To layout and dedicate certain land for public lane purposes to form part of the public lane south of Davenport Road extending easterly from New Street.
Bill No. 709	By-law No. 714-2000	To layout and dedicate certain land for public highway purposes to form part of the public highway Hawksbury Drive.
Bill No. 710	By-law No. 715-2000	To layout and dedicate certain land for public highway purposes to form part of the public highway Sheppard Avenue West on the north side of Sheppard Avenue West, west of Bryant Street.
Bill No. 711	By-law No. 716-2000	To layout and dedicate certain land to form a new public lane south of Niagara Street extending westerly from Bathurst Street.
Bill No. 712	By-law No. 717-2000	To designate the area consisting of lands zoned MCR on the north side of Eglinton Avenue West between Marlee Avenue and Bathurst Street as a Community Improvement Project Area.
Bill No. 713	By-law No. 718-2000	To amend the York Community Improvement Plan.
Bill No. 714	By-law No. 719-2000	Official Plan Amendment No. 485 To amend City of North York Official Plan in respect of lands municipally known as 650 Lawrence Avenue West.

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Bill No. 715	By-law No. 720-2000	To amend City of North York By-law 7625 in respect of lands municipally known as 650 Lawrence Avenue West.
Bill No. 716	By-law No. 721-2000	To require fencing of construction and demolition sites.
Bill No. 717	By-law No. 722-2000	To exempt certain lands on Dawes Road, being certain lots within Registered Plans of Subdivision 1193 and 781 (formerly Borough of East York), from the provisions of subsection 50(5) of the Planning Act.
Bill No. 718	By-law No. 723-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 719	By-law No. 724-2000	To name the private lane at 1307 and 1309 Queen Street East "Agnes Lane".
Bill No. 720	By-law No. 725-2000	To name the private walkways at 19 Rear River Street "Old Primrose Lane" and "Old Trillium Lane", respectively.
Bill No. 721	By-law No. 726-2000	To exempt certain lands known as 150 Bartley Drive (former City of North York), being certain blocks within Registered Plans 66M-2328 and 66M-2350 from the provisions of subsection 50(5) of the Planning Act relating to part-lot control.
Bill No. 722	By-law No. 727-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Gardiner Road.
Bill No. 723	By-law No. 728-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting the Marlborough Avenue Parking Facility.
Bill No. 724	By-law No. 729-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to

		authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Ashdale Avenue from Queen Street East to Gerrard Street East by the installation of speed humps.
Bill No. 725	By-law No. 730-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Cairns Avenue from Gainsborough Road to Highcroft Road by the installation of speed humps.
Bill No. 726	By-law No. 731-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Craven Road from Queen Street East to Gerrard Street East by the installation of speed humps.
Bill No. 727	By-law No. 732-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Eastwood Road from Coxwell Avenue to Bowmore Road by the installation of speed humps.
Bill No. 728	By-law No. 733-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of

sidewalks, pavements and curbs at various locations”, respecting the alteration of Gainsborough Road from Eastwood Road to Cairns Avenue by the installation of speed humps.

Bill No. 729

By-law No. 734-2000

To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Hiawatha Road from Dundas Street East to Gerrard Street East by the installation of speed humps.

Bill No. 730

By-law No. 735-2000

To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Highcroft Road from Cairns Avenue to Eastwood Road by the installation of speed humps.

Bill No. 731

By-law No. 736-2000

To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Kent Road from Queen Street East to Dundas Street East by the installation of speed humps.

Bill No. 732

By-law No. 737-2000

To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of

		Rhodes Avenue from Queen Street East to Dundas Street East by the installation of speed humps.
Bill No. 733	By-law No. 738-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Woodfield Road from Queen Street East to Gerrard Street East by the installation of speed humps.
Bill No. 734	By-law No. 739-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Bristol Avenue from Davenport Road to Geary Avenue by the installation of speed humps.
Bill No. 735	By-law No. 740-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Salem Avenue North from Davenport Road to Geary Avenue by the installation of speed humps.
Bill No. 736	By-law No. 741-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Westmoreland Avenue North from Davenport Road to Geary Avenue by the

installation of speed humps.

Bill No. 737	By-law No. 742-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of St. Clements Avenue from Avenue Road to Birdsall Avenue by the installation of speed humps.
Bill No. 738	By-law No. 743-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Euclid Avenue from Robinson Street to Dundas Street West by the installation of speed humps.
Bill No. 739	By-law No. 744-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Blackthorn Avenue from Rockwell Avenue to Rowntree Avenue by the installation of speed humps.
Bill No. 740	By-law No. 745-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Beaty Avenue from King Street West to Queen Street West by the installation of

		speed humps.
Bill No. 741	By-law No. 746-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Poplar Plains Road from Boulton Drive (north intersection) to St. Clair Avenue West by the installation of speed humps.
Bill No. 742	By-law No. 747-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Lappin Avenue from Dufferin Street to Emerson Avenue by the installation of speed humps.
Bill No. 743	By-law No. 748-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Hounslow Heath Road from St. Clair Avenue West to Laughton Avenue by the installation of speed humps.
Bill No. 744	By-law No. 749-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of St. Clarens Avenue from Bloor Street West to Wallace Avenue by the installation of speed humps.

Bill No. 745	By-law No. 750-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Robert Street at various locations from Harbord Street to Russell Street by narrowing the pavement.
Bill No. 746	By-law No. 751-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Queens Quay West near Portland Street by widening the north section by constructing a lay-by in front of Premise No. 500.
Bill No. 747	By-law No. 752-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Queens Quay West near Lower Spadina Avenue by widening the north section by constructing a lay-by in front of Premise Nos. 460, 470 and 480.
Bill No. 748	By-law No. 753-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Margueretta Street from College Street to Bloor Street West by the installation of an island or planter in front of Premise Nos. 61 and 63.



Bill No. 749	By-law No. 754-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Lower Spadina Avenue by widening the west section north of Queens Quay West by constructing a lay-by and by altering the existing concrete median and TTC passenger loading platform.
Bill No. 750	By-law No. 755-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Corley Avenue from Golfview Avenue to Firstbrooke Road by narrowing the road by the construction of two precast traffic islands with planters.
Bill No. 751	By-law No. 756-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Castle Knock Road from Eglinton Avenue West to Roselawn Avenue by the installation of speed humps.
(amended) Bill No. 752	By-law No. 757-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law to authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of Bartlett Avenue from Bloor Street West to

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		Hallam Street by the installation of speed humps.
(Duplicate Bill - See Bill No. 717)		
Bill No. 753	By-law No. 758-2000	To exempt certain lands on Dawes Road, being certain lots within Registered Plans of Subdivision 1193 and 781 (formerly Borough of East York), from the provisions of subsection 50(5) of the Planning Act.
Bill No. 754	By-law No. 759-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 755	By-law No. 760-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 756	By-law No. 761-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 757	By-law No. 762-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 758	By-law No. 763-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 759	By-law No. 764-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 760	By-law No. 765-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 761	By-law No. 766-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.

Bill No. 762	By-law No. 767-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 763	By-law No. 768-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 764	By-law No. 769-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 765	By-law No. 770-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 766	By-law No. 771-2000	To amend the former City of York Municipal Code Street - Parking Ch. 982, Parking - Meter.
Bill No. 767	By-law No. 772-2000	To amend By-law No. 196-84 of the former City of York, being a By-law "To regulate traffic on City of York Roads".
Bill No. 768	By-law No. 773-2000	To amend By-law No. 2958-94 of the former City of York, being a By-law "To regulate traffic on City of York Roads".
Bill No. 769	By-law No. 774-2000	To levy and collect taxes for 2000 on Certain Railway Company and Power Utility Lands.
Bill No. 770	By-law No. 775-2000	To amend Municipal Code, Chapter 20, Business Improvement Areas, to include an area on both sides of St. Clair Avenue West between Westmount Avenue and Glenholme Avenue and to establish a Board of Management for the St. Clair West Business Improvement Area.

Bill No. 771	By-law No. 776-2000	To authorize the Commissioner of Economic Development, Culture and Tourism and/or his designate to approve commercial facade improvement grants.
Bill No. 772	By-law No. 777-2000	To amend By-law No. 3652-97, The Corporation of the City of York, respecting the designation of an area in the City of York as an Improvement Area, to be known as the Keele-Eglinton Business Improvement Area to change the name of the Business Improvement Area to Eglinton Hill Business Improvement Area.
Bill No. 773	By-law No. 778-2000	To amend further City of Toronto By-law No. 574-2000, a by-law “Respecting the licensing, regulating and governing of trades, businesses and occupations in the City of Toronto”.
Bill No. 774	By-law No. 779-2000	To further amend By-law No. 1645-89, being “A By-law Respecting Parking Meters”, of the former City of York, to amend the rates, duration times and hours of operation of parking meters on streets under the jurisdiction of the City of Toronto.
Bill No. 775	By-law No. 780-2000	To further amend By-law No. 197, being “A By-law Respecting Parking Meters on Borough of East York Roads”, of the former Borough of East York, to amend the rates, duration times and hours of operation of parking meters on streets under the jurisdiction of the City of Toronto.
Bill No. 776	By-law No. 781-2000	To further amend By-law No. 22614, being “A By-law Respecting Parking Meters on Scarborough Roads”, of the former City of Scarborough, to amend the rates, duration times and hours of operation of

		parking meters on streets under the jurisdiction of the City of Toronto.
Bill No. 777	By-law No. 782-2000	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands known municipally in the year 1999 as 109 Chandos Avenue.
Bill No. 778	By-law No. 783-2000	To further amend By-law No. 30742, being “A By-law Respecting Parking Meters on the City of North York Roads”, of the former City of North York, to amend the rates, duration times and hours of operation of parking meters on streets under the jurisdiction of the City of Toronto.
Bill No. 779	By-law No. 784-2000	To further amend Chapter 187, Parking Meters, of the Municipal Code of the former City of Etobicoke, to amend the rates, duration times and hours of operation of parking meters on streets under the jurisdiction of the City of Toronto.
Bill No. 780	By-law No. 785-2000	To amend By-law No. 912-1998, being “A By-law to authorize the erection, operation, use and maintenance of parking machines on the highways under the jurisdiction of the City of Toronto, including the setting of fee amounts or fee scales”, to replace parking meters with parking machines in certain locations on Parliament Street, between Winchester Street and Gerrard Street East.
Bill No. 781	By-law No. 786-2000	Layout and subsequent dedication of land for public highway purposes to form part of the public highway Goldene Way.
Bill No. 782	By-law No. 787-2000	To exempt lands municipally known as No. 910 Logan Avenue from the provisions of

		subsection 50(5) of the Planning Act.
Bill No. 783	By-law No. 788-2000	To amend By-law No. 749-1998, the Vital Services By-law.
Bill No. 784	By-law No. 789-2000	To repeal By-law No. 531-86 respecting the designation of an area on the east side of Yonge Street between Queen Street and Dundas Street as an Improvement Area, to repeal By-law No. 801-86 respecting the establishment of a Board of Management for the Yonge/Queen-Dundas Business Improvement Area and to amend Toronto Municipal Code, Chapter 20, Business Improvement Areas.
Bill No. 785	By-law No. 790-2000	To repeal By-law No. 171-85 respecting the designation of an area on the north and south sides of Elm Street from Yonge Street to Barnaby Place as an Improvement Area, to repeal By-law No. 628-85 respecting the establishment of a Board of Management for the Elm Street Business Improvement Area and to amend Toronto Municipal Code, Chapter 20, Business Improvement Areas.
Bill No. 786	By-law No. 791-2000	To amend By-law No. 78-2000 to change the references to the end of the election campaign period from December 1, 2000 to December 31, 2000.
Bill No. 787	By-law No. 792-2000	To authorize the Commissioner of Community and Neighbourhood Services to approve within the 2000/01 fiscal year certain project expenditures in respect of the Community Plan for Homelessness in Toronto.
Bill No. 788	By-law No. 793-2000	To establish a Harbourfront Parklands

		Reserve Fund and to amend By-law No. 181-2000, the Reserves and Reserve Funds By-law to add the new reserve fund.
Bill No. 789	By-law No. 794-2000	To establish a Road and Sidewalk Repair, Maintenance and Reconstruction Reserve Fund and to amend By-law No. 181-2000, the Reserves and Reserve Funds By-law to add the new reserve fund.
Bill No. 790	By-law No. 795-2000	To establish a Tax Rate Stabilization Reserve Fund and to amend By-law No. 181-2000, the Reserves and Reserve Funds By-law to add the new reserve fund.
Bill No. 791	By-law No. 796-2000	To amend the former City of Toronto Municipal Code, Ch. 313, Streets and Sidewalks, respecting Fees.
Bill No. 792	By-law No. 797-2000	To amend the former City of Etobicoke Municipal Code, Ch. 171, Newspapers.
Bill No. 793	By-law No. 798-2000	To amend the former City of Etobicoke Municipal Code, Ch. 231, Streets and Sidewalks.
Bill No. 794	By-law No. 799-2000	To amend the former City of Etobicoke Municipal Code, Ch. 183, Parking, respecting Permit Fees.
Bill No. 795	By-law No. 800-2000	To amend the former Borough of East York By-law No. 1-87, being "A By-law to permit newspaper boxes on untravelled portions of the street".
Bill No. 796	By-law No. 801-2000	To amend the former Borough of East York By-law No. 122-93, being "A By-law to licence and regulate boulevard parking in residential areas".

Bill No. 797	By-law No. 802-2000	To amend the former Borough of East York By-law No. 20-96, being "A By-law to provide for overnight permit parking on Borough streets".
Bill No. 798	By-law No. 803-2000	To amend the former City of Toronto Municipal Code, Ch. 400, Traffic and Parking, respecting Front Yard Parking.
Bill No. 799	By-law No. 804-2000	To amend the former City of Toronto Municipal Code, Ch. 400, Traffic and Parking, respecting the Issuance of Permits.
Bill No. 800	By-law No. 805-2000	To amend the former City of Toronto Municipal Code, Ch. 400, Traffic and Parking, respecting Front Yard Parking for the disabled.
Bill No. 801	By-law No. 806-2000	To amend the former City of Toronto Municipal Code, Ch. 313, Streets and Sidewalks, respecting Parking on Boulevards in Residential Areas.
Bill No. 802	By-law No. 807-2000	To amend the former City of York By-law No. 1812-89, being "A By-law for licensing Non-Residential Boulevard Parking in the City of York".
Bill No. 803	By-law No. 808-2000	To amend the former Borough of York By-law No. 3343-79, being "A By-law respecting streets in the Borough of York".
Bill No. 804	By-law No. 809-2000	To amend the former Borough of York By-law No. 3491-80, as amended, being "A By-law to provide for night-time parking of motor vehicles on former Borough of York highways".
Bill No. 805	By-law No. 810-2000	To amend the former City of York Municipal Code, Ch. 955, Parking -



		Boulevard Residential Area, respecting fees.
Bill No. 806	By-law No. 811-2000	To amend the former City of York Municipal Code, Ch. 954, Parking - Boulevard Non-Residential Area.
Bill No. 807	By-law No. 812-2000	To amend the former City of York Municipal Code, Ch. 963, Parking - Disabled Boulevard - Residential, respecting fees.
Bill No. 808	By-law No. 813-2000	To amend the former City of York Municipal Code, Ch. 985, Parking - Overnight, respecting Permit Fees.
Bill No. 809	By-law No. 814-2000	To amend the former City of Toronto Municipal Code, Ch. 248, Parking Licences, respecting Annual Charges.
Bill No. 810	By-law No. 815-2000	To amend the former City of North York By-law No. 20954, as amended, being "A By-law to provide for the licensing of boulevards for parking purposes in the Township of North York".
Bill No. 811	By-law No. 816-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bellwoods Avenue, Bleecker Street, Booth Avenue, Devon Road, Earl Grey Road, Lansdowne Avenue, Madison Avenue, Ossington Avenue, St. Clarens Avenue, Westmoreland Avenue, Wineva Avenue.
Bill No. 812	By-law No. 817-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Arlington Avenue, Burgess Avenue, Cheritan Avenue, Craighurst Avenue, Delaware Avenue, Dufferin Street, Gainsborough Road, Gore Vale Avenue, Runnymede Road, St.

		Clarens Avenue, St. John's Road, Waverley Road.
Bill No. 813	By-law No. 818-2000	To stop up and close for vehicular traffic a portion of the public lane extending northerly from Page Street, abutting the rear of Premises No. 322 Clinton Street, and to authorize the erection of posts to enforce the due observance thereof.
Bill No. 814	By-law No. 819-2000	To stop up and close portions of the public highway Dundas Street East, abutting the north limit of Premises No. 259 Victoria Street, and to authorize the sale thereof, in part, and the lease thereof, in part.
Bill No. 815	By-law No. 820-2000	To stop up and close a below-grade portion of the public highway Hayden Street, at the rear of Premises No. 175 Bloor Street East, and to authorize the sale thereof.
Bill No. 816	By-law No. 821-2000	To stop up and close a portion of the public lane, south of Danforth Avenue, extending between Trent Avenue and Kelvin Avenue, abutting Premises No. 15 Trent Avenue, and to authorize the sale thereof.
Bill No. 817	By-law No. 822-2000	To stop up and close below-grade portions of the public lane west of Jarvis Street, extending between Richmond Street East and Lombard Street, and to authorize the sale thereof.
Bill No. 818	By-law No. 823-2000	To designate the property at 519 Glengrove Avenue West (Thomas and Catherine Snider House) as being of architectural and historical value or interest.
Bill No. 819	By-law No. 824-2000	To designate certain lands on Pape Avenue as a Community Improvement Project Area.

Bill No. 820	By-law No. 825-2000	To adopt a Community Improvement Plan for the Pape Avenue Community Improvement Project Area.
Bill No. 821	By-law No. 826-2000	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands known as 15 Trent Avenue.
Bill No. 822	By-law No. 827-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 823	By-law No. 828-2000	To amend Restricted Area Zoning By-law No. 6752, as amended, of the former Township of East York.
Bill No. 824	By-law No. 829-2000	To amend Restricted Area Zoning By-law No. 1916, as amended, of the former Township of Leaside.
Bill No. 825	By-law No. 830-2000	To adopt an amendment to the Official Plan for the former City of Toronto respecting lands known as Nos. 62-86 Osler Street.
Bill No. 826	By-law No. 831-2000	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to the lands known as 62-86 Osler Street.
Bill No. 827	By-law No. 832-2000	To amend By-law No. 438-86, the Zoning By-law for the former City of Toronto, as amended, respecting 38 Abell Street.
Bill No. 828	By-law No. 833-2000	To enact a by-law pursuant to Chapter 134 of the Etobicoke Municipal Code, a by-law providing for the designation of fire routes in the geographic area of Etobicoke, a by-law of the former City of Etobicoke.

Bill No. 829	By-law No. 834-2000	To amend Chapter 134 of the Etobicoke Municipal Code, a by-law providing for the construction and maintenance of fire routes in the geographic area of Etobicoke, a by-law of the former City of Etobicoke.
Bill No. 830	By-law No. 835-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 831	By-law No. 836-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Commissioners Street, Don Roadway, Leslie Street, Saulter Street South, Villiers Street.
Bill No. 832	By-law No. 837-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 833	By-law No. 838-2000	To amend By-law No. 48-2000 to expand the scope of the Tenant Support Grants Program.
Bill No. 834	By-law No. 839-2000	To designate certain lands along Lakeshore Boulevard as a Community Improvement Project Area.
Bill No. 835	By-law No. 840-2000	To designate certain lands along Royal York Road as a Community Improvement Project Area.
Bill No. 836	By-law No. 841-2000	To amend Scarborough Zoning By-law No. 10327, the West Hill Community Zoning By-law.
Bill No. 837	By-law No. 842-2000	To amend further former City of Toronto By-law No. 70-93, being "A By-law to adopt a Community Improvement Plan for the Old Cabbagetown Community Improvement Project Area".

Bill No. 838	By-law No. 843-2000	To amend former City of Toronto By-law No. 1997-0264, being “A By-law to adopt a Community Improvement Plan for the Dundas Street West Junction/Malta Village Community Improvement Project Area”.
Bill No. 839	By-law No. 844-2000	To amend further former City of Toronto By-law No. 71-93, being “A By-law to adopt a Community Improvement Plan for the Parkdale Village Community Improvement Project Area”.
Bill No. 840	By-law No. 845-2000	To adopt Amendment No. 1059 of the Official Plan for the former City of Scarborough.
Bill No. 841	By-law No. 846-2000	To amend Scarborough Zoning By-law, the Employment Districts Zoning By-law No. 24982 with respect to the Progress Employment District.
Bill No. 842	By-law No. 847-2000	To adopt an amendment to the Official Plan for the former City of Toronto respecting certain lands bounded by Elizabeth Street, Dundas Street West and Bay Street known as 532, 560, 566, 570 Bay Street, 101, 109, 111, 127, 129, 131, 137, 141 Dundas Street West, 91, 99, 105, 109, 111 Elizabeth Street and 9 Foster Place.
Bill No. 843	By-law No. 848-2000	To amend By-law No. 438-86 of the former City of Toronto, as amended, respecting certain lands bounded by Elizabeth Street, Dundas Street West and Bay Street known as 532, 560, 566 570 Bay Street, 101, 109, 111, 127, 129, 131, 137, 141 Dundas Street West, 91, 99, 105, 109, 111 Elizabeth Street and 9 Foster Place.

Bill No. 844	By-law No. 849-2000	To amend former City of York By-law No. 1-83 with respect to the lands municipally known as 2005 Lawrence Avenue West.
Bill No. 845	By-law No. 850-2000	To amend former City of York By-law No. 1-83 (963 and 1001 Roselawn Avenue).
Bill No. 846	By-law No. 851-2000	To amend further By-law No. 34-93, a by-law “To provide for disabled person parking permit holders”, being a by-law of the former Borough of East York.
Bill No. 847	By-law No. 852-2000	To amend further By-law No. 92-93, a by-law “To regulate traffic on roads in the Borough of East York”, being a by-law of the former Borough of East York.
Bill No. 848	By-law No. 853-2000	To amend further By-law No. 92-93, a by-law “To regulate traffic on roads in the Borough of East York”, being a by-law of the former Borough of East York.
Bill No. 849	By-law No. 854-2000	To amend further By-law No. 196, as amended, entitled “To restrict the speed of motor vehicles”, being a by-law of the former Borough of East York.
Bill No. 850	By-law No. 855-2000	To amend By-law No. 307, a by-law “To designate certain locations in the Borough of East York as pedestrian crossovers”, being a by-law of the former Borough of East York.
Bill No. 851	By-law No. 856-2000	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.

Bill No. 852	By-law No. 857-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Carlaw Avenue, Commissioners Street, Don Roadway, Leslie Street, Saulters Street South, Villiers Street.
Bill No. 854	By-law No. 858-2000	To amend By-law of No. 62-91 respecting reserved lanes for bicycles on certain former Metropolitan Roads.
Bill No. 855	By-law No. 859-2000	To further amend former City of Toronto By-law No. 602-89, being "A By-law To authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations", respecting the alteration of Gladstone Avenue from Bloor Street West to Hallam Street by the installation of speed humps.
Bill No. 856	By-law No. 860-2000	To authorize the alteration of Rushton Road between Valewood Avenue and Vaughan Road by the installation of speed humps.
Bill No. 857	By-law No. 861-2000	To layout and dedicate certain land for public lane purposes to form a new public lane south of St. Clair Avenue West, extending westerly from Spring Grove Avenue.
Bill No. 858	By-law No. 862-2000	To layout and dedicate certain land for public lane purposes and to layout and dedicate certain land for public highway purposes and to name those public highways Açores Avenue and Minho Boulevard, respectively.
Bill No. 859	By-law No. 863-2000	To amend Chapter 324 of the Etobicoke Zoning Code and to lift the Holding 'H' provisions on lands located within the Humber Bay Shore Development Area

		(formerly the Motel Strip), known municipally as no. 2063 - 2065 Lake Shore Boulevard West (Etobicoke).
Bill No. 860	By-law No. 864-2000	To exempt certain lands on St. Clair Avenue West and Symes Road, being certain lots within Plan of Subdivision 66M- 2353, from the provisions of subsection 50(5) of the Planning Act which relate to part-lot control.
Bill No. 861	By-law No. 865-2000	To adopt an amendment to the Official Plan for the former City of Toronto respecting lands municipally known as 66 Roncesvalles Avenue and 163 to 173 Marion Avenue.
Bill No. 862	By-law No. 866-2000	To amend Zoning By-law No. 438-86 of the former City of Toronto respecting lands municipally known as 66 Roncesvalles Avenue and 163 to 173 Marion Avenue.
Bill No. 863	By-law No. 867-2000	To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located at the northwest corner of The Queensway and Aldgate Avenue and municipally known as 250 The Queensway.
Bill No. 864	By-law No. 868-2000	To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the south west corner of Lavington Drive and Celestine Drive, municipally known as 5 Lavington Drive.
Bill No. 865	By-law No. 869-2000	To amend various by-laws to make technical amendments identified in the review of by-laws for a Municipal Code.
Bill No. 866	By-law No. 870-2000	Interpretation By-law.



Bill No. 867	By-law No. 871-2000	To adopt a Municipal Code under section 104 of the Municipal Act.
Bill No. 868	By-law No. 872-2000	Remuneration for Members of Council.
Bill No. 869	By-law No. 873-2000	A by-law to amend City of Toronto By-law No. 23-1998, being "A By-law to govern the proceedings of Council and the Committees thereof".
Bill No. 870	By-law No. 874-2000	To adopt an amendment to the Official Plan for the former City of Toronto respecting lands known as Nos. 100, 104, 120 and 130 Adelaide Street West, 12 and 22 Sheppard Street and 85 and 111 Richmond Street West.
Bill No. 871	By-law No. 875-2000	To amend By-law No. 438-86 of the former City of Toronto as amended, respecting lands known as Nos. 100, 104, 120 and 130 Adelaide Street West, 12 and 22 Sheppard Street and 85 and 111 Richmond Street West.
Bill No. 872	By-law No. 876-2000	To amend further Metropolitan Toronto By-law No. 109-86, respecting maximum rates of speed on certain former Metropolitan Roads.
Bill No. 873	By-law No. 877-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Atlantic Avenue, Austin Terrace, Castlefield Avenue, Conrad Avenue, Front Street West, Glendale Avenue, Kennedy Avenue, Lane first north of Kingston Road, Lonsdale Road, Ranleigh Avenue, St. Clements Avenue, St. Helen's Avenue, Sudbury Street, Sumach Street, Woodlawn Avenue East.

Bill No. 874	By-law No. 878-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Cedarvale Avenue, Hampton Avenue, Kewbeach Avenue, Kingsmount Park Road, Park Road, Quebec Avenue, Ryding Avenue, Trinity Street, Wildwood Crescent.
Bill No. 875	By-law No. 879-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Chestnut Street, Delaware Avenue North, Elizabeth Street, Fairford Avenue, Grace Street, Lane First North of Lyall Avenue, Mavety Street, McRoberts Avenue, Wembley Road.
Bill No. 876	By-law No. 880-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Eastern Avenue.
Bill No. 877	By-law No. 881-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Logan Avenue.
Bill No. 878	By-law No. 882-2000	To amend further Metropolitan By-law No. 109-86, respecting maximum rates of speed on certain former Metropolitan Roads.
Bill No. 879	By-law No. 883-2000	To amend the former City of Toronto Municipal Code Ch. 297, Signs, respecting No. 176 Yonge Street.
Bill No. 880	By-law No. 884-2000	To amend the former Municipality of Metropolitan Toronto By-law No. 118 respecting No. 176 Yonge Street.
Bill No. 881	By-law No. 885-2000	To amend the former City of Toronto Municipal Code Ch. 297, Signs, respecting No. 259 Victoria Street.
Bill No. 882	By-law No. 886-2000	To lay out and dedicate certain land south

		of Lake Shore Boulevard West between Parklawn Road and Palace Pier Court for public highway purposes and to name one portion of that public highway “Marine Parade Drive” and the other portion “Waterfront Drive”.
Bill No. 883	By-law No. 887-2000	To amend former City of Toronto By-law No. 136-67 by changing the name of the park roadway in Budapest Park from Marine Drive to Budapest Lane.
Bill No. 884	By-law No. 888-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 885	By-law No. 889-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Geary Avenue.
Bill No. 886	By-law No. 890-2000	To adopt an amendment to the Official Plan in respect of No. 600 Melita Crescent.
Bill No. 887	By-law No. 891-2000	To amend Zoning By-law No. 438-86, as amended, of the former City of Toronto with respect to lands known as 600 Melita Crescent.
Bill No. 888	By-law No. 892-2000	To adopt Amendment No. 83-2000 to the Official Plan of the Etobicoke Planning Area in order to implement a site-specific amendment affecting the lands located at the southeast corner of Milton Street and Oxford Street.
Bill No. 889	By-law No. 893-2000	To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located in the south east corner of Milton Street and Oxford Street, municipally known as 83 and 85 Milton Street.

Bill No. 890	By-law No. 894-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Kewbeach Avenue.
Bill No. 891	By-law No. 895-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Kingsmount Park Road.
Bill No. 892	By-law No. 896-2000	To adopt an amendment to the Official Plan of the former City of Toronto by amending Section 19.44, being the Part II Plan for the Railway Lands Central, in respect of residential development within the SkyDome Subcentre Special Mixed Use Area D.
Bill No. 893	By-law No. 897-2000	To amend Zoning By-law 1994-0806 of the former City of Toronto for the Railway Lands Central, in respect of Block 19.
Bill No. 894	By-law No. 898-2000	To amend Chapters 304, 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the east side of Medulla Avenue north of Coronet Road.
Bill No. 895	By-law No. 899-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Geary Avenue.
Bill No. 896	By-law No. 900-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 897	By-law No. 901-2000	To amend further By-law No. 92-93, a by-law "To regulate traffic on roads in the Borough of East York" being a by-law of the former Borough of East York.
Bill No. 898	By-law No. 902-2000	To amend further Metropolitan Toronto By-law No. 107-86, respecting parking meters on former Metropolitan Roads.



Bill No. 899	By-law No. 903-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Broadview Avenue, Davenport Road, Dufferin Street, Fort Rouille Street, Fraser Avenue, Gerrard Street East, Hanna Avenue, Huron Street, Jefferson Avenue, King Street East, King Street West, Main Street, Pardee Avenue, Parliament Street, Roncesvalles Avenue, Runnymede Road, St. Lawrence Street.
Bill No. 900	By-law No. 904-2000	To amend further By-law No. 912-1998, respecting parking machines on highways under the jurisdiction of the City of Toronto.
Bill No. 901	By-law No. 905-2000	To amend further Metropolitan By-law No. 107-86, respecting parking meters on former Metropolitan Roads.
Bill No. 902	By-law No. 906-2000	To layout and dedicate certain land for public highway purposes to form part of the public highways Woodlee Road and Norwood Road, respectively.
Bill No. 903	By-law No. 907-2000	To amend former City of North York By-law No. 30788 respecting off-premise roof signs in commercial zones in the Yonge Street and York Mills Road area.
Bill No. 904	By-law No. 908-2000	To amend Zoning By-law No. 438-86 of the former City of Toronto respecting lands municipally known as Nos. 326-358 King Street West
Bill No. 905	By-law No. 909-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, to amend the rates, duration times and hours of operation of parking meters on Albert Street, Alberta Avenue, Armoury Street, Atlantic Avenue, Bedford Park Avenue, Bond Street, Booth

Avenue, Broadview Avenue, Busy Street, Carlton Street, Cedarvale Avenue, Chestnut Street, Christie Street, Church Street, Clendenan Avenue, College Street, Concord Avenue, Crawford Street, Dalhousie Street, Davenport Road, Dundonald Street, Dupont Street, Eastwood Road, Edward Street, Elizabeth Street, Front Street East, Front Street West, George Street, Gerrard Street East, Gerrard Street West, Gladstone Avenue, Granby Street, Harbord Street, High Park Avenue, Indian Grove, James Street, King Street East, King Street West, Lombard Street, Lonsdale Road, Main Street, Maitland Street, Market Street, Mavety Street, McGill Street, McMurray Avenue, Moberley Avenue, Mutual Street, Ontario Street, Ossington Avenue, Parliament Street, Peter Street, Prince Arthur Avenue, Quebec Avenue, Queen Street East, Queen Street West, Roseheath Avenue, Rusholme Road, Sherbourne Street North, Shuter Street, Spadina Road, St. George Street, St. John's Road, The Esplanade, Toronto Street, Vaughan Road, Wellington Street East, West Lynn Avenue, Westmoreland Avenue, Widmer Avenue and Wychwood Avenue, and to replace meters with parking machines in certain locations.

Bill No. 906

By-law No. 910-2000

To amend Chapters 304, 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located in the south-east quadrant of The Queensway and Grand Avenue, for the lands known municipally as 1 Beaverdale Road.

Bill No. 907

By-law No. 911-2000

To amend Zoning By-law No. 438-86 and Zoning By-law No. 1997-0194 (as

		consolidated with By-law No. 1997-0361 by Order of the Joint Board of the Ontario Municipal Board and Board of Inquiry) for the former City of Toronto, Respecting the lands known as 259 Victoria Street.
Bill No. 908	By-law No. 912-2000	To adopt an amendment to the Official Plan for the former City of Toronto respecting lands known as 233-247 Davisville Avenue and 450 Mount Pleasant Road.
Bill No. 909	By-law No. 913-2000	To amend General Zoning By-law No. 438-86 of the former City of Toronto respecting lands known as 233-247 Davisville Avenue and 450 Mount Pleasant Road.
Bill No. 910	By-law No. 914-2000	To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the north side of Bloor Street West, east of Dunbloor Road, municipally known as 3700 Bloor Street West.
Bill No. 911	By-law No. 915-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Austin Terrace.
Bill No. 912	By-law No. 916-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Howard Park Avenue.
Bill No. 913	By-law No. 917-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting McMaster Avenue.
Bill No. 914	By-law No. 918-2000	To amend further By-law No. 20-96, a By-law "To provide for overnight permit parking on Borough streets", being a by-law of the former Borough of East York.
Bill No. 915	By-law No. 919-2000	To amend further By-law No. 271, a



		By-law "To prohibit parking on certain sides of certain highways", being a by-law of the former Borough of East York.
Bill No. 916	By-law No. 920-2000	To amend further By-law No. 20-96, a By-law "To provide for overnight permit parking on Borough streets", being a by-law of the former Borough of East York.
Bill No. 917	By-law No. 921-2000	To amend further By-law No. 271, a By-law "To prohibit parking on certain sides of certain highways", being a by-law of the former Borough of East York.
Bill No. 918	By-law No. 922-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Sumach Street.
Bill No. 919	By-law No. 923-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Trinity Street.
Bill No. 920	By-law No. 924-2000	To amend Chapter 320 of the Etobicoke Zoning Code with respect to certain lands located on south side of Kelfield Street.
Bill No. 921	By-law No. 925-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting La Scala Lane.
Bill No. 922	By-law No. 926-2000	To amend further Metropolitan Toronto By-law No. 107-86, respecting parking meters on former Metropolitan Roads, to amend the rates, duration times and hours of operation of parking meters and to replace meters with parking machines in certain locations.
Bill No. 923	By-law No. 927-2000	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.

Bill No. 924	By-law No. 928-2000	To authorize the entering into of an agreement for the provision of the renovated Coliseum at Exhibition Place as a municipal capital facility.
Bill No. 925	*By-law No. 929-2000	To further amend former City of Toronto By-law No. 602-89, being “A By-law To authorize the construction, widening, narrowing, alteration and repair of sidewalks, pavements and curbs at various locations”, respecting the alteration of St. Germain Avenue from 112.4 metres west of Elm Road to Yonge Street.
* Please note that Council on October 12, 2000, subsequently re-opened Clause No. 28 of Report No. 17 of The Toronto Community Council and did not enact By-law No. 929-2000.		
Bill No. 926	By-law No. 930-2000	The Property Standards By-law.
Bill No. 927	By-law No. 931-2000	To amend further Metropolitan Toronto By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, and By-law No. 574-2000, respecting licence fees.
Bill No. 928	By-law No. 932-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 929	By-law No. 933-2000	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II.
Bill No. 930	By-law No. 934-2000	To amend the former City of Etobicoke Municipal Code Ch. 183, Parking, to provide for carsharing parking permits.
Bill No. 931	By-law No. 935-2000	To amend By-law No. 20-96 of the former

		Borough of East York, being “A By-law to provide for overnight permit parking on former Borough Streets”, to provide for carsharing parking permits.
Bill No. 932	By-law No. 936-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, to provide for carsharing parking permits.
Bill No. 933	By-law No. 937-2000	To amend the former Borough of York By-law No. 3491-80, being “A By-law to provide for night-time parking of motor vehicles on Borough of York highways”, to provide for carsharing parking permits.
Bill No. 934	By-law No. 938-2000	To amend the former City of York Municipal Code Ch. 985, Parking - Overnight, to provide for carsharing parking permits.
Bill No. 935	By-law No. 939-2000	To repeal the policies of the former municipalities respecting conflict of interest or code of conduct for employees.
Bill No. 936	By-law No. 940-2000	To amend further Metropolitan Toronto By-law No. 20-85, a By-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, and to amend further By-law No. 574-2000, a by-law for the licensing, regulating and governing of trades, businesses and occupations in the City of Toronto, respecting taxicabs.
Bill No. 937	By-law No. 941-2000	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Delaware Avenue.
Bill No. 939	By-law No. 942-2000	To amend former City of Etobicoke By-law

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		No. 1989-209, being “A By-law to adopt a community improvement plan for the Long Branch Community Improvement Project Area”.
Bill No. 940	By-law No. 943-2000	To amend former City of Etobicoke By-law No. 1984-150, being “A By-law to adopt a community improvement plan for the New Toronto Community Improvement Project Area”.
Bill No. 941	By-law No. 944-2000	To amend By-law No. 30662 of the former City of North York, as amended.
Bill No. 942	By-law No. 945-2000	To amend By-law No. 31001 of the former City of North York, as amended.
(amended) Bill No. 943	By-law No. 946-2000	To amend By-law No. 31001 of the former City of North York, as amended.
(amended) Bill No. 944	By-law No. 947-2000	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 945	By-law No. 948-2000	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 946	By-law No. 949-2000	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 947	By-law No. 950-2000	To establish fees for the provision of services by the Municipal Licensing and Standards Division of Urban Development Services.
Bill No. 948	By-law No. 951-2000	To amend further Metropolitan Toronto By-law No. 20-85, a by-law “Respecting the licensing, regulating and governing of trades, callings, businesses and occupations in the Metropolitan Area”, a by-law of the former Municipality of Metropolitan Toronto, and to amend further By-law No. 574-2000, a by-law “Respecting the licensing, regulating and

governing of trades, businesses and occupations in the City of Toronto respecting taxicabs.

Bill No. 949                      By-law No. 952-2000                      To amend City of Toronto By-law No. 23-1998 to Re-Establish Community Councils in the City of Toronto.

11.233 On October 5, 2000, at 9:56 p.m., Councillor Minnan-Wong, seconded by Councillor Berger, 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, which carried, more than two-thirds of Members present having voted in the affirmative:

Bill No. 656                      By-law No. 953-2000                      To authorize participation in the Ontario Municipal Employees Retirement System in respect of members of City Council and certain employees.

11.234 On October 5, 2000, at 9:57 p.m., Councillor Filion, seconded by Councillor Moeser, 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. 954                      By-law No. 954-2000                      To confirm the proceedings of the Council at its meeting held on the 3rd, 4th and 5th days of October, 2000,

the vote upon which was taken as follows:

Yes - 55	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

11.235 On October 6, 2000, at 5:59 p.m., Councillor Mammoliti, seconded by Councillor Davis, 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. 955	By-law No. 955-2000	To confirm the proceedings of the Council at its special meeting held on the 6th day of October, 2000,
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the vote upon which was taken as follows:

Yes - 53	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Kelly, Kinahan, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti, Walker
No - 0	

Carried, without dissent.

11.236 On October 11, 2000, at 3:53 p.m., Councillor Davis, seconded by Councillor Holyday, moved that leave be granted to introduce Bill No. 959, the vote upon which was taken as follows:

Yes - 34	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti
No - 22	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Prue, Rae, Tzekas, Walker

Carried by a majority of 12.

Upon the question, "Shall the following Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 959	By-law No. 956-2000	To confirm the proceedings of the Council at its special meeting held on the 10th and 11th days of October, 2000,
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the vote was taken as follows:

Yes - 32	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti
No - 24	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Kinahan, Layton, Mahood, McConnell, Mihevc, Miller, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Tzekas, Walker

Carried by a majority of 8.

11.237 On October 11, 2000, at 7:30 p.m., Councillor Altobello, seconded by Councillor Bussin, 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. 960	By-law No. 957 -2000	To confirm the proceedings of the Council at its special meeting held on the 10th and 11th days of October, 2000,
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the vote upon which was taken as follows:

Yes - 35	
Mayor:	Lastman
Councillors:	Adams, Altobello, Balkissoon, Berardinetti, Berger, Brown, Bussin, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Saundercook, Shaw, Silva, Sinclair, Tzekas
No - 9	
Councillors:	Cho, Chow, Johnston, Jones, Mihevc, Miller, Prue, Rae, Walker

Carried by a majority of 26.

11.238 On October 12, 2000, at 11:04 a.m., Councillor Chow, seconded by Councillor Mihevc, moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 957	By-law No. 958-2000	To make technical amendments to the Municipal Code.
Bill No. 958	By-law No. 959-2000	To amend former City of York By-law No. 1-83 respecting lands municipally known as No. 450 Gilbert Avenue,

the vote upon which was taken as follows:



Yes - 33 Councillors: Adams, Berardinetti, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Holyday, Johnston, Jones, Kelly, King, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shaw, Sinclair, Walker
No - 0

Carried, without dissent.

11.239 On October 12, 2000, at 11:06 a.m., Councillor Saundercook, seconded by Councillor Li Preti, 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. 961	By-law No. 960-2000	To confirm the proceedings of the Council at its special meeting held on the 12th day of October, 2000,
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the vote upon which was taken as follows:

Yes - 35 Mayor: Lastman Councillors: Adams, Berardinetti, Brown, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Flint, Gardner, Holyday, Johnston, Jones, Kelly, King, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shaw, Sinclair, Walker
No - 0

Carried, without dissent.

11.240 On October 12, 2000, at 4:12 p.m., Councillor Duguid, seconded by Councillor Chong, 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. 962	By-law No. 961-2000	To confirm the proceedings of the Council at its special meeting held on the 12th day
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of October, 2000,

the vote upon which was taken as follows:

Yes - 42	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chong, Chow, Davis, Disero, Duguid, Feldman, Filion, Flint, Gardner, Giansante, Holyday, Jakobek, Johnston, Jones, Kelly, Kinahan, Korwin-Kuczynski, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shiner, Sinclair, Tzekas, Valenti, Walker
No - 0	

Carried, without dissent.

11.241 On October 12, 2000, at 5:55 p.m., Councillor Davis, seconded by Councillor Chow, 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. 963	By-law No. 962-2000	To confirm the proceedings of the Council at its special meeting held on the 12th day of October, 2000,
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the vote upon which was taken as follows:

Yes - 34	
Councillors:	Adams, Augimeri, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Chow, Davis, Duguid, Feldman, Flint, Giansante, Jones, Kelly, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Ootes, Palacio, Pantalone, Pitfield, Prue, Saundercook, Shiner, Silva, Sinclair, Valenti, Walker
No - 0	

Carried, without dissent.

11.242 On October 12, 2000, at 6:15 p.m., Councillor Holyday, seconded by Councillor Mihevc, 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. 956	By-law No. 963-2000	To amend former City of Toronto Municipal Code Chapter 25, Community and Recreation Centres, to change the membership of the Ted Reeve Arena (175 Main Street) Committee of Management,
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the vote upon which was taken as follows:

Yes - 30 Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jones, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mihevc, Minnan-Wong, Ootes, Pantalone, Pitfield, Saundercook, Shiner, Sinclair, Valenti, Walker
No - 1 Councillor:	Johnston

Carried by a majority of 29.

11.243 On October 12, 2000, at 6:53 p.m., Councillor Berardinetti, seconded by Councillor Jakobek, 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. 964	By-law No. 964-2000	To confirm the proceedings of the Council at its special meeting held on the 12th day of October, 2000,
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the vote upon which was taken as follows:

Yes - 35 Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Jakobek, Jones, Kelly, Korwin-Kuczynski, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Saundercook, Shiner, Silva, Sinclair, Valenti, Walker

No - 2 Councillors: Johnston, Layton
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Carried by a majority of 33.

11.244 On October 12, 2000, at 6:57 p.m., Councillor O'Brien, seconded by Councillor Holyday, 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. 965	By-law No. 965-2000	To confirm the proceedings of the Council at its special meeting held on the 12th day of October, 2000,
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the vote upon which was taken as follows:

Yes - 35	
Mayor:	Lastman
Councillors:	Adams, Augimeri, Berardinetti, Brown, Bussin, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Giansante, Holyday, Johnston, Jones, Kelly, Kinahan, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, O'Brien, Ootes, Pantalone, Pitfield, Saundercook, Silva, Sinclair, Valenti, Walker
No - 0	

Carried, without dissent.

The following Bills were not adopted at this meeting:

- |              |  |
|--------------|--|
| Bill No. 668 | To adopt Amendment No. 1054 of the Official Plan for the former City of Scarborough.   |
| Bill No. 669 | To amend Scarborough Zoning By-law No. 12077, with respect to the Centennial Community.  |
| Bill No. 670 | To adopt Amendment No. 1058 of the Official Plan for the former City of Scarborough.   |
| Bill No. 671 | To further amend Scarborough Zoning By-law Number 12077 with respect to the Centennial Community and the former Township of Pickering Zoning By-law Number 1978, as amended. |
| Bill No. 700 | To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.   |

Bill No. 938 To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the northwest side of Bloor Street West and Ashbourne Avenue, municipally known as 3890 Bloor Street West.

#### **OFFICIAL RECOGNITIONS:**

#### **11.245 Condolence Motions**

##### **October 3, 2000:**

Mayor Lastman, seconded by Councillor Kelly, moved that:

“**WHEREAS** the death of Pierre Elliott Trudeau has saddened our nation and our City of Toronto; he was a national icon and one of the proudest and strongest Canadians in our history; and

**WHEREAS** Pierre Trudeau was the Prime Minister of Canada for 15 years, giving our Country a Constitution, our Charter of Rights and official bilingualism; and

**WHEREAS** Pierre Trudeau would not tolerate or consider Quebec separation and held this great Country together, from his election in 1968 to his retirement in 1984, to return to the practice of law and spend time with his three sons; and

**WHEREAS** our hearts went out to Pierre Trudeau on the tragic accidental death of his son Michel in 1998 and today our hearts go out to his family; and

**WHEREAS** Pierre Elliott Trudeau always encouraged immigration and cultural diversity and helped make our great City of Toronto the most culturally diverse in the world; and

**WHEREAS** Pierre Elliott Trudeau will always be remembered as the man with the rose in his lapel, who instilled a great sense of pride and dignity in our country and fostered an international reputation for Canada;

**NOW THEREFORE BE IT RESOLVED THAT** Mayor Lastman and Members of Toronto City Council offer their official condolences to the family of Pierre Elliott Trudeau and recognize his memory by a moment of silence.”

Councillor Johnston, seconded by Councillor Walker, moved that:

“**WHEREAS** the Members of Council are saddened to learn of the death of Mr. Ernest Annau on August 4, 2000; and

**WHEREAS** Ernest Annau escaped his homeland of Hungary during the last days of the Second World War and went on to achieve a distinguished career in Canada as both an architect and arts executive; and

**WHEREAS**, after forming Ernest Annau Architects Inc. in Toronto in 1972, the company went on to design a variety of award-winning projects, such as the Bedford Glen Condominiums at Avenue Road and Lawrence Avenue, the 7th Street School, and Rosegarden Mews in Toronto, and to win the international competition for China's first enclosed hockey arena, the 10,000-seat Naling Multi-Purpose Stadium in Changchun; and

**WHEREAS** Ernest Annau was a tireless supporter of both Canada's architectural heritage and the arts, who served as chair of the Toronto Historical Board preservation committee, chair of Heritage Markham and vice-chair of the Toronto 200 Committee to commemorate the 200th anniversary in 1993 of the founding of the town of York, now Toronto; and

**WHEREAS** Ernest Annau, as frequent lecturer and published critic, who as a member of the Ontario Association of Architects, was elected a fellow of the Royal Architectural Institute of Canada in 1988; and

**WHEREAS** Ernest leaves behind his beloved wife of 37 years, Patricia, and his three daughters, Catherine, Marion and Adrienne;

**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 Annau family, especially his wife Patricia and his three daughters.”

Councillor Kinahan, seconded by Mayor Lastman, moved that:

“**WHEREAS** the Members of City Council are deeply saddened to learn of the passing of Mr. Tom Cowen, father of Councillor Irene Jones;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of members of City Council, our sincere sympathy to Councillor Jones and her family.”

Leave to introduce the foregoing Motions was granted and the Motions were adopted unanimously.

Council rose and observed a moment of silence in memory of the late Right Honourable Pierre Elliott Trudeau, Mr. Ernest Annau and Mr. Tom Cowen.

**October 5, 2000:**

Councillor Shiner, seconded by Councillor Feldman, moved that:

“**WHEREAS** the Members of Council are saddened to learn of the death of Mr. Frank Whilsmith on September 30, 2000; and

**WHEREAS** Frank Whilsmith served overseas as an officer in the Canadian Navy in World War II; and

**WHEREAS** Frank Whilsmith was the founder, president and national director of the Christian Children’s Fund of Canada; and

**WHEREAS** Frank Whilsmith was a tireless advocate of heritage in the community of North York who served as president of the North York Historical Society, and also served on the North York Heritage Committee from 1989 to 1999, as well as serving on the Gibson House Museum/Historic Zion Schoolhouse Museum Management Board from 1999 until his passing; and

**WHEREAS** Frank Whilsmith brought the history of North York to life through his writing, lectures and his animated tours of the community; and

**WHEREAS** Frank leaves behind his beloved wife Dora; his children Don and his wife Milagros, Graham, Greg and his wife Pat, Grant and Glen and his wife Rosie and his grandchildren André, Marilyn, Shane, Chris, Madeline, Evan and Harrison;

**NOW THEREFORE BE IT RESOLVED THAT** the City Clerk be directed to convey, on behalf of the Members of City Council, our sincere sympathy to the Whilsmith family, especially his wife Dora, his sons and his grandchildren.”

Leave to introduce the foregoing Motion was granted and the Motion was adopted unanimously.

Council rose and observed a moment of silence in memory of the late Mr. Frank Whilsmith.

**October 12, 2000:**

Councillor Minnan-Wong, seconded by Councillor Jakobek, moved that:

“**WHEREAS** the Members of Council are saddened to learn of the death of Mr. Tom Wells; and

**WHEREAS** Tom Wells was a member of the Provincial Legislature for over 22 years from 1963 to 1985 representing the constituency of Scarborough North; and



**WHEREAS** Tom Wells served under two Premiers, John Robarts and William Davis, and served as Minister of Intergovernmental Affairs, Minister of Municipal Affairs, Minister of Education and Government House Leader; and

**WHEREAS** as Intergovernmental Affairs Minister, Tom Wells played an important role representing the Province of Ontario in the 1982 Constitution Debate; and

**WHEREAS** Tom Wells was a Great Canadian, Ontarian and Torontonians;

**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 Wells family, especially his wife Audrey, son Andrew and daughters Brenda, Belgue and Beverly.”

Leave to introduce the foregoing Motion was granted and the Motion was adopted unanimously.

Council rose and observed a moment of silence in memory of the late Mr. Tom Wells.

#### 11.246 **Presentations/Introductions/Announcements:**

##### **October 3, 2000:**

Councillor Walker, during the morning session of the meeting, with the permission of Council, introduced Mr. Michael Bryant, Member of Provincial Parliament for St. Paul's, present at this meeting.

Mayor Lastman, during the afternoon session of the meeting, invited Ms. Anne Golden, President of the United Way of Greater Toronto, to the podium. Ms. Golden addressed the Council in regard to the 2000 United Way Campaign and invited Members of Council to view a video presentation respecting the campaign.

##### **October 4, 2000:**

Deputy Mayor Ootes, during the morning session of the meeting, introduced the students of Annette Street Public School, present at this meeting.

Mayor Lastman, during the afternoon session of the meeting, introduced the students of North Kipling Junior Middle School, present at this meeting.

Mayor Lastman, during the afternoon session of the meeting, introduced Ms. Doris McCarthy, a renowned painter and interpreter of Canadian landscape, who donated her land and home/studio, located adjacent to the Bellamy Ravine, to the Ontario Heritage Foundation in 1999. Mayor

Lastman advised that in honour of her significant contributions to the City as both an artist and a community member, Council has designated a walking trail as "The Doris McCarthy Trail". Mayor Lastman invited Councillor Tzekas to the podium, who presented Ms. McCarthy with a commemorative trail sign. Ms. McCarthy addressed Council, expressed her appreciation for this recognition and invited Members of Council to explore the beautiful lands surrounding her studio.

Councillor McConnell, during the afternoon session of the meeting, with the permission of Council, introduced members of various community organizations which deal with equity issues, present at this meeting to express their support for the report (May, 2000), entitled "Ethno-Racial Inequality in the City of Toronto: An Analysis of the 1996 Census", which was prepared for the Access and Equity Unit of the Chief Administrator's Office by Mr. Michael Ornstein, Director of the Institute for Social Research at York University.

**October 5, 2000:**

Mayor Lastman, during the morning session of the meeting, invited Councillor Korwin-Kuczynski, Chair of the Children's Design-a-Flag Contest, to the podium to announce the contest winner. Councillor Korwin-Kuczynski introduced Master Nathaniel Roda of St. Florence School, and unveiled his winning design, "Little But Mighty", chosen from over 2,000 submissions.

Deputy Mayor Ootes, during the morning session of the meeting, introduced students from North Kipling Junior Middle School, present at this meeting.

Mayor Lastman, during the afternoon session of the meeting, expressed appreciation, on behalf of Members of Council, to the City Clerk, Novina Wong, and her staff, for their efforts during this term of Council, and presented Ms. Wong with a memento to mark the occasion.

Deputy Mayor Ootes, during the afternoon session of the meeting, introduced Councillor William Cantello, from West Sussex County Council, present at this meeting.

**October 6, 2000:**

Councillor Adams, during the afternoon session of the meeting, with the permission of Council, introduced Mr. Tony Ianno, Member of Federal Parliament for Trinity-Spadina, and Mr. Dennis Mills, Member of Federal Parliament for Toronto-Danforth, present at this meeting.

Councillor Miller, during the afternoon session of the meeting, with the permission of Council, introduced Ms. Marilyn Churley, Member of Provincial Parliament for Toronto-Danforth, present at this meeting.

Councillor Johnston, during the afternoon session of the meeting, with the permission of Council, introduced Mr. Gerard Kennedy, Member of Provincial Parliament for Parkdale-High Park, and Mr. Michael Smither, Editor of Municipal World Magazine, present at this meeting.

**October 10, 2000:**

Deputy Mayor Ootes, during the morning session of the meeting, introduced Ms. Joan Ambrosio, Member of San Francisco Mayor Willie Brown's Task Force on Women's Issues, present at this meeting.

Councillor Johnston, during the morning session of the meeting, with the permission of Council, introduced Chief Carol McBride, Temiskaming First Nations, present at this meeting.

Councillor Miller, during the morning session of the meeting, with the permission of Council, introduced Mr. Gilles Bisson, Member of Provincial Parliament for Timmins-James Bay, Ms. Marilyn Churley, Member of Provincial Parliament for Toronto-Danforth, and Ms. Shelley Martel, Member of Provincial Parliament for Nickel Belt, present at this meeting.

Councillor Prue, during the morning session of the meeting, with the permission of Council, introduced Mr. Benoît Serré, Member of Federal Parliament for Timiskaming-Cochrane, Mr. Pierre Brien, Member of Federal Parliament for Témiscamingue, and Mr. Tony Ianno, Member of Federal Parliament for Trinity-Spadina, present at this meeting.

Councillor Prue, during the afternoon session of the meeting, with the permission of Council, introduced Mr. Peter Kormos, Member of Provincial Parliament for Niagara Centre, present at this meeting.

**October 12, 2000:**

Mayor Lastman, during the morning session of the meeting, addressed the Council. He congratulated Deputy Mayor Ootes for the commendable way in which he chaired this term's final meeting of City Council, as well as many other Council meetings held during the last three years. He expressed, on behalf of Council, appreciation to Mr. Tony Martino, Council's Sergeant-at-Arms, for his professionalism while providing security during Council meetings. Mayor Lastman highlighted the accomplishments of City Council during this term, and congratulated all Members for their significant contributions to the City of Toronto. He also expressed his appreciation to the City's Department Heads and their staff for their efforts during this term.

Deputy Mayor Ootes, on behalf of Council, expressed appreciation to Mayor Lastman, for his leadership during this term of Council, as well as the enthusiasm and pride he shows for our City.

At this point in the proceedings, Councillor Pantalone moved, given the importance of the debate which occurred during this meeting of Council, and that fact that this is the conclusion of the first term of Council of the unified City of Toronto, that the foregoing comments made by Mayor Lastman and by Deputy Mayor Ootes be included, in their entirety, in the Minutes of this meeting, which carried. (See Attachment No. 30, Page 573.)

Deputy Mayor Ootes, during the morning session of the meeting, introduced students from St. Michael's Catholic School in Mississauga, present at this meeting.

#### 11.247 MOTIONS TO VARY PROCEDURE

*Vary the order of proceedings of Council:*

##### **October 3, 2000:**

Councillor Saundercook, during the morning session of the meeting, moved that Council vary the order of its proceedings to consider Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity", on October 5, 2000, at 9:30 a.m., which carried.

##### **October 4, 2000:**

Councillor Walker, during the afternoon session of the meeting, moved that Council vary the order of its proceedings to consider Clause No. 21 of Report No. 8 of The Community Services Committee, headed "Request for Rent Freeze", the vote upon which was taken as follows:

Yes - 24	
Councillors:	Ashton, Balkissoon, Cho, Chow, Davis, Duguid, Filion, Giansante, Johnston, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mihevc, Moscoe, Nunziata, Palacio, Pantalone, Pitfield, Rae, Shaw, Silva, Sinclair, Tzekas, Walker
No - 12	
Mayor:	Lastman
Councillors:	Bossons, Holyday, Kinahan, King, Mahood, Mammoliti, Moeser, Ootes, Shiner, Soknacki, Valenti

Carried by a majority of 12.

##### **October 5, 2000:**

Councillor Walker, during the morning session of the meeting, moved that Council vary the order of its proceedings to consider Clause No. 22 of Report No. 18 of The Toronto Community Council, headed "Official Plan Amendment and Rezoning - Site Plan Approval - 164 Cheritan Avenue (North Toronto)", which carried.

**October 11, 2000:**

Councillor Balkissoon, during the afternoon session of the meeting, moved that Council vary the order of its proceedings to consider Clause No. 37 of Report No. 10 of The Scarborough Community Council, headed "Conditions of Approval for Draft Plan of Subdivision McAsphalt Industries Ltd. and Rouge River Park Limited, Rouge Employment District (Ward 18 - Scarborough Malvern)", which carried.

*Waive the provisions of the Procedural By-law related to meeting times:*

**October 3, 2000:**

Deputy Mayor Ootes, at 9:47 a.m., proposed that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. until 2:00 p.m. recess, and that Council recess at 10:45 a.m. until 1:30 p.m., in order to allow Members and staff the opportunity to watch the funeral of Pierre Elliott Trudeau. Council concurred in the proposal of the Deputy Mayor.

Mayor Lastman, at 2:21 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement to reconvene at 9:30 a.m. on October 4, 2000, in order to allow an in-camera briefing session for Members of Council to be held on October 4, 2000, from 8:30 a.m. to 10:00 a.m., with respect to Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity", the vote upon which was taken as follows:

Yes - 38	
Mayor:	Lastman
Councillors:	Augimeri, Berardinetti, Berger, Brown, Cho, Davis, Disero, Feldman, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, McConnell, Mihevc, Minnan-Wong, Moeser, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Prue, Saundercook, Shaw, Shiner, Sinclair, Soknacki, Tzekas, Valenti, Walker
No - 7	
Councillors:	Altobello, Balkissoon, Bussin, Chow, Filion, Kinahan, Moscoe

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

*Motion to Re-Open:*

Councillor Bossons, with the permission of Council, moved that, in accordance with Section 46 of the Council Procedural By-law, the vote on the foregoing motion by Mayor Lastman be re-opened for further consideration, in order to allow her to place a motion to extend the length of time allocated for the briefing session, the vote upon which was taken as follows:

Yes - 13	
Councillors:	Ashton, Augimeri, Balkissoon, Bossons, Chow, Johnston, Korwin-Kuczynski, McConnell, Mihevc, Miller, Moscoe, Prue, Walker
No - 30	
Councillors:	Adams, Berger, Brown, Cho, Chong, Disero, Feldman, Flint, Giansante, Holyday, Jakobek, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Rae, Saundercook, Shiner, Soknacki, Tzekas, Valenti

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

Councillor Jakobek, at 5:17 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, and that Council recess from 6:30 p.m. until 8:00 p.m., and then continue in session until 10:00 p.m., in order to allow consideration of those items remaining on the Order Paper, the vote upon which was taken as follows:

Yes - 7	
Councillors:	Augimeri, Berardinetti, Chow, Davis, Jakobek, McConnell, Pitfield
No - 37	
Councillors:	Adams, Altobello, Ashton, Balkissoon, Berger, Bossons, Brown, Bussin, Cho, Chong, Disero, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, Miller, Moeser, Moscoe, O'Brien, Ootes, Pantalone, Prue, Rae, Saundercook, Shiner, Silva, Soknacki

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

Councillor Disero, at 5:18 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, and that Council continue in session until 9:00 p.m., in order to allow consideration of those items remaining on the Order Paper, the vote upon which was taken as follows:

Yes - 16 Councillors:	Berardinetti, Chow, Davis, Disero, Giansante, Holyday, Jakobek, Moeser, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook
No - 30 Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berger, Bossons, Brown, Bussin, Cho, Chong, Feldman, Flint, Gardner, Kelly, Kinahan, King, Layton, Li Preti, Lindsay Luby, Mahood, Mammoliti, McConnell, Mihevc, Miller, Moscoe, Prue, Shiner, Silva, Valenti

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

**October 4, 2000:**

Councillor Korwin-Kuczynski, at 5:19 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, and that Council recess from 6:30 p.m. until 7:00 p.m., and then continue in session until 9:00 p.m., in order to allow consideration of those items remaining on the Order Paper, the vote upon which was taken as follows:

Yes - 22 Councillors:	Augimeri, Balkissoon, Bossons, Disero, Duguid, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Saundercook, Shaw, Soknacki, Walker
No - 20 Councillors:	Ashton, Brown, Bussin, Cho, Chong, Feldman, Flint, Layton, Li Preti, Mahood, Mammoliti, Mihevc, Miller, Moeser, Palacio, Prue, Rae, Shiner, Tzekas, Valenti

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

Councillor Gardner, at 7:28 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, and that Council remain in session in order to conclude its public consideration of Motion J(57), moved by Councillor Ashton, seconded by Councillor McConnell, regarding the proposed acquisition of 51-61 Commissioners Street and 185 Cherry Street, which carried, more than two-thirds of Members present having voted in the affirmative.

**October 5, 2000:**

*Motions:*

- (a) Councillor Lindsay Luby, at 11:02 a.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 6:00 p.m. adjournment, and that Council remain in session in order to conclude consideration those items remaining on the Order Paper.
- (b) Councillor Shiner moved that the motion by Councillor Lindsay Luby be amended to provide that Council remain in session in order to conclude consideration of only those items remaining on the Order Paper which are deemed to be time critical.
- (c) Councillor Pantalone moved that the motion by Councillor Lindsay Luby be amended to provide that Council remain in session until 10:00 p.m., and that the issue be reviewed further at that time.
- (d) Councillor Miller moved that the motion by Councillor Lindsay Luby be amended to provide that consideration of all items remaining on the Order Paper which are not deemed to be time critical, be deferred to the business portion of the Inaugural Meeting of Council scheduled to be held on December 5, 6 and 7, 2000.

*Permission to Withdraw Motion:*

Councillor Pantalone, with the permission of Council, withdrew his motion (c).



*Votes:*

Adoption of motion (d) by Councillor Miller:

Yes - 24	
Councillors:	Adams, Altobello, Augimeri, Balkissoon, Brown, Bussin, Cho, Chow, Filion, Jakobek, Johnston, Kelly, Layton, Li Preti, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Pantalone, Pitfield, Prue, Walker
No - 31	
Mayor:	Lastman
Councillors:	Berardinetti, Berger, Bossons, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Kinahan, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, O'Brien, Ootes, Palacio, Rae, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Tzekas, Valenti

Lost by a majority of 7.

Adoption of motion (b) by Councillor Shiner:

Yes - 24	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berger, Bussin, Cho, Feldman, Jakobek, Johnston, Kelly, Li Preti, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, O'Brien, Ootes, Palacio, Pantalone, Saundercook, Shiner, Sinclair, Valenti, Walker
No - 31	
Councillors:	Adams, Augimeri, Berardinetti, Bossons, Brown, Chong, Chow, Davis, Disero, Duguid, Filion, Flint, Gardner, Giansante, Holyday, Kinahan, King, Korwin-Kuczynski, Layton, Mahood, McConnell, Mihevc, Miller, Nunziata, Pitfield, Prue, Rae, Shaw, Silva, Soknacki, Tzekas

Lost by a majority of 7.

Adoption of motion (a) by Councillor Lindsay Luby, without amendment:

Yes - 32	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, King, Korwin-Kuczynski, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, Moeser, O'Brien, Palacio, Pitfield, Saundercook, Shaw, Silva, Sinclair, Soknacki, Valenti
No - 21	
Councillors:	Adams, Augimeri, Brown, Bussin, Cho, Chow, Filion, Johnston, Kinahan, Layton, Li Preti, McConnell, Mihevc, Miller, Nunziata, Pantalone, Prue, Rae, Shiner, Tzekas, Walker

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

*Motions:*

- (a) Mayor Lastman, at 3:50 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 6:00 p.m. adjournment, and that Council remain in session until 10:00 p.m. in order to conclude consideration of Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity".
- (b) Councillor Moscoe moved that motion (a) by Mayor Lastman be amended to provide that Council remain in session until 7:30 p.m. in order to consider other items remaining on the Order Paper, and that Council defer consideration of Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity", until its special meeting to be held on October 6, 2000.

*Votes:*

Adoption of motion (b) by Councillor Moscoe:

Yes - 9	
Councillors:	Adams, Augimeri, Cho, Chow, Layton, McConnell, Miller, Moscoe, Pantalone
No - 38	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Balkissoon, Berardinetti, Berger, Brown, Bussin, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Johnston, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, O'Brien, Ootes, Palacio, Pitfield, Prue, Rae, Saundercook, Shiner, Silva, Valenti, Walker

Lost by a majority of 29.

Adoption of motion (a) by Mayor Lastman, without amendment:

Yes - 38	
Mayor:	Lastman
Councillors:	Adams, Altobello, Ashton, Augimeri, Balkissoon, Berardinetti, Berger, Brown, Cho, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Mihevc, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Saundercook, Shiner, Silva, Soknacki, Valenti
No - 12	
Councillors:	Bossons, Bussin, Chow, Johnston, Layton, McConnell, Miller, Moscoe, Nunziata, Prue, Rae, Walker

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

**October 10, 2000:**

Councillor Duguid, at 7:14 p.m., move that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, in order to conclude consideration of Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity", the vote upon which was taken as follows:

Yes - 36	
Mayor:	Lastman
Councillors:	Altobello, Balkissoon, Berardinetti, Berger, Chong, Davis, Disero, Duguid, Feldman, Flint, Gardner, Giansante, Holyday, Jakobek, Kelly, Kinahan, King, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mahood, Mammoliti, Minnan-Wong, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Saundercook, Shaw, Shiner, Silva, Sinclair, Soknacki, Valenti
No - 20	
Councillors:	Adams, Augimeri, Bossons, Brown, Bussin, Cho, Chow, Filion, Johnston, Jones, Layton, McConnell, Mihevc, Miller, Moscoe, Nunziata, Prue, Rae, Tzekas, Walker

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

**October 11, 2000:**

Deputy Mayor Ootes, at 11:56 a.m., during Council's consideration of Clause No. 2 of Report No. 17 of The Works Committee, headed "Toronto Integrated Solid Waste Resource Management ('TIRM') Process - Category 2, Proven Disposal Capacity", proposed that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, and that Council now stand in recess until 2:00 p.m., having regard to the grave disorder in the Council Chamber.

Council concurred in the proposal of the Deputy Mayor.

Councillor Davis at 6:47 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, in order to conclude consideration of Clause No. 1 of Report No. 17 of The Works Committee, headed "3Rs Implementation Plan for the City of Toronto", the vote upon which was taken as follows:

Yes - 25	
Councillors:	Balkissoon, Chong, Chow, Davis, Disero, Duguid, Flint, Giansante, Holyday, Jakobek, Jones, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Prue, Saundercook, Shaw, Sinclair
No - 16	
Mayor:	Lastman
Councillors:	Adams, Altobello, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Feldman, Johnston, Mihevc, Miller, Pantalone, Rae, Tzekas

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

Councillor Miller, at 6:48 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, and that Council adjourn at 7:00 p.m., the vote upon which was taken as follows:

Yes - 17	
Councillors:	Adams, Altobello, Berardinetti, Berger, Bossons, Brown, Bussin, Cho, Chong, Johnston, Jones, Layton, Mihevc, Miller, Prue, Sinclair, Tzekas
No - 25	
Mayor:	Lastman
Councillors:	Balkissoon, Chow, Davis, Disero, Duguid, Flint, Giansante, Holyday, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Lindsay Luby, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pantalone, Pitfield, Rae, Saundercook, Shaw, Silva

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

Councillor Nunziata, at 7:25 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 7:30 p.m. recess, in order to conclude consideration of those items remaining on the Order Paper, the vote upon which was taken as follows:

Yes - 23	
Mayor:	Lastman
Councillors:	Balkissoon, Davis, Disero, Giansante, Holyday, Jakobek, Kelly, Kinahan, Korwin-Kuczynski, Layton, Lindsay Luby, Mahood, Mammoliti, Nunziata, O'Brien, Ootes, Palacio, Pitfield, Saundercook, Shaw, Silva, Sinclair
No - 21	
Councillors:	Adams, Altobello, Berardinetti, Berger, Brown, Bussin, Cho, Chong, Duguid, Feldman, Flint, Johnston, Jones, Mihevc, Miller, Minnan-Wong, Pantalone, Prue, Rae, Tzekas, Walker

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

**October 12, 2000:**

Councillor Disero, at 12:29 p.m., moved that, in accordance with subsection 11(8) of the Council Procedural By-law, Council waive the requirement of the 12:30 p.m. recess, in order to allow the Commissioner of Works and Emergency Services to conclude his comments with respect to Clause No. 1 of Report No. 17 of The Works Committee, headed "3Rs Implementation Plan for the City of Toronto", the vote upon which was taken as follows:

Yes - 26	
Mayor:	Lastman
Councillors:	Adams, Brown, Chow, Disero, Duguid, Feldman, Gardner, Giansante, Holyday, Johnston, Jones, Kelly, King, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Nunziata, Ootes, Palacio, Pitfield, Shiner, Sinclair, Tzekas
No - 13	
Councillors:	Bussin, Cho, Chong, Flint, Layton, Miller, Moscoe, Prue, Rae, Saundercook, Shaw, Silva, Walker

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

**11.248 ATTENDANCE**

On October 5, 2000, Councillor O'Brien, seconded by Councillor Holyday, moved that the absence of Councillor Jones from the meeting of Council held on October 3, 4 and 5, 2000, be excused, which was carried.

On October 6, 2000, Councillor O'Brien, seconded by Councillor Holyday, moved that the absence of Councillor Jones from the special meeting of Council held on October 6, 2000, be excused, which was carried.

On October 12, 2000, Councillor O'Brien, seconded by Councillor Holyday, moved that the absence of Councillor Ashton from the special meetings of Council held on October 10, 11 and 12, 2000, and the absence of Councillors Altobello, Balkissoon, Moeser and Soknacki from the special meeting of Council held on October 12, 2000, be excused, which was carried.

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 3, 2000	9:40 a.m. to 10:45 a.m.*	1:40 p.m. to 7:30 p.m.*	Roll Call 3:09 p.m.	Roll Call 3:22 p.m.	Roll Call 3:55 p.m.	Roll Call 4:10 p.m.	Roll Call 5:58 p.m.
Lastman	x	x	x	x	-	-	-
Adams	x	x	x	x	x	x	x
Altobello	x	x	x	x	-	x	x
Ashton	x	x	-	-	-	-	x
Augimeri	x	x	x	-	x	x	x
Balkissoon	x	x	x	x	-	x	x
Berardinetti	x	x	x	x	-	x	x
Berger	x	x	x	-	x	x	-
Bossons	x	x	x	-	x	x	x
Brown	x	x	x	x	x	-	x
Bussin	x	x	-	x	x	-	-
Cho	x	x	-	x	x	x	x
Chong	x	x	x	x	x	x	x
Chow	x	x	x	x	x	x	x
Davis	x	x	-	x	x	-	-
Disero	x	x	x	x	x	x	x
Duguid	x	x	x	x	x	-	-
Feldman	x	x	x	x	x	x	x
Filion	x	x	x	x	-	x	x
Flint	x	x	x	x	x	x	x
Gardner	x	x	x	x	x	x	-
Giansante	x	x	x	x	-	x	x
Holyday	x	x	x	-	x	x	x
Jakobek	x	x	x	x	-	x	x
Johnston	x	x	x	x	x	x	-

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 3, 2000	9:40 a.m. to 10:45 a.m.*	1:40 p.m. to 7:30 p.m.*	Roll Call 3:09 p.m.	Roll Call 3:22 p.m.	Roll Call 3:55 p.m.	Roll Call 4:10 p.m.	Roll Call 5:58 p.m.
Jones	-	-	-	-	-	-	-
Kelly	x	x	x	x	x	x	-
Kinahan	x	x	x	x	x	x	-
King	x	x	x	x	x	x	-
Korwin- Kuczynski	x	x	x	x	x	x	-
Layton	x	x	-	-	-	-	-
Lindsay Luby	x	x	x	x	x	x	x
Li Preti	x	x	x	x	x	x	-
Mahood	x	x	-	-	-	x	-
Mammoliti	x	x	x	x	x	x	x
McConnell	x	x	x	x	-	x	x
Mihevc	x	x	x	x	x	-	x
Miller	x	x	x	x	-	x	x
Minnan-Wong	x	x	x	x	x	x	x
Moeser	x	x	x	-	-	x	-
Moscoe	x	x	x	x	x	-	x
Nunziata	x	x	x	x	x	x	x
O'Brien	x	x	x	x	-	x	x
Ootes	x	x	x	x	x	x	x
Palacio	x	x	x	x	x	x	x
Pantalone	x	x	x	x	x	x	x
Pitfield	x	x	x	x	-	x	x
Prue	x	x	x	-	x	x	x
Rae	x	x	x	x	x	x	x
Saundercook	x	x	x	x	-	x	x
Shaw	x	x	x	x	-	x	x



Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 3, 2000	9:40 a.m. to 10:45 a.m.*	1:40 p.m. to 7:30 p.m.*	Roll Call 3:09 p.m.	Roll Call 3:22 p.m.	Roll Call 3:55 p.m.	Roll Call 4:10 p.m.	Roll Call 5:58 p.m.
Shiner	x	x	x	-	-	x	x
Silva	x	x	x	x	-	x	-
Sinclair	x	x	x	x	x	x	-
Soknacki	x	x	x	x	x	x	x
Tzekas	x	x	-	x	x	x	-
Valenti	x	x	x	x	-	x	x
Walker	x	x	x	x	-	x	x
Total	57	57	50	47	36	48	39

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

October 4, 2000	Roll Call 10:25 a.m.	10:25 a.m. to 12:30 p.m.*	Roll Call 11:16 a.m.	Roll Call 11:21 a.m.	Roll Call 2:14 p.m.	2:14 p.m. to 5:50 p.m.*
Lastman	x	x	-	-	x	x
Adams	-	x	x	-	-	x
Altobello	x	x	x	x	x	x
Ashton	x	x	x	x	-	x
Augimeri	x	x	x	-	x	x
Balkissoon	x	x	-	-	-	x
Berardinetti	-	x	x	x	x	x
Berger	x	x	-	-	x	x
Bossons	x	x	x	-	-	x
Brown	-	x	x	x	x	x
Bussin	-	x	x	-	x	x
Cho	x	x	x	x	-	x
Chong	-	x	-	x	-	x
Chow	-	x	x	-	x	x

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 4, 2000	Roll Call 10:25 a.m.	10:25 a.m. to 12:30 p.m.*	Roll Call 11:16 a.m.	Roll Call 11:21 a.m.	Roll Call 2:14 p.m.	2:14 p.m. to 5:50 p.m.*
Davis	x	x	x	x	-	x
Disero	-	x	-	-	x	x
Duguid	x	x	x	x	x	x
Feldman	x	x	x	-	-	x
Filion	-	x	x	x	x	x
Flint	x	x	x	x	-	x
Gardner	x	x	-	x	-	x
Giansante	x	x	x	x	x	x
Holyday	x	x	x	x	x	x
Jakobek	x	x	-	x	-	x
Johnston	-	x	-	-	x	x
Jones	-	-	-	-	-	-
Kelly	-	x	x	-	-	x
Kinahan	x	x	x	x	-	x
King	x	x	x	x	x	x
Korwin-Kuczynski	x	x	x	x	-	x
Layton	-	x	-	x	x	x
Lindsay Luby	x	x	x	x	x	x
Li Preti	-	x	-	x	-	x
Mahood	x	x	x	x	-	x
Mammoliti	x	x	x	x	-	x
McConnell	x	x	x	x	-	-
Mihevc	-	x	x	-	-	x
Miller	x	x	x	x	-	x
Minnan-Wong	x	x	-	-	x	x
Moeser	x	x	-	-	x	x
Moscoe	x	x	-	-	x	x

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 4, 2000	Roll Call 10:25 a.m.	10:25 a.m. to 12:30 p.m.*	Roll Call 11:16 a.m.	Roll Call 11:21 a.m.	Roll Call 2:14 p.m.	2:14 p.m. to 5:50 p.m.*
Nunziata	x	x	x	x	x	x
O'Brien	-	x	x	x	-	x
Ootes	x	x	x	x	x	x
Palacio	x	x	x	x	-	x
Pantalone	x	x	x	x	x	x
Pitfield	x	x	x	x	x	x
Prue	-	x	-	-	-	x
Rae	x	x	x	x	-	x
Saundercook	x	x	x	x	x	x
Shaw	x	x	x	-	-	x
Shiner	-	x	x	-	x	x
Silva	x	x	x	x	-	x
Sinclair	-	-	-	-	x	x
Soknacki	x	x	-	x	x	x
Tzekas	x	x	-	-	x	x
Valenti	x	x	-	x	x	x
Walker	x	x	x	x	x	x
Total	40	56	39	36	31	56

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

October 4, 2000	Roll Call 3:53 p.m.	Roll Call 3:55 p.m.	Roll Call 4:26 p.m.	Ctte. of the Whole in-Camera 6:05 p.m.	7:25 p.m. to 7:36 p.m.*
Lastman	x	x	x	x	x
Adams	-	-	-	x	x
Altobello	x	x	x	x	x
Ashton	x	x	x	x	x
Augimeri	x	x	-	x	x

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 4, 2000	Roll Call 3:53 p.m.	Roll Call 3:55 p.m.	Roll Call 4:26 p.m.	Ctte. of the Whole in-Camera 6:05 p.m.	7:25 p.m. to 7:36 p.m.*
Balkissoon	x	x	-	x	x
Berardinetti	-	-	-	x	x
Berger	-	-	-	-	-
Bossons	x	x	x	x	x
Brown	x	x	-	x	x
Bussin	x	-	-	-	-
Cho	x	x	x	x	x
Chong	-	-	-	x	x
Chow	x	x	x	x	x
Davis	x	-	-	-	-
Disero	x	x	x	x	x
Duguid	x	x	x	x	x
Feldman	x	-	x	x	x
Filion	x	-	x	x	x
Flint	x	x	-	-	-
Gardner	-	-	-	x	x
Giansante	x	x	x	x	x
Holyday	x	x	x	x	x
Jakobek	x	x	-	x	x
Johnston	-	x	-	x	x
Jones	-	-	-	-	-
Kelly	x	x	x	x	x
Kinahan	x	x	x	x	x
King	-	x	-	x	x
Korwin-Kuczynski	x	x	x	x	x
Layton	x	x	-	x	x
Lindsay Luby	x	x	x	x	x

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 4, 2000	Roll Call 3:53 p.m.	Roll Call 3:55 p.m.	Roll Call 4:26 p.m.	Ctte. of the Whole in-Camera 6:05 p.m.	7:25 p.m. to 7:36 p.m.*
Li Preti	-	-	-	x	x
Mahood	x	x	x	x	x
Mammoliti	x	-	-	x	x
McConnell	x	x	x	x	x
Mihevc	x	x	x	x	x
Miller	x	-	x	x	x
Minnan-Wong	x	-	x	x	x
Moeser	x	x	x	x	x
Moscoe	x	x	-	x	x
Nunziata	-	-	x	x	x
O'Brien	x	x	-	x	x
Ootes	x	x	x	x	x
Palacio	x	-	x	x	x
Pantalone	-	x	-	x	x
Pitfield	x	x	x	x	x
Prue	x	x	x	x	x
Rae	x	x	x	x	x
Saundercook	x	x	x	x	x
Shaw	x	x	x	x	x
Shiner	x	-	-	x	x
Silva	-	-	-	x	x
Sinclair	x	-	x	-	-
Soknacki	-	-	x	x	x
Tzekas	x	x	x	x	x
Valenti	-	-	-	x	x
Walker	x	x	x	x	x
Total	43	37	34	52	52

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

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

October 5, 2000	9:43 a.m. to 12:30 p.m.*	Roll Call 2:16 p.m.	2:16 p.m. to 7:10 p.m.*	Roll Call 3:08 p.m.
Lastman	x	x	x	x
Adams	x	-	x	x
Altobello	x	x	x	x
Ashton	x	x	x	x
Augimeri	x	-	x	-
Balkissoon	x	x	x	x
Berardinetti	x	-	x	x
Berger	x	x	x	x
Bossons	x	-	x	x
Brown	x	x	x	x
Bussin	x	x	x	-
Cho	x	x	x	-
Chong	x	x	x	x
Chow	x	x	x	-
Davis	x	-	x	-
Disero	x	x	x	x
Duguid	x	x	x	x
Feldman	x	-	x	x
Filion	x	x	x	x
Flint	x	x	x	x
Gardner	x	-	x	x
Giansante	x	x	x	x
Holyday	x	x	x	x
Jakobek	x	-	x	-
Johnston	x	x	x	-
Jones	-	-	-	-

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 5, 2000	9:43 a.m. to 12:30 p.m.*	Roll Call 2:16 p.m.	2:16 p.m. to 7:10 p.m.*	Roll Call 3:08 p.m.
Kelly	x	x	x	x
Kinahan	x	-	x	x
King	x	x	x	x
Korwin-Kuczynski	x	-	x	x
Layton	x	-	x	-
Lindsay Luby	x	x	x	x
Li Preti	x	-	x	-
Mahood	x	x	x	-
Mammoliti	x	x	x	x
McConnell	x	x	x	x
Mihevc	x	x	x	x
Miller	x	-	x	-
Minnan-Wong	x	x	x	-
Moeser	x	-	x	-
Moscoe	-	-	x	x
Nunziata	x	x	x	-
O'Brien	x	-	x	x
Ootes	x	x	x	x
Palacio	x	-	x	x
Pantalone	x	x	x	x
Pitfield	x	-	x	x
Prue	x	x	x	x
Rae	x	x	x	x
Saundercook	x	x	x	x
Shaw	x	-	x	x
Shiner	x	-	x	-
Silva	x	x	x	-

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 5, 2000	9:43 a.m. to 12:30 p.m.*	Roll Call 2:16 p.m.	2:16 p.m. to 7:10 p.m.*	Roll Call 3:08 p.m.
Sinclair	x	x	x	x
Soknacki	x	-	x	-
Tzekas	x	x	x	-
Valenti	x	-	x	x
Walker	x	-	x	x
Total	56	34	57	39

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

October 5, 2000	Roll Call 3:32 p.m.	Roll Call 3:52 p.m.	Ctte. of the Whole in-Camera 4:25 p.m.	8:05 p.m. to 10:00 p.m.*
Lastman	x	x	x	x
Adams	x	x	x	x
Altobello	x	x	x	x
Ashton	-	x	x	x
Augimeri	x	x	x	x
Balkissoon	x	x	x	x
Berardinetti	x	x	x	x
Berger	-	-	x	x
Bossons	x	-	x	x
Brown	x	x	x	x
Bussin	x	x	x	x
Cho	x	x	x	x
Chong	x	x	x	x
Chow	x	x	x	x
Davis	-	x	x	x
Disero	x	x	x	x



Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 5, 2000	Roll Call 3:32 p.m.	Roll Call 3:52 p.m.	Ctte. of the Whole in-Camera 4:25 p.m.	8:05 p.m. to 10:00 p.m.*
Duguid	x	x	x	x
Feldman	x	x	x	x
Filion	x	-	x	x
Flint	x	x	x	x
Gardner	-	x	x	x
Giansante	x	x	x	x
Holyday	x	x	x	x
Jakobek	-	-	x	x
Johnston	-	x	x	x
Jones	-	-	-	-
Kelly	x	x	x	x
Kinahan	x	x	x	x
King	x	x	x	x
Korwin-Kuczynski	x	x	x	x
Layton	x	x	x	x
Lindsay Luby	x	x	x	x
Li Preti	-	x	x	x
Mahood	-	x	x	x
Mammoliti	-	x	x	x
McConnell	-	x	x	x
Mihevc	x	x	x	x
Miller	x	x	x	x
Minnan-Wong	x	-	x	x
Moeser	-	-	x	x
Moscoe	x	x	x	x
Nunziata	-	-	x	x

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 5, 2000	Roll Call 3:32 p.m.	Roll Call 3:52 p.m.	Ctte. of the Whole in-Camera 4:25 p.m.	8:05 p.m. to 10:00 p.m.*
O'Brien	-	-	x	x
Ootes	x	x	x	x
Palacio	x	x	x	x
Pantalone	-	x	x	x
Pitfield	-	x	x	x
Prue	x	x	x	x
Rae	x	x	x	x
Saundercook	x	x	x	x
Shaw	-	-	x	x
Shiner	-	x	x	x
Silva	-	x	x	x
Sinclair	-	-	x	x
Soknacki	-	-	x	x
Tzekas	-	-	x	x
Valenti	x	x	x	x
Walker	x	x	x	x
Total	36	45	57	57

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

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 6, 2000	Roll Call 12:43 p.m.	12:43 p.m.to 6:00 p.m.*	Roll Call 1:52 p.m.	Roll Call 2:09 p.m.	Roll Call 2:47 p.m.
Lastman	x	x	x	-	x
Adams	-	x	x	x	x
Altobello	x	x	x	x	x
Ashton	x	x	x	x	x
Augimeri	-	x	-	-	-
Balkissoon	x	x	-	-	x
Berardinetti	x	x	x	x	x
Berger	-	x	x	x	-
Bossons	x	x	-	-	x
Brown	x	x	x	x	x
Bussin	x	x	x	-	x
Cho	x	x	x	-	x
Chong	x	x	x	x	x
Chow	x	x	x	x	x
Davis	x	x	-	-	x
Disero	x	x	x	x	x
Duguid	x	x	x	x	x
Feldman	x	x	x	x	x
Filion	-	x	x	-	x
Flint	x	x	x	x	x
Gardner	x	x	x	x	x
Giansante	x	x	x	-	-
Holyday	x	x	x	x	x
Jakobek	x	x	x	-	x
Johnston	x	x	x	-	x
Jones	-	-	-	-	-

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 6, 2000	Roll Call 12:43 p.m.	12:43 p.m.to 6:00 p.m.*	Roll Call 1:52 p.m.	Roll Call 2:09 p.m.	Roll Call 2:47 p.m.
Kelly	x	x	-	x	x
Kinahan	-	x	x	x	x
King	x	x	x	x	-
Korwin-Kuczynski	x	x	x	x	-
Layton	-	x	-	-	x
Lindsay Luby	x	x	x	x	x
Li Preti	x	x	x	x	-
Mahood	x	x	x	-	x
Mammoliti	-	x	x	-	x
McConnell	x	x	x	x	x
Mihevc	x	x	x	x	x
Miller	x	x	x	x	x
Minnan-Wong	x	x	x	-	-
Moeser	x	x	-	-	-
Moscoe	-	x	x	x	x
Nunziata	x	x	x	x	x
O'Brien	x	x	x	x	x
Ootes	x	x	x	x	-
Palacio	-	x	x	x	x
Pantalone	x	x	x	x	-
Pitfield	-	x	x	x	x
Prue	x	x	x	x	x
Rae	x	x	x	x	x
Saundercook	x	x	x	-	x
Shaw	x	x	x	x	x
Shiner	-	x	x	x	x
Silva	x	x	-	x	x

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 6, 2000	Roll Call 12:43 p.m.	12:43 p.m.to 6:00 p.m.*	Roll Call 1:52 p.m.	Roll Call 2:09 p.m.	Roll Call 2:47 p.m.
Sinclair	-	x	-	-	-
Soknacki	x	x	x	-	x
Tzekas	-	x	-	x	x
Valenti	x	x	x	-	x
Walker	x	x	x	x	x
Total	44	57	47	37	47

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

October 6, 2000	Roll Call 3:57 p.m.	Roll Call 4:19 p.m.	Roll Call 4:39 p.m.	Roll Call 5:31 p.m.	Roll Call 5:40 p.m.
Lastman	x	x	x	x	x
Adams	x	x	-	x	x
Altobello	-	x	x	x	x
Ashton	-	x	-	x	x
Augimeri	-	x	x	x	x
Balkissoon	-	x	x	x	x
Berardinetti	-	x	x	x	x
Berger	-	x	x	-	-
Bossons	x	x	x	x	x
Brown	x	x	x	x	x
Bussin	x	-	x	-	-
Cho	x	x	x	-	-
Chong	x	-	-	x	x
Chow	x	x	x	x	x
Davis	x	-	-	x	x
Disero	x	x	x	x	x
Duguid	x	x	x	x	x

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 6, 2000	Roll Call 3:57 p.m.	Roll Call 4:19 p.m.	Roll Call 4:39 p.m.	Roll Call 5:31 p.m.	Roll Call 5:40 p.m.
Feldman	x	x	x	x	x
Filion	x	-	-	x	x
Flint	x	-	x	x	x
Gardner	x	-	x	x	x
Giansante	x	x	x	x	x
Holyday	x	x	x	x	x
Jakobek	x	-	x	x	x
Johnston	-	x	x	x	x
Jones	-	-	-	-	-
Kelly	x	x	x	-	x
Kinahan	x	x	x	x	x
King	x	x	x	x	x
Korwin-Kuczynski	x	-	-	-	x
Layton	-	x	-	x	x
Lindsay Luby	x	x	x	x	x
Li Preti	x	x	-	x	x
Mahood	x	x	x	x	x
Mammoliti	x	x	x	x	x
McConnell	x	x	x	x	x
Mihevc	x	-	x	x	x
Miller	x	-	x	x	x
Minnan-Wong	-	-	x	-	x
Moeser	-	-	-	x	x
Moscoe	-	x	x	x	x
Nunziata	x	x	x	x	x
O'Brien	x	x	-	x	x
Ootes	x	x	x	x	x

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 6, 2000	Roll Call 3:57 p.m.	Roll Call 4:19 p.m.	Roll Call 4:39 p.m.	Roll Call 5:31 p.m.	Roll Call 5:40 p.m.
Palacio	-	-	x	x	x
Pantalone	-	x	x	x	x
Pitfield	x	x	x	x	x
Prue	x	-	-	x	x
Rae	x	x	-	x	x
Saundercook	x	x	x	x	x
Shaw	x	-	-	-	-
Shiner	x	-	x	x	-
Silva	x	x	x	-	-
Sinclair	x	-	-	-	-
Soknacki	x	x	-	x	-
Tzekas	x	-	-	x	-
Valenti	-	x	x	x	x
Walker	x	x	x	-	x
Total	43	39	41	47	47

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

October 10, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 12:25 p.m.*	Roll Call 10:37 a.m.	Roll Call 11:22 a.m.
Lastman	x	x	x	x
Adams	x	x	x	x
Altobello	x	x	-	-
Ashton	-	-	-	-
Augimeri	x	x	-	x
Balkissoon	x	x	x	x
Berardinetti	x	x	x	x
Berger	-	x	-	-

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 10, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 12:25 p.m.*	Roll Call 10:37 a.m.	Roll Call 11:22 a.m.
Bossons	x	x	x	x
Brown	-	x	x	x
Bussin	x	x	x	x
Cho	-	x	x	x
Chong	-	-	-	-
Chow	x	x	x	x
Davis	x	x	-	-
Disero	x	x	x	x
Duguid	x	x	x	x
Feldman	x	x	x	x
Filion	-	x	x	x
Flint	x	x	x	x
Gardner	x	x	x	x
Giansante	x	x	x	x
Holyday	x	x	x	x
Jakobek	-	-	-	-
Johnston	x	x	x	x
Jones	-	-	-	-
Kelly	-	x	x	x
Kinahan	-	x	x	x
King	x	x	x	x
Korwin-Kuczynski	x	x	x	x
Layton	-	x	x	x
Lindsay Luby	-	-	x	x
Li Preti	-	x	x	x
Mahood	x	x	x	-
Mammoliti	x	x	x	x



Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

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October 10, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 12:25 p.m.*	Roll Call 10:37 a.m.	Roll Call 11:22 a.m.
McConnell	x	x	x	x
Mihevc	x	x	x	-
Miller	x	x	x	x
Minnan-Wong	x	x	x	x
Moeser	x	x	x	-
Moscoe	-	x	x	x
Nunziata	x	x	x	x
O'Brien	-	-	-	-
Ootes	x	x	x	x
Palacio	-	x	x	-
Pantalone	x	x	x	-
Pitfield	-	x	x	x
Prue	x	x	x	x
Rae	x	x	x	-
Saundercook	x	x	-	x
Shaw	-	x	x	x
Shiner	-	x	-	x
Silva	-	x	x	x
Sinclair	x	x	-	-
Soknacki	-	x	-	-
Tzekas	-	-	x	-
Valenti	x	x	-	x
Walker	x	x	x	x
Total	35	51	44	41

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

Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 10, 2000	11:22 a.m. to 12:25 p.m.*	Roll Call 12:02 p.m.	Roll Call 2:17 p.m.	2:17 p.m. to 7:16 p.m.*
Lastman	x	x	x	x
Adams	x	x	-	x
Altobello	x	x	x	x
Ashton	-	-	-	-
Augimeri	x	x	-	x
Balkisson	x	-	x	x
Berardinetti	x	x	x	x
Berger	x	x	-	x
Bossons	x	x	-	x
Brown	x	x	-	x
Bussin	x	x	-	x
Cho	x	x	x	x
Chong	-	-	-	x
Chow	x	x	-	x
Davis	x	-	x	x
Disero	x	x	x	x
Duguid	x	x	x	x
Feldman	x	x	x	x
Filion	x	-	x	x
Flint	x	x	-	x
Gardner	x	x	x	x
Giansante	x	x	x	x
Holyday	x	x	x	x
Jakobek	x	x	x	x
Johnston	x	x	-	x
Jones	-	-	-	x
Kelly	x	x	x	x

Minutes of the Council of the City of Toronto  
 October 3, 4, 5, 6, 10, 11 and 12, 2000

October 10, 2000	11:22 a.m. to 12:25 p.m.*	Roll Call 12:02 p.m.	Roll Call 2:17 p.m.	2:17 p.m. to 7:16 p.m.*
Kinahan	x	x	x	x
King	x	x	x	x
Korwin-Kuczynski	x	x	x	x
Layton	x	x	-	x
Lindsay Luby	x	x	x	x
Li Preti	x	-	x	x
Mahood	x	x	x	x
Mammoliti	x	-	x	x
McConnell	x	x	-	x
Mihevc	-	-	-	x
Miller	x	x	-	x
Minnan-Wong	x	x	x	x
Moeser	x	x	-	-
Moscoe	x	x	x	x
Nunziata	-	x	-	x
O'Brien	x	x	x	x
Ootes	x	x	x	x
Palacio	x	x	x	x
Pantalone	x	-	-	x
Pitfield	x	x	x	x
Prue	x	x	-	x
Rae	x	x	-	x
Saundercook	x	x	x	x
Shaw	x	x	-	x
Shiner	x	x	x	x
Silva	x	x	-	x
Sinclair	-	-	x	x





Minutes of the Council of the City of Toronto  
October 3, 4, 5, 6, 10, 11 and 12, 2000

October 10, 2000	Roll Call 2:37 p.m.	Roll Call 3:01 p.m.	Roll Call 3:50 p.m.	Roll Call 4:00 p.m.	Roll Call 4:29 p.m.	Roll Call 6:30 p.m.	Roll Call 6:47 p.m.	Roll Call 7:17 p.m.
Ootes	x	x	x	x	x	x	x	x
Palacio	x	x	x	x	x	x	x	x
Pantalone	x	x	x	x	x	x	x	x
Pitfield	x	x	x	x	x	x	x	x
Prue	x	x	x	x	x	x	x	x
Rae	x	x	x	x	x	x	-	x
Saundercook	x	-	x	x	x	x	x	x
Shaw	-	-	-	-	-	x	x	x
Shiner	x	x	x	x	-	-	x	x
Silva	-	-	x	x	x	x	-	x
Sinclair	x	-	-	-	-	x	x	x
Soknacki	-	x	x	x	-	x	x	x
Tzekas	x	x	-	-	x	x	x	x
Valenti	x	x	x	x	x	x	x	x
Walker	x	x	-	x	x	x	x	x
Total	44	40	45	48	48	54	53	54

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

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October 11, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 11:55 a.m.*	Roll Call 10:30 a.m.	Roll Call 2:18 p.m.	2:18 p.m. to 4:35 p.m.*
Lastman	x	x	x	x	x
Adams	-	x	x	-	x
Altobello	x	x	-	x	x
Ashton	-	-	-	-	-
Augimeri	x	x	x	-	x
Balkissoon	-	x	x	x	x
Berardinetti	-	x	-	x	x
Berger	-	x	-	x	x
Bossons	-	x	x	x	x
Brown	x	x	x	x	x
Bussin	x	x	x	x	x
Cho	-	x	x	x	x
Chong	x	x	x	x	x
Chow	x	x	x	-	x
Davis	-	x	-	-	x
Disero	x	x	x	x	x
Duguid	x	x	x	x	x
Feldman	x	x	x	x	x
Filion	-	x	-	x	x
Flint	-	x	x	x	x
Gardner	x	x	x	x	x
Giansante	x	x	x	x	x
Holyday	x	x	x	x	x
Jakobek	x	x	x	x	x
Johnston	x	x	x	x	x
Jones	x	x	x	x	x

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October 11, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 11:55 a.m.*	Roll Call 10:30 a.m.	Roll Call 2:18 p.m.	2:18 p.m. to 4:35 p.m.*
Kelly	x	x	x	x	x
Kinahan	x	x	x	-	x
King	x	x	x	x	x
Korwin-Kuczynski	x	x	x	x	x
Layton	x	x	x	-	x
Lindsay Luby	x	x	x	x	x
Li Preti	x	x	-	x	x
Mahood	x	x	x	x	x
Mammoliti	-	-	-	-	x
McConnell	-	x	x	-	x
Mihevc	-	x	x	x	x
Miller	x	x	x	x	x
Minnan-Wong	x	x	x	x	x
Moeser	-	-	-	-	-
Moscoe	-	x	x	x	x
Nunziata	x	x	x	x	x
O'Brien	x	x	x	x	x
Ootes	x	x	x	x	x
Palacio	x	x	x	x	x
Pantalone	x	x	x	x	x
Pitfield	x	x	x	x	x
Prue	-	x	x	-	x
Rae	x	x	x	x	x
Saundercook	x	x	x	x	x
Shaw	-	x	x	x	x
Shiner	x	x	x	-	x
Silva	x	x	x	x	x



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October 11, 2000	Roll Call 9:46 a.m.	9:46 a.m. to 11:55 a.m.*	Roll Call 10:30 a.m.	Roll Call 2:18 p.m.	2:18 p.m. to 4:35 p.m.*
Sinclair	x	x	-	x	x
Soknacki	-	x	-	x	x
Tzekas	-	x	x	x	x
Valenti	x	x	x	x	x
Walker	x	x	x	x	x
Total	39	55	47	46	56

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

October 11, 2000	Roll Call 2:36 p.m.	Roll Call 4:44 p.m.	4:44 p.m. to 7:35 p.m.*	Roll Call 5:48 p.m.	Roll Call 6:52 p.m.
Lastman	x	-	x	-	x
Adams	x	x	x	x	x
Altobello	x	x	x	x	-
Ashton	-	-	-	-	-
Augimeri	x	x	x	x	-
Balkissoon	x	-	x	-	x
Berardinetti	x	x	x	x	x
Berger	x	-	x	x	x
Bossons	x	-	x	x	x
Brown	x	x	x	x	x
Bussin	x	x	x	-	x
Cho	x	x	x	x	x
Chong	x	x	x	x	x
Chow	x	x	x	x	x
Davis	x	x	x	x	x
Disero	x	x	x	x	x
Duguid	x	x	x	-	x

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October 11, 2000	Roll Call 2:36 p.m.	Roll Call 4:44 p.m.	4:44 p.m. to 7:35 p.m.*	Roll Call 5:48 p.m.	Roll Call 6:52 p.m.
Feldman	x	x	x	x	x
Filion	x	x	x	-	-
Flint	x	x	x	x	x
Gardner	x	x	x	-	-
Giansante	x	x	x	x	x
Holyday	x	x	x	x	x
Jakobek	x	x	x	-	x
Johnston	x	x	x	x	x
Jones	x	x	x	x	x
Kelly	x	x	x	x	x
Kinahan	x	x	x	x	x
King	x	x	x	-	-
Korwin-Kuczynski	x	x	x	x	x
Layton	x	-	x	x	-
Lindsay Luby	-	x	x	x	x
Li Preti	x	-	x	x	-
Mahood	x	x	x	x	-
Mammoliti	-	x	x	x	x
McConnell	x	x	x	x	-
Mihevc	x	x	x	x	x
Miller	x	x	x	x	x
Minnan-Wong	x	-	x	-	-
Moeser	-	-	-	-	-
Moscoe	x	x	x	-	-
Nunziata	x	x	x	-	x
O'Brien	x	x	x	x	x
Ootes	x	x	x	-	x

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October 11, 2000	Roll Call 2:36 p.m.	Roll Call 4:44 p.m.	4:44 p.m. to 7:35 p.m.*	Roll Call 5:48 p.m.	Roll Call 6:52 p.m.
Palacio	x	x	x	x	x
Pantalone	x	x	x	x	-
Pitfield	x	x	x	-	x
Prue	x	x	x	-	x
Rae	x	-	x	x	x
Saundercook	x	x	x	x	x
Shaw	x	-	x	x	x
Shiner	-	-	-	-	-
Silva	x	-	x	x	-
Sinclair	x	-	x	-	x
Soknacki	x	-	-	-	-
Tzekas	x	x	x	x	x
Valenti	x	x	x	-	-
Walker	x	x	x	x	-
Total	53	43	54	38	39

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

October 12, 2000	Roll Call 9:48 a.m.	9:48 a.m. to 12:44 p.m.*	Roll Call 10:28 a.m.	Roll Call 10:41 a.m.	Roll Call 11:08 a.m.	Roll Call 11:51 a.m.	Roll Call 11:54 a.m.
Lastman	x	x	x	x	x	x	x
Adams	x	x	x	x	x	-	-
Altobello	-	-	-	-	-	-	-
Ashton	-	-	-	-	-	-	-
Augimeri	-	x	-	-	-	x	x
Balkissoon	-	-	-	-	-	-	-
Berardinetti	x	x	x	x	x	x	x

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October 12, 2000	Roll Call 9:48 a.m.	9:48 a.m. to 12:44 p.m.*	Roll Call 10:28 a.m.	Roll Call 10:41 a.m.	Roll Call 11:08 a.m.	Roll Call 11:51 a.m.	Roll Call 11:54 a.m.
Berger	-	x	-	-	-	-	-
Bossons	-	-	-	-	-	-	-
Brown	x	x	x	-	x	x	x
Bussin	-	x	-	-	-	-	-
Cho	-	x	-	-	-	x	x
Chong	-	x	-	x	x	x	x
Chow	x	x	x	x	x	x	x
Davis	-	x	x	x	x	-	-
Disero	x	x	x	x	x	x	x
Duguid	x	x	x	x	x	x	x
Feldman	x	x	x	x	x	x	x
Filion	-	-	-	-	-	-	-
Flint	-	x	x	x	x	-	x
Gardner	-	x	-	-	-	-	-
Giansante	-	x	x	x	-	-	-
Holyday	x	x	x	x	x	x	x
Jakobek	-	-	-	-	-	-	-
Johnston	x	x	x	x	x	x	x
Jones	x	x	-	x	x	x	x
Kelly	x	x	-	x	x	x	x
Kinahan	x	x	x	-	-	-	-
King	x	x	x	x	-	x	x
Korwin-Kuczynski	x	x	x	x	-	-	-
Layton	x	x	-	x	-	x	x
Lindsay Luby	x	x	x	x	x	x	x
Li Preti	-	x	x	x	x	-	-

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October 12, 2000	Roll Call 9:48 a.m.	9:48 a.m. to 12:44 p.m.*	Roll Call 10:28 a.m.	Roll Call 10:41 a.m.	Roll Call 11:08 a.m.	Roll Call 11:51 a.m.	Roll Call 11:54 a.m.
Mahood	x	x	x	x	-	-	-
Mammoliti	x	x	-	-	-	x	x
McConnell	x	x	x	x	x	x	x
Mihevc	x	x	x	x	x	x	x
Miller	x	x	x	-	x	-	x
Minnan-Wong	x	x	x	-	x	x	x
Moeser	-	-	-	-	-	-	-
Moscoe	-	x	x	x	x	x	x
Nunziata	-	x	x	-	x	x	-
O'Brien	x	x	-	-	-	-	-
Ootes	x	x	x	x	x	x	x
Palacio	-	x	x	x	x	x	x
Pantalone	x	x	-	-	-	-	-
Pitfield	-	x	x	-	-	-	x
Prue	x	x	-	x	x	x	x
Rae	-	x	-	x	x	x	x
Saundercook	x	x	x	x	x	x	-
Shaw	x	x	x	x	-	x	x
Shiner	-	-	x	-	-	-	-
Silva	x	x	-	-	-	x	x
Sinclair	-	x	x	x	x	x	x
Soknacki	-	-	-	-	-	-	-
Tzekas	-	x	x	-	-	x	x
Valenti	-	-	-	-	-	-	-
Walker	x	x	-	-	x	x	x

Minutes of the Council of the City of Toronto  
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October 12, 2000	Roll Call 9:48 a.m.	9:48 a.m. to 12:44 p.m.*	Roll Call 10:28 a.m.	Roll Call 10:41 a.m.	Roll Call 11:08 a.m.	Roll Call 11:51 a.m.	Roll Call 11:54 a.m.
Total	31	48	33	32	31	33	34

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

October 12, 2000	Roll Call 2:20 p.m.	2:20 p.m. to 7:00 p.m.*	Roll Call 4:17 p.m.	Roll Call 4:37 p.m.	Roll Call 5:57 p.m.	Roll Call 6:03 p.m.	Roll Call 6:16 p.m.
Lastman	-	x	-	x	x	-	-
Adams	x	x	x	x	x	x	x
Altobello	-	-	-	-	-	-	-
Ashton	-	-	-	-	-	-	-
Augimeri	x	x	x	x	x	x	x
Balkissoon	-	-	-	-	-	-	-
Berardinetti	x	x	-	-	x	-	x
Berger	x	x	-	-	x	-	-
Bossons	-	x	-	-	-	-	-
Brown	x	x	x	x	x	x	x
Bussin	x	x	-	x	x	x	x
Cho	x	x	-	x	x	x	x
Chong	x	x	x	-	x	x	x
Chow	x	x	x	x	x	x	-
Davis	-	x	x	x	-	x	x
Disero	x	x	x	x	x	x	x
Duguid	x	x	x	x	x	x	x
Feldman	-	x	x	x	x	x	x
Filion	x	x	x	-	-	-	-
Flint	x	x	x	-	x	x	x

Minutes of the Council of the City of Toronto  
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October 12, 2000	Roll Call 2:20 p.m.	2:20 p.m. to 7:00 p.m.*	Roll Call 4:17 p.m.	Roll Call 4:37 p.m.	Roll Call 5:57 p.m.	Roll Call 6:03 p.m.	Roll Call 6:16 p.m.
Gardner	x	x	-	-	-	-	-
Giansante	x	x	x	x	x	x	x
Holyday	x	x	x	x	x	x	x
Jakobek	x	x	-	x	-	-	-
Johnston	x	x	x	x	x	x	-
Jones	-	x	x	x	x	x	x
Kelly	x	x	x	x	x	x	x
Kinahan	x	x	x	x	x	x	x
King	x	x	-	-	-	-	-
Korwin-Kuczynski	x	x	x	x	x	x	x
Layton	x	x	-	x	x	x	x
Lindsay Luby	x	x	x	x	x	x	x
Li Preti	-	x	x	x	-	-	-
Mahood	-	-	-	-	-	-	-
Mammoliti	-	x	-	-	-	-	-
McConnell	x	x	x	-	x	x	x
Mihevc	x	x	x	x	x	x	-
Miller	x	x	x	-	x	x	x
Minnan-Wong	x	x	x	x	x	x	x
Moeser	-	-	-	-	-	-	-
Moscoe	-	x	-	-	-	-	-
Nunziata	x	x	-	x	-	-	-
O'Brien	x	x	x	-	-	-	-
Ootes	x	x	x	x	x	x	x
Palacio	-	x	x	x	x	x	x
Pantalone	x	x	x	x	x	x	x
Pitfield	x	x	x	x	x	x	x

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October 12, 2000	Roll Call 2:20 p.m.	2:20 p.m. to 7:00 p.m.*	Roll Call 4:17 p.m.	Roll Call 4:37 p.m.	Roll Call 5:57 p.m.	Roll Call 6:03 p.m.	Roll Call 6:16 p.m.
Prue	x	x	-	x	-	-	-
Rae	x	x	x	x	-	-	-
Saundercook	x	x	x	x	x	-	x
Shaw	-	-	-	-	-	-	-
Shiner	-	x	x	x	x	x	x
Silva	x	x	-	-	x	x	x
Sinclair	-	x	x	x	x	x	-
Soknacki	-	-	-	-	-	-	-
Tzekas	-	x	x	x	-	x	-
Valenti	-	x	x	x	x	x	x
Walker	x	x	x	x	x	x	x
Total	38	51	36	37	37	35	32

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

**MEL LASTMAN,**  
Mayor

**NOVINA WONG,**  
City Clerk



## **ATTACHMENT NO. 1**

Briefing Note dated October 6, 2000, from the Commissioner of Corporate Services, entitled "Groupwise Security Issue". (See Minute No. 11.152, Page 261.):

### Issue:

In response to Councillor Adams' motion today that there may be a Groupwise security issue, this report outlines the issue reported, the resolution taken and confirms that there is no evidence of a security breach.

### Background and Action Taken:

Groupwise is the messaging and calendaring product used by the City of Toronto.

Councillor Adams' office contacted the Clerk's Information and Technology (I&T) Help Desk to report a potential security issue. At 11:30 a.m., the Clerk's I&T Help Desk contacted the Corporate Groupwise Administrator to report the issue. Upon investigating the issue, it was determined that Councillor Adams' office had inadvertently granted all Groupwise users full rights to his post office. This is done by a user accepting a default proxy right of "minimum user access". It should be noted that a user only has access to his own post office and the post office of any user that has granted him access rights.

The Corporate Groupwise Administrator immediately contacted the Councillor's office to outline the problem and the corrective action to be taken. At the same time, a support person from Clerk's I&T Help Desk was dispatched to assist and ensure that appropriate action was taken. The Clerk's I&T support is investigating if any other user may be affected. If additional users are identified, they are being contacted to ensure appropriate action is taken.

The potential risk associated with having "minimum user access" as the proxy right which can inadvertently be accepted by Groupwise users has been flagged to the Groupwise supplier. The supplier has provided an enhanced version of the software, which is currently being rolled out by Clerk's I&T support to all their clients.

### Summary:

In summary, there is no evidence of a security breach. The issue was to do with a user's proxy rights and it has been addressed. Corporate I&T has requested the Clerk's Division to escalate its roll-out of the upgraded software to minimize the risk of reoccurrence.

### Contact Name and Telephone Number:

Lana Viinamae,  
Director, Information and Technology Division, Corporate Services  
416-392-4548

**ATTACHMENT NO. 2**

Communication dated September 18, 2000, from Councillor Bruce Sinclair, entitled "Community Council Boundaries". (See Minute No. 11.155, Page 264.):

Nearly all of the Council Members I informally consulted during our last Council meeting had no great problem with the six Community Council model on Map 30.

However, since the Scarborough community is growing rapidly and will need to be divided very soon, I feel strongly that we should act now. It makes good sense to create two Community Councils in Scarborough as set out on Map 30A.

In the Map 30A model, the population of each Scarborough Community Council would be slightly below the other five Community Councils (roughly  $\pm 325,000$ ) but it's close enough and will soon reach the 300,000+ level.

It would be better to do this now rather than leaving one Community Council in the 500,000-600,000 range, when the others are in the 325,000 range.

(Copies of Map Options 30 and 30A, referred to in the foregoing communication, are on file in the office of the City Clerk.)

### **ATTACHMENT NO. 3**

Report dated September 19, 2000, from the City Solicitor, entitled "Legislative Restrictions on Political Activity of Police Officers". (See Minute No. 11.160, Page 269.):

Purpose:

The purpose of this report is to respond to a request from City Council for a report on the restrictions on the political activity of police officers under applicable legislation.

Financial Implications and Impact Statement:

There are no financial implications from receipt of this report.

Recommendation:

It is recommended that this report be received for information.

Background:

At its meeting held on August 1, 2, 3 and 4, 2000, City Council adopted a motion, moved by Councillor Johnston and seconded by Councillor Miller, requesting the City Solicitor to report to the meeting of City Council scheduled for October 3, 2000, on the restrictions on political activity of police officers under applicable legislation.

Comments:

(I) Applicable Legislative Restrictions:

Section 46 of the Police Services Act (the "Act") prohibits municipal police officers from engaging in any political activity, except as the regulations made under the Act may permit. Ontario Regulation 554/91, as amended, (the "Regulation"), sets out the limited circumstances in which a municipal police officer can engage in political activity despite the general rule prohibiting-participation in such activity. In summary form, the relevant portions of the Regulation provide as follows:

1. Municipal police officers may:
  - (i) vote in an election;
  - (ii) be members of a political party or an organization engaged in political activity; and

- (iii) make contributions to a political party, other political organization or a candidate in an election.
2. Municipal police officers who are not on duty and who are not in uniform may:
- (i) express views on issues not directly related to their responsibilities as police officers, provided there is no association of their positions as police officers with the issue or representation of the views expressed as those of the police service;
  - (ii) attend and participate in public meetings, including those with elected officials and candidates in an election;
  - (iii) attend and participate in meetings of a political party or other political organization;
  - (iv) canvass on behalf of a political party or other political organization or a candidate in an election, provided they do not solicit or receive funds on behalf of such organizations or candidates;
  - (v) act as scrutineers for a candidate in an election;
  - (vi) transport electors to a polling place on behalf of a candidate; and
  - (vii) engage in all other political activity, other than soliciting or receiving funds, or activity that places or is likely to place the police officers in a position of conflict of interest.

As well, the Regulation provides that the expression of views in the course of activities (ii) through (vii) is subject to the restrictions set out in (i), above.

3. If authorized by the police services board or the chief of police, municipal police officers may, on behalf of the police service, express views on any issue, provided that during an election campaign the police officers do not express views supporting or opposing:
- (i) a candidate in the election or the political party that has nominated a candidate in an election; or
  - (ii) a position taken by a candidate in the election or by a political party that has nominated a candidate in the election.

4. Provided it does not interfere with the police officers' duties as police officers, or place or is likely to place police officers in a position of conflict of interest, municipal police officers may:
  - (i) be appointed or be candidates for election to a local board, other than a police services board;
  - (ii) serve on a local board, other than a police services board; and
  - (iii) engage in political activity related to the aforementioned appointments, candidacies or service.
  
5. Municipal police officers, other than a chief of police or deputy chief of police, may stand as candidates in a federal, provincial or municipal election. Municipal police officers that propose to become candidates in such an election must apply to the police services board for a leave of absence without pay for a period of not more than sixty days ending on the polling day of the relevant election. However, the board must approve any such application for a leave of absence. Municipal police officers on such leave of absence may engage in political activity related to the election and, if elected to the office sought in the election, must resign as police officers before serving in the office to which they have been elected.

In light of the foregoing provisions of the Regulation, it appears that, with respect to endorsing a candidate, municipal police officers may express views on the desirability of electing a candidate. However, when doing so, they must not be on duty and in uniform, must not associate their positions as police officers with their views, must not address issues directly related to their responsibilities as police officers or represent their views as those of the police service.

As well, police officers may express views on an issue on behalf of the police service if authorized to do so by the chief of police or the board. However, in those circumstances, they are explicitly prohibited from supporting or opposing a candidate in an election during the course of an election campaign.

Members of Council should note that there are arguments that can be raised that these legislative provisions contravene the terms of the Canadian Charter of Rights and Freedoms, particularly the right of freedom of expression. The matter has not yet been addressed by a court in relation to the Act and the Regulation. However, there are a number of strong arguments that can be raised that, given the limited scope of the restrictions on political activity and the significance of an independent and neutral police service, the legislative provisions are legally acceptable under the Charter.

## (II) Application of Restrictions to Police Association Executive:

Despite the legislative provisions, an issue arises respecting the application of these provisions to members of the Police Association executive who are police officers. It is my understanding that the executives are on leave of absence while serving on behalf of the Association and, obviously, are acting on behalf of their membership while on the executive. However, this does not alter the fundamental fact that the members of the executive who are police officers retain that status while on leave and, in my opinion, are still subject to the legislative restrictions on political activity described above. Therefore, in expressing views on political matters, members of the Association executive must not address issues directly related to their responsibilities as police officers and must not associate their position as police officers with the issue. Arguably, by virtue of their status as members of the executive of the Association, in expressing support for a candidate in an election, members of the executive are associating their position as police officers with the candidate and are addressing issues directly related to their positions as police officers, i.e. the desirability of electing candidates considered suitable from a policing and law enforcement perspective.

Conclusions:

The Regulation establishes the limited circumstances in which a municipal police officer may engage in political activity. It is likely that the Regulation applies to limit the political activities of members of the Association executive who are police officers.

Contact:

Albert Cohen  
Director, Litigation  
Tel: 392-8041  
Fax: 397-5624

Attachment:

Ontario Regulation 554/91

(A copy of Ontario Regulation 554/91 - Political Activities of Municipal Police Officers, which was appended to the foregoing report, is on file in the office of the City Clerk.)

#### **ATTACHMENT NO. 4**

Joint report dated June 20, 2000, from the Chief Financial Officer and Treasurer and the Commissioner of Economic Development, Culture and Tourism, entitled "Payments to Toronto District School Board for Space Used for Recreation Programs". (See Minute No. 11.162, Page 272.):

##### Purpose:

To seek authority to enter into an agreement with the Toronto District School Board for payments for space in schools used by the City for recreation programs exclusive of those schools where an existing agreement exists or where the City has made a capital contribution.

##### Financial Implications and Impact Statement:

Funding of \$1 million has been provided in the 2000 Operating Budget for this purpose. This is a phased-in payment plan similar to that reached when negotiating the child care leases with the TDSB. Full payment of the negotiated hourly rate will commence January 1, 2001. The annualized impact will create an estimated additional budget pressure in 2001 of \$2.8 million, for a total cost of approximately \$3.8 million. Additional funding may be required for payments for recreation programs in school swimming pools. Staff is still reviewing other potential offsets with the school board for City services provided to them. This item is still being discussed with school board staff within the context of examining past contributions made by the former cities towards construction of a number of swimming pools at school sites and rights of access associated with such contributions. Previous estimates tabled during the 2000 Operating Budget process put the total annualized cost of all directly operated Parks and Recreation programs in schools, including swimming pools, at \$6 million. The actual total cost will be finalized once negotiations with the school board on all of the aspects described in this report are complete.

The City has also made capital contributions towards recreation centres at school sites and for sport field and playground improvements. Detailed discussions with staff of the Board are being held to confirm details on these items.

##### Recommendations:

It is recommended that the School Tax Sub-Committee endorse the following recommendations for the consideration of the Budget Advisory Committee:

- (1) the City enter into an agreement to make remittances to the Toronto District School Board at an hourly rate of \$0.0038 per square foot for space used for City run recreational programs in schools (see detail in Table 1) starting September 1, 2000,

- excluding sites covered by existing agreements or where the City has made a capital investment;
- (2) these charges apply to the following City uses of school facilities: gymnasias, multi-purpose program space and meeting rooms;
  - (3) no charges be levied for after-school recreation programs up to 6:00 p.m. on school days;
  - (4) the cost for such remittances irrespective of use, not exceed \$1 million in 2000;
  - (5) the TDSB be requested to provide itemized billings for this purpose, including the hours, number of square feet, type of facility and name of school;
  - (6) the above recommendations be subject to resolution and approval by Council of payment agreements reflecting the cost of services provided to the TDSB by the City;
  - (7) any school use of indoor City facilities be subject to the same rates and conditions listed above and staff be authorized to enter into agreements with the TDSB to secure revenues from such uses;
  - (8) any school use of arenas or outdoor artificial ice rinks be subject to the Council approved hourly City rates for youth, effective September 1, 2000; and
  - (9) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

At its meeting of February 4, 5 and 6, 1998, Council directed City officials to present, in conjunction with school board officials, an agreement that addresses the City use of school facilities for child care and recreation purposes. Subsequently, at its meeting of February 2, 3 and 4, 1999, Council approved a payment schedule for child care space in Toronto Catholic District School Board facilities and authorized staff to continue to negotiate a mutual services agreement, including protection for child care services and City-run recreational programs in schools. On February 1, 2 and 3, 2000, Council approved a payment schedule for child care spaces in Toronto District School Board facilities.

Further, at its meeting of May 9, 10 and 11, 2000, Council made a series of recommendations with respect to school closures in considering Clause No. 2 of Report No. 4 of The Planning and Transportation Committee. Those recommendations related



mainly to protecting the City's interests and preserving community use of schools that the school board has announced for closure.

Comments:

Payments for the use of school space reflected changes implemented by Bill 160, which established provincial grants to school boards on the basis of classroom use only. School boards started seeking other funding sources to defray the cost of school space used for other purposes, including child care and recreation programs operated by the City.

The City has been taking a co-ordinated approach to negotiations with the school boards, looking at a range of services that are, or could potentially be, provided mutually between the boards and the City. A staff team made up of representatives from Finance, Parks and Recreation, and Children's Services, in conjunction with Legal Services and Planning, has been working closely with representatives of the Toronto District School Board. As noted above, agreements have been approved by Council with respect to payments for child care facilities and this report recommends an arrangement for recreational programming. Financial arrangements for space used exclusively for swimming pools and any other existing exchange of services, will be the subject of future reports.

Discussions will be held with TDSB staff with respect to recovery by the City of capital costs for City funded projects within schools that are closing. Similarly, detailed reviews are being undertaken of all agreements known to exist between the former cities and boards. Where such formal agreements are currently in effect, it is proposed that no charges be made to the City by the TDSB for any indoor use of sites incorporated as part of the agreements. Further discussions will occur between staff of the City and the Board on this matter and will be the subject of a further report.

Negotiations have been protracted due to the sheer volume of facilities, the number and complexity of existing and expired agreements, the lack of a detailed listing of permitted public uses of school facilities, an absence of formal agreements in some cases, as well as ongoing changes to provincial school funding. Early stages included preparation of inventories from the former seven municipalities, mirrored with similar activities from the former six school boards.

The Parks and Recreation Division on an annual basis, currently uses approximately 310,000 hours per year at over 300 public elementary and secondary schools for directly operated recreation programs, including aquatics.

City staff had negotiated an hourly rate with the TDSB of \$0.0037 per square foot, based on the provincial funding formula divided by the total school hours, similar in concept to the rate approved by Council for child care spaces. Although at the time of the writing of this report, official notification from the TDSB has not occurred, it is understood that the final rate will be \$0.0038 per square foot per hour. The difference in the rates equates to an additional cost to the City of \$100,000.00 per year from that negotiated at the staff level.

In cases where the School Board uses similar City facilities, a reciprocal arrangement would mean that the same rates would apply.

The Toronto District School Board at its meeting of May 31, 2000, approved an hourly rate of \$0.0038 per square foot for Parks and Recreation programs, effective September 1, 2000. Permit rates for five other categories, including a rate for community groups-children and youth of \$0.0019 per square foot per hour was also approved. This latter rate was contingent on the City agreeing to paying the cost of \$0.0038 per square foot per hour for City use. In negotiations with Board staff, a preliminary agreement on a phase-in for full payment was reached. This agreement reflected the \$1 million in the 2000 Operating Budget for this purpose and full payment commencing with January 2001, following further discussions on existing agreements and past capital contributions by the City to the enhancement of facilities at schools or adjacent thereto. Nothing is mentioned in the School Board decision of May 31, 2000, with respect to a phase-in of payments. This needs to be further discussed with the Board.

The Toronto District School Board has also ratified a new Permits Policy and Procedures, which is being distributed, along with a schedule of permit rates to all school permit holders, including the City. Attached as Appendix 1, is the full detail which has, as yet, not been formally communicated to the City.

The hourly rate of \$0.0038 per square foot would apply to the following primary facilities used by the City:

Table 1

Facility	Typical Hourly Cost at \$0.0038 per square foot
Classroom	\$3.76
Gymnasium (Single)	\$11.40
Gymnasium (Double)	\$22.80
General Purpose Room	\$11.40
Auditorium	\$42.32

Estimates of the City's use of these types of TDSB facilities translates into a fully annualized cost of approximately \$3.8 million in 2001 exclusive of the use of swimming pools in schools, after being phased-in starting in September, 2000. It is the view of staff, that since the school boards have temporary provincial mitigation funding, they are able to phase-in the payment, such that charges in 2000 should be limited to that budgeted in the Parks and Recreation Operating Budget of \$1 million for the period September to December.

Following is a comparison of the phase-in approved by Council with respect to child care programs and the recommended phase-in for Parks and Recreation programs.

Table 2

		Phase-In of Payments to TDSB				
		<u>1998</u>	<u>1999</u>	<u>2000</u>	<u>2001</u>	<u>2002</u>
Child Care						
	\$000	351	1,404	2,457	3,510	4,203
	% of Final	8	33	58	84	100
Parks and Recreation						
	\$000	0	0	1,000	3,800	3,800
	% of Final	0	0	26	100	100

The phase in for child care payments was based on a 25/50/75/100 percent phase in for each of the school years starting on September 1st of each of the above years and the above figures represent the City's fiscal year. Full phase-in of the Parks and Recreation charges was made in 2001, in part to offset the later start of the payments in comparison with those for child care.

Approval by City Council is required to begin making payments to the Board, based on the fall program of recreation activities in public schools. It should be noted that every effort has been made to look for any available surplus capacity in existing City facilities as alternate program sites. However, existing City community centres do not have sufficient capacity to relocate programs currently in schools.

Staff of the City and the Board are still searching their respective files to confirm the existence of a number of agreements signed between the former cities and boards. Where there are existing written agreements still in effect between the City and the TDSB on the use of space or the provision of mutual services through reciprocal services agreements, those agreements will continue to apply, at least for the balance of 2000. Advice of the respective legal departments will be required. It is expected that resolution of the remaining issues can be achieved and we remain optimistic that a new mutual services agreement can be negotiated between the two organizations.

Also to be finalized is an agreement acknowledging the City's past financial contributions towards recreation centres and swimming pools at school sites. And further, for the City's contributions for sports fields and playground improvements and the right of access to those sites, which such contributions should guarantee.

This report does not deal with the reciprocal use of outdoor spaces. Once again, there are a variety of past practices and some formal agreements in existence. The status quo for the

year 2000 has been agreed to. This issue will be further investigated and a recommendation put forward in a subsequent report, prior to the spring/summer of 2001.

Next Steps:

- (1) meet with representatives of the Toronto District School Board and confirm the outcome of their Board Meeting of May 31, 2000, with respect to permitting policies and rates for City use of their facilities;
- (2) confirm the list of existing agreements and capital contributions made by the City towards recreation facilities at school sites;
- (3) identify and cost other City services provided to the Board other than those identified in this report; and
- (4) conduct detailed discussions with Board staff on the operation of swimming pools at school sites.

Conclusions:

The City has concluded negotiations with the Toronto Catholic District School Board and the Toronto District School Board on payments for the City's use of school space for child care programs. Agreement has now been reached at the staff level on payment for the following recreational programs: gymnasias, indoor skating, multi-purpose program space, and meeting rooms. These agreements are reciprocal in that any City space used by the School Board would be subject to the same rates and conditions. The recommended rate of \$0.0038 per square foot is based on the provincial funding formula, similar in concept to that previously approved for child care payments to the Toronto District School Board.

Further negotiations will take place regarding swimming pools and any other mutual services such as garbage collection and disposal, the results of which will be reported to the appropriate committees for Council approval.

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Attachment:

Appendix 1      Communication from Toronto District School Board to Permit Holders dated June 6, 2000, entitled “Re: Changes to Board Policies and Procedures Concerning Community-Use of School Facilities”.

(A copy of Appendix 1, referred to in the foregoing joint report, is on file in the office of the City Clerk.)

## **ATTACHMENT NO. 5**

Report dated September 28, 2000, from the Commissioner of Economic Development, Culture and Tourism, entitled “Joint Meeting between City Councillors and Toronto School Boards Regarding Community Use of Schools (All Wards)”. (See Minute No. 11.162, Page 272.):

### Purpose:

To inform Council on the results of the meeting between City Councillors and School Trustees held September 25, 2000.

### Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

### Recommendation:

It is recommended that this report be received for information.

### Background:

Direction was received through Council, for the respective Chairs of the School Tax Sub-Committee; Economic Development and Parks Committee and the Children’s Advocate, to meet with representatives of the Toronto Boards of Education to discuss concerns with respect to community use of schools and playground issues.

### Comments:

At the invitation of the Chair of the Toronto District School Board, several members of City Council and representatives of the Toronto Catholic School Board, attended a meeting at the Board offices on September 25, 2000. Presentations were made by senior staff members of the Toronto District School Board, outlining the provincial funding model and the Board’s new Permit Policy. School Board staff indicated that the provincial funding model brings with it significant fiscal pressures to the Boards of Education. The model provides no funds for after-school use. Therefore, in order to meet budget, a levy has been passed on to the users. The school permit policy categorizes users into six groups ranging from “no fees charged” to “groups that will be charged operational costs, plus”.

The Toronto District School Board has recently announced that community groups unable to pay the increased permit costs can defer their payments until January 2001, and/or remit payments on a monthly basis.

Much of the discussion centred around the need for better communication between the Trustees and the Councillors, as well as with the permit holders. It was also agreed that a joint meeting between the Premier and his designated Ministers was required, to highlight the impacts of provincial funding and the importance of community use of schools. As a consequence, the following course of action was recommended:

- (a) public hearings be held in four areas throughout the City to inform residents of the impact of the new costs associated with use of school facilities after hours;
- (b) a joint communication strategy be developed by the City, the Toronto District School Board and the Toronto Catholic School Board with respect to provincial funding cuts to education and the impact on local communities;
- (c) a meeting be scheduled with the Premier and his designated Ministers, to be attended by the Mayor and the Chairs of the Boards of Education; and
- (d) a working group be constituted comprised of the following members:
  - (i) the Chairs of both the Toronto District School Board and the Toronto Catholic School Board;
  - (ii) a representative from the Mayor's office;
  - (iii) Trustees Atkinson, Gershon and Hall; and
  - (iv) Councillors Chow, Cho, Nunziata and McConnell.

Reference was also made to the Motion considered at the Policy and Finance Committee meeting of September 21, 2000, with respect to the removal of playground equipment at school sites. The Board indicated that all pieces of playground equipment that did not meet standards were removed, so that there would not be need for the moratorium suggested in the motion.

Conclusions:

It was suggested that the Boards of Education and the City work together in requesting a meeting with the Premier and his designated Ministers, to outline the impact of the provincial funding model on the community use of schools. In the interim, the Toronto District School Board has announced that community groups unable to pay the increased permit costs, can defer their payments until January 2001, and/or remit payments on a monthly basis.

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#### **ATTACHMENT NO. 6**

Communication (undated) from the Councillor Pam McConnell, respecting Payment of Fees for the Use of School Space. (See Minute No. 11.162, Page 272.):

At its meeting of July 4, 5 and 6, 2000, City Council directed me, and Councillor Chow to meet with the Chair of the Toronto District School Board to encourage a joint effort to address the problem of fees for community use of schools. Council also asked that the TDSB defer the imposition of fees on community groups until the joint effort could be undertaken. Council deferred the implementation of our school space rental agreement with TDSB, pending that meeting.

The TDSB has agreed to a joint effort to convince the Province to reverse the policies that force community use fees on local groups, and has passed a motion to that effect.

The TDSB has not accepted Council's request that it defer the imposition of fees for community use of schools. Councillor Chow and I are still in discussions with the TDSB and hope that it will agree to delay collection until we can attempt to resolve the issue with the Provincial Government.

Notwithstanding the TDSB decision to implement fees, I can see no reason for the City to defer implementation of our fee agreement with the Board. Councillor Chow and I recognize the tight financial circumstances the Province has imposed on the Board. Its funding constraints put pressure on its ability to provide services and facilities to the community. Further, deferring the City's payment of fees can only deepen that crisis. Consequently, we recommend that Council adopt the agreement struck by City staff with the TDSB for payment of fees for the use of school spaces. We further recommend that Council repeat its request to the Board to defer the collection of community use fees until after we have approached the Province.



**ATTACHMENT NO. 7**

Report dated September 20, 2000, from the Commissioner of Works and Emergency Services, entitled "Avondale Composting Facility". (See Minute No. 11.164, Page 279.):

Purpose:

To seek further approval to operate the central composting facility at the Avondale Composting Site in the Region of York. The current site approvals expire on May 31, 2001.

Financial Implications and Impact Statement:

No financial implications will result.

Recommendations:

It is recommended that:

- (1) the Commissioner of Works and Emergency Services be authorized to request an extension of the temporary zoning by-law applicable to the Avondale Composting Facility from the City of Vaughan;
- (2) in the event that a temporary zoning extension from the City of Vaughan is not granted, the Commissioner of Works and Emergency Services be authorized to appeal to the Ontario Municipal Board;
- (3) the Commissioner of Works and Emergency Services be authorized to apply to the Ministry of the Environment for an amendment to the Certificate of Approval applicable to the Avondale Composting Facility; and
- (4) the appropriate City of Toronto officials be authorized to take such steps as may be required to implement the foregoing.

Background:

By adoption of Clause No. 6 of Report No. 6 of The Works Committee at its meeting of December 14, 15 and 16, 1999, the Council of the City of Toronto provided authority to seek approval of the City of Vaughan for temporary zoning at the Avondale Composting Facility (Avondale), and approval of the Ministry of the Environment under the Environmental Protection Act for the same facility.

A public hearing under the Planning Act was held by the Council of the City of Vaughan in March of 2000. Subsequently, the Council of the City of Vaughan approved a one year extension of the temporary zoning.

A further application was contemplated to provide temporary zoning after May 31, 2001.

Comments:

The Avondale Composting Facility has been in operation since 1988. It is located adjacent to the City of Toronto's Keele Valley Landfill Site, located in the City of Vaughan. Using a windrow composting technology, it diverts approximately 55,000 tonnes of leaf and yard waste from disposal on an annual basis, and produces a high quality compost product. The compost is used to augment topsoil as final cover on completed portions of the Keele Valley Landfill Site, and is also used by the Parks and Recreation Division and distributed to residents of Toronto and Vaughan free of charge.

The Ontario Municipal Board (OMB) considered the Avondale operation as part of a hearing on the City of Vaughan's Official Plan Amendment No. 332, which dealt with land use on and around the Keele Valley Landfill Site. Through the decision of the OMB in 1996, Official Plan Approval and Temporary Zoning was approved to permit the operation of Avondale. The Board was satisfied that there were good reasons to link the completion of composting activities to the completion of the landfill site. Accordingly, the Board approved a scheme that would permit composting until one year after the closure of the Keele Valley Landfill Site, subject to temporary zoning approval under the Planning Act.

The City of Vaughan's zoning by-law permitting the operation of Avondale expires on May 31, 2001. This report is to seek an extension for the temporary zoning by-law and, should such extension not be forthcoming, to request an Order from the Ontario Municipal Board for further temporary zoning to permit composting.

The continued use of Avondale will provide a greater return on the capital investment in the facility, and will assist in the progressive closure of sections of the Keele Valley Landfill Site by providing a useful source of compost. The department's goal is therefore to maintain the operations of Avondale until one year after the closure of the Keele Valley Landfill Site. The OMB recognized this goal in its approval of the City of Vaughan's Official Plan Amendment No. 332, which allows for composting to continue during the life of the Keele Valley Landfill Site and for one further year thereafter, subject to the granting of temporary zoning approval.

Staff of the City Legal Department have reviewed the recommendations contained in this report and concur with them.

Conclusions:

The City of Toronto requires approval in order to continue composting at its Avondale Composting Facility beyond May 31, 2001. Authorization is sought to obtain such approval through a request to the City of Vaughan to amend the site's Temporary Zoning By-law, and, if unsuccessful, to appeal to the Ontario Municipal Board. Authorization is also sought to apply to the Ministry of the Environment for an amendment to the Certificate of Approval applicable to the Avondale Composting Facility.

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**ATTACHMENT NO. 8**

Confidential report dated September 21, 2000, from the City Solicitor, entitled "375 Danforth Road, City's Appeal to Ontario Divisional Court from Ontario Municipal Board Decision Dated May 2, 1996 (Ward 13, Scarborough Bluffs)", such report now public in its entirety. (See Minute No. 11.169, Page 286.):

Purpose:

The purpose of this report is to obtain Council's instructions concerning an appeal pending in the Ontario Divisional Court.

Recommendations:

It is recommended that the City Solicitor be authorized to withdraw the appeal from the decision of the Ontario Municipal Board dated May 2, 1996, regarding 375 Danforth Road, which appeal is pending in the Ontario Divisional Court. The appeal is scheduled to be heard on December 11, 2000.

Background:

On May 3, 1995, the owner of 375 Danforth Road, Keyvan Ontario Limited, applied to the Committee of Adjustment for a variance from the provisions of the Oakridge Employment District Zoning By-law No. 11065, as amended. The variance requested permission to use the premises for automotive repair and other uses, all of which uses were permitted by the zoning by-law under Industrial Commercial Uses (MC) whereas the property was in an area zoned for Industrial Uses (M) which did not permit such uses. The Committee refused the variance on the basis proposed by the then Commissioner of Planning and Buildings, that such a change in use was substantial and would require that Council consider the matter pursuant to a request for a Zoning By-law amendment and an Official Plan amendment.

Keyvan Ontario Limited appealed the refusal to the Ontario Municipal Board. After a hearing, the Ontario Municipal Board by its decision dated May 2, 1996, permitted the change of use sought by Keyvan.

Comments:

At its meeting held on May 14, 1996, City Council of the former City of Scarborough directed the City Solicitor to seek leave to appeal the decision of the Ontario Municipal Board to the Divisional Court. Leave to appeal was granted on September 25, 1996. The appeal is scheduled to be heard on December 11, 2000.

However, despite the OMB's decision, Keyvan applied to Scarborough's City Council for amendments to the Official Plan and Zoning By-law to permit Industrial Commercial Uses (MC) at the property. These amendments were approved by Scarborough City Council on September 15, 1997. On March 6, 1998, Toronto City Council passed By-laws 58-1998 and 59-1998 to amend, respectively, the Official Plan and Zoning By-law in order to give effect to the amendments approved by the former Scarborough City Council. The amendment to the Official Plan as adopted by By-law No. 58-1998 was duly approved by the Ministry of Municipal Affairs and Housing on April 14, 1998.

Therefore, on passing these by-laws, the substantive issue under appeal to the Divisional Court became moot.

Conclusions:

The City's appeal is now moot due to the amendment of the Official Plan and Zoning By-law and the appeal should be withdrawn.

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**ATTACHMENT NO. 9**

Joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, entitled "Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue - Contract No. 00D1-11RD, Tender Call No. 221-2000 (Toronto High Park)". (See Minute No. 11.174, Page 292.):

Purpose:

The purpose of this report is to advise the results of the Tender issued for the Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue in accordance with specifications as required by the Works and Emergency Services Department, and to request the authority to issue a contract to the recommended bidder in the absence of further Standing Committee meetings and in view of the urgent need to start construction.

Financial Implications and Impact Statement:

Funding for this Contract is available in Major Road Reconstruction Account No. CTP300-2, Sidewalk Reconstruction Account No. CTP400-4, Cut Repairs Account No. TPO131, Urban Development Account No. CUR015-2 and Economic Development Account Nos. CED017-4, CED013-9 and CED004-2.

Recommendations:

It is recommended that Contract No. 00D1-11RD, Tender Call No. 221-2000 for the Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue, be awarded to CRCE Construction Ltd., in the amount of \$2,390,754.50, including all taxes and charges, being the lowest Tender received.

Background:

The reconstruction of the sidewalk of Dundas Street West from Annette Street to Quebec Avenue is included in the Council approved Year 2000 Capital Works Program. During detailed design the scope and complexity of the project increased as a result of consultation within the Works and Emergency Services Department, other Departments within the City and the public. The increase in scope required extensive coordination resulting in a delay in the preparation of tender documents and consequently in the construction of the project.

The scope of this project is as follows:

- (1) Total reconstruction of the sidewalk of Dundas Street West from Annette Street to Quebec Street (original scope of the project);
- (2) Two rows of decorative charcoal colour concrete unit pavers adjacent to the curb;
- (3) Infrastructure for proposed street lighting;
- (4) Infrastructure for proposed tree lighting;
- (5) Tree pits and covers for existing trees and trees and tree pits for the proposed locations;
- (6) Upgrades to traffic signal infrastructure;
- (7) Utility Cut repair work on the pavement; and
- (8) Grinding and overlay for the curb lane to improve drainage.

Taking into consideration the amount of the concrete work and the inclement weather conditions for the remainder of the year, work on this contract has been broken into the following two parts;

- Part "A", the reconstruction of the section of Dundas Street West from Annette Street to Mavety Street and;
- Part "B", the reconstruction of the section of Dundas Street West from Mavety Street to Quebec Avenue.

If weather permits, the intention is to complete construction of the work identified in Part "A" in the year 2000 and to complete the work in Part "B" in the spring of 2001.

The contract for this work was tendered on August 30, 2000, and closed on September 13, 2000. On September 13, 2000, the Bid Committee opened the following Tenders for the above Contract No. 00D1-11RD, Tender Call No. 221-2000 for the Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue:

<u>Tenderer</u>	<u>Tender Price</u>
CRCE Construction Ltd.	\$2,390,754.50
Pave-Tar Construction Limited	\$2,409,448.47
GM Sansalone Engineering Inc.	\$2,503,194.38*
Sanscon Construction Ltd.	\$2,566,101.82
Il Duca Construction Inc.	\$2,795,096.80
Ferma Road Construction Ltd.	\$2,798,247.95

\*Tender price corrected for mathematical error. Purchasing and Materials Management Division has verified that the mathematical error was corrected.

Comments:

The tender document submitted by the recommended bidder has been reviewed by the Commissioner of Works and Emergency Services and was found to be in conformance with the tender requirements. In consideration of the short construction season left before the end of the year and the extent of concrete work involved in the project, the contract needs to be awarded as early as possible in order for the contractor to complete the scheduled work in time. In the absence of Standing Committee meetings in the coming months and the contract amount being over the two million dollars of Bid Committee's approval limit, it is urgent that Council give approval to award the contract which will enable us to start the construction as early as possible.

The Manager, Fair Wage and Labour Trades Office has reported favourably on the firm recommended.

Conclusion:

This report requests authority to issue a contract for the Reconstruction of Curb and Sidewalk and Permanent Restoration of Utility Cuts on the Pavement on Dundas Street West from Annette Street to Quebec Avenue in accordance with specifications to CRCE Construction Ltd., being the lowest Tender received. Taking into consideration the amount of the concrete work and the inclement weather conditions for the remainder of the year, it is crucial that the contract be awarded as early as possible.

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**ATTACHMENT NO. 10**

Report dated October 2, 2000, from the Chief Financial Officer and Treasurer, entitled "Special Lease Arrangements for Low-Income Island Residents". (See Minute No. 11.178, Page 297.):

Purpose:

The purpose of this report is to outline a proposed approach towards facilitating the financing of leases for five low-income households on the Toronto Islands. These residents require leases for their homes in order to meet the requirements for grants from the federal government's Residential Rehabilitation Assistance Program. Grants are required in order to finance urgently needed repairs to the subject residents' houses.

Funding Sources, Financial Implications and Impact Statement:

It is proposed that the City finance the up-front lump-sum lease payments required from the subject residents by taking from them a mortgage on their home and lease. The total value of the up-front lump-sum payments is currently approximately \$175,000.00. According to the proposed plan, the amount equal to the required up-front payments on the leases will not become due until the death of the residents or the sale of their houses. Until this time the residents of the five subject homes will only be responsible for making payments on the interest on this amount. The interest rate will reflect the City's own cost of funds as determined by the Chief Financial Officer and Treasurer.

To the extent that the mortgages will attract interest, the recommended proposal will not have a negative financial impact on the City.

Recommendation:

It is recommended that the City Solicitor and the Chief Financial Officer and Treasurer be authorized to proceed with finalizing mortgage arrangements with the five subject Toronto Island households.

Legislative and Legal Background:

The Toronto Islands Residential Community Stewardship Act, 1993 (the "Act") came into force on December 15, 1993. This Act vested in the Province the residential land located on parts of Ward's Island and Algonquin Island in the Toronto Islands. The Act also established the Toronto Islands Residential Community Trust Corporation (the "Trust") to which the Province leased the residential Island lands for a term ending on December 15, 2092.

A Commissioner was appointed whose duty it was to determine the entitlement to ownership of each house. In accordance with the requirements set out in the Act, the Commissioner was to report to the Minister of Municipal Affairs who was to vest each house in the appropriate owner (the "Owner").

The Trust has an obligation to offer a lease to the Owner of the land upon which each House is located together with the land used in the normal enjoyment of the House (the "Lease").

In the case that an Owner does not accept the offer of the Lease within 30 days after receipt of the offer, he is deemed to have rejected the offer and requested a sale of the House by the Trust. The Trust may extend the time for responding to the offer, either before or after expiry of the time, if the Trust is satisfied that there are reasonable grounds for the extension. The purchase price in 1993 is set out in the Act and has subsequently been adjusted by a formula set out in the Regulations. The purchase price is paid to the Trust, which retains \$2,500.00, as adjusted by the Regulations, and pays the remainder to the City of Toronto. Any sale of a House and the Lease may only be made by the Trust and at a purchase price established in accordance with the Act and the Regulations.

#### Financial Background:

In accordance with the Act, leases extending to 2092 (payable in advance with a lump sum lease payment) were offered to Island homeowners. Although the financial arrangements were manageable for the majority of the residents, around 30 low-income community members faced significant barriers in paying for leases and for necessary repairs to their homes.

In 1995, Island community volunteers established a Financial Aid Committee as a response to this emergency. The Committee's objective was to help the Trust ensure that there would be no evictions of current residents for economic reasons. With significant support both from within the community and from key partners, the Committee was able to resolve about 25 of these situations. In some cases, this was facilitated through the guaranteeing of mortgages by the neighbours of these residents.

Once leases were secured for these residents, applications were successfully made for grants through the federal government's Residential Rehabilitation Assistance Program ("RRAP"), which resulted in funding for basic home repairs.

#### The Current Situation:

There are now only five situations remaining to resolve. All five of these households are on low fixed incomes. Two are single seniors, one is a couple where one member is a senior, and the other two are singles on provincial disability benefits. They have all been living on low incomes for a long time. Because of the lack of clarity in the Island situation prior to

implementation of the Act, four of these households had very large outstanding City tax bills by 1995. This meant that the first step in the Financial Aid Committee's efforts was to assist them through raising around \$60,000.00 in donations and no-interest loans, to pay the substantial back taxes on three homes. In a fourth situation, a community member arranged a loan to pay another \$20,000.00 in back taxes. These efforts resulted in payments of around \$80,000.00 to the City.

In November 1998, at the request of the Trust Board, the Financial Aid Committee began to develop income assignment agreements with each of these households. These agreements are now in place and guarantee that income from pension and social assistance agencies is used to pay shelter costs, and that all property-related debts are paid promptly.

Four of the five cases involve homes in very poor repair. The Financial Aid Committee has mobilized volunteer labour, supplemented in one of the cases by a federally funded youth project, to do some repairs. However, the scale of the remaining work is beyond their capacities. The Committee would like to apply RRAP funding towards the remaining repairs but this funding is only available to homeowners that have acquired leases. However, with their low incomes, these residents cannot afford to pay for the mortgage on a lease as well as paying their basic housing expenses.

Proposed Financing:

Legal staff have advised that neither the City nor the Trust have the authority to modify the lease terms provided for in the Act. However, Section 113 of the Municipal Act permits a municipality to make a grant by way of loan and to charge interest where in the opinion of Council it is in the interest of the municipality, provided that an owner is not a manufacturing business or other industrial or commercial enterprise.

Supporting the existing housing arrangements of these residents will further the City's interests as these residents will likely otherwise become homeless and dependent on other social services. By supporting these households, the City will also be addressing one of the original objectives of the Act, which was to avoid any evictions of existing long-term residents. This support will not set a precedent, as the subject residents owned their homes in an uncertain legal environment without foreknowledge of the ultimate lease obligations they would face following implementation of the Act. Potential future purchasers of Island home leases will not be in this situation.

The Act permits an Owner to mortgage or give a security interest in the House and the Lease. Therefore, the City could provide financing through mortgages to the subject residents that would allow them to meet the lease requirements laid out in the Act. The mortgage or security interest would be enforced by giving the same notices as are required by the Mortgage Act. The House and the Lease would be sold by the Trust at the purchase

price established by the Act and the Regulations. Legal staff have recommended that the mortgage security be on the following terms:

- the principal sum shall be the amount required by the Owner to acquire the Lease;
- interest shall be charged monthly at that rate which will reimburse the City for its cost of funds, as determined by the Chief Financial Officer and Treasurer;
- if the Owner is unable to pay the interest, it shall not constitute a default, but interest shall accrue and be compounded monthly and added to the principal sum outstanding;
- the principal sum shall become due on death of the Owner or sale of the House and the Lease, whichever occurs first; and
- the form of the mortgage shall otherwise be on terms determined by the City Solicitor.

Conclusions:

Facilitating the financing of leases for five low-income households on the Toronto Islands will bring to completion the extensive efforts that have already been made by the Island Community to prevent the evictions of long-time Island residents. This financial support will be in the City's interests as it will act to prevent the dependency of these residents on other City social services. The support of these long-time residents will not set a precedent, as these residents owned their homes in an uncertain legal environment without foreknowledge of the ultimate lease obligations they would face following implementation of the Act. Potential future purchasers of Island home leases will not be in this situation.

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## **ATTACHMENT NO. 11**

Report dated September 19, 2000, from the Chief Financial Officer and Treasurer, entitled "Property Tax Relief for Centre francophone du Toronto metropolitan - 20 Lower Spadina Avenue". (See Minute No. 11.181, Page 301.):

### Purpose:

This report is in response to the request by Centre francophone du Toronto metropolitan that the City provide appropriate tax relief for the portion of the land it occupies at 20 Lower Spadina Avenue, which is currently owned by the City of Toronto. The property was owned by the Harbourfront Corporation and the ownership was transferred to the City of Toronto on September 3, 1996.

### Financial Implications:

The provision of property tax relief for the Centre francophone du Toronto metropolitan located at 20 Lower Spadina Avenue for 1998, 1999 and 2000 would be \$89,074.77 (taxes \$75,292.62 and interest \$13,782.15) for the period up to the end of August 2000. The City portion is \$40,514.25 and \$48,560.52 relates to the education portion for the three years. Annually, the uncapped CVA taxes total \$33,032.00 with \$15,307.00 as the City share and \$17,725.00 as the education share. Providing tax relief in the form of a grant for Centre francophone du Toronto metropolitan is not recommended as it would set a precedent for other similar non-profit organizations by providing tax relief to a sub-group of properties within a class.

### Recommendation:

It is recommended that the Federal Government be requested to continue paying the grant-in-lieu for the Centre francophone du metropolitan from 1998 and ongoing.

### Background:

Centre francophone du Toronto metropolitan forwarded a communication dated June 21, 2000, to Councillor John Adams, Chair of the Assessment and Tax Policy Task Force requesting that the City continue to pursue appropriate tax relief for the portion of land occupied at 20 Lower Spadina Avenue by the organization, which is owned by the City. This is a request to continue the one time tax relief provided by the former City of Toronto for 1997.

At its meeting on October 6 and 7, 1997, the former City of Toronto Council had before it a report, entitled "Grant Request to Offset Realty Tax – 20 Lower Spadina Avenue (Centre francophone du Toronto metropolitan)" and recommended that a one-time only grant in the amount of \$24,100.00 be provided from the general contingency account to the

Centre to offset its realty taxes for 1997 (former City of Toronto Executive Committee Report No. 23, Clause No. 98).

The report to City Council of former City of Toronto was in response to the communication (September 19, 1997) from David G. Fleet, Poole Milligan, Barristers and Solicitors retained by Centre francophone du Toronto metropolitan regarding a realty tax liability issue that had arisen with respect to its occupation of 20 Lower Spadina Avenue. The key issue was the transfer of the ownership of the property from Harbourfront Corporation (a federal government agency) to the City of Toronto which caused the Centre to become liable for taxation. Prior to 1997, the property occupied by the Centre was returned on the assessment roll as liable for payment-in-lieu of taxes (similar calculation to taxes) but it was paid by Harbourfront Corporation for which there was no charge back to the Centre.

Comments:

Centre francophone du Toronto metropolitan is a non-profit Ontario corporation, established by Letters Patent on October 21, 1977 and is located on City owned lands at 20 Lower Spadina Avenue previously owned by Harbourfront Corporation. The Centre has been at the location since 1986 with a lease adjustment in 1996 to extend the lease for 60 years until 2046. In the early 1990s, Harbourfront Corporation entered into negotiations with the City of Toronto to transfer a number of its properties to the City, including the land at 20 Lower Spadina Avenue. The transfer was effected on September 3, 1996.

The Centre maintains that throughout the discussions between the City and Harbourfront Corporation regarding the transfer of property, there was a verbal understanding that the "occupational costs" in respect of the subject property would not increase from what the Centre had been paying to the Harbourfront Corporation in the past. (No written document to substantiate this agreement has been found either in the City's or the Centre's files). The Centre did not pay any part of realty taxes or grant-in-lieu for the period of occupancy prior to the transfer of property. From 1989 to 1996, the Centre had been returned on the assessment roll, at 20 Lower Spadina Avenue as liable for a grant-in-lieu of taxes although the property was owned by Harbourfront Corporation. It was the federal government, through Harbourfront, that paid the grant-in-lieu to the City annually and, apparently, did not charge back to the Centre that cost. In 1997, following the transfer of the property to the City, the Centre was assessed as liable for taxation as a tenant and received a tax bill for their assessable portion.

Under Section 6.1 of the lease agreement between the City of Toronto and Centre francophone du Toronto metropolitan, the Centre agrees to pay all taxes, rates, duties, levies, fees, charges (including local improvement charges) imposed against the property.

After the transfer of the property to the City of Toronto, the Centre francophone du Toronto metropolitan was assessed for 1997 taxation and billed for \$23,948.04 which was unexpected by the Centre. The Centre notes that it is a non-profit organization, publicly funded primarily through monies received from various levels of government which carries

on educational and other important services for the francophone community in the City of Toronto. It provides services including employment services, English classes, orientation and information for refugees and immigrants and referrals to various community resources. Although exact figures have not been received, the Centre has informed the City it that receives funding from the federal, provincial and municipal levels of governments as well as from the United Way. Funding is also raised from the private sector for community based and cultural programs. The Centre received \$39,628.00 each year for 1998 and 1999 for community program activities from the City of Toronto's Community Service Grants as well as from the Toronto Arts Council for cultural programs. Funding for 2000 grants have not yet been finalized. Although the Centre continues to pursue funding from various sources, the Centre has not obtained additional funding to offset the tax liability. It has noted that it would need to cutback programming without financial assistance from the City.

The Centre received a one time grant from the former City of Toronto in the amount of \$24,100.00 for the 1997 tax year and staff were directed to explore funding options for future years. Of the total grant, \$13,351.00 was for the school portion and \$10,749.00 was for the City/Metro share.

In a communication dated March 12, 1999, to the Chief Financial Officer and Treasurer, Poole Milligan requested that the taxes for 1998 be subject to a rebate or a grant and for 1999 be in accordance with the practices in place with Harbourfront prior to the acquisition of the land by the City of Toronto and also be in accordance with the precedent set by the former City of Toronto in providing a grant for 1997. The Centre, through its representative Poole Milligan, has corresponded with the City on several occasions since to resolve the issue.

#### Extending the Property Tax Grant:

When the Executive Committee of the former City of Toronto recommended a one-time grant to the Centre francophone du Toronto metropolitan to offset realty taxes for 20 Lower Spadina Avenue, the following issues were considered. Firstly, the Centre never paid taxes to Harbourfront Corporation prior to the transfer of property to the City of Toronto and it was unexpected when the Centre received a tax bill for 1997 for the amount of \$23,948.04.

The Centre also noted that it never had a budget for this additional commitment and did not have a capacity to handle the unexpected 1997 realty tax bill.

The Centre has maintained that in discussions with the Harbourfront Corporation and the City, it was mutually agreed that the transfer of land to the City would not negatively impact the organization financially. As the Centre did not pay "occupational costs" in the form of property taxes for the premises when owned by Harbourfront it did not expect to become liable for taxation following the transfer and it maintains the previous type of agreement should continue. There is no written documentation to this effect.

The Centre's position is that it is unique in that it is the only organization providing the range of services to the francophone community, and, in addition to its verbal understanding of no increased occupancy costs due to the land transfer, it is requesting tax relief for its property beginning 1998.

Continuing the grant to offset the property tax liabilities for 1998 and subsequent years is setting a precedent for other similar non-profit organizations. At its meeting of July 21 and 23, 1998, City Council adopted a recommendation that no property tax rebate program be implemented for charitable and similar non-profit organizations in the commercial and industrial classes for the capping period (1998-2000) as the 2.4 percent cap was considered sufficient to protect these types of organizations from CVA-related tax increases.

The following table shows that a total of \$89,074.77 (taxes \$75,292.62 and interest \$13,782.15 to the end of August 2000) would be required to offset the tax liabilities for Centre francophone du Toronto metropolitan for 1998, 1999 and 2000. Of this total, \$40,514.25 represents the City portion and \$48,560.52 is the education portion. The figures in the table include the capping amounts for 1998 to 2000 as the full CVA taxes total \$33,032.00 annually.

Table 1

Total Tax Relief Required to Offset 1998, 1999 and 2000 Taxes  
(Centre francophone du Toronto metropolitan - 20 Lower Spadina Avenue)

Year	Current Value Assessment	Taxes	Interest	Total	City	Education
1998	447,665 CT	\$24,522.78	\$ 8,023.34	\$32,546.12	\$14,561.13	\$17,984.99
1999	447,665 CT	\$25,097.55	\$ 4,810.42	\$29,907.97	\$13,617.10	\$16,290.87
2000	447,665 CT	\$25,672.29	\$ 948.39	\$26,620.68	\$12,336.02	\$14,284.66
Total		\$75,292.62	\$13,782.15	\$89,074.77	\$40,514.25	\$48,560.52

Since the Federal Government previously paid the grant-in-lieu for the Centre, it should be requested to continue that funding for 1998 and subsequent years. Should Council wish to support a grant for the 1998 to 2000 period, it would need to allocate an amount of \$89,074.77 from 2000 Corporate Contingency to Grants Contingency which is administered by the Grants Committee.

Other Options Considered:

- (a) Tax Treatment Similar to Ethno-Cultural Centres:



Should a grant not be considered appropriate, the Centre has requested the City to consider its status as being similar to 'Ethno Cultural Centres' and extend a similar tax rebate program currently implemented.

Subsection 442.1(4) of the Municipal Act allows a municipality to have a tax rebate program, which provides tax rebates to organizations that are similar to eligible charities or a class of such organizations defined by the municipality. Toronto City Council at its meeting of October 26 and 27, 1999, adopted recommendations for a tax rebate program for organizations that are defined as ethno-cultural centres.

City By-law No. 829-1999 defines ethno-cultural centres as centres for the promotion of culture within the multi-cultural context of Canadian society and for the facilitation of communication and understanding of culture, education, arts and trade, the activities of which are accessible to the community as a whole or an appreciable portion thereof at minimal or no cost, and which are not contrary to public policy.

The Centre would meet the criteria for ethno-cultural centres except for the requirement that an organization must own and occupy the eligible property. The Centre is a tenant in the property at 20 Lower Spadina Avenue, owned by the City of Toronto.

However, the Centre argues that it is, in fact, unique, in that it is a non-profit ethno-cultural organization and has a history of not being required to pay taxes when the property was owned by Harbourfront even though the Federal Government paid the grant-in-lieu on its behalf. Further, it contends that to be equitable, the City could either amend the ethno-cultural centre eligibility criteria to permit long term leases (in addition to outright ownership) or transfer title to the Centre. Ownership for ethno-cultural centres is a key criterion and it is not recommended to be changed. Transfer of title to the Centre would not be a preferred option.

(b) Property Tax Exemption:

Application must be made to the Regional Assessment Commissioner of the Ontario Property Assessment Corporation (OPAC) to determine whether an organization would be eligible for tax exemption. Legislated authority for tax exemptions for a number of different types of property is contained in Section 3 of the Assessment Act R.S.O. 2000, and the responsibility for the determination of tax exempt status for property in Ontario, including non-profit organizations rests with the Regional Assessment Commissioner. The key criterion for an exempt status for non-profit organization is ownership of property occupied.

In this case, the Centre has a 60 year lease and it is unlikely that the Assessment Commissioner would consider it eligible for tax exempt status.

Conclusion:

Centre francophone du Toronto metropolitan is a non-profit corporation, established on October 21, 1977. The Centre is located on lands previously owned by the Harbourfront Corporation at 20 Lower Spadina Avenue until 1996 when the land was transferred to the City. During the period of occupancy when owned by Harbourfront Corporation, Harbourfront paid the taxes (in the form of a grant-in-lieu) on behalf of the Centre. However, when the ownership of the property transferred to the City, the Centre was assessed as taxable and the Centre received a property tax bill from the City for 1997. The current lease requires the Centre to be responsible for payment of any property taxes levied against it. The Centre maintains that, as it had never been required to pay taxes, that agreement, although never in writing, should continue. Since the Federal Government paid the grant-in-lieu on behalf of the Centre previously, it may be appropriate for it to be requested to continue the payment for 1998 and subsequent years.

The Centre has received \$39,628.00 each year for 1998 and 1999 in grants for community program activities under the City of Toronto's Community Service Grant program as well as for cultural programs from the Toronto Arts Council.

The Centre has requested the City to extend a tax rebate beginning in 1998 similar to other ethno-cultural centres which it maintains could be achieved through amending eligibility criteria to permit long term tenancies or through a transfer of title to it. It supports its position of being unique, without setting a precedent, since it is a multi-service provider of programs to the francophone community.

Should Council provide tax relief, taxes would total \$89,074.77 (taxes \$75,292.62 and interest \$13,782.15 to the end of August 2000). The City portion is \$40,514.25 and \$48,560.52 for the education portion. Under full CVA the ongoing taxes based on the 2000 tax rate total \$33,032.00 of which the City share is \$15,307.00 and the education share is \$17,725.00.

The option of obtaining exempt status under the Assessment Act is unlikely, as the Centre does not own the premises.

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**ATTACHMENT NO. 12**

Report dated September 1, 2000, from the Chief Financial Officer and Treasurer, entitled "Options for Tax Relief for Non-Profit Organizations for 1998, 1999 and 2000". (See Minute No. 11.182, Page 303.):

Purpose:

To respond to a request of the Assessment and Tax Policy Task Force to explore options to provide non-profit organizations with tax relief for the period 1998 to 2000.

Financial Implications:

If the Province agrees to fully fund tax relief to non-profit organizations, as recommended by this report, there is no requirement for City funding.

Should the Province agree to fund only the education tax component of tax relief grants to the amount of \$343,000.00, identified as an alternative recommendation, the City's share of the grant requirement is estimated at \$289,000.00. The City's share of funding would require a one-time allocation in the amount of \$289,000.00 from the 2000 Corporate Contingency to the Grants Contingency, to be administered through the City's Grants Sub-Committee.

Recommendations:

It is recommended that:

- (1) the Government of Ontario be requested to devise means to identify non-profit organizations that have not been afforded protection against tax increases due to relocations in the period 1998 to 2000, and to introduce legislative and regulatory amendments to provide tax relief directly to affected organizations to offset increases in property taxes arising from taxation at full commercial/industrial tax rates;
- (2) if legislative and regulatory amendments are not introduced, that the Province fund the full costs of any tax relief provided by municipalities to affected organizations, in recognition that the capping provisions of Bill 16 (the Small Business and Charities Protection Act, 1998), fail to adequately protect charities and non-profits that have relocated, despite the Bill's original intent;
- (3) (a) if the Province does not agree to fully fund the costs of municipal tax relief, the Province be requested to voluntarily fund the provincial education tax portion of any tax relief provided by municipalities to relocated organizations, as consistent with the original provisions for municipal rebates to charities and non-profits under Bill 16;

- (b) subject to the Province agreeing to contribute this portion, Council approve the use of individually-approved one-time grants for tax relief to eligible non-profit organizations in cases of demonstrated financial hardship where it can be established that, due to relocations in 1998, these organizations have not been protected against CVA-related tax increases during the period 1998 to 2000, and where other means of providing direct tax relief are not available; and
- (c) that a one-time allocation of \$289,000.00 from the 2000 Corporate Contingency to the Grants Contingency be approved to cover the City's portion of estimated requests for tax relief grants from eligible organizations;
- (4) subject to the Province agreeing to contribute the education tax portion of any tax relief provided, that tax relief grants be administered under the City's existing grants review process by the Grants Sub-Committee, under the terms of the City's approved grants policy, and in accordance with the eligibility criteria and general principles set out in this report and summarized in Appendix 1 and Appendix 2;
- (5) staff be directed to develop a communications package and strategy to inform potentially eligible non-profit organizations of the City's ability to correct errors on the frozen assessment listing where it can be established that premises occupied by the organization were incorrectly returned on the assessment roll for taxation in 1998 and should have been entitled to taxation at a reduced rate, as applicable;
- (6) the Ontario Property Assessment Corporation (OPAC) be requested to provide the necessary assistance and co-operation to City staff in facilitating the determination of revised 1998, 1999 and/or 2000 taxes payable, by providing updated 1997 frozen assessment listings for individual rental units, as necessary;
- (7) should additional fees be charged by OPAC for the services described above that the Province be requested to fund the associated costs of services provided, either in full or in part; and
- (8) this report be forwarded to the Policy and Finance Committee.

Background:

The Assessment and Task Policy Task Force, at its meeting of February 5, 1999, in considering a communication from Councillor Bussin dated December 20, 1998, requested further information on methods of providing tax relief to non-profit organizations.

Prior to the implementation of Current Value Assessment (CVA) in 1998, charities and non-profit and similar organizations that owned and occupied properties and that met eligibility criteria under the Assessment Act were exempt from taxation. Charities and non-profit organizations that leased space within the business property classes, however, paid realty taxes at the residential rate for these premises (rather than at the substantially higher

commercial tax rate), in recognition of their non-profit status. These organizations were also exempt from paying the former Business Occupancy Tax (BOT).

Implementation of Current Value Assessment (CVA) in 1998 resulted in the elimination of a lower tax rate for charities and non-profit organizations occupying leased space in the business classes, and elimination of the BOT. Under CVA, rental premises occupied by these organizations were to be assessed and taxed at the full commercial or industrial rate.

Bill 16, the Small Business and Charities Protection Act, 1998, was enacted by the Province to provide tax relief for charities and similar organizations facing tax increases due to CVA.

In addition to prescribing a method to cap tax increases at 2.5 percent per year, this Bill provided municipalities with the option of providing a tax rebate from zero to 100 percent of the taxes payable for registered charities and similar organizations, including those occupying leased space in the commercial and industrial classes. In municipalities where no cap on increases was adopted, Bill 16 made mandatory a 40 percent rebate for registered charities to offset former BOT amounts.

At its meeting of July 21 and 23, 1998, Council adopted the recommendation of the Assessment and Tax Policy Task Force that no property tax rebate program be instituted for charitable and similar organizations in the industrial and commercial property classes for the duration of the capping period (1998-2000). The 2.4 percent capping provision permitted by Bill 16 was deemed to provide adequate protection against CVA-related tax increases for charities and non-profit organizations (Clause No. 5 of Report No. 13 of The Strategic Policies and Priorities Committee, July 13, 1998).

The legislative provisions surrounding the current capping program, however, fail to address the situation where charities and non-profit associations have relocated or commenced new operations in leased commercial premises since January 1998. In these cases, relocated or new non-profit organizations are not afforded the same level of protection from tax increases experienced by organizations that have not moved.

Comments:

In general, non-profit organizations that own or lease space within the business classes are protected against tax increases by the City's 2.4 percent cap on annual tax increases. Where non-profit organizations occupying tenanted space have not moved during the period 1998 to 2000, they have continued to pay taxes at the level paid in 1997, subject only to an annual 2.4 percent increase. The 1997 taxes for such leased space would already reflect a residential tax rate and exclude Business Occupancy Tax in recognition of the non-profit status of the organization.

Under the Municipal Act, landlords are not permitted to increase the property tax component of the rent for leased space by more than 2.4 percent each year. In addition, landlords are required to pass through any CVA-related decrease in taxes to tenants.

In a typical commercial building offering leased space, the total taxes on the property are apportioned amongst the tenanted portions. With the elimination of the Business Occupancy Tax (BOT) under CVA, the total taxes for the building now include former BOT amounts previously paid by tenants. Hence the apportionment of taxes on each tenant portion in 1998 and subsequent years includes an amount that represents the former BOT amount, equivalent to an average of approximately 40 percent of the realty tax payable on the unit.

As a result, the property tax component of the rents on units occupied by businesses may have increased by up to 40 percent in commercial and industrial buildings. Where rental units have become vacant since 1998, and are subsequently leased to non-profit organizations, there is no requirement that owners/landlords offer any reduction in taxes to recognize that these organizations were previously taxed at a lower rate and did not pay BOT.

The additional property taxes payable by these organizations may even apply where a non-profit relocates within the same building, or simply increases the space that it occupies. This creates an additional financial burden for non-profit organizations that have commenced operations, or have moved, or have been forced to move, in the period January 1998 to the present. In these cases, non-profit organizations leasing commercial and industrial space must pay market rents, often at significantly higher rates than those paid by other non-profits that have not relocated.

Organizations that moved in 1999 and 2000 would have done so with full knowledge of new CVA tax levels, and therefore should not expect that tax relief would be provided to offset what were effectively business decisions to relocate. Non-profit tenants that relocated in 1998 could have avoided being taxed at the full commercial or industrial rate had their tenancy agreement stipulated that their rent reflect a 1997 residential tax rate and exclude BOT amounts. In some cases however, particularly where these organizations relocated in the first half of 1998 and entered into net lease agreements (i.e. where property tax is paid separately from the rental amount), the actual amount of taxes payable in 1998 was not known until late in the year because of delays in the return of the assessment roll.

In a small number of cases, the assessment roll for 1998 taxation (based on a property's status at the end of 1997) did not correctly reflect that rental premises were occupied by a non-profit organization and were therefore entitled to a reduced rate. These units would have been returned for taxation in 1998 at the full commercial or industrial rate and include BOT amounts.

This report identifies options to provide tax relief to eligible non-profit organizations where Council deems that tax relief is appropriate in the circumstances, or where adequate protection against tax increases due to CVA has not been afforded eligible organizations due to relocations.

Tax Relief For Eligible Charities and Non-Profit Organizations (1998 to 2000):

Toronto City Council, in considering tax policy for the years 1998 to 2000, decided that no property tax rebate program be instituted for charitable and similar organizations in the industrial and commercial property classes. (Clause No. 5 of Report No. 13 of The Strategic Policies and Priorities Committee, July 13, 1998). The 2.4 percent cap on annual tax increases permitted by Bill 16 was deemed to provide adequate protection against CVA-related tax increases for charities and non-profit organizations.

Notwithstanding this decision, Council has since approved, in very limited circumstances, grants or rebates of all or some portion of property taxes for identified charities and/or non-profit organizations. These exceptions have been implemented in order to continue the pre-1998 tax treatment for specific property types, where previous Councils had supported exemptions from property taxation.

In the former Toronto and Metro, approvals for tax relief had been broadly based on the criteria that support only be provided to “unique, one-of-a-kind facilities in the opinion of Council”. (Report from the Chief Financial Officer and Treasurer to the Assessment and Tax Policy Task Force, Fair Tax Policy for Ethno-cultural Centres and Similar Organizations, September 15, 1999).

Specifically, in October of 1999, Council approved rebates of 100 percent of the taxes payable by ethno-cultural centres and similar organizations for 1998, 1999 and 2000 as a means of continuing tax exemptions for individual properties that had each previously been the subject of Private Members Bills in the provincial legislature and that had been supported by the Councils of the former Metro Toronto municipalities. (Clause No. 9 of Report No. 8 of The Policy and Finance Committee, October 26 and 27, 1999).

At the same meeting, Council also approved rebates of 100 percent of the property taxes payable by Veteran’s Clubhouses and Legion Halls for the 1999, 2000 and 2001 taxation years (for the clubhouse portion only). The purpose of this rebate was to continue the City’s previous practice of providing tax exemptions for the City share of taxes for these types of properties in recognition of the services they provide to the community. (Clause No. 8 of Report No. 8 of The Policy and Finance Committee, October 26 and 27, 1999).

It is not recommended that Council consider any further retroactive exemptions or rebates of property taxes for other charity and non-profit organizations for the 1998 to 2000 period.

Council’s original decisions surrounding tax relief for charities and non-profits sought to maintain the status quo for this three-year period pending development of longer-term policies, while ensuring that no organizations faced excessive tax increases. The 2.4 percent cap has, in large part, achieved this objective.

A re-examination of the tax relief available for 1998 to 2000 for charities, non-profit groups or other organizations is ill-timed at this juncture, particularly given that tax policy planning is now underway for 2001 and subsequent years. Revisiting Council's earlier decisions in this regard would require protracted and contentious debate over appropriate eligibility criteria, and likely result in millions of dollars of unbudgeted expenses to be incurred in the current fiscal year if additional or retroactive tax relief was contemplated.

Tax Relief For 1998, 1999 and 2000 in Individual Cases of Demonstrated Hardship:

There remain individual cases of non-profit organizations where, due to gaps in legislative provisions, some organizations have not been afforded protection against CVA-related tax increases. As previously discussed, these have generally resulted from relocations during the early part of 1998, before final 1998 taxes had been established, or from errors in the status of the property as returned on the 1997 assessment roll for taxation in 1998. There are two methods available to provide relief in these circumstances.

(1) Correct Errors on the Frozen Assessment Listing for Taxation in 1998.

Under the capping program adopted by Council, property taxes for commercial and industrial property in 1998, 1999 and 2000 are based on the taxes paid in 1997, with annual increases limited to 2.4 percent in each of the three years. It is particularly important, therefore, that the tax status of a property was correctly reflected on the 1997 year-end assessment roll (the frozen assessment roll) that is used to determine taxes for the following three years.

Where errors on the frozen assessment listing have resulted in an overpayment of taxes, these errors can be corrected and taxes adjusted accordingly through existing processes.

Hence in situations where a rental unit was incorrectly returned on the assessment roll for taxation in 1998 as being occupied by a commercial entity (i.e. taxable at the full commercial rate and subject to BOT), but the unit was in fact vacant or occupied by a non-profit organization such that it would have qualified for taxation at a lower rate, this error can be corrected. This would allow the City's Finance Department to adjust the taxes on identified properties for all or a portion of the period 1998 to 2000. Retroactive tax adjustments are funded through the City's existing Tax Deficiencies account.

Correcting errors on the 1998 frozen assessment listing, however, has certain limitations on its effectiveness as a tax relief measure. Firstly, it must be established that the assessment of a property was incorrectly returned at the end of 1997 for taxation in 1998. The property owner would be required to verify that the property (or the portion of the property in question) was either vacant or occupied by an organization eligible to be taxed at the lower rate. A property owner is not compelled, however, to report this information voluntarily, nor is it mandatory that the owner apply to have the taxes reduced to reflect vacancies.



Secondly, in cases where an error applied to only a portion of a property (e.g. an individual suite or unit in a multi-unit rental building), a calculation would be required to determine the portion of the total assessment attributable to the unit to which the reduction applies. This determination, and the establishment of a revised property value for the frozen assessment listing, must be made by the Ontario Property Assessment Corporation (OPAC).

Prior to 1998, OPAC (formerly the Property Assessment Division of the Ministry of Finance) maintained tenant information for all rental properties in the City of Toronto, including the apportionment of the assessment on individual rental units within a property. Where the apportionment for a particular rental suite has not changed since 1997 (i.e. there has been no change to the configuration or square footage of rental units within the building), this information is easily determined.

In cases where a current rental unit differs from the 1997 configuration, and therefore represents a larger or smaller percentage of the assessment on the building, a new apportioned value must be determined for the unit in question by OPAC staff. City staff do not have the expertise to determine the assessment amount attributable to a rental portion that has changed since 1997. In these cases, a special request to OPAC to calculate the new amount would be required before errors on the frozen assessment listing could be corrected, and before tax adjustments could be processed. As such, OPAC's assistance in providing this information is critical. This service may represent a new cost to the Province and/or the City should OPAC decide to charge a fee for each such determination.

Finally, tax adjustments or reductions arising from a correction to the frozen assessment listing would be applied as a credit against the owner's property tax account. Unfortunately, tax credits or adjustments may only be applied to the property as a whole, not to individual rental units or tenants. Where a non-profit organization is a tenant within leased or rental premises, particularly in a multi-unit rental building, they may not receive any reduction in taxes or rent from a correction to the frozen listing.

At present there is no legislative or regulatory mechanism that would allow these types of tax adjustments to be paid directly to an occupant of a rental portion of the property, even where the tax reduction is attributable to an error in the tax status of a non-profit occupying that rental unit. Further, the landlord/owner is not required by law to pass on any reduction in taxes to a tenant in these circumstances. A non-profit organization would have to attempt to recover a tax or rent reduction through a potentially protracted settlement with the landlord/property owner.

Where a charity or non-profit own and occupy the property in its entirety, however, they would receive the full amount of any tax reduction. Similarly, where an entire property is leased by a non-profit, and taxes are paid directly under the terms of a net lease agreement,

reductions in the property tax payable from a correction to the frozen assessment listing would benefit the tenant in this case.

Corrections to the frozen assessment listing can therefore provide some tax relief where it can be established that the year-end 1997 assessment did not correctly reflect that the premises were occupied by an organization entitled to be taxed at the lower (residential) rate and exempt from business occupancy tax, or that the premises were vacant. This approach, however, has limited effectiveness in ensuring that tax relief is provided directly to non-profits occupying rental units in multi-unit buildings.

It is recommended that staff be directed to develop a communications package and strategy to inform potentially eligible non-profit organizations of the City's ability to correct errors on the frozen assessment listing where it can be established that premises occupied by the organization were incorrectly returned on the assessment roll for taxation in 1998 and should have been entitled to taxation at a reduced rate, as applicable.

- (2) Retroactive amendments to provincial legislation and regulations, with provincial funding to offset differences in taxation amounts where protection has not been provided by capping provisions.

Provincial legislation and regulations that govern the capping program fail to address the situation where charities or non-profit organizations have relocated since January of 1998. Organizations that have relocated within the business classes, particularly in the early part of 1998, and that have occupied space not previously occupied by a charity or non-profit, have not been afforded the same level of protection against tax increases that Bill 16 (the Small Business and Charities Protection Act, 1998), was intended to provide.

By introducing legislative and regulatory amendments, the Province can close the loopholes that have caused these relocated organizations to be financially disadvantaged. It is recommended that the Province devise means to identify affected organizations and to provide tax relief to offset any increase in property taxes arising from taxation at full commercial/industrial tax rates. This would ensure that a non-profit organization that was eligible (or would have been eligible) to be taxed at the residential tax rate in 1997 and exempt from business occupancy tax, in recognition of its non-profit status, would not be taxable at full commercial or industrial rates under CVA in 1998, 1999 and 2000, regardless of whether the organization had relocated in this period.

The Province, through the Ontario Property Assessment Corporation (OPAC), can undertake to revise figures on the 1997 frozen assessment listing (on which taxes in 1998, 1999 and 2000 are based) for rental premises that have become occupied by non-profit organizations. Amendments must also ensure that any reductions in property taxes to reflect occupancy by these organizations are appropriately passed on by the property owner or

landlord to the affected organization. The City does not have the authority to mandate that retroactive tax decreases flow through to tenants in rental situations.

If legislative and regulatory amendments are not introduced by the Province, it is recommended that the Province fund the full costs of any tax relief provided by municipalities to affected organizations, in recognition that the capping provisions of Bill 16 fail to adequately protect charities and non-profits that have relocated, despite the Bill's original intent.

If the Province does not agree to fully fund the costs of municipal tax relief, it is further recommended that, at a minimum, the Province voluntarily fund the provincial education tax portion of any tax relief provided by municipalities to relocated organizations. This approach is consistent with the original provisions for municipal rebates to charities and non-profits, wherein the Minister of Finance had the authority to fund the costs of the education tax component of municipal tax rebates for charities. This would trigger a City funding commitment of \$289,000.00, based on the current split between the municipal and the education portions of the total tax rate.

#### Implementing Tax Relief Through Grants to Relocated Non-Profit Organizations:

Direct grants to non-profits have the advantage over other methods of tax relief in that they can be paid directly to affected organizations occupying rental premises, without channeling tax refunds through a landlord or owner. Grants may also be calculated such that the grant amount represents the difference between the actual property taxes paid and the property tax that would have been payable had the premises been occupied by a non-profit (i.e. taxed at the residential rate and exempt from BOT). In this way, grant allocations are specific to the individual circumstances of eligible organizations, and reflect only those portions of the period 1998 to 2000 for which the organization qualifies to receive tax relief.

Tax relief grants to non-profits that have relocated may be administered under the City's existing grants review process, under the terms of City's approved grants policy. The City's Grants Sub-Committee, reporting to the Policy and Finance Committee, has responsibility for administering the grants contingency, a fund established to respond to non-recurring, ad-hoc requests that do not meet the criteria of established grant programs. Requests to provide tax relief to non-profit organizations in demonstrated cases of hardship, including those organizations that, due to a relocation in 1998 have lost the protection against CVA-related tax increases, may be addressed through a one-time grant from the grants contingency.

In terms of process, it is anticipated that the Grants Sub-Committee would consider applications for grants funding on an individual basis, based on staff recommendations to direct specific tax relief to a non-profit organization that meets previously approved eligibility

criteria. The recommendations of the Grants Sub-Committee would then be forwarded for review and approval by the Policy and Finance Committee and Council. The Grants Sub-Committee review would also ensure that requests for funding met the eligibility criteria established under the City's grants policy.

Staff recommendations for one-time grant funding in cases of demonstrated hardship would follow a consistent set of principles, as follows, to determine eligibility and to calculate recommended grant amounts.

Identification and Eligibility Determination:

Grants may be provided to charitable and non-profit organizations that relocated or commenced new operations in 1998 and that, prior to 1998, paid (or would have paid) taxes at the residential tax rate and were exempt from paying Business Occupancy Tax, and are now experiencing financial hardship due to increases in the property tax component of their rent.

Requests for grants must rely on self-identification by affected organizations, in the form of a written request for financial assistance, as it is not otherwise possible to identify the organizations that may fit into this category.

Eligibility would require that the applicants meet the following definition and criteria for a charity or non-profit organization.

- (1) The organization must be a registered charity within the meaning of the Income Tax Act (Canada); or
- (2) Where non-profit organizations are not registered charities (as defined under section (1) above), the following preliminary eligibility criteria apply:
  - must demonstrate a concern for the relief of poverty, or for people in emotional, physical or spiritual distress; and
  - must provide a clear service or benefit to the community, in that it concerns itself with the advancement of science, education, philosophy, religion, art, sports and other causes beneficial to the community; and
  - the activities of the organization must not be contrary to public policy; and
  - must be operated on a not-for-profit basis (with no share capital) and be accountable to the community; and
  - services and activities must be accessible to the community as a whole or an appreciable portion of it.

and

- (3) Must have qualified prior to 1998 (or in the case of new organizations, would have previously qualified) to pay taxes at the residential tax rate and to receive an exemption from the payment of Business Occupancy Tax, and currently occupy leased space in the commercial or industrial tax class.

and

- (4) Must demonstrate financial hardship arising from a CVA-related increase in the property tax component of the rent payable for premises occupied by the organization, and that the rental increase is attributable to a relocation or commencement of operations in the period January 1998 to December 1998.

The criteria in Item (2) are the same as those previously presented to Council in July of 1998 in considering tax relief for charities and non-profit organizations (Clause No. 5 of Report No. 13 of The Strategic Policies and Priorities Committee, July 14, 1998, Appendix A).

These criteria are also consistent with those used to determine eligibility for tax rebates currently provided to ethno-cultural organizations, as previously approved by Council at the October 26 and 27, 1999 meeting (Clause No. 9 of Report No. 8 of The Policy and Finance Committee).

Determination of Grant Amount:

For the purposes of calculating the difference between tax amounts that would have been payable and those that are actually paid under current rental agreements, applicants would be required to provide the following information:

- proof of eligibility under the criteria set out above;
- proof of a requirement to pay a portion of property taxes, and proof of current payment;
- date of first occupation of the new premises;
- previous and current area occupied;
- former rent paid; and
- a statement from the current landlord certifying the current rent, the percentage of the monthly rent that is attributable to property taxes, or the actual property tax paid by the rental unit.

The information above, combined with the 1997 frozen assessment amount for the rental premises, allows for the calculation of the difference between the current taxes paid and the taxes that would have been payable if a residential 1997 rate applied and no BOT was payable. This difference represents the maximum amount of tax relief (the recommended grant amount) that would be available to eligible non-profit organizations.

Again, in order to calculate the difference in taxes payable, the assistance of the Ontario Property Assessment Corporation (OPAC) would be required to provide the City with a revised 1997 frozen assessment value for the rental premises in question. While OPAC has previously provided this service to the City at no cost, a decision by OPAC to charge a fee for each such determination may represent a new cost to the Province and the City.

It is recommended that OPAC be requested to provide the necessary assistance to City staff in determining revised 1998, 1999 and/or 2000 taxes payable by providing updated 1997 frozen assessment listings for individual rental units as necessary. Further, should additional fees be charged by OPAC for these services, it is recommended that the Province be requested to fund, in full or in part, the associated costs of services provided.

One-time grants from the grants contingency would only be provided for that period of time between January 1, 1998, and December 31, 2000, in which a non-profit was subject to a higher tax rate resulting from a relocation in 1998 within the business tax classes (as evidenced by the date of first occupation). New organizations that started operations in 1998 would be eligible from the effective start-up date.

Tax relief would not be provided for organizations that relocated in 1999 and 2000, when new CVA tax levels and rental amounts could be reasonably predicted. In all cases, grants would be payable directly to qualifying non-profit organizations, and not to owners and/or landlords leasing space to such organizations.

#### Financial Resource Requirement:

It is estimated that up to 25 requests for one-time tax relief grants may be received by the City, requiring a financial commitment of approximately \$632,000.00. Should the Province agree to fully fund this program there would be no cost to the City. Should the Province agree to fund only the education tax component of tax relief grants to the amount of \$343,000.00, as recommended by this report, the City's share of grants funding is estimated at \$289,000.00.

It is recommended that tax relief grants by Council only be considered where the Province has agreed to contribute the education tax portion of tax relief identified under these guidelines.

There are approximately 1,300 registered charities and community-related non-profit organizations in Toronto. Using monthly updates supplied by Community Information Toronto's Blue Book database, it is estimated that up to 130 organizations may have relocated or commenced new operations during the period January 1998 to December 1998. Of these, it is estimated that up to 25 organizations may qualify for a tax relief grant under the eligibility guidelines set out in this report. On average, the difference between

actual property taxes paid and the taxes that would have been payable at the lower (protected) rate is approximately \$860.00 per month.

The figures above are estimates, based on projections of the number of organizations that may qualify for a grant under the proposed eligibility criteria. There are a number of factors that may reduce the financial requirement associated with tax relief grants, as follows.

- (1) Not all eligible organizations will apply.

The availability of tax relief grants for qualifying organizations would be publicized through the Community Resources Section of the City's Department of Community and Neighbourhood Services, via fact sheets and/or publications. Eligibility for grants, however, would still rely on self-identification by organizations that have relocated or commenced new operations in 1998. Despite communications efforts, some organizations may not be aware of the financial assistance available, while others may not consider it worthwhile to make application and provide the information required, while others may have ceased operations or moved outside of Toronto.

- (2) Financial assistance does not apply to the full amount of rental increases.

Grants are intended to provide tax relief where it can be shown that the property tax component of the monthly rent has increased as a result of the organization occupying new premises in 1998. Where the tax component of the monthly rent has not increased, no relief is available. If a relocated organization has increased the space it occupies or has moved to a better location, the increase in rent may be only partially attributable to an increase in the property tax component of the rent. Any grant, in this case, would only reflect the increase attributable to the property tax component.

- (3) Not all organizations will experience tax increases on relocation or start-up.

In some cases, a non-profit organization occupying space that was previously leased by another such organization may continue to pay rent that reflects taxation at the lower (protected) rate, if the landlord has chosen not to increase the rent. For this reason, applicants for tax relief are required to provide a statement from their landlord certifying the percentage of the monthly rent that is attributable to property taxes, or the actual property tax paid by the rental unit, to allow the calculation of the grant amount.

Conclusions:

Charitable, non-profit and similar organizations that have relocated or commenced new operations in leased space within the commercial and industrial classes since January 1998 may have experienced an increase in the property tax component of their rent in 1998, 1999

and 2000. The new rental amount may not reflect the fact that these organizations were taxed in 1997 at the residential rate, and were exempt from business occupancy tax. Provincial legislation and regulations that govern the capping program implemented by Council fail to address this situation. As a result, organizations that have relocated may have lost the protection against property tax increases that the tax caps were to have provided.

The proposed tax relief measures in this report cover only the period January 1998 to December 2000, and apply specifically to cases of demonstrated financial hardship. It is not recommended that Council consider any further retroactive exemptions or rebates of property taxes for charities and non-profits for this period.

Future measures to protect charity and non-profit organizations from excessive tax increases in 2001 and subsequent years will be developed within the context of applicable provincial legislation and the City's overall objectives for tax reform and taxpayer protection, in consultation with stakeholder groups such as the Business Reference Group.

Contact Names:

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Appendix 1

Eligibility Criteria for Tax Relief Grants for Charity and Non-Profit Organizations  
(1998, 1999 and 2000 Relocations)

Eligibility Criteria:

- (1) The organization must be a registered charity within the meaning of the Income Tax Act (Canada); or
- (2) Where non-profit organizations are not registered charities (as defined under section (1) above), the following preliminary eligibility criteria apply:
  - must demonstrate a concern for the relief of poverty, or for people in emotional, physical or spiritual distress; and
  - must provide a clear service or benefit to the community, in that it concerns itself with the advancement of science, education, philosophy, religion, art, sports and other causes beneficial to the community; and
  - the activities of the organization must not be contrary to public policy; and
  - must be operated on a not-for-profit basis (with no share capital) and be accountable to the community; and
  - services and activities must be accessible to the community as a whole or an appreciable portion of it.

and

- (3) Must have qualified prior to 1998 (or in the case of new organizations, would have previously qualified) to pay taxes at the residential tax rate and to receive an exemption from the payment of Business Occupancy Tax, and currently occupy leased space in the commercial or industrial tax class.

and

- (4) Must demonstrate financial hardship arising from a CVA-related increase in the property tax component of the rent payable for premises occupied by the organization, and that the rental increase is attributable to a relocation or commencement of operations in the period January 1998 to December 1998.

## Appendix 2

Principles for Tax Relief Grants for Charities and Non-Profit Organizations  
(1998, 1999 and 2000 Relocations)

- (1) Tax relief grants are intended to direct financial assistance to charity or non-profit organizations in 1998, 1999 or 2000 where it can be shown that the property tax component of the monthly rental payment has increased as a result of the charity or non-profit organization occupying new premises in 1998, and that the organization has endured financial hardship as a result. Where the tax component of the monthly rent has not increased, no financial assistance is payable.
- (2) The maximum amount of tax relief available is calculated as the difference in the taxes payable by a charity or non-profit organization occupying a rental unit in 1998, 1999 or 2000 (at the protected level, as described in Section 3) and the taxes that would be payable by a commercial or industrial tenant occupying the same unit (at the unprotected level, as described in Section 4).
- (3) The protected level of taxes refers to taxation at the 1997 residential tax rate, and exemption from payment of Business Occupancy Taxes in 1997, subject to a 2.4 percent increase in each of 1998, 1999 and 2000 over 1997 levels to reflect increases due to the CVA program.
- (4) Where organizations have moved, the 1998, 1999 and 2000 taxes payable (unprotected level) are calculated to reflect:
  - (i) taxation in 1997 at the commercial or industrial tax rate, rather than the residential rate;
  - (ii) an additional 40 percent, to reflect the inclusion of business occupancy taxes, or actual BOT amounts where these can be determined; and
  - (iii) a 2.4 percent increase in each of 1998, 1999 and 2000 over 1997 levels to reflect increases due to the CVA program.
- (5) Eligibility for tax relief grants will rely on self-identification by affected organizations, by way of a written request from the organization to the City Clerk.
- (6) An application process is required to determine eligibility and to allow the calculation of the amount of grant assistance available in each case. Eligibility criteria for tax relief are as defined under Appendix 1 to this report.

- (7) Applicants are required to provide the following information for the purposes of calculating the amount of tax relief payable:
- (i) proof of eligibility under the criteria set out in Appendix 1;
  - (ii) proof of a requirement to pay a portion of property taxes, and proof of current payment;
  - (iii) date of first occupation of the new premises;
  - (iv) previous and current area occupied;
  - (v) former rent paid; and
  - (vi) a statement from the current landlord certifying the current rent, the percentage of the monthly rent that is attributable to property taxes, or the actual property tax paid by the rental unit.
- (8) Tax relief under this program is only available for that period of time between January 1, 1998 and December 31, 2000, in which a charity or non-profit was subject to a higher tax rate resulting from a relocation in 1998 within the business tax classes (as evidenced by the date of first occupation). New organizations that started operations in 1998 and that qualify for tax relief will be eligible from the effective start-up date.
- (9) Any grant amounts awarded are payable directly to qualifying charities and non-profit organizations, and not to owners and/or landlords leasing space to such organizations (unless the landlord/owner is eligible for tax relief in their own right).

**ATTACHMENT NO. 13**

Joint report dated October 2, 2000, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, entitled "Retention of Consulting Engineers for the Provision of Detailed Design, Consultation, Construction Inspection and Contract Administration Services, Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West, Toronto Trinity-Niagara Ward 20". (See Minute No. 11.183, Page 306.):

Purpose:

To obtain approval to hire the Consulting Engineering firm of DS-Lea Associates Limited to provide detailed design, consultation, construction inspection and contract administration services for Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West, in the absence of further Standing Committee meetings and in view of the urgent need to begin detailed design.

Financial Implications and Impact Statement:

The estimated cost of the services to be provided including a provisional sum and applicable GST is \$786,455.00.

Funds for the work are available under 2000 Capital Works Program Account No. CTP 800-4.

Recommendations:

It is recommended that:

- (1) the consulting engineering firm of DS-Lea Associates Limited, being the highest overall scoring proponent, be engaged to provide Detailed Design, Consultation, Construction Inspection and Contract Administration services for Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West for an amount of \$786,455.00 including all contingencies and GST;
- (2) a consulting services agreement be entered into with DS-Lea Associates Limited on such terms and conditions satisfactory to the Commissioner of Works and Emergency Services and in a form satisfactory to the City Solicitor; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

The construction of Fort York Boulevard between Bathurst Street and Lake Shore Boulevard has been planned for the 2001 season. Because of the complex scope of the project and the volume of engineering work anticipated in 2001, outside consulting assistance is required for the preparation of detailed engineering designs, specifications, tender documents and plans. Staff issued Request for Proposal No. 9118-00-7236 for this assignment and on August 18, 2000, technical and fee proposals were received from DS-Lea Associates Limited, Acres International, and Cole, Sherman and Associates Limited for the provision of Detailed Design, Consultation, Construction Inspection and Contract Administration services for Fort York Boulevard from Bathurst Street to Lakeshore Boulevard West.

Comments:

The proposals were evaluated in accordance with the criteria identified in the Request for Proposal (RFP) document and it was determined that the proposal submitted by DS-Lea Associates Limited, being the highest overall scoring proponent, offers the best value to the City based on their technical capabilities, the services offered and the cost of the work.

The Manager, Fair Wage and Labour Trades Office, has reported favourably on the firm recommended.

Conclusions:

After a comprehensive evaluation process, it is recommended that the proposals submitted by DS-Lea Associates Limited, being the highest overall scoring proponent, be accepted at a cost not to exceed \$786,455.00, including all applicable taxes and contingencies.

Contact:

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**ATTACHMENT NO. 14**

Confidential report dated October 2, 2000, from the Commissioner of Economic Development, Culture and Tourism, submitted with respect to Motion J(29), such report to remain confidential in accordance with the provisions of the Municipal Act, having regard that it contains information related to the Security of the Property Interest of the Municipality, save and except the recommendations embodied therein. (See Minute No. 11.184, Page 307.):

Recommendations:

It is recommended that:

- (1) Council direct the Commissioner Corporate Services, in consultation with the Commissioner Economic Development, Culture and Tourism, and other appropriate City staff, to enter into discussions to advance this economic development opportunity and to report to the next meeting of Council with recommendations on the specific size, location and configuration of the site to be declared surplus pursuant to By-law 551-1998 to facilitate this opportunity;
- (2) Recommendation No. (2) embodied in Clause No. 27 of Report No. 9 of The North York Community Council, adopted by City Council on August 1, 2, 3 and 4, 2000, be deferred until such time as the current discussions regarding the aforesaid economic development opportunity on these City-owned lands have concluded; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**ATTACHMENT NO. 15**

Report dated September 22, 2000, from the Commissioner of Corporate Services, entitled "Amendment to the Proposed Conveyance of a Portion of the Existing Public Lane, South of Queen Street East, Extending Easterly from Northern Dancer Boulevard (Ward 26 - East Toronto)". (See Minute No. 11.189, Page 315.):

Purpose:

To amend the authority previously granted by City Council with respect to the closing and conveyance to the abutting owner of a portion of the existing public lane located south of Queen Street East, extending easterly from Northern Dancer Boulevard, and the construction of a new public lane outlet in lieu thereof.

Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

Recommendations:

It is recommended that:

- (1) Clause No. 63 of Report No. 8 of The Toronto Community Council, as adopted by City Council at its meeting held on May 9, 10 and 11, 2000 be amended by deleting the requirement that the applicant complete construction of the new lane prior to conveying the new lane lands (shown as Part 2 on the attached Sketch No. PMC-2000-029) to the City and instead requiring the applicant to complete construction of the new lane following conveyance of the new lane lands to the City, subject to and in accordance with the provisions of the existing subdivision agreement relating to lane construction within the Plan of Subdivision pertaining to these lands (the "Subdivision Agreement");
- (2) authority be given to enter into an agreement amending the Subdivision Agreement to reflect the change in location of the subject lane from the existing lane lands (shown as Part 1 on the attached Sketch No. PMC-2000-029) to the new lane lands; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.

Background:

City Council, at its meeting held on May 9, 10 and 11, 2000, adopted Clause No. 63 of Report No. 8 of The Toronto Community Council, and in so doing authorized the closing and conveyancing of a portion of the public lane south of Queen Street East, extending easterly from Northern Dancer Boulevard, and the creation of a new public lane outlet in lieu thereof. City Council subsequently passed By-law No. 510-2000 to implement the foregoing.

Comments:

Pursuant to the provisions of the Subdivision Agreement, the owner of the development site at the southeast corner of the Queen Street East/Northern Dancer Boulevard intersection (the "site") is required to construct a new lane to City standards and specifications on the existing lane lands prior to occupancy of the project being constructed on the site. Pursuant to Clause No. 63 of Report No. 8 of The Toronto Community Council Report, however, authority was given to convey the existing lane lands to the abutting owner in exchange for the new lane lands. At the time staff reported on the proposed closing and conveyancing of the existing lane in exchange for the new lane, it was recommended that the land exchange not take place until the new lane had been constructed to City specifications and standards, acceptable to the Commissioner of Works and Emergency Services.

The applicant has requested that this recommendation be amended to allow for the land exchange to take place prior to construction of the new lane, with construction of the new lane to be completed after closing, at the same time that the remaining streets and lanes in the development are constructed pursuant to the provisions of the Subdivision Agreement. The construction of the new lane after the conveyance of the new lane lands to the City is acceptable provided that construction of the new lane is completed prior to occupancy of the project being constructed on the site. In order to secure completion of construction of the new lane following closing, it is recommended that the Subdivision Agreement be amended so that the provisions therein pertaining to the construction of the existing lane are instead made to apply to the construction of the new lane.

Staff of Works and Emergency Services and the Legal Division of Corporate Services have been consulted and are in agreement with the above-noted recommendations.

This undertaking is pre-approved in accordance with Schedule A of the Class Environmental Assessment for Municipal Road Projects.



Conclusions:

In order to facilitate the developer's request to construct the new lane in place of the existing lane on the terms set out in the Subdivision Agreement, the previous report authorizing the closing and conveyancing of the existing lane in exchange for a constructed new lane outlet, should be amended to reflect the recommendations set out in this report.

Contact:

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List of Attachments:

Sketch No. PMC-2000-029

(A copy of Sketch No. PMC-2000-029, which was appended to the foregoing report, is on file in the office of the City Clerk.)

**ATTACHMENT NO. 16**

Report dated September 22, 2000, from the Commissioner of Corporate Services, entitled "Calcorp Incorporated Option to Purchase Part of Viking Road, Request for Extension, Ward 4 (Markland-Centennial)". (See Minute No. 11.190, Page 317.):

Purpose:

To authorize an extension of the Option Agreement for the sale of Viking Road to Calcorp Incorporated.

Financial Implications and Impact Statement:

The City will receive revenue from the eventual sale of the land.

Recommendations:

It is recommended that:

- (1) the Option to Purchase Agreement between Calcorp Incorporated and the City of Toronto be extended until July 4, 2001, on the same terms and conditions as the original option save and except for any further rights of extension;
- (2) the City Solicitor be authorized and directed to complete this transaction according to the terms and conditions as set out in this report and pay any City costs incidental to the closing and be further authorized to amend the closing date to such earlier or later date as considered reasonable; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

At its meeting held on September 22, 1997, the Council of the former City of Etobicoke adopted Clause 240-A-97 of the Sixteenth Report of the Administration Committee, 1997, authorizing the appropriate City officials to take all steps necessary to enter into an option agreement with Calcorp Incorporated whereby Calcorp Incorporated would have an option to purchase the north-easterly and north-westerly halves of the Viking Road allowance on an "as-is" basis at a price of \$200,000.00 per half, with interest to accrue from the date of acceptance until the completion of the sale at the prime rate charged by the Royal Bank, subject to the necessary road closing process, and subject to the reservation of any

easements required for municipal services or public utilities. The subject portions of Viking Road comprise a total area of 0.60 acres shown on the attached sketch.

The Option Agreement was for a period of 18 months and allowed for five, 30-day extensions beyond that. The Option Agreement was also conditional upon Calcorp Incorporated making application to amend the Official Plan and rezone the subject and surrounding lands for high-density residential development. In order to include the Viking Road allowance in the application an Option to Purchase was granted to Calcorp Incorporated.

As a result of delays in determining a mechanism and timing for sanitary sewer expansion in the area, City Council, at its meeting of December 14, 15 and 16, 1999, adopted Clause 11 of Report No. 14 of The Etobicoke Community Council, which provided for a 12 month extension to Calcorp Incorporated's option to purchase Viking Road to December 4, 2000.

The extension to July 4, 2001, recommended herein, has been requested by Calcorp and is required in order to establish transportation requirements for the area.

Comments:

The proponents are undertaking a land assembly in the vicinity of Viking Road which involves an Official Plan amendment and rezoning to allow for phased high-density residential development. A plan, entitled "Key Development Sites in the Kipling/Islington Secondary Plan Review", is attached for reference.

The proposal would result in a economic boost for the area and provide for job creation and expansion of the City's tax base. Furthermore, the development is seen as a catalyst for further long-awaited re-development of the Kipling/Dundas area. The required Official Plan amendment and rezoning has taken longer than originally anticipated and in order to properly assess transportation requirements for the area, it is now anticipated that the review, Official Plan amendment and rezoning will be processed in the spring of 2001. Accordingly, an extension to the Agreement of Purchase and Sale is required.

Conclusions:

Due to delays in processing the Kipling-Islington Study, a further extension is considered reasonable.

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List of Attachments:

- (1) Property Sketch
- (2) Plan of Key Development Sites in the Kipling/Islington Secondary Plan Review

(A copy of the attachments, referred to in the foregoing report, are on file in the office of the City Clerk.)

**ATTACHMENT NO. 17**

Report dated September 26, 2000, from the Commissioner of Urban Development Services, entitled "Sign By-law Variance Application, Owner: St. John's Anglican Church, 2125 Weston Road, File Number: 10/4/47-1, Ward 27 (York-Humber)". (See Minute No. 11.191, Page 319.):

Purpose:

To consider a Sign By-law Variance Application requesting approval to permit the replacement of an existing on-premise ground sign with a new sign in the same location, of the same size but with a height exceeding the maximum height permitted by the Sign By-law.

Financial Implications and Impact Statement:

There are no financial implications arising from the adoption of this report.

Recommendations:

It is recommended that:

- (1) the application by the St. John's Anglican Church for a variance to the provisions of By-law No. 3369-79, as amended, to permit an on-premise, ground sign, with a maximum height of 3 metres at 2125 Weston Road be approved as a minor variance; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

The subject site is located on the north east side of Weston Road, north of Fern Avenue. The subject sign is proposed to replace an existing non-conforming sign with identical dimensions, area and height. The site is zoned Mixed Use Commercial Residential District. Commercial uses abut both sides of the subject site in the block from Fern Avenue to Church Street. Medium and High density residential uses exist on the opposite side of Weston Road (see Attachment 1 – Sign Location Map).

Proposal:

St. John's Anglican Church is requesting a variance to the Sign By-law to permit the replacement of an existing sign with a sign having a maximum height of three metres, whereas the existing regulations only permit a maximum height of two metres. The existing sign, presently three metres in height is non-conforming. The proposed sign will otherwise be in compliance with all other provisions of the governing Sign By-law.

Sign By-law Variance:

Sign By-law No. 3367-79, as amended, for the former City of York regulates on-premise signs. Section 17.1.2 (j) regulates sign height to a maximum of 2 metres. The requested variance is as follows:

<u>Item</u>	<u>Proposed</u>	<u>By-law</u>	<u>Variance</u>
Maximum Height	3.0 metres	2.0 metres	1.0 metre

Comments:

The application has been reviewed considering the location of the sign in a commercial area, the desire to replace an existing sign with a sign that is identical in area and height, and the visual impact on surrounding commercial uses along Weston Road. Staff are of the opinion that the variance requested is minor and should be approved.

Conclusions:

A variance to the height provisions of Sign By-law No. 3367-79, as amended, to permit an on-premise sign, ground sign with a maximum height of three metres at 2125 Weston Road is recommended for approval as a minor variance to Sign By-law No. 3367-79, as amended.

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List of Attachments:

Attachment 1: Sign Location Map

(A copy of the Sign Location Map for 2125 Weston Road, which was appended to the foregoing report, is on file in the office of the City Clerk.)

**ATTACHMENT NO. 18**

Report dated September 26, 2000, from the Commissioner of Urban Development Services, entitled "Recommended Locations for Noise Monitors". (See Minute No. 11.192, Page 320.):

Purpose:

To seek Council's approval of the prioritized list of noise monitor locations (Attachment No. 1) and to recommend that Council forward the list to the Greater Toronto Airports Authority (GTAA) so that the GTAA may install an additional noise monitor in the City before the end of 2000.

Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

Recommendations:

It is recommended that:

- (1) Council approve the attached prioritized list of noise monitor locations (Attachment No. 1); and
- (2) the list be forwarded to the Greater Toronto Airports Authority in response to its request for an appropriate location to install one additional noise monitor in the City of Toronto by the end of 2000.

Background:

Currently, the GTAA has five noise monitors (Attachment No. 2) in the City of Toronto to measure the impacts that Lester B. Pearson International Airport (LBPIA) has on the City's residents. As part of its noise management program, the GTAA will be installing one additional noise monitor per year, over the next three years (2000, 2001 and 2002) in each of the Cities of Brampton, Mississauga and Toronto. The noise monitors will assist the GTAA in its efforts to mitigate noise generated by LBPIA. The new monitor will also provide the City with additional information on the impacts of noise from LBPIA on its residents and ensure that the GTAA is following proper procedure with respect to aircraft landings, takeoffs, flight paths and adherence to night time flight restrictions.

At the Noise Management Committee meeting of April 5, 2000, the GTAA requested that the Cities of Brampton, Mississauga and Toronto provide them with recommended locations for the installation of the current year's noise monitors.

At its meeting of March 2, 3 and 4 1999, City Council approved the Terms of Reference to assess the LBPIA's noise monitoring system and the noise impact resulting from the Airport's operations. The study was awarded to Aercoustics Engineering Limited. City staff were awaiting the completion of the LBPIA Noise Impact Assessment and Review Report by Aercoustics Engineering Limited before recommending any location(s) for new noise monitors in the event that the report made specific recommendations with respect to the location of additional noise monitors. City Council adopted a report from the Commissioner of Works and Emergency Services with respect to the LBPIA Noise Impact Assessment and Review Report at its meeting of June 7, 8 and 9, 2000. While the LBPIA Noise Impact Assessment and Review Report identifies the need for additional noise monitors, and contains a general description of the dispersion of these monitors, it did not recommend any specific location(s) for future monitors. The report recommends that this may be the subject of a further study.

To ensure that the City receives an additional noise monitor in the current year, Councillor Brown, Ward 5, has canvassed the opinions of key stakeholders, including the Etobicoke Federation of Ratepayers' and Residents' Association (EFRRRA), on possible locations. The attached list of recommended noise monitor locations was developed from these consultations. The list is prioritized based on the areas that are perceived to be most impacted by LBPIA at this time. It is anticipated that there would be no concerns with respect to locating the monitors in any of these locations, as all of the sites are publicly-owned property.

Conclusions:

The installation of an additional noise monitor in the current year will assist the GTAA in implementing its noise management program and provide the City of Toronto with additional information on the noise impact of LBPIA on the residents of Toronto. To ensure that the City receives an additional monitor this year, it is necessary for Council to provide the GTAA with recommended locations before the end of this year. Council may wish to address the location of future monitors through further study by a qualified consultant, as recommended in the LBPIA Noise Impact Assessment and Review Report.

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List of Attachments:

Attachment 1: Prioritized List of Recommended Noise Monitor Locations



Attachment 2: City of Toronto – Existing Noise Monitor Locations

Attachment No. 1

Prioritized List of Recommended Noise Monitor Locations

1. Martin Grove Road and Eglinton Avenue – on the reservoir – north east corner on top of the hydro house
2. Dixon Park (Kipling Avenue and Dixon Road) – on top of the ice rink building
3. Humberwood Community Centre (Humberwood Boulevard)
4. Flagstaff Park (Mercury Road and Kearney Drive) – on top of the swimming pool building
5. Western Technical Secondary School (Runnymede Road and Bloor Street)
6. George Locke Library (south east corner of Yonge Street and Lawrence Avenue)

Attachment No. 2

City of Toronto - Existing Noise Monitor Locations

1. 1675 Martin Grove – West Humber Collegiate (Roof)  
Ward 5 – Rexdale Thistletown
2. Acacia Avenue – Humberlea (Ground)  
Ward 6 – North York Humber
3. 30 Westroyal Road – St. Eugene’s School (Roof)  
Ward 3 – Kingsway Humber
4. Eriksdale Road – Markland (Ground)  
Ward 4 – Markland Centennial
5. Thirty First Street – James S. Bell School (Roof)  
Ward 2 – Lakeshore Queensway

**ATTACHMENT NO. 19**

Report dated October 2, 2000, from the Commissioner of Works and Emergency Services, entitled "Contract No. YK9905RD - Reconstruction of Pavement, Sidewalk and Curb at Various Locations in Ward 27 and Ward 28 (Ward 27 - York Humber and Ward 28 - York Eglinton)". (See Minute No. 11.194, Page 324.):

Purpose:

To advise City Council of an increase in the cost of Contract No. YK9905RD Reconstruction of Pavement, Sidewalk and Curb at Various Locations in Ward 27 and Ward 28 and to request authorization for the additional funds.

Financial Implications and Impact Statement:

Funds to cover the total cost of the work have been accommodated within Economic Development Account No. CED 013-3 and the approved 1999 Capital Works Program Account No. CTP179-2.

The Chief Financial Officer and Treasurer has reviewed this report and concurs with the financial impact statement.

Recommendations:

It is recommended that:

- (1) approval be given for the expenditure of additional funds in the amount of \$829,240.08 under Contract No. YK9905RD; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

Contract No. YK9905RD for the Reconstruction of Pavement, Sidewalk and Curb at Various Locations in Ward 27 and Ward 28 was awarded by the Works Committee at its meeting of July 14, 1999, to Il Duca Construction Inc. in the amount of \$1,846,295.70.

The purpose of the contract was to undertake pavement, sidewalk, and curb reconstruction and associated water service renewals at various locations within Ward 27 and Ward 28. Work on the project commenced in August 1999, and was scheduled to be completed by November 12, 1999.

The project was designed and tendered in accordance with the standards and policies of the former City of York.

Conflicts with watermain rehabilitation works within the project area and addition of urban design components on Oakwood Avenue, Vaughan Road and Humbercrest Boulevard forced winter suspension of the work and delayed completion of the contract to August, 2000.

During the course of the contract, additional work was undertaken within the contract limits to accommodate requests from the City's Economic Development Section, to accommodate changes in corporate design standards, and to address unanticipated site conditions.

As a result of the design changes and additional work carried out, the total cost of the contracted works amounted to \$2,675,535.78. This represents a contract overrun of \$829,240.08.

Comments:

The additional costs incurred in undertaking this contract are due to:

- (1) undertaking additional work to accommodate design upgrades requested by the City's Economic Development Section for BIA initiatives and traffic modifications requested by Transportation Services;
- (2) changes in design standards; and
- (3) unanticipated site conditions.

The following is a detailed summary of the additional costs incurred, the nature of the work undertaken and a description of the administrative steps taken to prevent a recurrence of this kind of cost overrun on construction contracts.

- (1) Additional Work to Accommodate Design Upgrades in Support of BIA Initiatives and Traffic Modifications:

Following the award of the contract the Economic Development Section requested that design modifications be made to the proposed road and sidewalk reconstructions on Oakwood Avenue and Vaughan Road to provide for decorative street lighting on Oakwood Avenue, and tree pits and decorative pavers on Vaughan Road.

In addition, traffic calming pinch points were installed on Humbercrest Boulevard. at the request of City Council. Concrete crosswalks were installed at signalized intersections on Oakwood Avenue to conform to current City design practice.

All of this additional work was carried out within the physical limits of the original contract works. If these improvements had not been constructed in conjunction with the originally planned work, they would have had to be implemented later at significantly higher cost and additional construction disruption to the community.

The total cost of this additional work amounts to approximately \$250,000.00.

The additional work identified arose out of a lack of adequate consultation with the various community and corporate stakeholders who had interest in the design of the project. Since the tendering of this contract in May, 1999, District 1 Engineering Services has implemented a project design initiation notification process that seeks specific input from a wide variety of internal and external stakeholders. This process ensures that anyone having an interest in the design of a project, or wishing to co-ordinate other initiatives with the proposed construction, have an opportunity to provide input before the project is tendered.

(2) Costs to Incorporate Changes in Design Standards:

The design standards identified in the tender documents for the reconstruction of Oakwood Avenue and Vaughan Road called for the installation of a flexible pavement design typically used in the reconstruction of local and collector roads in the former City of York.

Both Oakwood Avenue and Vaughan Road are subjected to heavy traffic volume and carry TTC bus routes. In order to withstand these loads and meet the City's lifecycle objectives it was determined that a composite pavement incorporating a concrete road base would prolong the life of the pavement.

In addition, the construction methods used to install composite pavements also enable the work to be carried out without full closure of the road. The ability to maintain traffic during construction provided another rationale for using a composite pavement design.

The total additional cost of installing the composite pavement amounted to approximately \$290,000.00.

The need to modify the pavement design standards identified in the tendered document occurred as a result of changes in municipal standards. The contract was prepared by staff of the former City of York and incorporated standards utilized in the former City of York for the reconstruction of pavements. As discussed this standard was not adequate to meet the new City's performance objectives and accordingly was amended.

Since the tendering of this contract we have continued to work on the development of corporate design standards for both road and sewer and water infrastructure. In addition the Road Classification System adopted by City Council assists in the identification of pavement design requirements.

(3) Costs Resulting from Unanticipated Site Conditions:

Additional costs were incurred as a result of reconstructing more sidewalk than was identified in the original tender.

The amount of sidewalk reconstruction identified in the contract documents was based on evaluations carried out prior to tendering the contract and did not take into consideration the additional sidewalk replacement due to the installation of water service and street lighting power conduit. In addition, more sidewalk was reconstructed after a re-evaluation of trip hazards.

The former City of York typically used existing pavement mapping to develop tender quantities. This practice results in a slight underestimate of the actual quantity of pavement to be replaced. In this contract, increases in excavation and pavement quantities were between 8 percent and 16 percent.

The total cost of the additional sidewalk and pavement reconstruction work amounted to approximately \$289,000.00.

To ensure that accurate quantity estimates are prepared prior to tendering contracts, current survey data, mapping and subsurface investigations are now used in the pre-engineering analysis preparation of contract drawings and tender documents.

In addition to making changes in the project consultation and design processes, we have also made changes to project cost control documentation to ensure that potential over runs are identified as cost are incurred, rather than at the time of final payment.

Staff responsible for the design and construction of capital infrastructure works have been advised of the importance of effective project management and the requirements of the City's Purchasing and Financial Control By-law. The actions identified in this report have already served to minimize the recurrence of over runs of this nature.

Conclusions:

The final cost of Contract No. YK9905RD in the amount of \$2,675,535.78 is in excess of the award amount by \$829,240.08. The additional costs were due to the addition of

related works within the limits of the contract and changes in contract quantities. In accordance with the Financial Control By-law, this matter is being referred to City Council for authorization of the additional expenditure.

This report has been prepared in consultation with staff of the City Auditor's office.

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**ATTACHMENT NO. 20**

Report dated September 29, 2000, from the Commissioner of Urban Development Services, entitled "Taxi Licensing Matters". (See Minute No. 11.196, Page 327.):

Purpose:

To request Council to consider and adopt outstanding recommendations contained in the following reports: June 21, 2000, from the Commissioner, Urban Development Services respecting the establishment of fees for the provision of services by the Municipal Licensing and Standards Division; June 27, 2000, from the City Clerk, Licensing Sub-Committee respecting refresher training courses for taxicab drivers as amended by the Planning and Transportation Committee at its meeting on July 10, 2000; and June 21, 2000, report from the Commissioner, Urban Development Services respecting licensing fees for year 2001.

Financial Implications and Impact Statement:

Nil.

Recommendations:

It is recommended that City Council approve the following outstanding recommendations contained in the three aforementioned reports which were considered by the Planning and Transportation Committee at its meeting on July 10, 2000:

- (I) from the June 21, 2000 report respecting the establishment of fees for the provision of services by the Municipal Licensing and Standards Division:
  - (1) the following fees be revised as recommended in the report for:
    - (a) cancellation and refund of the Taxicab Drivers' Training Course;
    - (b) re-booking of CPR/First Aid courses;
    - (c) attending Taxicab Drivers' Training course examinations;
    - (d) processing of applications for the accredited vehicle repair facility list;
    - (e) inspections for the accredited vehicle repair facility list;

- (f) rescheduling of exams for trades licences be included in the fees for services provided by the Municipal Licensing and Standards Division;
  - (g) rescheduling of attendance at the Taxicab Drivers' Training Course;
  - (h) attendance at the Customer Service Module of the Taxicab Drivers' Training Course; and
  - (i) attendance at the Accessible Taxicab Training Course; and
- (2) the City Solicitor, in consultation with the Commissioner of Urban Development Services, be authorized to prepare and introduce in Council a bill to establish fees for the provision of services provided by the Municipal Licensing and Standards Division of Urban Development Services; and
- (II) from the report dated June 27, 2000 from the City Clerk, Licensing Sub-Committee respecting taxicab refresher training courses:
- (1) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-day taxicab driver refresher training course that must be taken every two years by all taxicab drivers, except Ambassador Taxicab drivers, licensed in the City of Toronto;
  - (2) the Municipal Licensing and Standards Division, Taxi Industry Unit, Training Section, design, develop and deliver internally a five-day taxicab driver refresher training course for Ambassador Taxicab drivers that must be taken four years after the initial course and every two years thereafter;
  - (3) every driver, owner and agent shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three years, as provided by Toronto Ambulance Services, or other approved agency; and
  - (4) By-law No. 20-85 be amended to implement the taxicab driver and owner/agent refresher training courses.

The Planning and Transportation Committee endorsed the recommendations contained in the aforementioned reports, subject to amending the report (June 27, 2000) from the City Clerk, Licensing Sub-Committee by:



- (1) amending Recommendation No. (3), as above, by deleting the requirement that owners have to complete a First Aid/CPR course, providing an exemption process for drivers who are unable to attend because of medical reasons, and limiting the amount of course fee so that this recommendation now reads:
  - “(3) (a) every driver shall be required, as a condition for licence renewal, to attend and successfully complete a one-day First Aid/CPR course every three years, as provided by Toronto Ambulance Services, or other approved agency;
  - (b) a driver will not be required to pay for more than one First Aid/CPR course; and
  - (c) a driver will be exempt from taking the First Aid/CPR course upon production of a medical certificate stating, due to health reasons, he/she is unable to take this course”.

With respect to the report dated June 21, 2000 from the Commissioner, Urban Development Services respecting licensing fees for the year 2001, it is recommended that the report be amended to include:

- (1) a renewal fee of \$604.00 be established for the Ambassador Class Taxicab Licence.

With respect to each of the aforementioned recommendations:

- (1) the appropriate City officials be authorized to undertake any necessary action to give effect thereto.

Background:

Two reports from the Commissioner of Urban Development Services and one from the City Clerk relating to Taxi Licensing Matters were before the Planning and Transportation Committee on July 10, 2000. Due to the financial implications contained in the reports, the Planning and Transportation Committee referred the aforementioned reports to the Commissioner of Urban Development Services, requesting her to report to the Policy and Finance Committee with a consolidated report which would include all of the recommendations contained in the three reports and the amendments proposed by the Committee. The report (July 17, 2000) from the Commissioner of Urban Development Services did not specifically include all the recommendations contained in the three reports.

With regards to the renewal fee for Ambassador Class Taxicab Licences, the recommended fee of \$604.00 was arrived at by following the full cost recovery model used to establish direct costs associated with all taxicab owner's licences, less costs associated with the application/issuing process and the management of the taxicab drivers' waiting list. This is consistent with the licensing component within the Municipal Licensing and Standards Division operating on a cost recovery basis, as allowed by law.

Conclusions:

This report requests City Council to approve outstanding recommendations, as endorsed and as amended by the Planning and Transportation Committee on July 10, 2000, respecting fees for the provision of service by the Municipal Licensing and Standards Division and respecting the provision of taxicab refresher training courses for taxicab drivers.

It also requests City Council to amend the report from the Commissioner of Urban Development Services respecting licensing fees for the year 2001.

Due to operational requirements for the remainder of year 2000, into the early part of year 2001, concerning licence fees and training course development, it is imperative that the recommendations be adopted by this Council. It is also essential to deem these recommendations to have come into effect on August 1, 2000, to ensure consistency with the recommendations already adopted by Council at its meeting on August 1, 2000, relative to taxi licensing matters.

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**ATTACHMENT NO. 21**

Report dated September 29, 2000, from the Commissioner of Corporate Services, entitled "Request for Extension of Time, Disposition of the Westerly Portion of 110 Wildwood Crescent (Ward 26 - East Toronto)". (See Minute No. 11.198, Page 332.):

Purpose:

To secure authority to grant a time extension to January 31, 2001, in order to complete negotiations with the Church.

Financial Implications:

Revenue will be generated from the eventual sale.

Recommendations:

It is recommended that:

- (1) the time extension to January 31, 2001, to complete negotiations with the Forward Baptist Church be granted;
- (2) the Commissioner of Corporate Services be authorized to continue negotiations with the Forward Baptist Church and to report back should an acceptable agreement be received;
- (3) if an agreement cannot be reached by January 31, 2001, then the approved manner of sale be to offer the property on the open market; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

City Council, at its meeting held on May 9, 10 and 11, 2000, re-opened Clause No. 15 of Report No. 5 of The Administration Committee, only insofar as it pertained to the proposed manner of sale and adopted the report (May 5, 2000) of the Commissioner of Corporate Services thereby authorizing that the approved manner of sale be a direct sale to the Forward Baptist Church. City Council further authorized that if an agreement cannot be reached within three months, then the approved manner of sale be to offer the property for sale on the open market.

The Administration Committee, at its meeting held on September 12, 2000, gave consideration to a report (September 6, 2000) from the Commissioner of Corporate Services (Clause No. 25 of Report No. 19 of The Administration Committee) advising that negotiations were continuing with the Church and as the Church would like to conclude this transaction during this term of Council, should an acceptable offer be received a sale report would be submitted directly to Council.

Comments:

By letter dated September 26, 2000, the Forward Baptist Church has requested an extension of time with respect to negotiating the purchase of 110 Wildwood Crescent until January 31, 2001. They require this additional time not only to complete negotiations with the City, but to facilitate the renovation and subsequent sale of a Church-owned property in order to finance the purchase.

Conclusions:

It is considered reasonable to provide the Forward Baptist Church with the requested extension of time to January 31, 2001, therefore, Council should approve the time extension.

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List of Attachments: Map

(A copy of the location map, which was appended to the foregoing report, is on file in the office of the City Clerk.)

## **ATTACHMENT NO. 22**

Report dated October 3, 2000, from the Commissioner of Urban Development Services, entitled "Proposed Interim Control By-law to Prohibit the New Use of Land, Buildings or Structures for Three Areas in the Central Waterfront and Surrounding Areas (Downtown, Trinity-Niagara, Don River)". (See Minute No. 11.208, Page 350.):

### Purpose:

The purpose of this report is to propose an Interim Control By-law to prohibit the creation of new uses of land or the erection of new buildings or structures for three areas located in the Central Waterfront and surrounding area, for a period of one year. The by-law is intended to protect future options for a publicly accessible waterfront and a reconfigured transportation network as the City undertakes a review of its land use and transportation policies. Over the next year, the City will develop a new Central Waterfront Official Plan and Zoning By-law, taking into consideration the Toronto Waterfront Revitalization Task Force Proposal and proposals for the 2008 Olympic Bid.

### Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

### Recommendations:

It is recommended that:

- (1) based on City Council's prior resolution of August 1, 2, 3 and 4, 2000, directing senior staff to undertake a review of land use policies and prepare a new Central Waterfront Official Plan and Zoning By-law, taking into consideration the Waterfront Revitalization Task Force Proposal, and the ongoing work on the 2008 Olympic Bid, City Council pass an Interim Control By-law, pursuant to Section 38 of the Planning Act, to prohibit the new use of land, buildings or structures, except temporary structures, tents or marquees used in connection with special event programming, for the three areas shown on the attached Map 1 and located within the Study Area referred to in this report, and that this By-law be in force for a period of one year; and
- (2) authority be granted for the introduction of the necessary Bill in Council to implement Recommendation No. (1).

Background:

Toronto's 2008 Olympic Bid and the Toronto Waterfront Revitalization Task Force Report have focused considerable attention on the waterfront. At its meeting of February 29, 2000, Council approved the Toronto 2008 Olympic Bid submission including a Master Plan showing the siting of key Olympic venues and facilities. On March 27, 2000, the Toronto Waterfront Revitalization Task Force Report was released. The City responded to the Task Force Proposal in a report entitled, "Our Toronto Waterfront, Building Momentum: A Report to Toronto City Council on the Proposal of the Toronto Waterfront Revitalization Task Force". This report outlined an implementation strategy and the next steps to be taken to achieve the waterfront vision. At its meeting on August 1, 2, 3 and 4, 2000, City Council endorsed the report in principle and adopted the recommendations of the report with some minor changes.

At its August, 2000 meeting, Council also directed staff to report back on detailed studies to be undertaken immediately, including a review of the road system and regional and local transit networks associated with the Gardiner reconfiguration. Council also directed the Commissioner of Urban Development Services to prepare a new Central Waterfront Official Plan and Zoning By-law "taking into consideration" the development concept put forward in the Task Force Proposal.

The Task Force Proposal recommends the replacement of the elevated Gardiner Expressway and the redistribution of the existing traffic onto a series of surface roads. Modifications would be needed to the existing arterial road network and new arterial road links would need to maintain traffic capacity and improve traffic operations. The proposed road network would affect lands available for redevelopment. In addition, the Task Force Proposal envisions a connected system of new parks and open spaces. The Proposal includes continuous public access to the waterfront defined by a waterfront boulevard with buildings on the north side and public space on the south side.

Comments:

With so much attention focused on the waterfront and surrounding areas, there has been considerable development pressure including a large number of active applications. As work has progressed, staff have reviewed the areas affected by the Task Force Proposal, the Central Waterfront Plan and the Olympic Bid and have determined that development in certain areas can proceed without precluding any options, provided it falls into the following categories:

- development which will not preclude or affect the transportation improvements under review;
- lands with no significant effect on implementing a new waterfront plan;

- built-out areas, such as Harbourfront, which are not affected by planning or transportation proposals;
- projects that are consistent with the emerging planning objectives for the waterfront such as a continuous public water's edge open space; and
- projects which do not conflict with proposals for the 2008 Olympic Bid.

Rationale for Interim Control By-law:

Section 38 of the Planning Act authorizes Council to pass resolutions directing that a review or study be undertaken in respect of land use policies. Interim Control By-laws put a temporary freeze on land uses while the City is studying or reviewing its policies.

Council has directed staff to prepare a new Central Waterfront Official Plan taking into consideration the proposal from the Toronto Waterfront Revitalization Task Force. Staff are still consulting on the 2008 Olympic Master Plan. At this point in time, ongoing studies may be compromised by the inappropriate use of land, buildings, or structures commenced before the studies have been completed. The eventual planning policies and implementation strategies may be prejudiced. It is recommended that development in identified areas be temporarily halted, so as not to compromise the outcome of the City's review until further studies have been completed.

Staff have analysed the areas affected by the Task Force Proposal, the new Central Waterfront Plan and the Olympic Bid and defined them to be the Study Area. The Study Area is generally located between Jameson Avenue and Leslie Street. Within the Study Area, there are three areas impacted significantly by these initiatives. These areas are impacted by the potential reconfiguration of the Gardiner Expressway, the associated future transportation network and by new road alignments or corridors that need to be protected. There may also be lands within these areas that need to be protected for the parks and open space network. Other lands have been identified as locations for Olympic venues or facilities.

The three areas are identified on Map 1. Area 1 is affected by the reconfiguration of the Gardiner Expressway and the associated future transportation network. The Lakeshore/Bremner transportation corridor will impact on this area. Area 2 is also affected by the Gardiner reconfiguration and the changes to the arterial road network. The potential Wellington/Front Street realignment will impact on Area 2. Area 3 is also affected by the arterial road network and the parks and open space network and treatment of the water's edge envisaged by the Task Force. Area 3 also includes lands identified for Olympic venues and facilities, including the Yonge Street Waterfront Plaza, Olympic Stadium and other venues. Map 2 shows the reconfigured transportation network as proposed by the Toronto Waterfront Revitalization Task Force.

Accordingly, it would be appropriate for Council to pass an Interim Control By-law prohibiting the new use of all land, buildings or structures, except temporary uses, within the three areas shown on the attached Map 1. The Interim Control By-law should remain in force for one year. If, as anticipated, the new Central Waterfront Official Plan and Zoning By-law are in place earlier in 2001, the Interim Control By-law could be ended. Temporary structures, tents or marquees used in connection with special event programming should be exempted.

Conclusions:

An Interim Control By-law will ensure that future development in selected areas will not preclude emerging planning and transportation policies that may be developed as part of the new Central Waterfront Plan and Zoning By-law, taking into consideration the Waterfront Revitalization Task Force Proposal and the 2008 Olympic Bid. The City Solicitor was consulted in the preparation of this report. Staff from Facilities and Real Estate, Works and Emergency Services, Legal, Parks Policy and Development, and the Toronto Economic Development Corporation (TEDCO) were consulted regarding the Interim Control By-law.

Contact:

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List of Attachments:

Attachment No. 1: Areas Subject to Proposed Interim Control By-law  
Attachment No. 2: Transportation Network as proposed by the Toronto Waterfront Revitalization Task Force

(A copy of the Attachments, referred to in the foregoing report, are on file in the office of the City Clerk.)



**ATTACHMENT NO. 23**

Confidential report dated October 4, 2000, from the Executive Director, Human Resources, entitled “Memoranda of Agreement between the City of Toronto, Community Centre 55, 519 Church Street Community Centre, Eastview Neighbourhood Community Centre, Cecil Street Community Centre, Scadding Court Community Centre, Ralph Thornton Community Centre, Applegrove Community Centre, Central Eglinton Community Centre, Harbourfront Community Centre, Swansea Town Hall, and CUPE Local 2998”, such report to remain confidential in accordance with the provisions of the Municipal Act, having regard that it contains information related to Labour Relations, save and except the recommendations embodied therein. (See Minute No. 11.210, Page 352.):

Recommendations:

It is recommended that:

- (1) Council approve the Memorandum of Agreement between the City of Toronto, the Community Centres, and Local 2998 (the Community Centres’ Unit); and
- (2) the appropriate officials be authorized to take the necessary action to implement the recommendation.

**ATTACHMENT NO. 24**

Report dated September 29, 2000, from the Commissioner of Works and Emergency Services, entitled "No. 1121 Bay Street (Elev'n21 Residences Inc.) - Establishment of Construction Staging Areas (Downtown)". (See Minute No. 11.211, Page 354.):

Purpose:

To establish on-street construction staging areas to facilitate the Edilcan Construction Corporation residential development at No. 1121 Bay Street.

Financial Implications and Impact Statement:

All costs associated with this proposal will be borne by the developer.

Recommendations:

It is recommended that:

- (1) in order to facilitate construction of a new residential tower at Premises No. 1121 Bay Street, the following temporary lane closures (as described more particularly in the text of this report) be authorized for a period of approximately two years:
  - (a) eastbound curb lane on Charles Street West from Bay Street to La Scala Lane; and
  - (b) La Scala Lane from Charles Street West to a point approximately 31.0 metres south thereof;
- (2) La Scala Lane operate two-way from St. Mary Street to a point approximately 31.0 metres south of Charles Street; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to implement the foregoing, including the introduction in Council of any Bills that may be required.

Comments:

Works and Emergency Services has in the past few days received an application from Edilcan Construction Corporation on behalf of Elev'n21 Residences Inc., for permission to erect temporary construction hoarding at the Elev'n21 Residences Inc. site (No. 1121 Bay Street) in the eastbound curb lane of Charles Street West, from Bay Street to the lane first east thereof (La Scala Lane), and La Scala Lane from Charles Street West to a point approximately 31.0 metres south thereof, in connection with the establishment of construction staging areas to facilitate the work associated with the completion of this 21-storey residential building.

The new construction will involve the drilling of caisson walls and excavation to a depth of five (5) storeys on the site bounded by Bay Street, Charles Street West, La Scala Lane and Premises No. 1099-1105 Bay Street. It also involves the demolition of the two existing 2-storey buildings (Premises No. 1115 and 1121 Bay Street).

Accordingly, Edilcan Construction Corporation has requested that consideration be given to establishing construction staging areas:

- (1) within the eastbound curb lane of Charles Street West from Bay Street to La Scala Lane;
- (2) within La Scala Lane from Charles Street to a point approximately 31.0 metres south thereof (resulting in the closure of this lane); and
- (3) the construction of covered walkway over the existing sidewalk on Bay Street from Charles Street to a point approximately 31.0 metres south thereof.

City of Toronto By-law No. 455-2000, Section 2, grants authority to the Commissioner of Works and Emergency Services to issue full or partial road closure permits for periods of up to 30 days for private construction. In consideration that these proposed full and partial closures are intended to last approximately 21 months, we are advising City Council of the intended lane closures.

La Scala Lane currently operates one-way northbound from St. Mary Street to Charles Street West. If the proposed construction staging area is approved, this lane will be physically closed to all northbound traffic at a point approximately 31.0 metres south of Charles Street. Therefore, in order to maintain ingress/egress for the other properties abutting this lane, it would have to operate two-way from St. Mary Street to a point approximately 31.0 metres south of Charles Street.

The abutting residential properties at 1099 Bay Street and 35 Charles Street East were advised of this proposal in writing by Edilcan Construction, and have responded in writing, supporting this proposal. This proposal was made aware to Ward Councillor Kyle Rae who has also expressed his support for this proposal.

The proposed staging areas would be used to facilitate the drilling of the structural caissons, and the hoisting of structural steel, concrete and pre-cast panels and all other materials necessary for the completion of this project by the on-site tower crane. In consideration that staging areas are critical to this project, and that no on-site option is available, this proposal should be approved and implemented.

Construction of No. 1121 Bay Street is scheduled to proceed in November 2000, and is scheduled to be completed and ready for occupancy in August of 2002. Transportation Services will also monitor this site and the surrounding area and report back to Council regarding any operational modifications that may become necessary.

As with any construction site, some disruption/inconvenience to the immediate area is normal. It is noted, however, that every effort will be made to minimize this disruption. With respect to noise, the applicant is required to comply with the provisions of Chapter 241 (Noise) of the City of Toronto Municipal Code.

Contact:

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**ATTACHMENT NO. 25**

Report dated October 4, 2000, from the City Solicitor, entitled “Official Plan and Zoning Amendment Application UDOZ-95-19 and Plan of Subdivision Application UDSB-1224-Greatwise Developments Corporation - 305-308 Poyntz Avenue and 314-317 and 325 Bogert Avenue – North York, Authorization for the Entering Into of the Section 37 and Subdivision Agreements, North York Centre”. (See Minute No. 11.212, Page 355.):

Purpose:

To obtain authority for the appropriate staff to execute agreements pursuant to Sections 37 and 51 of the Planning Act, in accordance with the Council resolution of September 28 and 29, 1999 (Clause No. 17 of Report No. 8 of The North York Community Council) respecting Greatwise Developments Corporation’s applications for official plan and zoning amendment applications and plan of subdivision application for 305-308 Poyntz Avenue and 314-317 and 325 Bogert Avenue, formerly North York.

Financial Implications and Impact Statement:

No financial implications.

Recommendation:

It is recommended that the appropriate City staff be authorized to sign the agreements pursuant to Sections 37 and 51 of the Planning Act provided the City Solicitor and the Commissioner of Urban Development Services are satisfied with the form and the content of the agreements and provided they are substantially in accordance with the discussion in this report.

Background:

At its meeting of September 28 and 29, 1999, the Council of the City of Toronto, pursuant to Clause No. 17 of Report No. 8 of The North York Community Council required prior to the issuance of the Ontario Municipal Board (“the OMB”) Order in this matter involving applications for official plan and zoning amendments and subdivision respecting 305-308 Poyntz Avenue and 314-317 and 325 Bogert Avenue - North York that:

- (1) the owner enter into agreements with the City pursuant to Section 37 and Section 51 of the Planning Act, and such agreements to be registered on title as a first charge against the lands; and
- (2) that the City Solicitor and the Commissioner of Urban Development Services report back directly to City Council for authority of the execution of these agreements prior to the issuance of the OMB order.

The Board decision in this matter has now been issued, upholding City Council's position that the applications as amended be approved. In accordance with Council's request, the Board has withheld the issuance of the Order in this matter until such time as the Section 37 Agreement, substantially in the form submitted to it at the hearing, is duly executed.

Comments:

A draft Section 37 Agreement was prepared by staff working together with the applicant for the purposes of its submission at the hearing. The purpose of the Section 37 Agreement is to secure and provide detail to the applicant's obligations in accordance with the settlement and associated site specific official plan and zoning by-law amendments.

In most respects staff are able to recommend the current draft of the Section 37 Agreement, however our detailed review of the draft document in combination with the input we have had from tenants in other similar matters has raised a number of concerns relating to certain provisions or lack of provisions respecting rental housing related matters as follows:

- (1) rent increases on the replacement rental units - the drafting of Sections 3.7 and 3.8, for technical reasons, does not reflect the understanding of the parties that rent increases for the first tenants of the replacement units would be limited to those which would apply had the building been built prior to 1991 (this was communicated to the applicant's solicitor some time ago and before the OMB decision issued);
- (2) drafting to achieve clarity as to intent and ease of use . For example, to clarify in the main body of the Section 37 Agreement that the tenants are entitled to replacement units of a similar type, the selection of the unit to be by the tenants, based on seniority and if available and requested tenants may select a different type of unit, which affects their seniority - currently aspects of this are addressed in the schedule to the agreement. In addition, the owner had agreed tenants could select smaller units, but as many of the new units will be smaller than the existing units, tenants may also wish to obtain a larger unit. As the rent is the same regardless, this should have little if any impact on the owner;
- (3) certain provisions in the schedules attached to the draft Section 37 Agreement may require tenants to give up rights under the Tenant Protection Act, putting their validity in question; and
- (4) provisions in the schedules attached to the draft Section 37 Agreement could have the effect of disentitling tenants to the benefits specifically provided for in the approved official plan and zoning by-law amendments, in the event they do not

respond to the owner, do not respond in time or refuse to take an interim unit on site.

It is staff's intention to discuss these matters with the applicant with a view to reaching a mutual agreement as to amendments to the draft Section 37 Agreement which address these concerns.

Detailed discussion of the agreement, did not occur at the hearing. The tenants did not provide input into the agreements nor did they raise their content as a concern at the hearing. However, to be fair, the draft Section 37 Agreement was completed during the hearing, giving little opportunity for tenants to do so.

In addition, the decisions of the Board and discussions with the tenants in the Tweedsmuir matter suggest certain provisions in the draft Section 37 Agreement (e.g. disentitling tenants to rights due to a non-response and forcing tenants to move into an interim unit or forfeit their entitlement) may not be appropriate. The changes sought are aimed at ensuring tenants are treated in a fair and reasonable manner while still ensuring the owner's interests are addressed.

The draft Subdivision Agreement submitted to the Board is substantially in accordance with the staff comments and the instructions of Council.

Conclusions:

The Board's Order in this matter will not be issued until the Section 37 Agreement has been executed and registered. The intent of this report is to enable the draft Section 37 Agreement, with certain modifications satisfactory to the City Solicitor and the Commissioner of Urban Development Services, to be finalized and executed, together with the Subdivision Agreement, allowing the Board's Order to issue and meeting Council's requirements pursuant to Clause No. 17 of Report No. 8 of The North York Community Council.

Contact:

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Urban Development Services  
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**ATTACHMENT NO. 26**

Report dated October 4, 2000, from the Commissioner of Corporate Services, entitled "Request for Increase in Purchase Orders Issued for Renovations at North York Civic Centre for Finance Department Office Consolidation". (See Minute No. 11.215, Page 360.):

Purpose:

This report requests authority to increase six Purchase Orders issued to contractors for renovations required to consolidate the Finance Department's Revenue Services Division at the North York Civic Centre.

Financial Implications and Impact Statement:

Despite increases to some individual components and systems of the project, the requested increases in the Purchase Orders as identified in the attached appendix will not require additional funds as funds are available within the overall project budget.

Recommendations:

It is recommended that:

- (1) the various Purchase Orders to the contractors be increased by a total of \$533,395.00 (GST included) as identified in the attached appendix to accommodate the consolidation of the Finance Department's Revenue Services Division at the North York Civic Centre; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

In July 1999, City Council approved proceeding with the office consolidation of several divisions of the Finance Department. The work included major renovations to the lower level of the North York Civic Centre and significant staff relocations to accommodate the Revenue Services Division in the North York Civic Centre.

The City's financial control by-law (Purchasing By-law No. 151-2000) restricts increases to purchase orders to a maximum of ten percent above the awarded amounts.



Comments:

The office consolidation of the Finance Department's Revenue Services Division was initiated to address concerns from an internal control perspective and was approved as a priority project to protect the integrity of the City's financial systems.

As such, the project had to be fast tracked through a construction management process, which permitted the work to start at the North York Civic Centre even though the full scope of work was still being established. As a result, the various trade packages that were tendered through the purchasing process did not fully address the scope of the renovations required.

Having regard for the need to meet the demands of the tight project schedule, once the full scope of work was established, it was determined it was necessary to increase the existing contracts with the various contractors rather than tender the increased work separately. The increases to the existing contracts were based on established unit prices and industry standards and, as such, fair value was received.

Significant increases in the scope of work include:

- an additional cooling unit for computer room;
- reworking of sprinklers to meet code requirement;
- additional electrical panel capacity required to meet increased demand;
- an increased lighting requirement;
- the addition of glass screening for the cash counter; and
- additional space renovation and furnishings to accommodate increase in staff.

Conclusions:

Given the nature and timelines of the project and the need to maintain the ongoing operation of the City's financial services, it was appropriate to award the additional scope of work to the existing on-site contractors recognizing that fair value would be received.

Contact:

Randy Rason  
Director, Design, Constructions and Asset Preservation  
Facilities and Real Estate Division  
Telephone No. 392-8152, Fax No. 392-0029

## Appendix

## Purchase Order Increases

Name of Supplier	Nature of Services	Original Purchase Order Amounts	Purchase Order Increase Requested
Bill Watson & Co.	Mechanical, Plumbing & HVAC	\$166,248	\$64,200
Fitzpatrick Electrical Contractors Inc.	Electrical	\$191,991	\$69,550
Sommerville Construction	Glazing	\$51,114.89	\$57,780
Dupont Painting	Painting	\$25,035.79	\$24,610
Interior Dimensions	Management & Contracting Services	\$ 38,000 \$177,000 <u>\$380,000</u> \$595,000	\$267,500
Corporate Office Rentals	Office Furniture Work Station Supply & Install	\$150,000	\$49,755
TOTAL			\$533,395

**ATTACHMENT NO. 27**

Communication dated October 18, 2000, from the Chief General Manager, Toronto Transit Commission, entitled "Purchase of New Subway Cars". (See Minute No. 11.216, Page 361.):

Attached is a report, and presentation, regarding the accelerated purchase of subway cars that the Commission received at its meeting of April 5, 2000. At that time the report noted that accelerating purchases by extending the current order for 372 cars made sound financial sense. It was specifically noted that purchasing 80 cars early was the minimum recommended, and that there was a deadline of June 5, 2000, to extend the current car order.

In assessing the various purchase options for consideration in April, it was determined that purchasing 80 cars now rather than later, in association with a large vehicle order, would yield a net present value savings of \$20 million taking into account all TTC costs.

Subsequently, the TTC cost benefit analysis was reviewed by City staff. The City staff conclusion as submitted to the Policy and Finance Committee at its May 25, 2000, meeting was as follows" "Finance staff are generally in agreement with the analysis and underlying assumptions" (copy attached).

In presenting the matter to Council at its July 4, 5 and 6, 2000 meeting, the Policy and Finance Committee recommended adoption.

The June 5 deadline passed without the contract extension.

Since that time, Bombardier has approached staff with a proposal to reduce the price for an 80 car order (compared to the price we are presently paying) and to extend the now expired time deadline to the end of October 2000. The effect of the Bombardier proposal is to increase the net present value savings from the previous \$20 million to \$23 million. From a City point of view the impact of the Bombardier proposal is to reduce the requirement of \$175 million in funding as identified in the May report to about \$172 million now.

With the ridership growth that we are experiencing, the Commission requires vehicles to accommodate growth now. In April, it made economic sense to purchase a minimum of 80 cars to meet that demand. With the price reduction that option now makes more sense than ever. To recognize these savings, action is required by the end of this month.

(The report dated May 11, 2000, from the Chief Financial Officer and Treasurer, referred to in the foregoing communication, is embodied in Clause No. 1 of Report No. 8 of The Policy and Finance Committee, adopted, without amendment, by Council on July 4, 5 and 6, 2000, and a copy is on file in the office of the City Clerk.)

**ATTACHMENT NO. 28**

Report dated October 5, 2000, from the City Clerk, entitled "Agencies, Boards and Commissions, Employee Participation in Election Campaigns". (See Minute No. 11.218, Page 363.):

Purpose:

To provide a summary of the actions taken by various agencies, boards and commissions with respect to the Council Policy on employee participation in election campaigns.

Financial Implications and Impact Statement:

There are no financial implications resulting from the adoption of this report.

Recommendation:

It is recommended that this report be received for information.

Background:

City Council, at its meeting of August 1, 2, 3 and 4, 2000, by its adoption, as amended, of Clause No. 21 embodied in Report No. 16 of The Administration Committee, headed "Employee Participation in Election Campaigns", established a policy to maintain the neutrality of the public service during an election. In so doing, Council requested all agencies, boards, commissions and special purpose bodies to implement policies consistent with the policy established by City Council and advise the Chief Administrative Officer no later than September 20, 2000, of the actions taken in this regard. The Chief Administrative Officer was also requested to report directly to Council at its October meeting on the results to date.

As this matter relates to the 2000 municipal election, the City Clerk has been requested to prepare this report.

Comments:

Pursuant to Council's instruction, the City Clerk wrote to 28 agencies, boards and commissions (ABCs) with a request that they adopt a policy on employee participation in an election campaign, consistent with the policy adopted by Council.

To date, we have received responses from 25 of these ABCs. Twelve ABCs indicated that they have either adopted the City's policy or have already circulated the City's policy to all their staff. Others have advised that Council's policy will be considered by their boards at their next scheduled meetings.

Conclusion:

Council has requested agencies, boards, commissions and special purpose bodies to adopt a policy on employee participation in election campaigns consistent with the policy approved by Council. The majority of agencies, boards and commissions has either adopted the policy, or will be considering the policy at an upcoming meeting of their respective boards.

Contact Name:

Novina Wong, City Clerk, 392-8016

**ATTACHMENT NO. 29**

Report dated October 5, 2000, from the Oak Ridges Moraine Steering Committee. (See Minute No. 11.219, Page 364.):

Purpose:

To report on action taken and recommendations made by the Oak Ridges Moraine Steering Committee at its meeting held on October 3 and 5, 2000.

Financial Implications and Impact Statement:

Council has approved funding as follows:

- (a) \$1,257,000.00 for the Richmond Hill Ontario Municipal Board (OMB) hearing of which approximately \$1,026,972.29 has been spent or committed. (Funding was provided from the Corporate Contingency Account in 1999.);
- (b) this report recommends a further commitment of up to \$200,000.00 for Save the Rouge Valley System Inc. (SRVS) and Toronto and Region Conservation Authority (TRCA) from the 1999 funding and a further \$580,000.00 for SRVS and TRCA from Corporate Contingency to bring the total amount to \$1,837,000.00 for OMB hearing support.

Recommendations:

The Oak Ridges Moraine Steering Committee recommends that Council endorse the following:

- (1) that a further commitment of up to \$500,000.00 be made available to Save the Rouge Valley System Inc. to complete the Richmond Hill OMB hearing subject to a detailed budget, and extension of the existing legal agreement which includes regular reporting and submission of invoices for payment;
- (2) that a further commitment of \$280,000.00 be made available to Toronto and Region Conservation Authority; that \$240,000.00 of this amount is to complete the Richmond Hill OMB hearing and a further \$40,000.00 for the pending OMB hearing in Durham Region. This funding to be conditional upon regular reporting and payments to be made in three instalments;
- (3) funding in the amount of \$200,000.00 be provided from the Account NP 2053, which was created in 1999 to address the Richmond Hill OMB hearing and funded from the 1999 Corporate Contingency Account;
- (4) funding in the amount of \$580,000.00 be provided from the 2000 Corporate Contingency Account;

- (5) that \$45,000.00 be approved from the Oak Ridges Moraine Preservation Account to allow for production, stuffing, and distribution of the new "Saving the Oak Ridges Moraine" brochure in the water bills; and
- (6) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background:

At its meeting of December 14, 15 and 16, 1999 (Clause No. 26 of Report No. 11 of The Policy and Finance Committee) Council directed City staff to seek party status at the Richmond Hill OMB hearing regarding urban development on the Oak Ridges Moraine (ORM). At the in-camera portion of its meeting on February 1, 2 and 3, 2000, Council directed staff to take the necessary actions to ensure continued party status at the OMB hearing in Richmond Hill in opposition to development on the Oak Ridges Moraine. During February and March 2000, City staff retained witnesses to prepare evidence in respect of the City's application for intervention and its anticipated participation at the OMB Hearing.

In May, the City was denied party status. In order to have the kind of positions the City may have put forward at the hearing, Council at its June meeting provided \$300,000.00 to Save the Rouge Valley System Inc. (SRVS), subject to conditions, for its participation in the hearing. Council also funded participation by the Toronto Region Conservation Authority (TRCA) in the amount of \$220,000.00.

The OMB has lengthened the hearing from its original completion date of July 2000 to May 2001. The OMB is scheduling a total of 133 hearing days, ending in May, 2001. Currently, there have been fewer than 40 hearing days. Consequently, additional funding is being sought by both SRVS and the TRCA to permit them to participate until the end of the hearing.

York Region has authorized an additional \$500,000.00 to complete its participation in the Richmond Hill OMB hearing.

Comments:

- (1) Save the Rouge Valley System Inc. (SRVS) Request:

SRVS has submitted a confidential letter from its legal counsel requesting \$500,000.00 for legal fees and expert assistance to complete the extended hearing. The City has invested \$300,000.00 to date. This investment will be lost if SRVS is not funded to complete the hearing. SRVS is the only party closely aligned with the Toronto position of maximum moraine protection. We need to continue to provide support and therefore recommend \$500,000.00.

SRVS is using experts previously retained by the City. The City is monitoring the hearing and the use of City funds to ensure compliance with an agreement between the City and SRVS. This agreement requires regular reporting and submission of invoices for approval prior to payment.

(2) Toronto and Region Conservation Authority:

The City of Toronto has invested \$220,000.00 in TRCA's OMB case to date. TRCA needs funding to cover this year's (2000) costs and to meet 2001 costs to complete the Richmond Hill OMB hearing. As well they need \$40,000.00 for future OMB hearings in Durham Region. Without the additional funding TRCA will have to withdraw. The Conservation Authority receives funding from its partners and the City of Toronto's share is approximately 65 percent. Based on their request for \$360,000.00 for the Richmond Hill OMB hearing Toronto's share is \$280,000.00 for 2000 and 2001 combined. An additional \$40,000.00 is requested by TRCA to join with Durham Region to defend the Uxbridge OMB hearing. The City should support TRCA through phased payments and conditional on reporting to Council on the position taken at the OMB hearing.

(3) New Brochure "Saving the Oak Ridges Moraine":

The Oak Ridges Moraine Steering Committee directed the preparation of brochures entitled "Saving the Oak Ridges Moraine". The Committee has now directed that copies of the brochure be distributed with Toronto's water bills. An amount of \$45,000.00 should be committed from the Oak Ridges Moraine Preservation Account for this purpose.

Conclusions:

It is important that the City of Toronto continue to support both of these parties at the OMB. The Oak Ridges Moraine Steering Committee is recommending actions to ensure the best possible evidence supporting preservation of the Oak Ridges Moraine is presented to the Ontario Municipal Board.

Contact:

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(A copy of Res.#A195/00, entitled "Status Update and Financial Details, Referrals to the Ontario Municipal Board Yonge East, Yonge West, Amendments to the Region of York and the Town of Richmond Hill Official Plans, Plans of Subdivision and Rezoning", which was appended to the



foregoing report, and is embodied in the Minutes of Meeting No. 5/00 of the Toronto and Region Conservation Authority held on September 29, 2000, is on file in the office of the City Clerk.)

**ATTACHMENT NO. 30 Mayor's Address**

Mayor Lastman's Address to City Council, October 12, 2000. (See Minute No. 11.246, Page 433.):

Thank you Mr. Chairman [Deputy Mayor Ootes],

First of all, I want to congratulate you on conducting the meeting, not only yesterday's meeting, but a lot of other meetings, and particularly for yesterday. I don't know of any Chairman of any Council that could have had the patience and the tolerance that you had. I want you to know that even those who voted against it [the Adams Mine proposal] said 'Case is terrific' and 'Case is doing a wonderful job'. Even Jack Layton came to me and said 'Look, Case is terrific.' There's no two ways about it, I don't care how you voted, I don't care what you did, but one thing [is clear], this man did a magnificent job and I need him here.

Tony Martino, our Sergeant-at-Arms. Everybody wanted my picture in their brochure, now they want Tony's. He was on the front page yesterday, he's on the front page today, he's all over the place. Let me tell you, he got a few punches. He took it. He did not throw any punches or anything like that, but he's done a magnificent job of protecting the Members of Council and I want to congratulate Tony. I want to thank Tony on behalf of all the Members of Toronto City Council for doing an excellent job. Thank you.

Well, this is a very difficult speech for me to make because no one likes to say good-bye.

No one likes to say farewell to a dedicated group of people who have worked hard to help make our new City of Toronto work.

This is the last meeting of the first Council of the new City of Toronto. The next time we sit around this circle, the make-up of Council will be different. Ten of you will not be running again. Two others have already left Council, Judy Sgro and Dennis Fotinos. Scarborough's Frank Faubert died before he could finish this historic term. Everyone contributed and those not returning will be missed.

This Council worked tirelessly for three years to turn six municipalities, seven governments, into one proud, cohesive and efficient government - without question the best in Canada.

We dealt with every issue that came before us. We made the decisions that had to be made. We did not defer things. We did not delay things. We made the important decisions. Whether you like them or you don't like them, we made them. We did it ourselves with little guidance. The Province set up a Transition Team and did absolutely nothing. We walked in here on January 2, 1998. We had to bring it all together, we had to make it work. Everybody in this Council Chamber worked hard to make it work and make Toronto efficient. We did it in the face of crushing downloading.

We turned aside nay-sayers who said we would fail. Instead, we built a booming beautiful City with 2.4 million people who live together in safety, peace and harmony, with a lot less unemployment than we had three years ago. We created the greatest City in the world. We will leave a legacy that will live long after we are gone.

We have achieved more in three years than any municipality in the Country. We maintained a three-year freeze on property tax increases. We helped create 140,000 jobs in Toronto. When we took office, we had many vacant office and industrial buildings. Our downtown vacancy rate was double digit and even higher in the suburbs. Today, there is virtually no office space available. Very soon, office buildings will again be constructed after 14½ years of nothing happening. The shovel will go in the ground next week at a building at Queen and Yonge, a \$120 million building and there are 12 more ready to go.

Crime in Toronto is down. We added more front-line officers and we created Community Action Policing. Even though crime is down, I know we can do better and we will do better.

We established a City-wide no-smoking by-law. We established the toughest restaurant standards in North America, if not the world. We all worked hard to create major increases in investment. Our high-tech industry has attracted world attention and we are now Number 2 in North America, just behind the Silicon Valley. Our movie industry has almost doubled from \$700 million in 1998 to \$1.2 billion last year - the second highest in total in North America. The film industry has created more than 30,000 full and part-time jobs for people living in Toronto. Job creation totals for the year 2000 will be even higher. We will go over \$1.5 billion.

We are revitalizing Yonge Street. We purchased Union Station. We are encouraging new development, new office buildings in the core where there is virtually no empty space.

We even brought in an equitable tax system based on current value assessments. None of the former governments could achieve this and they have tried since the end of the second world war - over 50 years ago.

We did it. We created a Toronto with spirit, a City proud of its achievements and eager for the future. I wish we had the time to go through all of our accomplishments.

As Mayor, I thank those leaving us. We are saddened to say good-bye. Your achievements will never be forgotten. We said good-bye to Judy Sgro, Dennis Fotinos and Frank Faubert. Today, we say more good-byes. John Adams, Ila Bossons, Gordon Chong, Norm Gardner, Tom Jakobek, Joan King, Doug Mahood and Dick O'Brien. You have contributed to our City in every way - your hard work on taxes and budgets, the environment, policing, race relations, neighbourhood and community concerns, infrastructure, parks and recreation. Members of Council, lets give them a standing applause for their great work.

Please remain standing for a minute because we are also saying good-bye to Cesar Palacio, our interim Councillor for Davenport, and Paul Valenti, interim Councillor for North York Humber. We thank you. You have done an outstanding job in a very short time in representing your constituents in every way in our City.

To mark the final meeting of the first term and the hard work of every Member of Council, took a lot of thought and it took a lot of work. We have assembled some mementoes for our first three years of the new City of Toronto. This is the first Council of the new City of Toronto and I hope you will accept the mementoes in the spirit in which they are being given. They are being given as reminders and thanks for the great work you've done. These mementoes will be delivered to your offices. They are not lavish gifts, but a little something from each department - reminders and mementoes of some of the things that took places in Council. I want to thank each and every one of you. You've done a great job.

I want to thank our staff. I want to thank our Clerks Division which has done a magnificent job. I want to thank all our Department Heads and all our staff who have done an excellent job keeping us on the right track, making sure we are making the right decisions, giving us all the information necessary and at the same time, always being neutral. We thank you and we appreciate all your hard work.

Thank you.

(Response to Mayor Lastman,  
by Deputy Mayor Ootes on behalf of City Council,  
October 12, 2000.)

Mr. Mayor and Members of Council. I don't want this to sound like a mutual admiration society but I think it's appropriate to say a few words on behalf of Members of Council.

Mr. Mayor, three years ago, I don't think any of us knew what was in store for us with the uncertainty around amalgamation and the lack of public acceptance of amalgamation and so on. You've reviewed the accomplishments of this Council, which I think have been outstanding and extensive, but I don't think any of those accomplishments could have been achieved without your leadership.

In the past three years you have brought a sense of focus, of determination, of inclusiveness, that I think is what this City needed and is what this City deserves. All of us are very proud of the kind of leadership that you've provided, the enthusiasm, the salesmanship. I don't know anybody else that could have provided that kind of leadership and I think I speak for all Members of Council when I say thank you for providing us with the kind of leadership that makes this City great and will continue to make it great.

I for one look forward to the next three years and notwithstanding the past four days, hope that the kind of inclusiveness and the kind of co-operation, the give and take, will continue

in the next three years. Thank you Mr. Mayor.