

[Guide to Minutes](#)

These Minutes were confirmed by City Council on July 24, 2001.

[Agenda Index](#)

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

**WEDNESDAY, MAY 30, 2001,
THURSDAY, MAY 31, 2001 AND
FRIDAY, JUNE 1, 2001**

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

CALL TO ORDER

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

The meeting opened with O Canada.

5.2 **PETITIONS AND ENQUIRIES**

- (1) Council had before it the following regarding the status of the TEDCO investigation requested by City Council:
- (a) Enquiry dated February 5, 2001, from Councillor Walker (See Attachment No. 1, Page 168); and
 - (b) Answer to the foregoing Enquiry dated February 27, 2001, from the Chief Administrative Officer and the City Solicitor (See Attachment No. 2, Page 169).

Motion:

Councillor Walker moved that foregoing Enquiry and Answer be considered with Clause No. 2 of Report No. 6 of The Administration Committee.

Vote:

The motion by Councillor Walker carried.

- (2) Council had before it the following regarding a proposed recommendation for the reduction of office budgets for the Mayor and Members of Council:
- (a) Enquiry dated March 15, 2001, from Councillor Walker (See Attachment No. 3, Page 171); and
 - (b) Answer to the foregoing Enquiry dated April 1, 2001, from Mayor Lastman (See Attachment No. 4, Page 172).

Motion:

Councillor Walker moved that the foregoing Enquiry and Answer thereto be received.

Vote:

The motion by Councillor Walker carried.

- (3) Council had before it the following regarding the 2008 Olympic Bid expenses incurred by the City of Toronto:
- (a) Enquiry dated April 11, 2001, from Councillor Walker (See Attachment No. 5, Page 174); and
 - (b) Answer to the foregoing Enquiry dated April 20, 2001, from the Chief Administrative Officer (See Attachment No. 6, Page 175).

Motion:

Councillor Walker moved that the foregoing Enquiry and Answer thereto be received.

Vote:

The motion by Councillor Walker carried.

PRESENTATION OF REPORTS

- 5.3 Councillor Altobello presented the following Reports for consideration by Council:

Report No. 7 of The Policy and Finance Committee,

Report No. 6 of The Administration Committee,
Report No. 4 of The Economic Development and Parks Committee,
Report No. 4 of The Planning and Transportation Committee,
Report No. 6 of The Works Committee,
Report No. 5 of The East Community Council,
Report No. 4 of The Audit Committee,
Report No. 8 of The Policy and Finance Committee,
Report No. 5 of The Planning and Transportation Committee,
Report No. 7 of The Works Committee,
Report No. 7 of The Administration Committee,
Report No. 8 of The Administration Committee,
Report No. 4 of The Community Services Committee,
Report No. 5 of The Economic Development and Parks Committee,
Report No. 4 of The North Community Council,
Report No. 5 of The Southwest Community Council,
Report No. 4 of The West Community Council,
Report No. 4 of The Downtown Community Council,
Report No. 6 of The East Community Council,
Report No. 4 of The Midtown Community Council,
Report No. 3 of The Board of Health,
Report No. 3 of The Nominating Committee, and
Report No. 5 of The Striking Committee,

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

5.4 **DECLARATIONS OF INTEREST**

Councillor Feldman declared his interest in Clause No. 1 of Report No. 5 of The East Community Council, headed “Final Report - Official Plan Amendment Application SC-P20000012, Zoning By-law Amendment Application SC-Z20000020, Ontario Hydro Services Company Inc., (Bridgenorth Equities Inc. as Proponent), 2411 Lawrence Avenue East, Dorset Park Employment District – Ward 37”, in that his son has a financial interest in the proposed development.

Mayor Lastman declared his interest in Clause No. 3 of Report No. 4 of The Downtown Community Council, headed “Draft By-laws - Official Plan Amendment and Rezoning - 101 College Street – Toronto General Hospital (Toronto Centre-Rosedale, Ward 27)”, in that the applicant’s solicitor is employed by the same law firm as his son who is not a real estate lawyer and does not personally act on this file; and in Clause No. 12 of Report No. 4 of The North Community Council, headed “Further Report - Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the

OMB Order - UDOP – 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 - Ward 8 – North York Spadina”, in that his son lives in the immediate vicinity of the subject development.

Councillor Li Preti declared his interest in Clause No. 12 of Report No. 4 of The North Community Council, headed “Further Report - Proposed Modifications to the Downsview Area Secondary Plan (OPA 464) and Proposed Amendments to the OMB Order – UDOP - 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 - Ward 8 – North York Spadina”, insofar as it pertains to the lands on the east side of Allen Road, west of Wilson Heights Boulevard, in that he owns property in the area.

Councillor Shaw declared her interest in Clause No. 21 of Report No. 6 of The East Community Council, headed “Amendment to Section 37 Agreement, Omni East Phase IV (Scarborough Centre - Ward 38)”, in that her family owns property in the area.

Councillor Shiner declared his interest in Clause No. 35 of Report No. 4 of The Downtown Community Council, headed “Variances from Chapter 297, Signs, of the Former City of Toronto Municipal Code - 468 King Street West (Trinity-Spadina, Ward 20)”, in that a member of his family owns an interest in a property in the area; and in Clause No. 17 of Report No. 4 of The North Community Council, headed “Settlement Report - Application to Amend the Official Plan and Zoning By-law - UDOZ-99-43 -Baywood Homes Limited - 53, 57 and 59 Sheppard Avenue West - Ward 23 -Willowdale”, in that a member of his family owns property in the area.

Councillor Walker declared his interest in Clause No. 1 of Report No. 4 of The Audit Committee, headed “Toronto Harbour Commissioners - Financial Review - Further Information”, and in Clause No. 1 of Report No. 7 of The Policy and Finance Committee, headed “Governance Structure and Funding to Implement the Toronto Waterfront Revitalization Initiative”, only insofar as such Clauses pertain to the Outer Harbour Marina, in that his daughter is a summer employee at the Outer Harbour Marina.

CONSIDERATION OF REPORTS CLAUSES RELEASED OR HELD FOR FURTHER CONSIDERATION

5.5 The following Clauses were held by Council for further consideration:

Report No. 7 of The Policy and Finance Committee, Clauses Nos. 1 and 2.

Report No. 6 of The Administration Committee, Clauses Nos. 1, 2, 3, 4 and 5.

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

Report No. 4 of The Planning and Transportation Committee, Clause No. 1.

Report No. 6 of The Works Committee, Clauses Nos. 1, 2, 3 and 4.

Report No. 5 of The East Community Council, Clause No. 1.

Report No. 4 of The Audit Committee, Clause No. 1.

Report No. 8 of The Policy and Finance Committee, Clauses Nos. 1, 2, 3, 5, 6, 7 and 8.

Report No. 5 of The Planning and Transportation Committee, Clauses Nos. 1, 2, 3 and 6.

Report No. 7 of The Works Committee, Clauses Nos. 1, 3, 4, 5, 7, 8, 10, 13, 15, 16 and 18.

Report No. 7 of The Administration Committee, Clauses Nos. 1, 3, 6, 9, 12, 13 and 15.

Report No. 8 of The Administration Committee, Clause No. 1.

Report No. 4 of The Community Services Committee, Clauses Nos. 1, 6 and 7.

Report No. 5 of The Economic Development and Parks Committee, Clauses Nos. 5, 6, 9, 11, 13 and 15.

Report No. 4 of The North Community Council, Clauses Nos. 10, 13, 17 and 18.

Report No. 5 of The Southwest Community Council, Clauses Nos. 1, 2, 3, 30, 31, 32 and 33.

Report No. 4 of The Downtown Community Council, Clauses Nos. 3, 5, 6, 16, 22, 23, 24, 25, 26, 27, 28, 32, 42, 45, 47 and 61.

Report No. 6 of The East Community Council, Clauses Nos. 21 and 22.

Report No. 4 of The Midtown Community Council, Clauses Nos. 1, 2, 3, 9, 11, 16 and 34.

Report No. 3 of The Board of Health, Clause No. 2.

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

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

Report No. 5 of The East Community Council, Clause No. 1.

Report No. 8 of The Policy and Finance Committee, Clauses Nos. 3 and 5.

Report No. 7 of The Works Committee, Clauses Nos. 1, 7, 10 and 16.

Report No. 7 of The Administration Committee, Clauses Nos. 1, 6 and 12.

Report No. 5 of The Economic Development and Parks Committee, Clauses Nos. 5, 11, 13 and 15.

Report No. 4 of The North Community Council, Clauses Nos. 13 and 17.

Report No. 4 of The Downtown Community Council, Clause No. 6.

Report No. 6 of The East Community Council, Clause No. 21.

Report No. 4 of The Midtown Community Council, Clause No. 34.

Report No. 3 of The Board of Health, Clause No. 2.

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

CONSIDERATION OF REPORTS CLAUSES WITH MOTIONS, VOTES, ETC.

5.6 Clause No. 3 of Report No. 7 of The Works Committee, headed “Increase in Tipping Fees for Clean Fill and Rubble at Landfills”.

Motions:

- (a) Councillor Disero moved that the Clause be amended by deleting Recommendation No. (3) embodied in the report dated May 7, 2001, from the Commissioner of Works and Emergency Services, and inserting in lieu thereof the following new Recommendation No. (3):

“(3) the Commissioner of Works and Emergency Services be given authority to adjust the tipping fees either up or down as required, upon two weeks’ notice to the City’s landfill customers, in order to ensure the supply of the clean fill and rubble materials consistent with the City’s landfill needs for daily and final cover and temporary road base material;”.

- (b) Councillor Layton moved that the Clause be amended by adding thereto the following:
“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee, twice per year, on any actions taken with respect to adjustments in tipping fees for clean fill and rubble at landfills.”

Votes:

Motion (a) by Councillor Disero carried.

Motion (b) by Councillor Layton carried.

The Clause, as amended, carried.

5.7 Clause No. 4 of Report No. 7 of The Works Committee, headed “Contract Extension for Rental of Three Recycling Collection Vehicles with Operators in Districts 3 and 4 (North York and Scarborough) - Quotation Request No. FA63-99007”.

Having regard that the Clause was submitted without recommendation:

Motion:

Councillor Disero moved that Council adopt the following recommendation:

“It is recommended that the joint report dated April 26, 2001, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, as embodied in the Clause, be adopted.”

Votes:

The motion by Councillor Disero carried.

The Clause, as amended, carried.

5.8 Clause No. 5 of Report No. 7 of The Works Committee, headed “Contract Extension for Rental of Six Refuse Packers with Operators in Districts 3 and 4 (North York and Scarborough) - Tender Call No. 98-T026”.

Having regard that the Clause was submitted without recommendation:

Motion:

Councillor Disero moved that Council adopt the following recommendation:

“It is recommended that the joint report dated April 26, 2001, from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, as embodied in the Clause, be adopted.”

Votes:

The motion by Councillor Disero carried.

The Clause, as amended, carried.

5.9 **Clause No. 18 of Report No. 7 of The Administration Committee, headed “Other Items Considered by the Committee”.**

Motion:

Councillor Walker moved that the Clause be received as information, subject to striking out and referring Item (b), entitled “Retention Period for Records in the Custody and Control of the Toronto Police Services Board and Toronto Police Service”, embodied therein, back to the Administration Committee for further consideration and the hearing of depositions.

Votes:

Adoption of motion by Councillor Walker:

Yes - 35	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Filion, Flint, Hall, Johnston, Kelly, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Soknacki, Sutherland, Walker
No - 5	
Councillors:	Disero, Ford, Holyday, Moeser, Nunziata

Carried by a majority of 30.

The Clause, as amended, was received as information.

5.10 **Clause No. 3 of Report No. 4 of The Downtown Community Council, headed “Draft By-laws - Official Plan Amendment and Rezoning - 101 College Street – Toronto General Hospital (Toronto Centre-Rosedale, Ward 27)”.**

Motion:

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

“It is further recommended that the report dated May 25, 2001, from the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that City Council:

- (1) encourage the applicant to enter into discussions with Enwave with respect to servicing the proposed buildings; and
- (2) encourage the applicant to enter into discussions with Toronto Hydro Energy Services Inc. to maximize energy efficiency of the buildings and integration with the energy procurement program.’ ”

Votes:

The motion by Councillor Rae carried.

The Clause, as amended, carried.

5.11 Clause No. 16 of Report No. 4 of The Downtown Community Council, headed “Maintenance of Brick Wall - 2 Drumsnab Road (Toronto Centre-Rosedale, Ward 27)”.

Motion:

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

“It is further recommended that the report dated May 28, 2001, from the Commissioner of Economic Development, Culture and Tourism, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the Commissioner of Economic Development, Culture and Tourism review signage requirements in the vicinity of 2 Drumsnab Road and install any signage which is required to ensure the existence of the nearby parkette is made known to the public; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.’ ”

Votes:

The motion by Councillor Rae carried.

The Clause, as amended, carried.

5.12 Clause No. 42 of Report No. 4 of The Downtown Community Council, headed “Requests for Endorsement of Events for Liquor Licensing Purposes”.

Motions:

- (a) Councillor Korwin-Kuczynski moved that the Clause be amended by adding the following event to Recommendation No. (2) of the Downtown Community Council:

“(q) the Eighth Annual Groove Season Fundraiser taking place on June 21, 2001, at The Eleventh Hour;”.

- (b) Councillor Rae moved that the Clause be amended by adding the following event to Recommendation No. (2) of the Downtown Community Council:

“(r) the International Drumming Committee event to be held at Queens Park on June 10, 2001;”.

- (c) Councillor McConnell moved that the Clause be amended by adding the following event to Recommendation No. (2) of the Downtown Community Council:

“(s) the liquor licence extension for a beer garden for the patio of Bellisimo’s for June 16, 2001, from 11:00 a.m. to 11:00 p.m., for the St. Lawrence Neighbourhood Association Annual Festival;”.

Votes:

Motion (a) by Councillor Korwin-Kuczynski carried.

Motion (b) by Councillor Rae carried.

Motion (c) by Councillor McConnell carried.

The Clause, as amended, carried.

5.13 Clause No. 11 of Report No. 4 of The Midtown Community Council, headed “Non-Objection Letter for Alcohol and Gaming Commission (Eglinton-Lawrence – Ward 16 and St. Paul’s - Ward 22)”.

Motion:

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

“It is further recommended that City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it is aware of the following events being held by the Canadian Institute for the Blind, Ontario Division, and taking place in the Fragrant Garden at 1929 Bayview Avenue, Toronto, and has no objection to such events taking place:

- (1) Retirement Luncheon, June 13, 2001, between 12 noon and 2:00 p.m.; and
- (2) Reception/Dinner, June 27, 2001, between 5:00 p.m. and 9:00 p.m.”

Votes:

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

Motion to Re-Open:

Councillor Flint, with the permission of Council, moved that, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, this Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

Motion:

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

“It is further recommended that City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it is aware of the private outdoor event to be held on June 8, 2001, at the Canadian Memorial Chiropractic College, and has no objection to such event taking place.”

Votes:

The motion by Councillor Flint carried.

The Clause, as further amended, carried.

5.14 Clause No. 16 of Report No. 4 of The Midtown Community Council, headed “Manor Road East – South Side – Between Bayview Avenue and Gresham Road - Extension of the ‘No Standing Anytime’ Prohibition (St. Paul’s – Ward 22)”.

Motion:

Councillor Pitfield moved that the Clause be amended by inserting in Recommendations Nos. (3) and (4) embodied in the report dated April 9, 2001, from the Director, Transportation Services, District 1, after the words “implemented on”, the words “the south side of”, so that such recommendations shall now read as follows:

- “(3) a ‘No Parking from 8:00 a.m. to 6:00 p.m., Monday to Friday’ prohibition be implemented on the south side of Manor Road East, from a point 49 metres west of Bayview Avenue to Gresham Road;
- (4) a ‘No Standing Anytime’ prohibition be implemented on the south side of Manor Road East, from Bayview Avenue to a point 49 metres further west;”.

Votes:

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

5.15 Clause No. 15 of Report No. 7 of The Works Committee, headed “Status Update on Provincial Highways Transferred to the Former Municipality of Metropolitan Toronto in 1997”.

Motion:

Councillor Disero moved that the Clause be received.

Vote:

The motion by Councillor Disero carried.

5.16 Clause No. 6 of Report No. 5 of The Planning and Transportation Committee, headed “Graffiti Transformation Program: 2001 Recommendations”.

Motion:

Councillor Sutherland 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, prior to the 2002 Operating Budget process, on other areas across the City of Toronto where graffiti needs to be removed and vandalized surfaces transformed into murals.”

Votes:

The motion by Councillor Sutherland carried.

The Clause, as amended, carried.

5.17 **Clause No. 5 of Report No. 6 of The Administration Committee, headed “Works and Emergency Services Yard Consolidation”.**

Motion:

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

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee and the Administration Committee, after Phase 1 of the Yard Consolidation Study has been completed, providing an assessment of the value of the Study and to request approval for the funding for Phase 2.”

Votes:

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

5.18 **Clause No. 1 of Report No. 6 of The Administration Committee, headed “Establishment of Reference Group for Nathan Phillips Square Design Competition”.**

Motion:

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

“It is further recommended that the recommendations of the Striking Committee embodied in the communication dated May 22, 2001, from the City Clerk, be adopted, viz.:

‘The Striking Committee on January 18, 2001, recommended to Council that:

- (1) the following Members of Council be appointed to the Nathan Phillips Square Design Reference Group for a term of office to expire when the design competition is complete and an implementation strategy is before Council, by the end of 2001:

A. Johnston
C. Korwin-Kuczynski
P. Milczyn
H. Moscoe
J. Pantalone

- K. Rae
M. Walker; and
- (2) the appropriate officials be directed to take any necessary action to given effect thereto.”

Votes:

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

5.19 **Clause No. 1 of Report No. 4 of The Economic Development and Parks Committee, headed “Toronto Financial Services Cluster Review (City Wide)”.**

Motion:

- (a) Councillor Ashton moved that the Clause be amended by adding thereto the following:
“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to submit a report to the Economic Development and Parks Committee on the structure and composition of a political steering committee to work with the Financial Services Cluster Alliance.”

Councillor Disero in the Chair.

- (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 include TABIA and consumer representation on the Financial Services Cluster Alliance.”

Deputy Mayor Ootes in the Chair.

Councillor Nunziata in the Chair.

Deputy Mayor Ootes in the Chair.

Votes:

Motion (a) by Councillor Ashton carried.

Motion (b) by Councillor Miller carried.

Recommendation No. (1) embodied in the report dated March 7, 2001, from the Commissioner of Economic Development, Culture and Tourism, carried.

Adoption of Recommendations Nos. (2), (3) and (4) embodied in the report dated March 7, 2001, from the Commissioner of Economic Development, Culture and Tourism:

Yes - 29	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Cho, Chow, Di Giorgio, Disero, Fillion, Flint, Ford, Hall, Holyday, Kelly, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mihevc, Miller, Nunziata, Ootes, Pantalone, Pitfield, Rae, Shiner, Soknacki, Sutherland, Walker
No - 1	
Councillor:	Milczyn

Carried by a majority of 28.

Adoption of Recommendation No. (5) embodied in the report dated March 7, 2001, from the Commissioner of Economic Development, Culture and Tourism:

Yes - 27	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Cho, Chow, Di Giorgio, Fillion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Lindsay Luby, Mihevc, Milczyn, Miller, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Rae, Shiner, Soknacki, Walker
No - 3	
Councillors:	Disero, Kelly, Sutherland

Carried by a majority of 24.

Recommendation No. (6) embodied in the report dated March 7, 2001, from the Commissioner of Economic Development, Culture and Tourism, carried.

The Clause, as amended, carried.

5.20 Clause No. 1 of Report No. 6 of The Works Committee, headed “Litter from Fast-Food Restaurants”.

Motions:

- (a) Councillor Miller 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 conduct a waste composition audit on a representative sample of litter collected by the City forces across the City and determine which fast-food businesses and fast-food corporations are the main contributors to the litter problem in the City; and further, that identified businesses be required to adopt litter bins within a certain vicinity of their business promoting messages to keep the City clean by depositing litter and recycling from their business in the relevant bin; and that staff report on the mechanisms required to accomplish this goal.”

- (b) Councillor Minnan-Wong moved that the Clause be struck out and referred back to the Works Committee for further consideration at its special meeting to be held on June 21, 2001.

Vote:

Motion (b) by Councillor Minnan-Wong carried.

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

Motion to Re-Open:

Councillor Miller, with the permission of Council, moved that, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, this Clause be re-opened for further consideration, which carried, more than two-thirds of Members present having voted in the affirmative.

Motion:

Councillor Minnan-Wong moved that the Clause, together with the following motion, be struck out and referred back to the Works Committee for further consideration at its special meeting to be held on June 21, 2001:

Moved by Councillor Miller:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to conduct a waste composition audit on a representative sample of litter collected by the City forces across the City and determine which fast-food businesses and fast-food corporations are the main contributors to the litter problem in the City; and further, that identified businesses be required to adopt litter bins within a certain vicinity of their business promoting messages to keep the City clean by depositing litter and recycling from their business in the relevant bin; and that staff report on the mechanisms required to accomplish this goal.”

Vote:

The motion by Councillor Minnan-Wong carried.

- 5.21 **Clause No. 33 of Report No. 5 of The Southwest Community Council, headed “1277 St. Clair Avenue West, St. Nicola Church By-law Pertaining to Nuisance False Alarms (Davenport, Ward 17)”.**

Motion:

Councillor Duguid moved that the Clause be struck out and referred to the Community Services Committee for further consideration.

Vote:

The motion by Councillor Duguid carried.

Motion to Re-Open:

Councillor Disero, with the permission of Council, moved that, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, 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 struck out and referred back to the Southwest Community Council for further consideration.

Vote:

The motion by Councillor Disero carried.

- 5.22 **Clause No. 2 of Report No. 8 of The Policy and Finance Committee, headed “December 31, 2000, Operating Budget Variance Report”.**

Motion:

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

“It is further recommended that the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee on the feasibility of providing monthly variance reports to the Policy and Finance Committee, and of future reports being segmented by Standing Committee and reported to the Policy and Finance Committee, through the Standing Committees.”

Votes:

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

- 5.23 **Clause No. 2 of Report No. 5 of The Southwest Community Council, headed “Request for Speed Bumps in the Public Lane Behind Premises No. 22 Corby Avenue (Davenport, Ward 17)”.**

Having regard that the Clause was submitted without recommendation:

Motion:

Councillor Disero moved that Council adopt the following recommendation:

“It is recommended that the report dated April 23, 2001, from the Director, Transportation Services, District 1, as embodied in the Clause, be adopted.”

Votes:

The motion by Councillor Disero carried.

The Clause, as amended, carried.

- 5.24 **Clause No. 32 of Report No. 4 of The Downtown Community Council, headed “Installation/Removal of On-Street Parking Spaces for Persons with Disabilities (Trinity-Spadina, Ward 19; Trinity-Spadina, Ward 20; Toronto-Danforth, Ward 29; Toronto-Danforth, Ward 30; Beaches-Woodbine, Ward 31; and Beaches-Woodbine, Ward 32)”.**

Motion:

Councillor Pantalone moved that the Clause be amended by amending Table “A” appended to the report dated May 3, 2001, from the Director, Transportation Services, District 1, by deleting from the first entry, under the heading “Establishment of on-street parking spaces for persons with disabilities”, the word “north” and inserting in lieu thereof the word “east”, so that such entry shall now read as follows:

“19 Shannon Street, north side, between a point 32.6 metres east of Dovercourt Road and a point 5.5 metres further east thereof.”

Votes:

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

5.25 **Clause No. 1 of Report No. 4 of The Planning and Transportation Committee, headed “Program Enhancements and Consolidation of By-laws Affecting Parking Enforcement on Private Property”.**

Motions:

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

- (1) striking out and referring Recommendation No. (6) embodied in the joint report dated February 21, 2001, from the City Solicitor and the Commissioner of Urban Development Services, as amended by the Planning and Transportation Committee, to the Licensing Sub-Committee for further review and the hearing of depositions, viz.:

“(6) the charging of any fee or service charges for using visitor parking spaces in residential buildings be prohibited, and appropriate City of Toronto by-laws be amended to conform to this change.”; and

- (2) adding thereto the following:

“It is further recommended that the report dated April 11, 2001, from the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the City Solicitor be directed to apply to the Regional Senior Justice of the Ontario Court of Justice for a set fine of \$60.00 for violations to the recommended new harmonized by-law prohibiting unauthorized parking on private or municipal property; and
- (2) the balance of this report be received as information.’ ”

(b) Councillor Minnan-Wong moved that the Clause be amended by deleting the following exceptions to the 30-minute grace period:

“- vehicles that are being relocated into a supervised, secured, fenced compound located on the same property; and

- unauthorized vehicles found parked on a licensed commercial parking lot.”

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

“It is further recommended that the grace period exemption be extended to reserved employee parking, provided that it is posted as such.”

(d) Councillor Korwin-Kuczynski moved that the Clause be amended by:

(1) deleting Recommendation No. (1) embodied in the joint report dated February 21, 2001, from the City Solicitor and the Commissioner of Urban Development Services; and

(2) adding thereto the following:

“It is further recommended that Ward 14 be excluded.”

Votes:

Adoption of Part (1) of motion (d) by Councillor Korwin-Kuczynski:

Yes - 6 Councillors: Ford, Holyday, Korwin-Kuczynski, Ootes, Shaw, Silva
No - 28 Mayor: Lastman Councillors: Altobello, Ashton, Cho, Chow, Di Giorgio, Duguid, Feldman, Fillion, Flint, Hall, Kelly, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Sutherland, Walker

Lost by a majority of 22.

Adoption of Part (2) of motion (d) by Councillor Korwin-Kuczynski:

Yes - 3 Councillors: Korwin-Kuczynski, Milczyn, Silva
No - 33 Mayor: Lastman

Councillors:	Altobello, Ashton, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Kelly, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Sutherland, Walker
--------------	---

Lost by a majority of 30.

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

Motion (b) by Councillor Minnan-Wong, insofar as it pertains to vehicles that are being relocated into a supervised, secured, fenced compound located on the same property, carried.

Adoption of the balance of motion (b) by Councillor Minnan-Wong:

Yes - 28	
Mayor:	Lastman
Councillors:	Chow, Di Giorgio, Disero, Duguid, Filion, Ford, Holyday, Johnston, Kelly, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Rae, Shaw, Silva, Sutherland, Walker
No - 9	
Councillors:	Altobello, Ashton, Cho, Feldman, Flint, Hall, Korwin-Kuczynski, Moeser, Prue

Carried by a majority of 19.

Motion (c) by Councillor Milczyn carried.

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

Adoption of Clause, as amended:

Yes - 35	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Augimeri, Cho, Chow, Di Giorgio, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Kelly, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Sutherland, Walker
No - 3	

Councillors: Disero, Korwin-Kuczynski, Silva
--

Carried by a majority of 32.

In summary, Council amended this Clause by:

- (1) striking out and referring Recommendation No. (6) embodied in the joint report dated February 21, 2001, from the City Solicitor and the Commissioner of Urban Development Services, as amended by the Planning and Transportation Committee, to the Licensing Sub-Committee for further review and the hearing of depositions, viz.:

“(6) the charging of any fee or service charges for using visitor parking spaces in residential buildings be prohibited, and appropriate City of Toronto by-laws be amended to conform to this change.”;

- (2) deleting the following exceptions to the 30-minute grace period:

- “- vehicles that are being relocated into a supervised, secured, fenced compound located on the same property; and
- unauthorized vehicles found parked on a licensed commercial parking lot.”;
- and

- (3) adding thereto the following:

“It is further recommended that:

- (a) the grace period exemption be extended to reserved employee parking, provided that it is posted as such; and
- (b) the report dated April 11, 2001, from the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the City Solicitor be directed to apply to the Regional Senior Justice of the Ontario Court of Justice for a set fine of \$60.00 for violations to the recommended new harmonized by-law prohibiting unauthorized parking on private or municipal property; and
- (2) the balance of this report be received as information.’ ”

5.26 **Clause No. 1 of Report No. 7 of The Policy and Finance Committee, headed “Governance Structure and Funding to Implement the Toronto Waterfront Revitalization Initiative”.**

Extension to Question:

Councillor Walker, having questioned for a period of five minutes, Councillor Miller, seconded by Councillor Chow, moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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:	Altobello, Ashton, Augimeri, Cho, Di Giorgio, Duguid, Feldman, Flint, Hall, Holyday, Kelly, Korwin-Kuczynski, Layton, Li Preti, McConnell, Milczyn, Miller, Minnan-Wong, Pitfield, Rae, Silva, Walker
No - 2	
Mayor:	Lastman
Councillor:	Sutherland

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

Motions:

- (a) Mayor Lastman moved that the Clause be amended by adopting the following recommendation:

“It is recommended that the report dated May 29, 2001, from the Chief Administrative Officer, be adopted.”
- (b) Councillor Moscoe moved that the Clause be amended by:
 - (1) amending the report dated May 29, 2001, from the Chief Administrative Officer, by:
 - (a) adding to the lead-in phrase to Recommendation No. (7) the words ‘subject to a full reporting process to City Council and the provision that any Member of Council can require a report to Council in a timely manner on any aspect of these matters’; and

- (b) amending Recommendation No. (8) to provide that a Member of Council who is a member of the Toronto Transit Commission, be appointed to the Waterfront Reference Group; and
- (2) adding thereto the following:
 - “It is further recommended that:
 - (a) the City of Toronto’s representatives be required to seek input from City Council on all major policy considerations;
 - (b) City of Toronto representatives be subject to:
 - (i) direct accountability to Council;
 - (ii) recall at the discretion of Council; and
 - (iii) a requirement to report to Council, as requested by Council, through the Waterfront Reference Group;
 - (c) Council appointees be required, as a condition of appointment, to attend meetings of the City of Toronto’s Waterfront Reference Group; and
 - (d) in order to ensure a true partnership, the federal and provincial governments be requested to confirm, in writing, their intent not to invoke ‘paramountcy’ with respect to the Waterfront Revitalization Initiative.”
- (c) Councillor McConnell moved that the Clause be amended by:
 - (1) amending the report dated May 29, 2001, from the Chief Administrative Officer, by:
 - (a) deleting Recommendation No. (5), and inserting in lieu thereof the following new Recommendation No. (5):
 - ‘(5) the Mayor be authorized to execute, on behalf of the City of Toronto and in accordance with the direction of Council, the Contribution Agreement among the Government of Canada, the Province of Ontario, and the City of Toronto (contained in the report dated April 26, 2001, from the City Solicitor), which

details the commitments, rights and obligations of the interim corporation and the three governments;’;

- (b) adding to Recommendation No. (6) the words “and further that Council recommend the expansion of the representation on the Assembly of Members to include the Chair of the Waterfront Reference Group and the Chair of the Planning and Transportation Committee, along with the Mayor, to be the City of Toronto’s ‘Designated Representatives’ and report to Council for authority as required”;
- (c) amending Recommendation No. (8):
 - (i) to provide that the membership of the Waterfront Reference Group also include a representative of the Toronto and Region Conservation Authority; and
 - (ii) by adding thereto the following:

“and further that:

 - (a) the Mayor and the Chair of the Planning and Transportation Committee be appointed as ex-officio voting members of the Waterfront Reference Group;
 - (b) the Waterfront Reference Group be appointed at the next meeting of City Council;
 - (c) priority be given to Councillors whose Wards are located on the waterfront;
 - (d) the City staff serving on the Intergovernmental Steering Committee report to the Waterfront Reference Group on progress at least monthly; and
 - (e) the Waterfront Reference Group meet quarterly with residents and businesses neighbouring the waterfront;’;
- (d) adding to Recommendation No. (9) the following:

“and further that:

- (a) City staff from Urban Development Services and the Intergovernmental Steering Committee and other appropriate staff be directed to report back to Council on the Part II Plan and the strategies and structures for the work of the permanent Corporation for approval by Council by November 2001;
 - (b) the City of Toronto's representative on the Interim Corporation be directed to meet or exceed the standards for the City of Toronto's competitive bidding and public accountability and that of City of Toronto's agencies, boards and commissions and other agencies, boards and commissions that form part of the implementation, and report to Council on any departure from those standards; and
 - (c) the Waterfront Revitalization Corporation's Business Plan include a specific public consultation protocol, a strategy for maximizing the quality of urban design in the Waterfront and rules for public tendering that meet or exceed the City of Toronto's standards."; and
- (2) adding thereto the following:
 - "It is further recommended that:
 - (a) the Mayor be requested to report back to the next meeting of City Council to be held on June 26, 2001, on a nominee or nominees who can be recommended as the citizen appointment(s) to assume the role of the Chair of the interim and permanent Waterfront Corporation and would be acceptable to the three levels of government; and
 - (b) future staff reports to City Council on waterfront matters be prepared as joint interdepartmental reports, with input from impacted City of Toronto departments and appropriate agencies, boards and commissions."
- (d) Councillor Pantalone moved that the Clause be amended by adding thereto the following:
 - "It is further recommended that:
 - (1) the Commissioner of Urban Development Services, in preparing the Part II Plan for the Central Waterfront, be requested to place priority on:
 - (a) maximizing opportunities for public participation;

- (b) creating new public places and spaces in the waterfront;
 - (c) increasing and protecting the public access to the water's edge; and
 - (d) advancing and maximizing the public interest through the development process;
- (2) all Waterfront initiatives be clearly spelled out in the Business Plan of the Toronto Waterfront Revitalization Corporation;
 - (3) the City of Toronto, Province of Ontario and the Federal Government each have veto power on the Business Plan(s); and
 - (4) the Front Street Extension be designed, and its structures constructed, as a six-lane road, as recommended, but otherwise its operating surface be operated and be a four lane road in appearance, until such time as the future of the Gardiner Expressway necessitates otherwise.”
- (e) Councillor Moeser moved that the Clause be amended by adding thereto the following:
- “It is further recommended that the Corporation’s business strategy also include the funding for capital projects that address the revitalization needs located in both the east and west portions of the City of Toronto’s waterfront.”
- (f) Councillor Walker moved that:
- (1) consideration of the Clause be deferred until the final decision on the Olympics is made in Moscow; and
 - (2) the Clause be amended by amending the report dated May 29, 2001, from the Chief Administrative Officer, by adding under No. (9) of the Highlights of the Permanent Structure a third bullet as follows:
 - “- the sale of all public lands, particularly those under its jurisdiction;”.

Vote on Deferral:

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

Yes - 1 Councillor: Walker
No - 29

Councillors:	Altobello, Berardinetti, Cho, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Kelly, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pitfield, Prue, Shaw, Silva, Soknacki, Sutherland
--------------	---

Lost by a majority of 28.

Motions:

- (g) Councillor Korwin-Kuczynski 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 to the Policy and Finance Committee advising who will be in control of the subject lands following the completion of the Waterfront development.”

Councillor Disero in the Chair.

Deputy Mayor Ootes in the Chair.

- (h) Councillor Layton moved that the Clause be amended by:
- (1) inserting in Recommendation No. (8) embodied in the report dated May 29, 2001, from the Chief Administrative Officer, after the words “Works Committees”, the words “as well as a Councillor sitting on the Sustainability Round Table, to be determined by the Round Table”; and
 - (2) adding thereto the following:

“It is further recommended that:

 - (a) the Waterfront Reference Group, being a Sub-Committee of the Policy and Finance Committee, report in September 2001 on a plan for public input with respect to various waterfront projects;
 - (b) upon approval of the City of Toronto’s Waterfront Plan, a comprehensive business plan for all waterfront initiatives be developed and approved by City Council in time for the 2002 Capital Budget cycle, if possible;
 - (c) the corporation’s business plan include the nature and amount of private sector investment to build out the plan;

- (d) the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee on the development charges which could be recovered to offset infrastructure costs to the City of Toronto; and
 - (e) the Council Reference Group and the Chief Administrative Officer, the City of Toronto's Sustainability Lead, integrate the City's commitment to sustainability into the implementation of the Toronto Waterfront Revitalization Initiative."
- (i) Councillor Shiner moved that motion (c) by Councillor McConnell be amended by:
- (1) inserting in Part (1)(c)(i), before the word "representative", the word "Councillor";
 - (2) deleting from clause (d) of Part (1)(c)(ii) the words "at least monthly", and inserting in lieu thereof the words "on a regular basis";
 - (3) deleting from clause (b) of Part (1)(d) the words "or exceed"; and
 - (4) referring clause (c) of Part (1)(d) to the Chair of the Interim Corporation for consideration in reporting back on the Business Plan.
- (j) Councillor Rae moved that the Clause be amended by adding thereto the following:
- "It is further recommended that a Project Manager be appointed to manage the process so that all City agency, board and commission (ABC) partners are marshalled to assist in promoting the implementation of the Waterfront Revitalization Initiative."
- (k) Councillor Johnston moved that the Clause be amended by adding thereto the following:
- "It is further recommended that the following motion be referred to the Commissioner of Urban Development Services for report thereon to the Waterfront Reference Group and the Planning and Transportation Committee:
- Moved by Councillor Johnston:
- 'It is recommended that the Central Waterfront Plan ensure that all facilities to be provided be fully accessible to persons with disabilities.' "
- (l) Councillor Miller moved that:

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

“It is further recommended that:

 - (1) as confirmed by the Chief Administrative Officer, the reporting relationship between City Council, the Reference Group and the Corporation be reciprocal and be noted as such in future documents;
 - (2) City of Toronto appointees to the Board, the City’s choice for Chair and for the C.E.O. of the Waterfront Corporation be appointed by Council on the recommendation of the Waterfront Reference Group;
 - (3) the Corporation Board operate as an oversight body only, in order to ensure accountability, in general accordance with the following principles:
 - (a) the Board must be totally distinct and at arms length from the C.E.O. and management;
 - (b) the Corporation shall have clear public processes of accounting, declarations of interest and other aspects of probity, competitive contracting, quality attainment and public consultation; and
 - (c) staffing and spending decisions shall be made by the Board as a whole, not the Chair acting unilaterally;
 - (4) meetings of the Board and committees shall be open and public in a manner consistent with the legislation governing the City of Toronto where such meetings discuss policy and related issues; and
 - (5) the Waterfront Reference Group be requested to review the possibility of financing the City contribution through the provision of land rather than capital funds and be further requested to determine how to ensure that all facilities to be provided be fully accessible to persons with disabilities.”;

- (b) amending the report dated May 29, 2001, from the Chief Administrative Officer, by:
 - (i) adding to Recommendation No. (1) the words “and for the permanent Corporation, the City of Toronto’s position be that the Chief Executive Officer not be a member of the Board, even on a temporary basis”; and
 - (ii) adding to Recommendation No. (3) the words “and that City staff on the Intergovernmental Steering Committee report to City Council through the Waterfront Reference Group”; and
 - (iii) adding to Recommendation No. (9) the words ‘subject to annual review in the City’s budget process’;

- (2) Part (2)(a) of motion (c) by Councillor McConnell be amended by:
 - (a) inserting, after the word “Mayor”, the words “and the Waterfront Reference Group”; and
 - (b) deleting the words “the next meeting of City Council to be held on June 26, 2001”, and inserting in lieu thereof the words “the meeting of City Council to be held on July 24, 2001”.

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

“It is further recommended that the City of Toronto communicate its hope to the Federal and Provincial Governments that their financial contributions to the waterfront do not form their share of the infrastructure program.”

Procedural Motion:

Councillor Disero moved that Council adopt the following recommendation:

“It is recommended that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit the Commissioner of Urban Development Services and the Chief Administrative Officer to comment on the impact of each of the foregoing motions.”

Vote on Procedural Motion:

Yes - 29 Mayor: Lastman

Councillors:	Altobello, Berardinetti, Cho, Di Giorgio, Disero, Duguid, Feldman, Flint, Ford, Hall, Holyday, Johnston, Kelly, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, McConnell, Milczyn, Minnan-Wong, Moeser, Nunziata, Pitfield, Shaw, Shiner, Silva, Soknacki, Sutherland
No - 10 Councillors:	Bussin, Chow, Layton, Mihevc, Miller, Ootes, Pantalone, Prue, Rae, Walker

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

Votes:

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

Yes - 26 Mayor:	Lastman
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Feldman, Flint, Hall, Johnston, Layton, Li Preti, Mammoliti, McConnell, Mihevc, Miller, Nunziata, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Soknacki, Walker
No - 14 Councillors:	Berardinetti, Disero, Duguid, Ford, Holyday, Kelly, Korwin-Kuczynski, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Ootes, Shaw, Sutherland

Carried by a majority of 12.

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

Yes - 33 Mayor:	Lastman
Councillors:	Altobello, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Flint, Ford, Hall, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Soknacki, Walker
No - 7	

Councillors: Feldman, Holyday, Johnston, Kelly, Ootes, Shiner, Sutherland
--

Carried by a majority of 26.

Part (1)(a) of motion (c) by Councillor McConnell carried.

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

Yes - 29	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Filion, Flint, Hall, Johnston, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Moeser, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Soknacki, Walker
No - 11	
Councillors:	Disero, Duguid, Feldman, Ford, Holyday, Kelly, Minnan-Wong, Nunziata, Ootes, Shiner, Sutherland

Carried by a majority of 18.

Adoption of Part (1)(a) of motion (b) by Councillor Moscoe, moved by Councillor Miller in the absence of Councillor Moscoe:

Yes - 33	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, Filion, Flint, Hall, Johnston, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Miller, Minnan-Wong, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Walker
No - 7	
Councillors:	Duguid, Ford, Holyday, Kelly, Milczyn, Moeser, Sutherland

Carried by a majority of 26.

Adoption of Part (1)(b) of motion (b) by Councillor Moscoe, moved by Councillor Miller in the absence of Councillor Moscoe:

Yes - 27	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Filion, Flint, Hall, Johnston, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Sutherland, Walker
No - 13	
Councillors:	Duguid, Feldman, Ford, Holyday, Kelly, Korwin-Kuczynski, Li Preti, Mammoliti, Minnan-Wong, Moeser, Ootes, Shiner, Soknacki

Carried by a majority of 14.

Part (1) of motion (i) by Councillor Shiner carried.

Adoption of clause (a) of Part (1)(c)(ii) and Part (1)(c)(i), as amended, of motion (c) by Councillor McConnell:

Yes - 30	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, Filion, Flint, Hall, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moeser, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Walker
No - 10	
Councillors:	Duguid, Ford, Holyday, Johnston, Kelly, Li Preti, Mammoliti, Milczyn, Ootes, Sutherland

Carried by a majority of 20.

Clause (b) of Part (1)(c)(ii) of motion (c) by Councillor McConnell carried.

Adoption of clause (c) of Part (1)(c)(ii) of motion (c) by Councillor McConnell:

Yes - 13	
Councillors:	Augimeri, Bussin, Chow, Di Giorgio, Filion, Korwin-Kuczynski, Layton, McConnell, Mihevc, Moeser, Pantalone, Rae, Walker
No - 28	
Mayor:	Lastman
Councillors:	Altobello, Berardinetti, Cho, Disero, Duguid, Feldman, Flint, Ford, Hall, Holyday, Johnston, Kelly, Li Preti, Lindsay Luby, Mammoliti, Milczyn, Miller, Minnan-Wong, Nunziata, Ootes, Pitfield, Prue, Shaw, Shiner, Silva, Soknacki, Sutherland

Lost by a majority of 15.

Part (2) of motion (i) by Councillor Shiner carried.

Clause (d), as amended, and clause (e) of Part (1)(c)(ii) of motion (c) by Councillor McConnell carried.

Adoption of Part (1) of motion (h) by Councillor Layton:

Yes - 23	
Councillors:	Altobello, Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Filion, Flint, Hall, Johnston, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Nunziata, Pantalone, Prue, Rae, Shaw, Silva, Walker
No - 18	
Mayor:	Lastman
Councillors:	Berardinetti, Duguid, Feldman, Ford, Holyday, Kelly, Li Preti, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Ootes, Pitfield, Shiner, Soknacki, Sutherland

Carried by a majority of 5.

Part (2)(a) of motion (h) by Councillor Layton carried.

Clause (a) of Part (1)(d) of motion (c) by Councillor McConnell carried.

Parts (3) and (4) of motion (i) by Councillor Shiner carried.

Clause (b) of Part (1)(d) of motion (c) by Councillor McConnell carried, as amended.

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

Adoption of Parts (2)(a), (b) and (c) of motion (b) by Councillor Moscoe, moved by Councillor Miller in the absence of Councillor Moscoe:

Yes - 24	
Mayor:	Lastman
Councillors:	Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Filion, Flint, Hall, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Walker
No - 17	
Councillors:	Altobello, Berardinetti, Duguid, Feldman, Ford, Holyday, Johnston, Kelly, Li Preti, Mammoliti, Minnan-Wong, Moeser, Ootes, Shiner, Silva, Soknacki, Sutherland

Carried by a majority of 7.

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

Part (2)(a) of motion (c) by Councillor McConnell carried, as amended.

Part (2)(b) of motion (c) by Councillor McConnell carried.

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

Clause (5) of Part (1)(a) of motion (l) by Councillor Miller carried.

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

Part (2)(b) of motion (h) by Councillor Layton carried.

Parts (2)(c) and (d) of motion (h) by Councillor Layton carried.

Councillors Kelly and Sutherland requested that their opposition to the adoption of Parts (2)(c) and (d) of motion (h) by Councillor Layton be noted in the Minutes of this meeting.

Motion (m) by Councillor Chow carried.

Part (2)(e) of motion (h) by Councillor Layton carried.

Councillor Kelly requested that his opposition to the adoption of Part (2)(e) of motion (h) by Councillor Layton be noted in the Minutes of this meeting.

Clauses (1), (2), (3) and (4) of Part (1)(a) of motion (l) by Councillor Miller carried.

Councillors Kelly and Sutherland requested that their opposition to the adoption of Clauses (1), (2), (3) and (4) of Part (1)(a) of motion (l) by Councillor Miller be noted in the Minutes of this meeting.

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

Motion (e) by Councillor Moeser carried.

Adoption of Part (4) of motion (d) by Councillor Pantalone:

Yes - 22	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Berardinetti, Cho, Chow, Di Giorgio, Disero, Fillion, Hall, Johnston, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Pantalone, Pitfield, Prue, Rae, Silva, Walker
No - 19	
Councillors:	Bussin, Duguid, Feldman, Flint, Ford, Holyday, Kelly, Li Preti, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Shaw, Shiner, Soknacki, Sutherland

Carried by a majority of 3.

Motion (g) by Councillor Korwin-Kuczynski carried.

Adoption of motion (j) by Councillor Rae:

Yes - 21	
Councillors:	Augimeri, Bussin, Cho, Chow, Feldman, Filion, Flint, Johnston, Korwin-Kuczynski, Layton, McConnell, Mihevc, Miller, Minnan-Wong, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Walker
No - 20	
Mayor:	Lastman
Councillors:	Altobello, Berardinetti, Di Giorgio, Disero, Duguid, Ford, Hall, Holyday, Kelly, Li Preti, Lindsay Luby, Mammoliti, Milczyn, Moeser, Nunziata, Ootes, Shaw, Soknacki, Sutherland

Carried by a majority of 1.

Motion (k) by Councillor Johnston carried.

Adoption of Part (2)(d) of motion (b) by Councillor Moscoe, moved by Councillor Miller in the absence of Councillor Moscoe:

Yes - 20	
Councillors:	Augimeri, Bussin, Cho, Chow, Duguid, Filion, Hall, Korwin-Kuczynski, Layton, Lindsay Luby, McConnell, Mihevc, Miller, Pantalone, Prue, Rae, Shaw, Silva, Soknacki, Walker
No - 21	
Mayor:	Lastman
Councillors:	Altobello, Berardinetti, Di Giorgio, Disero, Feldman, Flint, Ford, Holyday, Johnston, Kelly, Li Preti, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Pitfield, Shiner, Sutherland

Lost by a majority of 1.

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

Yes - 3 Councillors:	Filion, Miller, Walker
No - 38 Mayor: Councillors:	Lastman Altobello, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Flint, Ford, Hall, Holyday, Johnston, Kelly, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Sutherland

Lost by a majority of 35.

Adoption of motion (a) by Mayor Lastman and the Clause, as amended:

Yes - 38 Mayor: Councillors:	Lastman Altobello, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki
No - 3 Councillors:	Kelly, Sutherland, Walker

Carried by a majority of 35.

In summary, Council amended this Clause by striking out the recommendation of the Policy and Finance Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) the report dated May 29, 2001, from the Chief Administrative Officer, be adopted, subject to:
 - (a) adding to Recommendation No. (1) the words ‘and for the permanent Corporation, the City of Toronto’s position be that the Chief Executive

Officer not be a member of the Board, even on a temporary basis’;

- (b) adding to Recommendation No. (3) the words ‘and that City staff on the Intergovernmental Steering Committee report to City Council through the Waterfront Reference Group’;
- (c) deleting Recommendation No. (5), and inserting in lieu thereof the following new Recommendation No. (5):
 - ‘(5) the Mayor be authorized to execute, on behalf of the City of Toronto and in accordance with the direction of Council, the Contribution Agreement among the Government of Canada, the Province of Ontario, and the City of Toronto (contained in the report dated April 26, 2001, from the City Solicitor), which details the commitments, rights and obligations of the interim corporation and the three governments;’;
- (d) adding to Recommendation No. (6) the words ‘and further that Council recommend the expansion of the representation on the Assembly of Members to include the Chair of the Waterfront Reference Group and the Chair of the Planning and Transportation Committee, along with the Mayor, to be the City of Toronto’s “Designated Representatives” and report to Council for authority as required’;
- (e) adding to the lead-in phrase to Recommendation No. (7) the words ‘subject to a full reporting process to City Council and the provision that any Member of Council can require a report to Council in a timely manner on any aspect of these matters’;
- (f) amending Recommendation No. (8):
 - (i) to provide that:
 - (1) a Member of Council who is a member of the Toronto Transit Commission, be appointed to the Waterfront Reference Group; and
 - (2) the membership of the Waterfront Reference Group also include a Councillor representative of the Toronto and Region Conservation Authority;
 - (ii) by inserting, after the words ‘Works Committees’, the words ‘as well as a Councillor sitting on the Sustainability Round

Table, to be determined by the Round Table'; and

- (iii) by adding thereto the words 'and further that:
 - (a) the Mayor and the Chair of the Planning and Transportation Committee be appointed as ex-officio voting members of the Waterfront Reference Group;
 - (b) the Waterfront Reference Group be appointed at the next meeting of City Council;
 - (c) the City staff serving on the Intergovernmental Steering Committee report to the Waterfront Reference Group on progress on a regular basis;
 - (d) the Waterfront Reference Group meet quarterly with residents and businesses neighbouring the waterfront; and
 - (e) the Waterfront Reference Group, being a Sub-Committee of the Policy and Finance Committee, report in September 2001 on a plan for public input with respect to various waterfront projects;';
- (g) adding to Recommendation No. (9) the words 'subject to annual review in the City's budget process, and further that:
 - (a) City staff from Urban Development Services and the Intergovernmental Steering Committee and other appropriate staff be directed to report back to Council on the Part II Plan and the strategies and structures for the work of the permanent Corporation for approval by Council by November 2001; and
 - (b) the City of Toronto's representative on the Interim Corporation be directed to meet the standards for the City of Toronto's competitive bidding and public accountability and that of City of Toronto's agencies, boards and commissions and other agencies, boards and commissions that form part of the implementation, and report to Council on any departure from those standards;';

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

‘It is recommended that:

- (1) Council approve in principle the long term governance structure for the corporation recommended in the Intergovernmental Steering Committee’s report “Toronto Waterfront Revitalization Initiative Governance Model” contained in the [April 2, 2001] report as Appendix A and request that the Chief Administrative Officer report further when the Provincial legislation has been introduced which enables the City to become a member or shareholder of the proposed corporation and, for the permanent Corporation, the City of Toronto’s position be that the Chief Executive Officer not be a member of the Board, even on a temporary basis;
- (2) pending Provincial legislation for the long-term structure, Council approve the interim governance structure described in the [April 2, 2001] report and diagrammed in Appendix B [to that report];
- (3) the City Chief Administrative Officer, Michael R. Garrett, and the Commissioner of Urban Development Services, Paula M. Dill, be designated as the City of Toronto’s representatives on the Intergovernmental Steering Committee to act on the City’s behalf, in accordance with City Council directions as may be given from time to time, in administering the Contribution Agreement among the three governments, the City’s representation constituting 1/3 of the members of the Steering Committee, and that City staff on the Intergovernmental Steering Committee report to City Council through the Waterfront Reference Group;
- (4) Council support the appointment of Michael R. Garrett as the Chair of the Toronto Waterfront Revitalization Corporation as sole director on an interim basis;
- (5) the Mayor be authorized to execute, on behalf of the City of Toronto and in accordance with the direction of Council, the Contribution Agreement among the Government of Canada, the Province of Ontario, and the City of Toronto (contained in the report dated April 26, 2001, from the City Solicitor), which details the commitments, rights and obligations of the interim corporation and the three governments;

- (6) the Mayor be appointed the City of Toronto's Designated Representative to make decisions on behalf of the City according to the terms of the Contribution Agreement, in co-operation with the Federal Minister of Transportation and Provincial Minister of Finance, on the condition that Council approval be obtained for:
- (a) appointment of Directors to the Toronto Waterfront Revitalization Corporation;
 - (b) all fundamental changes to the initial priority projects authorized in the agreement (as described in Appendix C);
 - (c) any additions to the mandated activities of the interim corporation including any additional capital projects;
 - (d) purchase of any land or real property by the interim corporation;
 - (e) any additional funding requirements;
 - (f) any loans to be secured by the interim corporation;
 - (g) any change in ownership or corporate structure and mandate of the interim corporation; and
 - (h) the brand identity of the Toronto Waterfront Revitalization Initiative;

and further that Council recommend the expansion of the representation on the Assembly of Members to include the Chair of the Waterfront Reference Group and the Chair of the Planning and Transportation Committee, along with the Mayor, to be the City of Toronto's "Designated Representatives" and report to Council for authority as required;

- (7) the City Chief Administrative Officer, in co-operation with provincial and federal representatives, be authorized to approve, on behalf of the City of Toronto, the following, subject to a full reporting process to City Council, and any Member of Council can require a report to Council in a timely

manner on any aspect of these matters:

- (a) in consultation with the City Auditor, the initiation of any specific audits of the interim corporation's activities;
 - (b) in consultation with appropriate City officials, contracts between the interim corporation and the agencies managing the projects, with the understanding that the usual City approval processes will be required for contracts to which the City of Toronto or its agencies are a party;
 - (c) in consultation with the City Chief Financial Officer and Treasurer, the level of business insurance required by the interim corporation; and
 - (d) contracts extending beyond the first year, where the projects are included in the defined activities of the interim corporation;
- (8) Council establish a Waterfront Reference Group comprised of Members of Council to include representation from the Policy and Finance, Planning and Transportation, Economic Development and Parks, and Works Committees, as well as a Councillor sitting on the Sustainability Round Table, to be determined by the Round Table, a Member of Council who is a member of the Toronto Transit Commission and a Councillor representative of the Toronto and Region Conservation Authority, and the Mayor and the Chair of the Planning and Transportation Committee as ex-officio voting members, and the Waterfront Reference Group report to Council through the Policy and Finance Committee and be supported by the City Clerk, and further that:
- (a) the Waterfront Reference Group be appointed at the next meeting of City Council;
 - (b) the City staff serving on the Intergovernmental Steering Committee report to the Waterfront Reference Group on progress, on a regular basis;
 - (c) the Waterfront Reference Group meet quarterly with

- residents and businesses neighbouring the waterfront;
and
- (d) the Waterfront Reference Group, being a Sub-Committee of the Policy and Finance Committee, report in September 2001 on a plan for public input with respect to various waterfront projects;
- (9) the Corporation's business strategy be developed in accordance with the principles and objectives of the City of Toronto's Part II Plan for the Central Waterfront, subject to annual review in the City of Toronto's budget process, and further that:
- (a) City staff from Urban Development Services and the Intergovernmental Steering Committee and other appropriate staff be directed to report back to City Council on the Part II Plan and the strategies and structures for the work of the permanent Corporation for approval by Council by November 2001; and
 - (b) the City of Toronto's representative on the Interim Corporation be directed to meet the standards for the City of Toronto's competitive bidding and public accountability and that of City of Toronto's agencies, boards and commissions and other agencies, boards and commissions that form part of the implementation, and report to Council on any departure from those standards;
- (10) unanimous approval of the business strategy by the City, Province and Federal Governments be required; and
- (11) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.';
- (2) the City of Toronto communicate its hope to the Federal and Provincial Governments that their financial contributions to the waterfront do not form their share of the infrastructure program;
 - (3) the City of Toronto, Province of Ontario and the Federal Government each have veto power on the Business Plan(s);
 - (4) the City of Toronto's representatives be required to seek input from City

Council on all major policy considerations;

- (5) City of Toronto representatives be subject to:
 - (a) direct accountability to Council;
 - (b) recall at the discretion of Council; and
 - (c) a requirement to report to Council, as requested by Council, through the Waterfront Reference Group;
- (6) Council appointees be required, as a condition of appointment, to attend meetings of the City of Toronto's Waterfront Reference Group;
- (7) as confirmed by the Chief Administrative Officer, the reporting relationship between City Council, the Waterfront Reference Group and the Corporation be reciprocal and be noted as such in future documents;
- (8) City of Toronto appointees to the Board, the City's choice for Chair and for the C.E.O. of the Waterfront Corporation be appointed by Council on the recommendation of the Waterfront Reference Group;
- (9) the Corporation Board operate as an oversight body only, in order to ensure accountability, in general accordance with the following principles:
 - (a) the Board must be totally distinct and at arms length from the C.E.O. and management;
 - (b) the Corporation shall have clear public processes of accounting, declarations of interest and other aspects of probity, competitive contracting, quality attainment and public consultation; and
 - (c) staffing and spending decisions shall be made by the Board as a whole, not the Chair acting unilaterally;
- (10) meetings of the Board and committees shall be open and public in a manner consistent with the legislation governing the City of Toronto where such meetings discuss policy and related issues;
- (11) all Waterfront initiatives be clearly spelled out in the Business Plan of the Toronto Waterfront Revitalization Corporation;
- (12) the corporation's business plan include the nature and amount of private sector investment to build out the plan;

- (13) the Corporation's business strategy also include the funding for capital projects that address the revitalization needs located in both the east and west portions of the City of Toronto's waterfront;
- (14) upon approval of the City of Toronto's Waterfront Plan, a comprehensive business plan for all waterfront initiatives be developed and approved by City Council in time for the 2002 Capital Budget cycle, if possible;
- (15) the Front Street Extension be designed, and its structures constructed, as a six-lane road, as recommended, but otherwise its operating surface be operated and be a four lane road in appearance, until such time as the future of the Gardiner Expressway necessitates otherwise;
- (16) the Waterfront Reference Group be requested to review the possibility of financing the City contribution through the provision of land rather than capital funds and be further requested to determine how to ensure that all facilities to be provided be fully accessible to persons with disabilities;
- (17) the Council Reference Group and the Chief Administrative Officer, the City of Toronto's Sustainability Lead, integrate the City's commitment to sustainability into the implementation of the Toronto Waterfront Revitalization Initiative;
- (18) a Project Manager be appointed to manage the process so that all City agency, board and commission (ABC) partners are marshalled to assist in promoting the implementation of the Waterfront Revitalization Initiative;
- (19) the Mayor and the Waterfront Reference Group be requested to report back to the meeting of City Council to be held on July 24, 2001, on a nominee or nominees who can be recommended as the citizen appointment(s) to assume the role of the Chair of the interim and permanent Waterfront Corporation and would be acceptable to the three levels of government;
- (20) the Chief Administrative Officer be requested to submit a report to the Policy and Finance Committee advising who will be in control of the subject lands following the completion of the Waterfront development;
- (21) the Chief Financial Officer and Treasurer be requested to submit a report to the Policy and Finance Committee on the development charges which could be recovered to offset infrastructure costs to the City of Toronto;

- (22) the Commissioner of Urban Development Services, in preparing the Part II Plan for the Central Waterfront, be requested to place priority on:
- (a) maximizing opportunities for public participation;
 - (b) creating new public places and spaces in the waterfront;
 - (c) increasing and protecting the public access to the water's edge; and
 - (d) advancing and maximizing the public interest through the development process;
- (23) future staff reports to City Council on waterfront matters be prepared as joint interdepartmental reports, with input from impacted City of Toronto departments and appropriate agencies, boards and commissions;
- (24) the following motion be referred to the Commissioner of Urban Development Services for report thereon to the Waterfront Reference Group and the Planning and Transportation Committee:

Moved by Councillor Johnston:

“It is recommended that the Central Waterfront Plan ensure that all facilities to be provided be fully accessible to persons with disabilities.”; and

- (25) the following motion be referred to the Chair of the Interim Corporation for consideration in reporting back on the Business Plan:

Moved by Councillor McConnell:

“It is recommended that the Waterfront Revitalization Corporation’s Business Plan include a specific public consultation protocol, a strategy for maximizing the quality of urban design in the Waterfront and rules for public tendering that meet or exceed the City of Toronto’s standards.” ’ ’ ”

5.27 Clause No. 6 of Report No. 4 of The Community Services Committee, headed “Elevator Repairs and Work Order Notifications”.

Motion:

Councillor Pitfield 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 obtain information from the Provincial Technical Standards and Safety Authority on an anticipated safe life for elevators and means to require owners to plan for elevator replacement before safety concerns result in elevators being taken out of service, and report thereon to Council, through the Community Services Committee.”

Votes:

The motion by Councillor Pitfield carried.

The Clause, as amended, carried.

5.28 Clause No. 13 of Report No. 7 of The Administration Committee, headed “Sale of Surplus City-Owned Vacant Land, Southeast Corner of Ellesmere Road and Neilson Road (Ward 43 - Scarborough East)”.

Motion:

Councillor Soknacki moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001, in order to provide the Commissioner of Corporate Services, in consultation with the Commissioner of Community and Neighbourhood Services and the City Solicitor, an opportunity to meet with the Rouge Valley Health System to discuss the future use of the property and to submit a report directly to Council, for consideration therewith, on the outcome of such discussions, having regard that the Rouge Valley Health System has advised staff that it did not receive any allocation of long-term care beds and remains interested in acquiring the property to secure a location for future health care and social services use.

Vote:

The motion by Councillor Soknacki carried.

5.29 **Clause No. 13 of Report No. 7 of The Works Committee, headed “Unilateral Access to Final and Binding Arbitration for Construction Contracts”.**

Motion:

Councillor Disero moved that the Clause be amended by:

- (1) deleting from the recommendation embodied in the report dated May 4, 2001, from the Commissioner of Works and Emergency Services, the words “one-year period”, and inserting in lieu thereof the words “three-year period”, so that such recommendation shall now read as follows:

“It is recommended that the trial period for unilateral access to final and binding arbitration for Works construction contracts be extended by incorporating provision for such arbitration in all Works construction tenders issued within the further three-year period, commencing May 1, 2001.”; and

- (2) adding thereto the following:

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit an annual report to the Works Committee on this issue, if necessary.”

Votes:

The motion by Councillor Disero carried.

The Clause, as amended, carried.

5.30 **Clause No. 10 of Report No. 4 of The North Community Council, headed “Planning Report – Amendment to Original Development Agreement - TB SPC 2001 0043 - Park Willow Developments – 55 and 65 Ellerslie Avenue - Ward 23 – Willowdale”.**

Motion:

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

“It is further recommended that the owner grant an easement across their property, to provide any utilities deemed necessary by the City to serve a proposed City-operated day nursery centre on the abutting site.”

Votes:

The motion by Councillor Filion carried.

The Clause, as amended, carried.

5.31 **Clause No. 1 of Report No. 5 of The Planning and Transportation Committee, headed “Issuance of Additional Ambassador Taxicab Licences in 2001”.**

Motion:

(a) Councillor Kelly moved that the Clause be amended by deleting Recommendation No. (1) of the Planning and Transportation Committee.

(b) Councillor Mihevc 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, by March 2002, or earlier, if possible, on the number of new plates that should be issued using the new formula.”

(c) Councillor Layton moved that the Clause be amended to provide that any plates issued above and beyond the 100 plates already approved in the by-law, be for ultra low-emission vehicles.

(d) Councillor Korwin-Kuczynski moved that the Clause be amended to provide that the City of Toronto issue no more than 131 additional Ambassador Taxicab licences this year to qualified persons on the Driver’s list, and the by-law not be altered until a review of the impact of the Ambassador Program has been completed and until a current formula is established for the determination of the number of taxicab licences that need to be issued annually.

(e) Councillor Minnan-Wong moved that:

(1) motion (c) by Councillor Layton be referred to the Commissioner of Urban Development Services for report thereon to the Licensing Sub-Committee in the fall of 2001; and

(2) 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 on requiring Ambassador Class licence holders, as a condition of their licence, to provide the City with financial information from their meters.”

Vote Be Now Taken:

Councillor Johnston moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 31	
Mayor:	Lastman
Councillors:	Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pitfield, Prue, Rae, Shaw, Silva, Soknacki
No - 5	
Councillors:	Altobello, Ashton, Kelly, Korwin-Kuczynski, Walker

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

Votes:

Adoption of motion (a) by Councillor Kelly:

Yes - 6	
Mayor:	Lastman
Councillors:	Kelly, Korwin-Kuczynski, Milczyn, Ootes, Shaw
No - 32	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Soknacki

Lost by a majority of 26.

Adoption of motion (d) by Councillor Korwin-Kuczynski:

Yes - 7	
Mayor:	Lastman
Councillors:	Feldman, Kelly, Korwin-Kuczynski, Milczyn, Ootes, Shaw
No - 32	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Duguid, Filion, Flint, Ford, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Soknacki, Walker

Lost by a majority of 25.

Part (1) of motion (e) by Councillor Minnan-Wong carried.

Motion (b) by Councillor Mihevc carried.

Part (2) of motion (e) by Councillor Minnan-Wong carried.

Adoption of Clause, as amended:

Yes - 34	
Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Miller, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shiner, Silva, Soknacki, Walker
No - 5	
Mayor:	Lastman
Councillors:	Kelly, Korwin-Kuczynski, Milczyn, Shaw

Carried by a majority of 29.

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

“It is further recommended that:

- (1) the Commissioner of Urban Development Services be requested to:
 - (a) submit a report to the Planning and Transportation Committee, by March 2002, or earlier, if possible, on the number of new plates that

should be issued using the new formula; and

- (b) submit a report to the Planning and Transportation Committee on requiring Ambassador Class licence holders, as a condition of their licence, to provide the City with financial information from their meters; and
- (2) the following motion be referred to the Commissioner of Urban Development Services for report thereon to the Licensing Sub-Committee in the fall of 2001:

Moved by Councillor Layton:

‘That any plates issued above and beyond the 100 plates already approved in the by-law, be for ultra low-emission vehicles.’ ”

5.32 Clause No. 2 of Report No. 5 of The Planning and Transportation Committee, headed “Issuance of Accessible Taxicab Owners’ Licences”.

Motion:

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

“It is further recommended that the report dated May 16, 2001, from the Commissioner of Urban Development Services, embodying the following recommendation, be adopted:

‘It is recommended that, if Council directs that By-law No. 574-2000 be amended to cease the issuance of surplus Accessible taxicab licences to taxicab brokerages, then the amendment should apply to the year 2001 allotment of Accessible licences and to any future allotment of such licences.’ ”

Votes:

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

5.33 Clause No. 18 of Report No. 7 of The Works Committee, headed “Other Items Considered by the Committee”.

Motion:

Councillor Feldman moved that the Clause be received as information, subject to striking out and referring Item (e), entitled “Construction of Bus Loop at Avenue Road and Bombay Avenue”, embodied therein, back to the Works Committee for further consideration at its next meeting scheduled to be held on June 6, 2001, and the hearing of depositions.

Votes:

The motion by Councillor Feldman carried.

The Clause, as amended, was received as information.

5.34 Clause No. 1 of Report No. 5 of The Southwest Community Council, headed “Request for an Exemption From Chapter 400 of the Former City of Toronto Municipal Code to Permit Front Yard Parking at 210 Perth Avenue (Davenport, Ward 18)”.

Having regard that the Clause was submitted without recommendation:

Motion:

Councillor Silva moved that Council adopt the following recommendation:

“It is recommended that the Commissioner of Works and Emergency Services be authorized to re-poll area residents and that the application for front-yard parking be subject to the poll results.”

Votes:

The motion by Councillor Silva carried.

The Clause, as amended, carried.

5.35 Clause No. 8 of Report No. 8 of The Policy and Finance Committee, headed “Other Items Considered by the Committee”.

Motion:

Councillor Chow moved that the Clause be received as information, subject to striking out and referring Item (a), entitled “Building the New City of Toronto – Final Three-Year Status Report on Amalgamation, January 1998 – December 2000”, embodied therein, back to the Policy and Finance Committee for further consideration.

Votes:

The motion by Councillor Chow carried.

The Clause, as amended, was received as information.

- 5.36 **Clause No. 22 of Report No. 6 of The East Community Council, headed “Appeal to the Ontario Municipal Board, Official Plan Amendment Application SC-P19990021, Zoning By-law Amendment Application SC-Z19990039, 1299089 Ontario Limited, 2 Dale Avenue, Scarborough Village Community (Scarborough Southwest - Ward 36)”.**

Motion:

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

“It is recommended that the confidential report dated May 30, 2001, from the City Solicitor, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to Solicitor/Client privilege, save and except the following recommendations embodied therein:

‘It is recommended that:

- (1) the City Solicitor make representations to the Ontario Municipal Board in accordance with the planning opinion of Mr. David Butler as outlined in the report of the City Solicitor dated May 30, 2001; and
- (2) Toronto City Council not adopt the recommendations contained in Clause No. 22 of Report No. 6 of the Toronto East Community Council.’ ”

Votes:

The motion by Councillor Ashton carried.

The Clause, as amended, carried.

- 5.37 **Clause No. 1 of Report No. 4 of The Community Services Committee, headed “Immigration and Settlement Policy Framework”.**

Motion:

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

“It is further recommended that the City of Toronto reiterate its opposition to any fees that have a discriminatory impact.”

Votes:

The motion by Councillor Miller carried.

The Clause, as amended, carried.

5.38 **Clause No. 1 of Report No. 5 of The Striking Committee, headed “Appointments of Members of Council to the Culture Plan Steering Committee; Downtown Yonge Street Business Improvement Area; Rosedale-Summerhill Business Improvement Area; and Yonge-Lawrence Village Business Improvement Area”.**

Motions:

- (a) Councillor Rae moved that the Clause be amended by deleting from the membership of the Downtown Yonge Street Business Improvement Area Board of Management, the name “H. Moscoe”, and inserting in lieu thereof the name “Mayor Mel Lastman”, as requested by the Downtown Yonge Street Business Improvement Area.
- (b) Councillor Johnston moved that the Clause be amended by adding the name “A. Johnston” to the membership of the Culture Plan Steering Committee.

Votes:

Motion (a) by Councillor Rae carried.

Motion (b) by Councillor Johnston carried.

The Clause, as amended, carried.

5.39 **Clause No. 5 of Report No. 4 of The Downtown Community Council, headed “Intention to Designate Under Part IV of the Ontario Heritage Act - 279 Yonge Street (Child’s Restaurant and Offices) (Toronto Centre-Rosedale, Ward 27)”.**

Motion:

Councillor Rae moved that, having regard that Council, by its adoption, without amendment, of Motion J(7), re-opened Clause No. 3 of Report No. 1 of The Downtown Community Council, headed “Amendment to Section 297, Signs, of the Former City of Toronto Municipal Code, 279 Yonge Street (7 Dundas Square) (Toronto Centre-Rosedale, Ward 27)”, this Clause

be amended by adopting the following recommendations embodied in the report dated April 18, 2001, from the Commissioner of Economic Development, Culture and Tourism:

- “(2) that the proposed roof top signs be approved subject to the following:
- (a) the owner not object to the designation of this property pursuant to Part IV of the Ontario Heritage Act;
 - (b) the owner post letters of credit with the City, in the amount of \$100,000.00, prior to the issuance of any building permit, to provide for restoration work of the façade, in accordance with the approved Restoration Plan;
 - (c) the owner provides an Undertaking to the City, prior to the issuance of a building permit, that the restoration work will be completed within one year of the issuance of a building permit for the roof top signs; and
 - (d) the owner prepare a Restoration Plan for the property at 279 Yonge Street satisfactory to the Manager, Heritage Preservation Services, prior to starting any restoration work on the facade; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

Votes:

The motion by Councillor Rae carried.

The Clause, as amended, carried.

5.40 Clause No. 3 of Report No. 6 of The Works Committee, headed “Kraft Paper Leaf and Yard Waste Bag Promotion and Enforcement”.

Motions:

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

“It is further recommended that:

- (1) Councillors Balkissoon and Duguid be appointed to the Working Group; and
- (2) the Working Group be requested to submit a report to the Works Committee for its meeting scheduled to be held on July 4, 2001.”

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

“It is further recommended that the Working Group be requested to request manufacturers of the Kraft Paper Leaf and Yard Waste Bags to:

- (1) ensure that the bags are made available at local hardware stores at a competitive cost; and
- (2) consider designing shorter, wider bags.”

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

“It is further recommended that the Commissioner of Works and Emergency Services be requested to submit a report to the Works Committee on the feasibility of selling Kraft Paper Leaf and Yard Waste Bags through community centres, civic centres, libraries, etc.”

Votes:

Motion (a) by Councillor Disero carried.

Motion (b) by Councillor Miller carried.

Motion (c) by Councillor Nunziata carried.

The Clause, as amended, carried.

5.41 **Clause No. 9 of Report No. 7 of The Administration Committee, headed “Application for Approval to Expropriate Interest in Land for the North York Centre Plan Service Road, 29 Byng Avenue - (Ward 23 - Willowdale)”.**

Motion:

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

“It is further recommended that the joint confidential report dated May 28, 2001, from the Commissioner of Corporate Services and the City Solicitor, be adopted, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information related to litigation or potential litigation, save and except the following recommendations embodied therein:

‘It is recommended that:

- (1) City Council proceed with the expropriation of 29 Byng Avenue, as recommended in the report dated March 9, 2001, from the Commissioner of Corporate Services;
- (2) staff be directed to clarify with Eminent Construction Limited that Eminent will fund the City’s expropriation or other acquisition of 29 Byng Avenue and all costs associated therewith;
- (3) in the event that an agreement is not reached with Eminent to fund the costs of the expropriation, the cost of the acquisition/expropriation be funded from the Yonge Centre Development Charge Reserve fund, as approved by City Council on July 29, 30 and 31, 1998; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the execution of any required agreements.’ ”

Votes:

The motion by Councillor Filion carried.

The Clause, as amended, carried.

5.42 **Clause No. 4 of Report No. 6 of The Administration Committee, headed “Remuneration and Expenses of Members of Council and of the Council Appointees to Local Boards and Other Special Purpose Bodies for the Period January 1, 2000, to December 31, 2000”.**

Motions:

- (a) Councillor Berardinetti moved that the Clause be amended in accordance with the joint report dated April 11, 2001, from the Chief Financial Officer and Treasurer and the City Clerk, embodying the following recommendation:

“It is recommended that Clause No. 18 of Report No. 5 of The Administration Committee (*now Clause No. 4 of Report No. 6 of the Administration Committee*), entitled ‘Remuneration and Expenses of Members of Council and of the Council Appointees to Local Boards and Other Special Purpose Bodies for the Period January 1, 2000 to December 31, 2000’, be amended to reflect the technical adjustments as highlighted on the attached revised pages.”

- (b) Councillor Prue moved that the Clause be amended by adding thereto the following:
- “It is further recommended that the Chief Financial Officer and Treasurer, in future reports on the remuneration and expenses of Members of Council and of the Council appointees to Local Boards and other Special Purpose Bodies, be requested to list the Councillors in alphabetical order, the trip they took and the amount of money spent, rather than identifying the funding source.”
- (c) Councillor Holyday moved that the Clause be amended by deleting from Recommendation No. (1) of the Administration Committee the word “off-shore”.
- (d) Councillor Balkissoon moved that the Clause be amended by striking out and referring Recommendation No. (1) of the Administration Committee to the Chief Administrative Officer for a review of the existing policies respecting travel and expenses by Members of Council and report thereon to the Administration Committee before September, 2001; such report to be in consultation with the Commissioner of Economic Development, Culture and Tourism on foreign economic promotions, and the City Auditor on allowable expenses and reporting procedures.
- (e) Councillor Lindsay Luby moved that the Clause be amended by deleting from Recommendation No. (1) of the Administration Committee the word “off-shore” and inserting in lieu thereof the words “out of Province”.
- (f) Councillor Layton moved that the Clause be amended by adding to Recommendation No. (1) of the Administration Committee the words “with the exception of Conferences and Board Meetings of the Federation of Canadian Municipalities (FCM) and the Association of Municipalities of Ontario (AMO)”.

Votes:

Adoption of motion (d) by Councillor Balkissoon:

Yes - 21	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Balkissoon, Cho, Di Giorgio, Duguid, Feldman, Flint, Hall, Johnston, Layton, Lindsay Luby, McConnell, Milczyn, Miller, Ootes, Pantalone, Prue, Silva, Walker
No - 5	
Councillors:	Ford, Holyday, Li Preti, Nunziata, Rae

Carried by a majority of 16.

Deputy Mayor Ootes, having regard to the foregoing decision of Council, declared motions (c), (e) and (f), by Councillors Holyday, Lindsay Luby and Layton, respectively, redundant.

Motion (a) by Councillor Berardinetti, moved by Councillor Balkissoon in the absence of Councillor Berardinetti, carried.

Motion (b) by Councillor Prue carried.

The Clause, as amended, carried.

In summary, Council amended this Clause:

- (1) by striking out and referring the following Recommendation No. (1) of the Administration Committee to the Chief Administrative Officer for a review of the existing policies respecting travel and expenses by Members of Council and report thereon to the Administration Committee before September, 2001; such report to be in consultation with the Commissioner of Economic Development, Culture and Tourism on foreign economic promotions, and the City Auditor on allowable expenses and reporting procedures:

“The Administration Committee:

- (1) recommends that off-shore travel by Members of Council be restricted except as authorized by the appropriate Standing Committee and Council; and that Members of Council authorized by Council to travel be limited to two Councillors for any travel;”;
- (2) in accordance with the joint report dated April 11, 2001, from the Chief Financial Officer and Treasurer and the City Clerk, embodying the following recommendation:

“It is recommended that Clause No. 18 of Report No. 5 of The Administration Committee (*now Clause No. 4 of Report No. 6 of the Administration Committee*), entitled ‘Remuneration and Expenses of Members of Council and of the Council Appointees to Local Boards and Other Special Purpose Bodies for the Period January 1, 2000 to December 31, 2000’, be amended to reflect the technical adjustments as highlighted on the attached revised pages.”; and

- (3) by adding thereto the following:

“It is further recommended that the Chief Financial Officer and Treasurer, in future reports on the remuneration and expenses of Members of Council and of the Council

appointees to Local Boards and other Special Purpose Bodies, be requested to list the Councillors in alphabetical order, the trip they took and the amount of money spent, rather than identifying the funding source.”

5.43 **Clause No. 9 of Report No. 4 of The Midtown Community Council, headed “186 Castlewood Road – Removal of Two Privately-Owned Trees (Eglinton-Lawrence - Ward 16)”.**

Motion:

Councillor Pantalone moved that the Clause be amended to provide that only the removal of the tree between the two properties be permitted and approval be subject to the landscape plan.

Votes:

The motion by Councillor Pantalone carried.

The Clause, as amended, carried.

5.44 **Clause No. 6 of Report No. 8 of The Policy and Finance Committee, headed “186 Bartley Drive”.**

Having regard that the Clause was submitted without recommendation:

Motion:

Councillor Ootes, with the permission of Council, moved that Council adopt the following recommendation:

“It is recommended that the joint confidential report from the Chief Financial Officer and Treasurer and the City Solicitor dated May 29, 2001 be adopted, such report 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 a property interest of the municipality.”

Votes:

The motion by Councillor Ootes carried.

The Clause, as amended, carried.

5.45 Clause No. 3 of Report No. 6 of The Administration Committee, headed “Permanent Names for Community Councils (All Wards)”.

Motions:

- (a) Councillor Nunziata moved that the Clause be amended by inserting in Recommendation No. (1)(e) embodied in the report dated March 14, 2001, from the City Clerk, after the word “Humber”, the word “York”, so that such recommendation shall now read as follows:

“(e) Humber York Community Council (re-named from the Southwest Community Council);”.

- (b) Councillor Prue moved that the Clause be amended by inserting in Recommendation No. (1)(b) embodied in the report dated March 14, 2001, from the City Clerk, after the word “Downtown”, the words “East York”, so that such recommendation shall now read as follows:

“(b) Downtown East York Community Council;”.

- (c) Councillor Sutherland moved that the Clause be amended by deleting from Recommendation No. (1)(d) embodied in the report dated March 14, 2001, from the City Clerk, the word “Uptown”, so that such recommendation shall now read as follows:

“(d) North York Community Council (re-named from the North Community Council);”.

- (d) Councillor Pantalone moved that, in the event that the name of the Downtown Community Council is amended, the following amendment also be placed:

“that Little Italy, Little Portugal Village, Greektown, Fort York, Cabbagetown, Exhibition Place, Beaches, The Annex, Yorkville and The Islands be included in the name of the Community Council”.

- (e) Councillor Layton moved that the Clause be amended by deleting from Recommendation No. (1)(b) embodied in the report dated March 14, 2001, from the City Clerk, the word “Downtown”, and inserting in lieu thereof the words “Toronto East York”, so that such recommendation shall now read as follows:

“(b) Toronto East York Community Council;”.

- (f) Councillor Johnston moved that the Clause be amended by amending Recommendation No. (1) embodied in the report dated March 14, 2001, from the City Clerk, as follows:
- (1) deleting Recommendation No. (1)(a) and inserting in lieu thereof the following:

“(a) East Toronto Community Council;”;
 - (2) deleting Recommendation No. (1)(b) and inserting in lieu thereof the following:

“(b) Downtown Toronto Community Council;”;
 - (3) deleting Recommendation No. (1)(c) and inserting in lieu thereof the following:

“(c) Midtown Toronto Community Council;”;
 - (4) deleting Recommendation No. (1)(d) and inserting in lieu thereof the following:

“(d) Uptown Toronto Community Council;”;
 - (5) deleting Recommendation No. (1)(e) and inserting in lieu thereof the following:

“(e) Southwest Toronto Community Council;”;

and
 - (6) deleting Recommendation No. (1)(f) and inserting in lieu thereof the following:

“(f) West Toronto Community Council;”.

Councillor Lindsay Luby in the Chair.

Deputy Mayor Ootes in the Chair.

Withdrawal of Motion:

Councillor Prue, with the permission of Council, withdrew his motion (b).

Votes:

Adoption of motion (e) by Councillor Layton:

Yes - 20 Councillors:	Altobello, Ashton, Bussin, Cho, Duguid, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Ootes, Pitfield, Prue, Silva, Soknacki, Sutherland, Walker
No - 11 Councillors:	Augimeri, Di Giorgio, Feldman, Filion, Flint, Johnston, Mihevc, Moeser, Pantalone, Rae, Shiner

Carried by a majority of 9.

Adoption of motion (d) by Councillor Pantalone:

Yes - 10 Councillors:	Augimeri, Di Giorgio, Johnston, Lindsay Luby, McConnell, Mihevc, Moeser, Pantalone, Rae, Shiner
No - 21 Councillors:	Altobello, Ashton, Bussin, Cho, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Li Preti, Ootes, Pitfield, Prue, Silva, Soknacki, Sutherland, Walker

Lost by a majority of 11.

Adoption of motion (c) by Councillor Sutherland:

Yes - 20 Councillors:	Altobello, Ashton, Bussin, Cho, Di Giorgio, Duguid, Feldman, Filion, Flint, Hall, Holyday, Korwin-Kuczynski, Li Preti, Mihevc, Ootes, Pitfield, Prue, Silva, Sutherland, Walker
No - 11 Councillors:	Augimeri, Ford, Johnston, Layton, Lindsay Luby, McConnell, Moeser, Pantalone, Rae, Shiner, Soknacki

Carried by a majority of 9.

Adoption of motion (a) by Councillor Nunziata, moved by Councillor Korwin-Kuczynski in the absence of Councillor Nunziata:

Yes - 24	
Councillors:	Altobello, Ashton, Augimeri, Bussin, Di Giorgio, Duguid, Filion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mihevc, Moeser, Ootes, Pitfield, Prue, Silva, Soknacki, Sutherland, Walker
No - 7	
Councillors:	Cho, Feldman, Johnston, McConnell, Pantalone, Rae, Shiner

Carried by a majority of 17.

Ruling by Deputy Mayor:

Deputy Mayor Ootes, having regard to the foregoing decisions of Council, declared motion (f) by Councillor Johnston, redundant.

Councillor McConnell challenged the ruling of the Deputy Mayor:

Vote to Uphold Ruling of Deputy Mayor:

Yes - 22	
Councillors:	Altobello, Ashton, Bussin, Cho, Duguid, Filion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mihevc, Moeser, Ootes, Pitfield, Prue, Silva, Soknacki, Sutherland
No - 10	
Councillors:	Augimeri, Chow, Di Giorgio, Feldman, Johnston, McConnell, Pantalone, Rae, Shiner, Walker

Carried by a majority of 12.

Vote:

Adoption of Clause, as amended:

Yes - 25 Councillors: Altobello, Bussin, Cho, Chow, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, McConnell, Mihevc, Ootes, Pitfield, Prue, Shiner, Silva, Soknacki, Sutherland, Walker
No - 7 Councillors: Ashton, Augimeri, Di Giorgio, Johnston, Moeser, Pantalone, Rae

Carried by a majority of 18.

In summary, Council amended this Clause by amending Recommendation No. (1) embodied in the report dated March 14, 2001, from the City Clerk, by:

- (1) deleting from Recommendation No. (1)(b) the word “Downtown” and inserting in lieu thereof the words “Toronto East York”;
- (2) deleting from Recommendation No. (1)(d) the word “Uptown”; and
- (3) inserting in Recommendation No. (1)(e), after the word “Humber”, the word “York”;

so that the permanent names for the Community Councils shall now be as follows:

- (a) Scarborough Community Council (re-named from the East Community Council);
- (b) Toronto East York Community Council;
- (c) Midtown Community Council;
- (d) North York Community Council (re-named from the North Community Council);
- (e) Humber York Community Council (re-named from the Southwest Community Council); and
- (f) Etobicoke Community Council (re-named from the West Community Council).

5.46 Clause No. 2 of Report No. 7 of The Policy and Finance Committee, headed “Request to Federal Government to Establish a Ministry of Urban Affairs”.*Motions:*

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

“It is recommended that:

- (1) subsequent to the announcement made by the Federal Government of Canada on May 9, 2001, wherein a Caucus Task Force on Urban Issues was initiated, the City of Toronto request the Federal Government to establish a Ministry of Urban Affairs as soon as possible to develop and implement a National Urban Agenda to deal with the important challenges facing large urban centres;
- (2) in the event that the Federal Government is unable or unwilling to support the establishment of a Ministry of Urban Affairs, the City of Toronto request the Federal Government to establish a Federal Cabinet Committee, as soon as possible, to deal with the urgent challenges facing Canada’s large urban centres; and
- (3) a Mayor’s Task Force on Urban Issues be established as a communication channel between the municipality and the Federal Government and the membership comprise the following:

Mayor Mel Lastman or his designate, Deputy Mayor, Case Ootes;
Councillor Brian Ashton (Chair of Toronto Transit Commission);
Councillor Lorenzo Berardinetti (Chair of Administration Committee);
Councillor Raymond Cho;
Councillor Olivia Chow (Chair of Children and Youth Action Committee);
Councillor Betty Disero (Chair of Works Committee);
Councillor Brad Duguid (Chair of Community Services Committee);
Councillor Mike Feldman (Chair of Economic Development and Parks Committee);
Councillor Anne Johnston;
Councillor Jack Layton (President of Federation of Canadian Municipalities);
Councillor David Miller; and
Councillor Joe Pantalone (Chair of Planning and Transportation Committee);

and further that the Mayor's Task Force develop Terms of Reference to guide future communications with the Federal Government Caucus Task Force on Urban Issues."

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

"It is further recommended that the recommendations embodied in the communication dated May 30, 2001, from Councillors Augimeri, Balkissoon, Chow, Bussin, Hall, Moscoe, Mammoliti, McConnell, Johnston, Mihevc, Miller, Layton, Pantalone and Shaw, be adopted."

Councillor Lindsay Luby in the Chair.

- (c) Councillor Layton moved that:

- (1) motion (a) by Councillor Cho be referred to the Mayor and the Mayor be requested to submit a report directly to Council, in July 2001, on a strategy for addressing the Urban Task Force and the issues contemplated in Councillor Cho's motion and in the Clause; and
- (2) That the Clause be amended by deleting Recommendations Nos. (1), (2) and (5) embodied in the report dated March 22, 2001, from the Chief Administrative Officer.

Permission to Again Address Council:

Having regard that Councillor Cho had addressed Council in regard to the Clause, Councillor Layton, seconded by Councillor Chow, moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived and that Councillor Cho be granted an additional opportunity to address Council in this regard, which carried, more than two-thirds of Members present having voted in the affirmative.

- (d) Councillor Cho additionally moved that the Clause be amended by:

- (1) striking out and referring Recommendations Nos. (1) and (2) embodied in the report dated March 22, 2001, from the Chief Administrative Officer, to the Mayor; and
- (2) deleting Recommendation No. (3) embodied in the report dated March 22, 2001, from the Chief Administrative Officer.

Deputy Mayor Ootes in the Chair.

Permission to Again Address Council:

Having regard that Councillor Layton had addressed Council in regard to the Clause, Councillor Chow, seconded by Councillor Johnston, moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived and that Councillor Layton be granted an additional opportunity to address Council in this regard, which carried, more than two-thirds of Members present having voted in the affirmative.

- (e) Councillor Layton additionally moved that the Clause, together with motions (a) and (d) by Councillor Cho, motion (b) by Councillor Chow, seconded by Councillor Layton, and motion (c) by Councillor Layton, be struck out and referred to the Mayor for further consideration.

Vote:

Motion (e) by Councillor Layton carried.

In summary, Council struck out and referred the Clause to the Mayor for further consideration, together with the following motions:

Moved by Councillor Cho:

“That the Clause be amended by striking out the recommendations of the Policy and Finance Committee and inserting in lieu thereof the following:

‘It is recommended that:

- (1) subsequent to the announcement made by the Federal Government of Canada on May 9, 2001, wherein a Caucus Task Force on Urban Issues was initiated, the City of Toronto request the Federal Government to establish a Ministry of Urban Affairs as soon as possible to develop and implement a National Urban Agenda to deal with the important challenges facing large urban centres;
- (2) in the event that the Federal Government is unable or unwilling to support the establishment of a Ministry of Urban Affairs, the City of Toronto request the Federal Government to establish a Federal Cabinet Committee, as soon as possible, to deal with the urgent challenges facing Canada’s large urban centres; and

- (3) a Mayor's Task Force on Urban Issues be established as a communication channel between the municipality and the Federal Government and the membership comprise the following:

Mayor Mel Lastman or his designate, Deputy Mayor, Case Ootes;

Councillor Brian Ashton (Chair of Toronto Transit Commission);

Councillor Lorenzo Berardinetti (Chair of Administration Committee);

Councillor Raymond Cho;

Councillor Olivia Chow (Chair of Children and Youth Action Committee);

Councillor Betty Disero (Chair of Works Committee);

Councillor Brad Duguid (Chair of Community Services Committee);

Councillor Mike Feldman (Chair of Economic Development and Parks Committee);

Councillor Anne Johnston;

Councillor Jack Layton (President of Federation of Canadian Municipalities);

Councillor David Miller; and

Councillor Joe Pantalone (Chair of Planning and Transportation Committee);

and further that the Mayor's Task Force develop Terms of Reference to guide future communications with the Federal Government Caucus Task Force on Urban Issues."

Moved by Councillor Layton:

"That the foregoing motion by Councillor Cho be referred to the Mayor and the Mayor be requested to submit a report directly to Council, in July 2001, on a strategy for addressing the Urban Task Force and the issues contemplated in Councillor Cho's motion and in the Clause."

Further moved by Councillor Cho:

"That the Clause be amended by:

- (1) striking out and referring Recommendations Nos. (1) and (2) embodied in the report dated March 22, 2001, from the Chief Administrative Officer, to the Mayor; and
- (2) deleting Recommendation No. (3) embodied in the report dated March 22, 2001, from the Chief Administrative Officer.”

Moved by Councillor Chow, seconded by Councillor Layton:

“It is further recommended that the recommendations embodied in the communication dated May 30, 2001, from Councillors Augimeri, Balkissoon, Chow, Bussin, Hall, Moscoe, Mammoliti, McConnell, Johnston, Mihevc, Miller, Layton, Pantalone and Shaw, be adopted, viz.:

‘We are asking Council that normal procedures be followed and that the Chief Administrative Officer take appropriate actions especially with regard to the following recommendations:

- (1) that the City of Toronto support the appeal against the CRTC decision on limiting the rights of municipalities to charge telecommunication companies the full cost of using public road allowance;
- (2) that the Chief Administrative Officer and any appropriate staff initiate or continue applications to the following programs which have been created by the federal government through FCM’s efforts or in partnership with FCM:
 - (a) National Infrastructure Program, with Toronto entitled to approximately \$160 million (if calculated per capita);
 - (b) National Children Strategy through the Early Years Challenge Funds. City’s share of funds should be \$22 million (if calculated per capita);
 - (c) homelessness funds under the ‘Supporting Community Partnerships Initiatives’ - Toronto is entitled to \$56 million over the next three years - the first phase applications have already been processed;
 - (d) multi-year drug strategy with application date in June and projects to start in late fall;

- (e) crime prevention strategy and pilot projects to develop community-based solution to reduce youth violence. This is a continuing programme in which FCM is a partner;
 - (f) Affordability and Choice Today Program funds up to \$120,000.00 per project. The program is to help cities to improve the living environment and develop innovative housing projects; and
 - (g) Green Municipal Investment Fund and Green Municipal Enabling Fund (created by FCM last year in partnership with the Government of Canada, modelled on the Toronto Atmospheric Fund);
- (3) that the City of Toronto continue to work closely with the FCM to seek full 'Order of Government' and Charter status and to increase financial power and decision-making flexibility to enhance the competitiveness of Canadian municipalities; and
- (4) that the Mayor of Toronto and all Members of Council be encouraged to attend the FCM's upcoming National Symposium on 'Communities in an Urban Century' in Toronto on October 4-5, 2001. The symposium is focussing on enhancing municipal powers and pushing for new revenue sources for municipal governments and was initiated by FCM at the request of Toronto as part of the Mayor's Toronto Charter Initiative.' ”

Further moved by Councillor Layton:

“That the Clause be amended by deleting Recommendations Nos. (1), (2) and (5) embodied in the report dated March 22, 2001, from the Chief Administrative Officer.”

5.47 Clause No. 6 of Report No. 5 of The Economic Development and Parks Committee, headed “International Alliances Program - Proposed Missions for 2001 (All Wards)”.

Motions:

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

“It is further recommended that:

- (1) Councillor Olivia Chow be an advisor to the proposed trade mission to Hong Kong; and
 - (2) the Commissioner of Economic Development, Culture and Tourism be requested to explore the feasibility of a relationship between the City of Toronto and the City of Kunming (in the province of Yunnan) in China, and report thereon to the Economic Development and Parks Committee.”
- (b) Councillor Holyday moved that the Clause be amended to provide that the Trade Mission Delegations be limited to two elected officials and one staff for each of the Missions listed in Table 3 appended to the report dated May 14, 2001, from the Commissioner of Economic Development, Culture and Tourism.
- (c) Councillor Korwin-Kuczynski 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 work with the Cities of Riga, Tallinn, Vilnius, Kiev and Warsaw on economic development initiatives.”
- (d) Councillor Miller 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 be requested to:
 - (a) submit a report to the Economic Development and Parks Committee on all expenses incurred by Members of Council and staff travelling on Olympic-related matters in the past 24 months and through to the end of July 2001;
 - (b) consult, in future, with the City of Toronto’s representatives on IULA and Metropolis regarding City-to-City alliances, prior to establishing an annual program; and
 - (c) report further to the Economic Development and Parks Committee on Kiev, after consultation with Councillors in Wards that have a significant Ukrainian population; and
 - (2) future policy criteria be based on all factors set out in Table 2, as well as the history of the relationships between the City of Toronto and the relevant Cities.”

- (e) Councillor Cho moved that:
- (1) the Clause be amended by adding thereto the following:
“It is further recommended that:
 - (a) in future, Members of Council be limited to participating in only two international trips annually, at the expense of the City of Toronto; and
 - (b) Councillor Cho be included in the delegation to Moscow.”; and
 - (2) Part (1)(a) of this motion be referred to the Economic Development and Parks Committee for further consideration.
- (f) Councillor Ashton moved that the Clause be amended by adding thereto the following:
“It is further recommended that:
 - (1) the Chief Administrative Officer be requested to submit a report to Council, through the Policy and Finance Committee, on the development of an international policy framework to co-ordinate and focus the City of Toronto’s international relationships; and
 - (2) the Commissioner of Economic Development, Culture and Tourism, in consultation with the TO-Bid Committee and the Mayor, be requested to determine the appropriate Members of the delegation to Moscow for the IOC meeting to select the host City for the 2008 Olympics.”
- (g) Councillor Soknacki moved that the Clause be amended by adding thereto the following:
“It is further recommended that, in order to ensure consistency and to capture new investment opportunities, any Members of Council and senior staff who travel internationally and who wish to represent the City of Toronto, be requested to contact the Economic Development Division, prior to their departure, if they wish to offer assistance in meeting potential investors or to advance the interests of the City of Toronto.”
- (h) Councillor Milczyn moved that the Clause be amended by adding thereto the following:
“It is further recommended that, if any Member of Council is engaged in international travel or attending a conference, Corporate Communications staff be directed to issue

a media release advising that such Member of Council is travelling on behalf of the City of Toronto.”

- (i) Councillor Shiner moved that motion (c) by Councillor Korwin-Kuczynski be referred to the Commissioner of Economic Development, Culture and Tourism for report thereon to the Economic Development and Parks Committee on the actions recommended therein.

Permission to Withdraw Motion:

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

Votes:

Adoption of motion (b) by Councillor Holyday:

Yes - 10 Councillors: Altobello, Berardinetti, Ford, Holyday, Layton, Lindsay Luby, Milczyn, Minnan-Wong, Soknacki, Sutherland
No - 27 Councillors: Ashton, Augimeri, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Hall, Kelly, Korwin-Kuczynski, Mammoliti, McConnell, Mihevc, Miller, Moeser, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Silva, Walker

Lost by a majority of 17.

Adoption of Part (1) of motion (a) by Councillor Chow:

Yes - 29 Councillors: Ashton, Augimeri, Berardinetti, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Hall, Korwin-Kuczynski, Layton, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Moeser, Ootes, Pantalone, Prue, Rae, Shaw, Shiner, Soknacki, Walker
No - 8 Councillors: Altobello, Balkissoon, Ford, Holyday, Kelly, Minnan-Wong, Silva, Sutherland

Carried by a majority of 21.

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

Yes - 26 Councillors: Ashton, Augimeri, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Hall, Kelly, Korwin-Kuczynski, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Miller, Moeser, Pantalone, Rae, Shiner, Soknacki, Walker
No - 8 Councillors: Altobello, Berardinetti, Ford, Holyday, Minnan-Wong, Prue, Silva, Sutherland

Carried by a majority of 18.

Adoption of motion (i) by Councillor Shiner pertaining to the referral of motion (c) by Councillor Korwin-Kuczynski:

Yes - 22 Councillors: Ashton, Balkissoon, Bussin, Cho, Di Giorgio, Duguid, Feldman, Filion, Hall, Holyday, Kelly, Layton, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Moeser, Ootes, Pantalone, Prue, Shiner, Soknacki
No - 15 Councillors: Altobello, Augimeri, Berardinetti, Chow, Disero, Ford, Korwin-Kuczynski, Mammoliti, Mihevc, Miller, Rae, Shaw, Silva, Sutherland, Walker

Carried by a majority of 7.

Part (1)(c) of motion (d) by Councillor Miller carried.

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

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

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

Part (2) of motion (e) by Councillor Cho carried.

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

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

Motion (g) by Councillor Soknacki carried.

Adoption of motion (h) by Councillor Milczyn:

Yes - 16 Councillors: Altobello, Berardinetti, Cho, Ford, Hall, Holyday, Korwin-Kuczynski, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Ootes, Prue, Silva, Soknacki, Walker
No - 21 Councillors: Ashton, Augimeri, Balkissoon, Bussin, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Kelly, Layton, Mammoliti, Mihevc, Miller, Moeser, Pantalone, Rae, Shaw, Shiner, Sutherland

Lost by a majority of 5.

The Clause, as amended, carried.

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

“It is further recommended that:

- (1) Councillor Olivia Chow be an advisor to the proposed trade mission to Hong Kong;
- (2) future policy criteria be based on all factors set out in Table 2, as well as the history of the relationships between the City of Toronto and the relevant Cities;
- (3) in order to ensure consistency and to capture new investment opportunities, any Members of Council and senior staff who travel internationally and who wish to represent the City of Toronto, be requested to contact the Economic Development Division, prior to their departure, if they wish to offer assistance in meeting potential investors or to advance the interests of the City of Toronto;
- (4) the Chief Administrative Officer be requested to submit a report to Council, through the Policy and Finance Committee, on the development of an international policy framework to co-ordinate and focus the City of Toronto’s international relationships;
- (5) the Commissioner of Economic Development, Culture and Tourism, in consultation with the TO-Bid Committee and the Mayor, be requested to

determine the appropriate Members of the delegation to Moscow for the IOC meeting to select the host City for the 2008 Olympics;

- (6) the Commissioner of Economic Development, Culture and Tourism be requested to:
 - (a) explore the feasibility of a relationship between the City of Toronto and the City of Kunming (in the province of Yunnan) in China, and report thereon to the Economic Development and Parks Committee;
 - (b) report further to the Economic Development and Parks Committee on Kiev, after consultation with Councillors in Wards that have a significant Ukrainian population;
 - (c) submit a report to the Economic Development and Parks Committee on all expenses incurred by Members of Council and staff travelling on Olympic-related matters in the past 24 months and through to the end of July 2001; and
 - (d) consult, in future, with the City of Toronto's representatives on IULA and Metropolis regarding City-to-City alliances, prior to establishing an annual program;
- (7) the following motion be referred to the Economic Development and Parks Committee for further consideration:

Moved by Councillor Cho:

‘It is further recommended that, in future, Members of Council be limited to participating in only two international trips annually, at the expense of the City of Toronto.’; and

- (8) the following motion be referred to the Commissioner of Economic Development, Culture and Tourism for report thereon to the Economic Development and Parks Committee on the actions recommended therein:

Moved by Councillor Korwin-Kuczynski:

‘It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to work with the Cities of Riga, Tallinn, Vilnius, Kiev and Warsaw on economic development initiatives.’ ”

5.48 **Clause No. 3 of Report No. 7 of The Administration Committee, headed “Access to Property Databases by City Councillors”.**

Motion:

Councillor Berardinetti moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001.

Vote:

The motion by Councillor Berardinetti carried.

5.49 **Clause No. 7 of Report No. 8 of The Policy and Finance Committee, headed “Update on the 2001 Final Tax Bill and Authority to Introduce Education Levy By-law”.**

Motion:

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

“It is further recommended that:

WHEREAS Premier Mike Harris promised that his government would reduce the education share of the property tax; and

WHEREAS this Council adopted a report dated April 12, 2001, from the Chief Financial Officer and Treasurer, entitled ‘Tax Impacts of Provincially Imposed Transition Ratios and Education Tax Rates for the 2001 Reassessment Year’, wherein Council requested the Province to set an education tax rate for the City of Toronto that would not increase the education portion of residential property taxes; and

WHEREAS on May 15, 2001, the Province, through government regulation, set the education portion of the residential property tax rate at .373000 percent; and

WHEREAS this rate extracts an additional \$40 million annually from the City of Toronto’s residential property taxpayers for provincial coffers; and

WHEREAS this rate effectively increases the education portion of the residential property tax in Toronto by 8 percent;

NOW THEREFORE BE IT RESOLVED THAT this Council immediately demand that the provincial government rescind this 8 percent property tax increase (education portion) from the City of Toronto’s residential properties.”

Votes:

The motion by Councillor Augimeri carried.

The Clause, as amended, carried.

5.50 Clause No. 1 of Report No. 8 of The Policy and Finance Committee, headed “Execution of the 2002-2006 Host Community Agreement with the International Council for Local Environment Initiatives”.

Motions:

(a) Councillor Holyday moved that the Clause be received, and the International Council for Local Environmental Initiatives (ICLEI) be advised that the City of Toronto is not willing to execute another five-year Host Community Agreement between ICLEI and the City of Toronto.

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

“It is further recommended that the organizers of the International Council for Local Environmental Initiatives (ICLEI) be requested to submit a report to the Policy and Finance Committee, in January of every year, on its accomplishments for the previous year and its initiatives for the current year.”

Votes:

Adoption of motion (a) by Councillor Holyday:

Yes - 2 Councillors: Ford, Holyday
No - 26 Councillors: Ashton, Augimeri, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Fillion, Hall, Kelly, Layton, Lindsay Luby, McConnell, Milczyn, Miller, Moeser, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Walker

Lost by a majority of 24.

Motion (b) by Councillor Shiner carried.

The Clause, as amended, carried.

5.51 Clause No. 4 of Report No. 6 of The Works Committee, headed “Classification of Road Salt”.

Motion:

Councillor Mihevc moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001.

Vote:

The motion by Councillor Mihevc carried.

5.52 The following Clauses were considered concurrently by Council:

REPORT NO. 5 OF THE SOUTHWEST COMMUNITY COUNCIL:

- Clause No. 3 - Draft By-law - Installation of Speed Humps on Ellis Park Road between Dacre Crescent and Wendigo Way (Parkdale-High Park, Ward 13)**
- Clause No. 30 - Installation of Speed Bumps – Lane bounded by Dovercourt Road, Dewson Avenue and Rusholme Road (Davenport, Ward 18)**
- Clause No. 31 - Installation of Speed Humps on:**
 - (1) Gladstone Avenue between Bloor Street W. and Dufferin Park Ave;**
 - (2) Emerson Avenue between Bloor Street W. and Dupont Street;**
 - (3) Wade Avenue between Paton Road and Lansdowne Avenue; and**
 - (4) Mackenzie Crescent between Dovercourt Road and Lisgar Street (Davenport, Ward 18)**
- Clause No. 32 - Request for Speed Humps on Westmount Avenue (Eglinton-Lawrence, Ward 15)**

REPORT NO. 4 OF THE DOWNTOWN COMMUNITY COUNCIL:

- Clause No. 22** - **Draft By-laws - Installation of Speed Humps - Browning Avenue and Fulton Avenue, from Carlaw Avenue to Broadview Avenue (Toronto-Danforth, Ward 29)**
- Clause No. 23** - **Draft By-law - Installation of Speed Humps - Shannon Street between Dovercourt Road and Ossington Avenue (Trinity-Spadina, Ward 19)**
- Clause No. 24** - **Draft By-law - Installation of Speed Humps - Grace Street, between Bloor Street West and Harbour Street (Trinity-Spadina, Ward 19)**
- Clause No. 25** - **Draft By-law - Installation of Speed Humps - Grace Street, between Mansfield Avenue and Dundas Street West (Trinity-Spadina, Ward 19)**
- Clause No. 26** - **Draft By-law - Installation of Speed Humps - Cambridge Avenue, from Danforth Avenue to Pretoria Avenue (Toronto-Danforth, Ward 29)**
- Clause No. 27** - **Draft By-laws - Installation of Speed Humps - Silver Birch Avenue, from Kingston Road to Pine Avenue; Scarborough Road, from Kingston Road to Bracken Avenue and Kingswood Road, from Kingston Road to Bracken Avenue (Beaches-East York, Ward 32)**
- Clause No. 28** - **Draft By-laws - Installation of Speed Humps - Elmer Avenue, Kenilworth Avenue, Waverley Road, Herbert Avenue, Lee Avenue, and Norway Avenue (Beaches-East York, Ward 32)**
- Clause No. 45** - **Installation of Speed Humps - Lowther Avenue, Between Avenue Road and Bedford Road (Trinity-Spadina, Ward 20)**
- Clause No. 47** - **Installation of Speed Humps - Crawford Street, between Queen Street West and Dundas Street West (Trinity-Spadina, Ward 19)**
- Clause No. 61** - **Installation of Speed Humps - Sudbury Street, between King Street West and Dovercourt Road (Trinity-Spadina, Ward 19)**

REPORT NO. 4 OF THE MIDTOWN COMMUNITY COUNCIL:

- Clause No. 1** - **Draft By-law Respecting the Installation of Speed Humps - Berwick Avenue from Duplex Avenue to Yonge Street (St. Paul's - Ward 22)**
- Clause No. 2** - **Draft By-law Respecting the Installation of Speed Humps - Broadway Avenue from Mount Pleasant Road to Corinth Gardens (St. Paul's - Ward 22)**
- Clause No. 3** - **Draft By-law Respecting the Installation of Speed Humps - Castlefield Avenue Between Avenue Road and Rosewell Avenue (Eglinton-Lawrence - Ward 16)**

Motion:

- (a) Councillor Kelly moved that:
- (1) consideration of the Clauses be deferred until such time as City Council considers the policy on Traffic Calming measures; or
 - (2) the Clauses be received and no further action be taken in this regard.

Vote Be Now Taken:

Councillor Rae moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 17	Councillors: Bussin, Cho, Chow, Di Giorgio, Disero, Hall, Kelly, McConnell, Mihevc, Milczyn, Miller, Pantalone, Pitfield, Prue, Rae, Silva, Sutherland
No - 8	Councillors: Ashton, Duguid, Ford, Holyday, Lindsay Luby, Ootes, Shiner, Walker

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

Vote on Deferral:

Adoption of Part (1) of motion (a) by Councillor Kelly:

Yes - 11	Councillors: Altobello, Berardinetti, Cho, Duguid, Hall, Holyday, Kelly, Lindsay Luby, Prue, Shiner, Sutherland
No - 17	

Councillors:	Ashton, Bussin, Chow, Di Giorgio, Disero, Ford, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Ootes, Pantalone, Pitfield, Rae, Silva, Walker
--------------	---

Lost by a majority of 6.

Vote Be Now Taken:

Councillor Rae moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 16	Councillors: Bussin, Chow, Di Giorgio, Feldman, Ford, Kelly, Layton, McConnell, Mihevc, Milczyn, Miller, Pantalone, Pitfield, Rae, Silva, Sutherland
No - 14	Councillors: Ashton, Balkissoon, Berardinetti, Cho, Duguid, Filion, Holyday, Lindsay Luby, Minnan-Wong, Ootes, Prue, Shaw, Shiner, Walker

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

Motions:

- (b) Councillor Cho moved that the Clauses be struck out and referred back to the relevant Community Council for further consideration and report thereon to the next meeting of City Council scheduled to be held on June 26, 2001.
- (c) Councillor Miller moved that motion (b) by Councillor Cho be amended by adding thereto the words “save and except Clause No. 3 of Report No. 5 of The Southwest Community Council”.

Permission to Withdraw Motion:

Councillor Miller, with the permission of Council, withdrew his motion (c).

Vote Be Now Taken:

Councillor Pantalone moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 22

Councillors:	Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, Ford, Kelly, Layton, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva
No - 7	
Councillors:	Altobello, Ashton, Duguid, Holyday, Lindsay Luby, Ootes, Walker

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

Vote on Referral:

Adoption of motion (b) by Councillor Cho, without amendment:

Yes - 12	
Councillors:	Altobello, Balkissoon, Cho, Duguid, Feldman, Ford, Holyday, Kelly, Lindsay Luby, Minnan-Wong, Prue, Shiner
No - 16	
Councillors:	Ashton, Bussin, Chow, Di Giorgio, Disero, Layton, McConnell, Mihevc, Milczyn, Miller, Ootes, Pantalone, Pitfield, Rae, Silva, Walker

Lost by a majority of 3.

Motions:

(d) Councillor Lindsay Luby moved that:

- (1) the following Clauses containing positive recommendations from staff for the installation of speed humps be approved:
 - (a) Clauses Nos. 3 and 30 of Report No. 5 of The Southwest Community Council; and
 - (b) Clauses Nos. 22, 24, 26, 28 (Elmer to Kenilworth), 45 and 47 of The Downtown Community Council; and
- (2) having regard that staff did not recommend traffic calming and the Community Council recommended that the by-law not be enacted, Clause No. 2 of Report No. 4 of The Midtown Community Council be adopted.

(e) Councillor Prue moved that those Clauses not meeting the warrants for traffic calming be struck out and referred back to the respective Community Council for further consideration.

Vote Be Now Taken:

Councillor Bussin moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 17 Councillors: Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, Ford, Kelly, Layton, McConnell, Milczyn, Miller, Pantalone, Prue, Rae, Shiner, Silva
No - 9 Councillors: Altobello, Balkissoon, Duguid, Holyday, Lindsay Luby, Minnan-Wong, Ootes, Shaw, Walker

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

Votes:

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

Yes - 6 Councillors: Duguid, Filion, Ford, Holyday, Kelly, Lindsay Luby
No - 19 Councillors: Altobello, Ashton, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, McConnell, Mihevc, Milczyn, Miller, Ootes, Pantalone, Prue, Shiner, Silva, Walker

Lost by a majority of 13.

Adoption of Part (1)(a) of motion (d) by Councillor Lindsay Luby:

Yes - 24 Councillors: Altobello, Ashton, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Duguid, Feldman, Filion, Kelly, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Ootes, Pantalone, Prue, Shiner, Silva, Walker
No - 1 Councillor: Holyday

Carried by a majority of 23.

Part (1)(b) of motion (d) by Councillor Lindsay Luby carried.

Councillor Holyday requested that his opposition to the adoption of Part (1)(b) of motion (d) by Councillor Lindsay Luby be noted in the Minutes of this meeting.

Part (2) of motion (d) by Councillor Lindsay Luby carried.

Councillor Holyday requested that his opposition to the adoption of Part (2) of motion (d) by Councillor Lindsay Luby be noted in the Minutes of this meeting.

Adoption of motion (e) by Councillor Prue:

Yes - 12 Councillors:	Altobello, Balkissoon, Cho, Duguid, Feldman, Filion, Ford, Holyday, Kelly, Lindsay Luby, Prue, Shiner
No - 15 Councillors:	Ashton, Bussin, Chow, Di Giorgio, Disero, Layton, McConnell, Mihevc, Milczyn, Miller, Ootes, Pantalone, Rae, Silva, Walker

Lost by a majority of 3.

Adoption of the balance of the Clauses, without amendment:

Yes - 19 Councillors:	Ashton, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Disero, Feldman, Ford, Layton, McConnell, Mihevc, Milczyn, Miller, Ootes, Pantalone, Rae, Silva, Walker
No - 8 Councillors:	Altobello, Duguid, Filion, Holyday, Kelly, Lindsay Luby, Prue, Shiner

Carried by a majority of 11.

Having regard to the foregoing decisions of Council, the Clauses were adopted, without amendment.

5.53 **Clause No. 9 of Report No. 5 of The Economic Development and Parks Committee, headed “City of Toronto Third Party Outdoor Advertising Program - Proposed Approach to Third Party Outdoor Advertising on City Property and on Certain Public Rights-of-Way (All Wards)”.**

Motions:

- (a) Councillor Ford 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 consult with local baseball organizations in the development and implementation of the program at baseball facilities.”
- (b) Councillor Chow moved that the Clause be amended by adding thereto the following:
“It is further recommended that the interdepartmental staff team be requested to submit a report to the Economic Development and Parks Committee, as soon as possible, on opportunities to maximize City revenues or other benefits from existing and future requests for sign locations.”

- (c) Councillor Pantalone moved that the Clause be amended:
- (1) to provide that the policy not apply to sponsorship signage in respect of the Tree Advocacy Program; and
 - (2) by adding thereto the following:
“It is further recommended that:
 - (a) the highest quality of design be ensured through these pilot projects; and
 - (b) the Commissioners of Works and Emergency Services and Urban Development Services be requested to submit a further report to the Planning and Transportation Committee on a long-term comprehensive strategy for improving the quality of design of street furniture and signage used in the public road allowance.”
- (d) Councillor Miller moved that the Clause be amended:
- (1) to provide that advertising, as a matter of general principle, not be allowed in parks, and the pilot project be treated as an exemption to this rule; and
 - (2) by adding thereto the following:
“It is further recommended that the Commissioner of Economic Development, Culture and Tourism be requested to consult all amateur sports organizations on the proposal for signage on sports fields.”
- (e) Councillor Shiner moved that the Clause be amended by adding thereto the following:
“It is further recommended that the Commissioners of Corporate Services, Works and Emergency Services and Economic Development, Culture and Tourism be requested to include, in the final policy, a recommendation that local Councillors be consulted.”

Votes:

Motions (a), (b), (c), (d) and (e), by Councillors Ford, Chow, Pantalone, Miller and Shiner, respectively, carried.

The Clause, as amended, carried.

5.54 Clause No. 7 of Report No. 4 of The Community Services Committee, headed “Provincial Legislation for ‘Rent Roll Back’ ”.

Motion:

Councillor Duguid moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001.

Vote:

The motion by Councillor Duguid carried.

5.55 Clause No. 18 of Report No. 4 of The North Community Council, headed “Final Report - Application for Official Plan and Zoning By-law Amendments - TB CMB 2000 0002 - Menkes 5000 Yonge Developments Inc. – 5000 Yonge Street - Ward 23 – Willowdale”.

Motion:

Councillor Shiner moved that the Clause be amended in accordance with the report dated May 28, 2001, from the Commissioner of Urban Development Services, embodying the following recommendations:

“It is recommended that:

- (1) the last paragraph of Clause 1 of the draft Official Plan be amended to read as:
‘The development of these lands will be based on:
 - (i) a clear publicly accessible east-west vehicular link between Beecroft Road and Yonge Street, which protects for signalization at Beecroft Road; and
 - (ii) an underground pedestrian connection between 5000 Yonge Street and 4950 Yonge Street, and 5000 Yonge Street and the North York Civic Centre.’; and
- (2) the draft Zoning By-law be amended to add a new section to the Section 37 Agreement, (j)(vi) to read as:
‘(vi) Connections
 - (A) Provision of an underground pedestrian connection linking 4950 Yonge Street to the satisfaction of the Director, Community Planning, North District.’ ”

Votes:

The motion by Councillor Shiner carried.

The Clause, as amended, carried.

5.56 **Clause No. 3 of Report No. 5 of The Planning and Transportation Committee, headed “Harmonization of the Division Fence By-law”.**

Motions:

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

“It is further recommended that:

- (1) the report dated May 16, 2001, from the Commissioner of Urban Development Services, embodying the following recommendation, be adopted:

‘It is recommended that the Commissioner of Urban Development Services, in consultation with the necessary City departments, be requested to investigate the possibility of establishing a grants programme to allow the City, in unique circumstances, to assist with the cost of erecting fences along public highways and report thereon to the Planning and Transportation Committee.’; and

- (2) the joint report dated May 16, 2001, from the City Clerk and the Commissioner of Urban Development Services, embodying the following recommendations, be adopted:

‘It is recommended that:

- (1) the Schedule of Fees set out in this report be adopted;
- (2) the Office of the City Clerk be allocated one additional staff person, in order to carry out the additional responsibilities, with funds required therefor drawn from the fees collected as a result of the adoption of the Line Fences Act arbitration process; and
- (3) the appropriate City officials be authorized to take the necessary action to give effect thereto.’ ”

- (b) Councillor Miller moved that the Clause be amended to provide that the current method of the former City of Toronto continue to apply within the boundaries of the former City of Toronto, and the Commissioner of Urban Development Services be requested to submit a report to the Planning and Transportation Committee in December 2001 in this regard.

Votes:

Motion (b) by Councillor Miller carried.

Motion (a) by Councillor Pantalone carried.

The Clause, as amended, carried.

5.57 Clause No. 2 of Report No. 6 of The Administration Committee, headed “Status of the TEDCO Investigation”.

Motion:

Councillor Walker moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001, and the Chief Administrative Officer be requested to submit a report to Council, for consideration therewith, on the conclusion of the investigation and what contact there was with the Ontario Provincial Police (OPP) and, in consultation with the Solicitor, to include in such report a response to the third paragraph of the Press Release dated May 2001, from the OPP, viz.:

“An initial request for an OPP investigation was received directly from Toronto City Council in July 2000, however, no action could be taken on it. According to the Police Services Act, the Toronto Police Service has jurisdiction in the City of Toronto and, therefore, the request for OPP involvement had to originate with that police service.”

Vote:

The motion by Councillor Walker carried.

5.58 Clause No. 1 of Report No. 4 of The Audit Committee, headed “Toronto Harbour Commissioners - Financial Review - Further Information”.

Motion:

Deputy Mayor Ootes, with the permission of Council, moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001.

Vote:

The motion by Deputy Mayor Ootes carried.

5.59 Clause No. 2 of Report No. 6 of The Works Committee, headed “Proposed Bill to Ban Bottles and Cans from State of Michigan Landfills”.

Motion:

Deputy Mayor Ootes, with the permission of Council, moved that consideration of the Clause be deferred to the next regular meeting of City Council scheduled to be held on June 26, 2001.

Vote:

The motion by Deputy Mayor Ootes carried.

5.60 IN-CAMERA MEETING SESSION OF THE COMMITTEE OF THE WHOLE

May 30, 2001

Motion:

Deputy Mayor Ootes, at 10:09 a.m., moved that Council resolve itself into Committee of the Whole in the Council Chamber and then recess to meet privately to receive a confidential presentation from the Chief Administrative Officer related to Clause No. 1 of Report No. 8 of The Administration Committee, headed “Moving Ahead With the Master Accommodation Plan (MAP) and the Disposition of Metro Hall”, in accordance with the provisions of the Municipal Act, having regard that such presentation contains information related to the security of property interests of the municipality or local board.

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 matter, in accordance with the provisions of the Municipal Act.

Committee of the Whole rose, reconvened as Council at 12:25 p.m., and met in public session in the Council Chamber.

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

5.61 **Clause No. 1 of Report No. 8 of The Administration Committee, headed “Moving Ahead With the Master Accommodation Plan (MAP) and the Disposition of Metro Hall”.**

Report of the Committee of the Whole:

Deputy Mayor Ootes, in accordance with the provisions of the Municipal Act, reported that no motions had been moved in Committee of the Whole for consideration by Council in conjunction with the Clause.

Motions:

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

“It is further recommended that:

- (1) the previously approved funding of \$46.4 million, which included \$38.2 million for Phase II of the Master Accommodation Plan, \$7.7 million for the City Hall main floor renovations and \$0.5 million for the Nathan Phillips Square design competition, be reallocated as follows:
 - (a) \$43.2 million for Phase II of the Master Accommodation Plan;
 - (b) \$2.7 million for the City Hall main floor renovation; and
 - (c) \$0.5 million for the Nathan Phillips Square design competition;
- (2) the City-owned property commonly known as Metro Hall at 55 John Street be declared surplus to municipal requirements and that the property be offered for sale without an asking price through the City appointed real estate consultant/brokers, Royal LePage Commercial Inc., on the open market, and that all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken, including regular reporting to the Administration Committee;
- (3) the Commissioner of Corporate Services be directed to continue to monitor the Downtown office market for any class ‘B’ office buildings which may be offered for sale and could accommodate the South District office space needs and report thereon with recommendations for appropriate actions to the Administration Committee;

- (4) the Consulting/Listing Agreement between the City and Royal LePage Commercial Inc. for the marketing and sale of Metro Hall be extended for a period of six (6) months from the date that Council approves this report; and
- (5) the confidential report dated May 28, 2001, from the Commissioner of Corporate Services, be adopted.”

Councillor Disero in the Chair.

- (b) Councillor Pantalone moved that the Clause be amended by striking out the recommendations of the Administration Committee and inserting in lieu thereof the following:

“It is recommended that:

- (1) City Council list Metro Hall for sale (with a possible lease back scenario), subject to a favourable Council decision to purchase or build a 210,000 square foot building not too far from Toronto City Hall;
- (2) the actual sale and purchase/build figure be submitted to City Council at the same time, with actual financial figures;
- (3) any other purchase be deferred until the Council meeting referred to in Recommendation No. (2), above; and
- (4) the Mayor be requested to establish a special Committee of Council to guide this process, including the Master Accommodation Plan report, through to Council.”

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

“It is further recommended that the Commissioner of Corporate Services be requested to:

- (1) submit a report to the Administration Committee on options for the construction of a new Class ‘B’ office building on City-owned lands adjacent to City Hall;
- (2) submit a report to the West District Office Consolidation Group, prior to the end of June 2001, on options for municipal office space in the West District; and

- (3) submit a report to the Administration Committee on options to reduce the number of office buildings to be utilized in the East District.”
- (d) Councillor Cho moved that the Clause be struck out and referred back to the Administration Committee for further consideration.

Deputy Mayor Ootes in the Chair.

Motions on Referral:

- (e) Councillor Mihevc moved that motion (d) by Councillor Cho be amended by adding thereto the words “and the Commissioner of Corporate Services be requested to submit a report to the Administration Committee on the development of a City Hall complex around 100 Queen Street West”.
- (f) Councillor Milczyn moved that motion (d) by Councillor Cho be amended by adding thereto the words “together with motion (c) by Councillor Milczyn”.
- (g) Councillor Hall moved that motion (d) by Councillor Cho be amended by adding thereto the words “and the Commissioner of Corporate Services be requested to further investigate both Option 2(a) over a 25-year period and retaining both City Hall and Metro Hall; selling outlying Civic Centres; and, to accommodate district staff, examine the concept of virtual office space and/or purchasing more modest office facilities in the service districts and report thereon to the Administration Committee”.
- (h) Councillor Holyday moved that motion (d) by Councillor Cho be amended by adding thereto the words “and the Commissioner of Corporate Services be requested to investigate the feasibility of buying a Class ‘B’ building, larger than 210,000 square feet, central to City Hall”.
- (i) Councillor Pantalone moved that motion (d) by Councillor Cho be amended by adding thereto the words “and the Administration Committee give consideration to the Mayor establishing a special Committee of Council to guide this process, including the Master Accommodation Plan, through to Council”.
- (j) Councillor Shiner moved that motion (d) by Councillor Cho be amended by adding thereto the following:
 - “(1) all motions and all future motions be referred to the Administration Committee; and

- (2) the Commissioner of Corporate Services be requested to submit a schedule to the Administration Committee identifying what staff are proposed to be located in each building.”

Vote Be Now Taken:

Councillor Duguid moved that, in accordance with §27-45C of Chapter 27 of the City of Toronto Municipal Code, the vote be now taken, the vote upon which was taken as follows:

Yes - 30	
Mayor:	Lastman
Councillors:	Augimeri, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Ford, Hall, Holyday, Johnston, Kelly, Li Preti, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Sutherland
No - 5	
Councillors:	Altobello, Berardinetti, Flint, Layton, Walker

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

Vote:

Adoption of motion (d) by Councillor Cho, as amended:

Yes - 30	
Mayor:	Lastman
Councillors:	Augimeri, Balkissoon, Bussin, Cho, Chow, Di Giorgio, Duguid, Feldman, Hall, Holyday, Johnston, Kelly, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Sutherland
No - 6	
Councillors:	Altobello, Berardinetti, Flint, Ford, Li Preti, Walker

Carried by a majority of 24.

In summary, Council struck out and referred the Clause, together with the following motions, back to the Administration Committee for further consideration, with requests that:

- (1) the Commissioner of Corporate Services:
 - (a) submit a report to the Administration Committee on the development of a City Hall complex around 100 Queen Street West;
 - (b) investigate the feasibility of buying a Class 'B' building, larger than

210,000 square feet, central to City Hall;

- (c) further investigate both Option 2(a) over a 25-year period and retaining both City Hall and Metro Hall; selling outlying Civic Centres; and, to accommodate district staff, examine the concept of virtual office space and/or purchasing more modest office facilities in the service districts and report thereon to the Administration Committee; and
 - (d) submit a schedule to the Administration Committee identifying what staff are proposed to be located in each building; and
- (2) the Administration Committee give consideration to the Mayor establishing a special Committee of Council to guide this process, including the Master Accommodation Plan, through to Council.

Motions Referred to Committee:

Moved by Councillor Berardinetti:

“It is further recommended that:

- (1) the previously approved funding of \$46.4 million, which included \$38.2 million for Phase II of the Master Accommodation Plan, \$7.7 million for the City Hall main floor renovations and \$0.5 million for the Nathan Phillips Square design competition, be reallocated as follows:
 - (a) \$43.2 million for Phase II of the Master Accommodation Plan;
 - (b) \$2.7 million for the City Hall main floor renovation; and
 - (c) \$0.5 million for the Nathan Phillips Square design competition;
- (2) the City-owned property commonly known as Metro Hall at 55 John Street be declared surplus to municipal requirements and that the property be offered for sale without an asking price through the City appointed real estate consultant/brokers, Royal LePage Commercial Inc., on the open market, and that all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken, including regular reporting

to the Administration Committee;

- (3) the Commissioner of Corporate Services be directed to continue to monitor the Downtown office market for any class 'B' office buildings which may be offered for sale and could accommodate the South District office space needs and report thereon with recommendations for appropriate actions to the Administration Committee;
- (4) the Consulting/Listing Agreement between the City and Royal LePage Commercial Inc. for the marketing and sale of Metro Hall be extended for a period of six (6) months from the date that Council approves this report; and
- (5) the confidential report dated May 28, 2001, from the Commissioner of Corporate Services, be adopted."

Moved by Councillor Milczyn:

"It is recommended that the Commissioner of Corporate Services be requested to:

- (1) submit a report to the Administration Committee on options for the construction of a new Class 'B' office building on City-owned lands adjacent to City Hall;
- (2) submit a report to the West District Office Consolidation Group, prior to the end of June 2001, on options for municipal office space in the West District; and
- (3) submit a report to the Administration Committee on options to reduce the number of office buildings to be utilized in the East District."

Moved by Councillor Pantalone:

"That the Clause be amended by striking out the recommendations of the Administration Committee and inserting in lieu thereof the following:

'It is recommended that:

- (1) City Council list Metro Hall for sale (with a possible

lease back scenario), subject to a favourable Council decision to purchase or build a 210,000 square foot building not too far from Toronto City Hall;

- (2) the actual sale and purchase/build figure be submitted to City Council at the same time, with actual financial figures;
- (3) any other purchase be deferred until the Council meeting referred to in Recommendation No. (2), above; and
- (4) the Mayor be requested to establish a special Committee of Council to guide this process, including the Master Accommodation Plan report, through to Council.”

MOTIONS (NOTICE PREVIOUSLY GIVEN) AND NOTICES OF MOTION

5.62 Reconsideration of Leaf and Yard Waste Program

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

Moved by: Councillor Milczyn

Seconded by: Councillor Li Preti

“WHEREAS Council in June 2000, by its adoption of Clause No. 1 of Report No. 12 of The Works Committee, headed ‘Kraft Bag Leaf and Yard Waste Collection’, called for a City-wide policy for the collection of residential yard waste in kraft paper bags, allowing only rigid open-top containers as alternative containers; and

WHEREAS Council in March 2001, adopted, as amended, Clause No. 14 of Report No. 2 of The Policy and Finance Committee, headed ‘Kraft Paper Leaf and Yard Waste Bag Promotion and Enforcement’; and

WHEREAS residents and industry are asking important fundamental questions surrounding the City of Toronto’s decision to introduce the mandatory use of paper bags for yard waste collection; and

WHEREAS Council in June 2000, had incomplete and inaccurate information while

debating the kraft bag leaf and yard waste collection matter contained in Clause No. 1 of Report No. 12 of The Works Committee and subsequent debates thereto; and

WHEREAS approximately 46,000 trees per year are required to produce the 9 million Kraft paper bags required annually by City residents, and whereas minimal amounts (less than 15 percent) of recycled paper is used in the production of said bags; and

WHEREAS the use of kraft paper bags will increase costs to the City, and result in a loss of potentially 20,000 tonnes of yard material going directly to landfill in black garbage bags; and

WHEREAS technologies do exist to assist with the automated separation of yard waste/plastics bags and finished compost/polyethylene film fragments; and

WHEREAS the City of Toronto is presently a partner with the Region of York, The City of Guelph and Miller Waste Systems testing a film plastic separation system at the Bloomington Compost Facility in Richmond Hill, and the Waste Diversion Organization has also committed \$75,000.00 towards this initiative, that has resulted in technology capable of separating film plastic from compost, in a cost-effective and operationally sound manner; and

WHEREAS paper bags are far more expensive than plastic bags, on average at least twice as expensive; and

WHEREAS experiences in other major cities, such as Chicago and Vancouver, have illustrated that residents have found it to be a major inconvenience to use paper bags, based on price and performance issues, and actually switched back to plastic bags; and

WHEREAS the value of compost produced by cities utilizing paper bags for collection is equivalent to revenues presently received by the City under a plastic bag collection program; and

WHEREAS clear plastic bags remain the most common method utilized by Canadian municipalities to place yard organics at the curbside – 76 percent;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Clause No. 14 of Report No. 2 of The Policy and Finance Committee, headed ‘Kraft Paper Leaf and Yard Waste Bag Promotion and Enforcement’, be re-opened for further consideration, insofar as it pertains to the requirement that leaf and yard waste be placed in Kraft paper bags and rigid open-top containers;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Works and Emergency Services be directed to continue collection of leaf and yard waste in clear plastic bags, until such time as the working group established by the Works Committee has an opportunity to review the yard leaf and yard waste program

and reports its findings to Council;

AND BE IT FURTHER RESOLVED THAT the mandate of the working group established by the Works Committee, comprised of Councillors Li Preti, Milczyn, and Pitfield to review the promotion of the leaf and yard waste program, be amended to include the comprehensive review of the yard leaf and yard waste program referred to above, for report back to the July 24, 2001 meeting of Council, through the Works Committee, and that Clause No. 3 of Report No. 6 of The Works Committee be amended accordingly.”

Council also had before it, for consideration with Motion I, a Briefing Note from Councillor Milczyn, regarding the use of Kraft paper bags for leaf and yard waste collection and a pamphlet regarding The City of Toronto’s Leaf and Yard Waste Program, copies of which are on file in the Office of the City Clerk.

Vote:

Adoption of the first Operative Paragraph embodied in Motion I:

Yes - 8	
Councillors:	Altobello, Flint, Ford, Korwin-Kuczynski, Li Preti, Milczyn, Miller, Sutherland
No - 25	
Mayor:	Lastman
Councillors:	Augimeri, Berardinetti, Chow, Di Giorgio, Disero, Duguid, Feldman, Holyday, Johnston, Kelly, Layton, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Soknacki

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

Having regard to the foregoing decision, Council did not re-open Clause No. 14 of Report No. 2 of The Policy and Finance Committee, for further consideration.

5.63 Auditor’s Report and Financial Statements – Toronto Housing Company Inc.

Councillor Feldman moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(1), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Feldman

Seconded by: Councillor Kelly

“**WHEREAS** the Annual Meeting of the Toronto Housing Company Inc. is being held on June 7, 2001, and the Auditor’s Report and Financial Statements for the Year

Ended December 31, 2000, are required for the Annual Report; and

WHEREAS the Auditor's Report and Financial Statements for the Toronto Housing Company Inc. would normally be submitted to City Council, through the Audit Committee; and

WHEREAS the Board of Directors of the Toronto Housing Company Inc., on May 14, 2001, approved a report dated May 8, 2001, from the Chief Executive Officer respecting the Auditor's Report and Financial Statements for the Year Ended December 31, 2000, and directed that such report be forwarded to City Council for approval;

NOW THEREFORE BE IT RESOLVED THAT the attached communication dated May 15, 2001, from the Chief Executive Officer of the Toronto Housing Company Inc., forwarding the Auditor's Report and Financial Statements for the Year Ended December 31, 2000, for the Toronto Housing Company Inc., be considered by City Council at its meeting to be held on May 30, 31 and June 1, 2001, and that the Auditor's Report and Financial Statements for the Year Ended December 31, 2000, for the Toronto Housing Company Inc. be received by City Council as Shareholder of the Toronto Housing Company Inc."

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(1) to the Audit Committee would have to be waived in order to now consider such Motion.

Procedural Vote:

The vote to waive referral of Motion J(1) to the Audit Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(1), a report dated May 15, 2001, from the Chief Executive Officer, Toronto Housing Company Inc., entitled "Resolution of the Board of Directors of the Toronto Housing Company Inc., Item 1(d), 2000 THC Financial Statements and Auditor's Report for the Year Ended December 31, 2000". (See Attachment No. 7, Page 177).

Vote:

Motion J(1) was adopted, without amendment, and in so doing, Council as shareholder of the Toronto Housing Company Inc., received the Auditor's Report and Financial Statements for the Year Ended December 31, 2000, for the Toronto Housing Company Inc.

5.64 **Bike Share Program**

Councillor Pantalone moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(2), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: **Councillor Pantalone**

Seconded by: **Councillor Chow**

“WHEREAS the Planning and Transportation Committee at its meeting of September 11, 2000, gave consideration to a report (August 28, 2000) from the City Clerk, Toronto Licensing Committee, advising that the Toronto Cycling Committee at its meeting held on July 17, 2000, recommended that the Commissioner of Corporate Services be requested to report to the Planning and Transportation Committee on the space allocation for long-term needs of a Bike Share Program, designation of space at Metro Hall, City Hall and Union Station, and financial and staff implications of the Bike Share Program; and

WHEREAS due to Bike Share Program staff changes throughout the end of 2000 and the first quarter of 2001, discussions of launching the program were discontinued. Mr. Derek Chadburn, the new Bike Share Program Co-ordinator has re-initiated discussions with facilities staff surrounding the content of the proposed agreement, which is currently under review by the City Solicitor; and

WHEREAS the purpose of the program is to help the City with its air pollution reduction goal, and as biking weather is upon us, this report has come directly to Council bypassing the request to report to the Planning and Transportation Committee; and

WHEREAS the Commissioner of Corporate Services has prepared the attached report and all is in place to proceed with the program; and

WHEREAS there are no financial impacts associated with this Motion;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the attached report dated May 22, 2001, from the Commissioner of Corporate Services, and such report be adopted.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(2) 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(2) 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(2), a report dated May 22, 2001, from the Commissioner of Corporate Services, entitled "Bike Share Program". (See Attachment No. 8, Page No. 182)

Vote:

Motion J(2) was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated May 22, 2001, from the Commissioner of Corporate Services, embodying the following recommendations:

"It is recommended that:

- (1) Council give authority to the City Solicitor to enter into agreement with 'Community Bicycle Network' for the purpose of operating Bike Share Program hubs at Toronto City Hall, and Metro Hall; and
- (2) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto."

5.65 CRTC Decision Respecting the Vancouver/Ledcor Proceedings

Councillor Moscoe moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(3), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Moscoe

Seconded by: Councillor Ootes

"WHEREAS on December 3, 1999, the Canadian Radio-television and Telecommunications Commission ('CRTC') issued Telecom Public Notice 99-25, respecting the terms and conditions of access by telecommunications carriers to municipal property in the City of Vancouver; and

WHEREAS the Public Notice proceeding was initiated by the CRTC, in recognition of the national implications for telecommunications' carriers and municipalities

throughout Canada, which might result from the CRTC decision in the Vancouver case; and

WHEREAS the Federation of Canadian Municipalities (FCM) and individual Canadian municipalities, therefore, took part in the Public Notice proceeding by making submissions and tendering evidence in support and protection of the national interests of Canadian municipalities; and

WHEREAS the CRTC subsequently issued Decision No. 2001-23 on January 25, 2001, which, in the opinion of the FCM, constitutes a direct attack upon the inherent jurisdiction of municipalities to manage construction within, and occupation of, their public highways by private commercial entities, including the right to be compensated for the use of municipal property; and

WHEREAS City Council, at its meeting of January 30, 31 and February 1, 2001, authorized the City Solicitor, in consultation with the Chief Administrative Officer and the Executive Lead on Telecommunications, to instruct outside counsel in filing an appeal of the CRTC decision and taking such other action as may be necessary to protect the interests of the City; and

WHEREAS the Federal Court of Appeal, on May 14, 2001, granted leave to the FCM and the municipalities of Vancouver, Calgary, Halifax, Toronto and Ottawa to appeal the decision of the CRTC; and

WHEREAS the City of Toronto has access agreements with telecommunication companies totalling some \$9.4 million in annual revenue, most of them premised on the final outcome of the appeal; and

WHEREAS failing to appeal this decision will cause the City to immediately forfeit at least half of this annual revenue, some \$4.4 million, and potential annual revenue of some \$20 million; and

WHEREAS FCM believes that a successful appeal will result in the preservation of municipal authority over the use of its own property and protect the interests of the municipal taxpayer by preventing the continued subsidy of telecommunications companies through the free use of municipal property for private 'for profit' activities; and

WHEREAS the appeal must be filed within the next two weeks;

NOW THEREFORE BE IT RESOLVED THAT Council:

- (1) contribute to the Federation of Canadian Municipalities (FCM) in trust to fund the legal and administrative costs of the appeal of the decision of the Canadian Radio-television and Telecommunications Commission in the Vancouver/Ledcor proceeding (CRTC Decision 2001-23) to the Federal Court of Appeal, and all subsequent appeals, such contribution to be calculated on the basis of 5.9 cents per year, per capita, for an annual total of \$153,046.00 per year, for three years, to be paid by the City in quarterly instalments of \$38,262.00;
- (2) authorize this per capita contribution on the basis that:
 - (a) sufficient Canadian cities shall commit on a per capita basis so that the total per capita contribution is representative of 6.5 million Canadians; and
 - (b) if cities representing a total per capita contribution representing 6.5 million Canadians do not provide a similar undertaking to pay their share of this Appeal, this commitment shall expire and no further contribution shall owe; or
 - (c) in the event that commitments are received representing in excess of 6.5 million Canadians, this commitment shall be reduced proportionately; and
 - (iv) in the event that the expenses incurred are less than the estimate provided by FCM, that any excess contribution paid to FCM shall be refunded to the City of Toronto;
- (3) agree to pay the quarterly instalments to FCM promptly upon receipt of an invoice so that FCM can satisfy its ongoing legal and administrative expenses in a timely manner; and
- (4) authorize funding for payments in 2001 totalling \$114,785.00 from the Corporate Contingency Account, and direct that payments in 2002 and 2003 shall be included as part of the budget submission for the Toronto Telecommunications Office in those years.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(3) 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(3) to the Policy and Finance Committee carried, more than two-thirds of Members present having voted in the affirmative.

Vote:

Motion J(3) was adopted, without amendment.

5.66 Ontario Municipal Board Hearing Respecting 8 Mallory Gardens

Councillor Walker moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(4), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Walker

Seconded by: Councillor Prue

“**WHEREAS** at its meeting held on February 13, 2001 the Committee of Adjustment, South District, refused Application No. A899/00TO for variances required to build a pair of semi-detached, two-storey houses on the parking area for the apartment building at 8 Mallory Gardens; and

WHEREAS the Committee of Adjustment also refused the accompanying application for Consent to Sever the property into three parcels, two for the new houses and the remaining for the existing apartment building; and

WHEREAS the Committee of Adjustment cited five reasons for refusal of the Consent to Sever application, including the premature nature of the application and the failure of the applicant to demonstrate the suitability of the proposed severance; and

WHEREAS the applicant proposes to build on what is currently the parking area for tenants and their visitors, and the Committee of Adjustment cited the failure of the applicant to demonstrate the adequacy of vehicular access and parking facilities as a reason for refusal of the application; and

WHEREAS the Deer Park Community already has a shortfall of facilities for parking automobiles and this application will reduce parking for tenants who already have to deal with the insufficient parking facilities; and

WHEREAS the application will reduce the lot of the existing building and hence create a new density benchmark of 2.0 times coverage in the heart of this neighbourhood; and

WHEREAS this application will reduce the amount of landscaped open space to 35 percent instead of the required 50 percent; and

WHEREAS this application contravenes the City's policy of protecting stable residential neighbourhoods from unreasonable intensification; and

WHEREAS the Committee of Adjustment refused the application because it did not meet any of the four tests to be deemed minor;

NOW THEREFORE BE IT RESOLVED THAT the City Solicitor be directed to appear at the Ontario Municipal Board on June 18, 2001, to defend the decision of the Committee of Adjustment; and, if necessary, retain outside planning advice."

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(4) to the Midtown Community Council would have to be waived in order to now consider such Motion.

Procedural Vote:

The vote to waive referral of Motion J(4) to the Midtown 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(4), two Notices of Decisions dated February 15, 2001 from the Committee of Adjustment, copies of which are on file in the Office of the City Clerk.

Vote:

Motion J(4) was adopted, without amendment.

5.67 Declaration as Surplus - 1000 Finch Avenue West and 4580 Dufferin Street

Councillor Feldman moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(5), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Feldman

Seconded by: Councillor Li Preti

"WHEREAS the properties municipally known as 1000 Finch Avenue West and 4580 Dufferin Street (the 'Property') have recently become part of the City ownership

as a result of the Municipal Tax Sale process; and

WHEREAS it is desirable to market the Property as soon as possible;

NOW THEREFORE BE IT RESOLVED THAT the Property be declared surplus and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken, conditional upon the Commissioner of Corporate Services not receiving, by the conclusion of the internal circulation process on June 6, 2001, any expressions of interest for the Property (save and except for such expressions of interest for office space as may be accommodated in a sale situation);

AND FURTHER BE IT RESOLVED THAT the Property be offered for sale on the open market through a broker retained in accordance with the Council-approved procedure for the establishment of a 'Roster of Real Estate Brokers to Market Industrial, Commercial, Institutional and Substantial Residential Properties for the City of Toronto'; instructions to the broker to include a 30 day marketing period;

AND FURTHER BE IT RESOLVED THAT, if multiple offers for the purchase of the Property are submitted and, if in the opinion of staff, a price improvement can be achieved, staff be directed to solicit further best offers from all offerors; the results of the marketing to be reported directly to Council at its meeting of July 24, 2001."

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(5) 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(5) to the Administration Committee was taken as follows:

Yes - 24	
Mayor:	Lastman
Councillors:	Altobello, Di Giorgio, Duguid, Feldman, Flint, Ford, Holyday, Kelly, Layton, Li Preti, Lindsay Luby, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Shaw, Shiner, Silva, Soknacki, Sutherland
No - 9	
Councillors:	Augimeri, Berardinetti, Bussin, Chow, Johnston, Miller, Minnan-Wong, Prue, Rae

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

Council also had before it, during consideration of Motion J(5), a communication dated April 24, 2001, from Councillor McConnell. (See Attachment No. 9, Page 185)

Motion:

Councillor Miller moved that Motion J(5) be adopted, subject to:

- (a) deleting from the third Operative Paragraph the words “directly to Council at its meeting of July 24, 2001”, and inserting in lieu thereof the words “to a special meeting of the Administration Committee, if required, prior to the July 24, 2001 Council Meeting”; so that such Operative Paragraph shall now read as follows:

“**AND FURTHER BE IT RESOLVED THAT**, if multiple offers for the purchase of the Property are submitted and, if in the opinion of staff, a price improvement can be achieved, staff be directed to solicit further best offers from all offerors; the results of the marketing to be reported to a special meeting of the Administration Committee, if required, prior to the July 24, 2001 Council Meeting;” and

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

“**AND BE IT FURTHER RESOLVED THAT** all outstanding reports from the Chief Financial Officer and Treasurer, the City Auditor and the Commissioner of Corporate Services be submitted to the relevant meeting of the Administration Committee.”

Votes:

The motion by Councillor Miller carried.

Motion J(5), as amended, carried.

5.68 **Appointment of Interim Chief Financial Officer and Treasurer**

Councillor Miller moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Miller

Seconded by: Councillor Berardinetti

“WHEREAS the Chief Administrative Officer has submitted a report dated May 28, 2001, with respect to the Interim Appointment for Chief Financial Officer and Treasurer;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the aforementioned report dated May 28, 2001, from the Chief Administrative Officer, and that such report be adopted.”

Council also had before it, during consideration of Motion J(6), a report dated May 28, 2001, from the Chief Administrative Officer, entitled “Interim Appointment for Chief Financial Officer and Treasurer”. (See Attachment No. 10, Page 186).

Vote:

Motion J(6) was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated May 28, 2001, from the Chief Administrative Officer, embodying the following recommendations:

“It is recommended that:

- (1) the appointment of Wanda A. Liczyk, as Chief Financial Officer and Treasurer, be rescinded;
- (2) Michael R. Garrett be appointed Interim Chief Financial Officer and Treasurer, until such time as a replacement is appointed by Council; and
- (3) the appropriate City officials be authorized to take the necessary action to give effect to the foregoing, including the introduction in Council, this day, of any Bills that are required.”

5.69 **Amendment to Condition of Approval for Rooftop Signs - 279 Yonge Street**

Councillor Rae moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(7), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Rae

Seconded by: Councillor Chow

“WHEREAS City Council presently has before it Clause No. 5 of Report No. 4 of The Downtown Community Council, headed ‘Intention to Designate under Part IV of the Ontario Heritage Act – 279 Yonge Street (Child’s Restaurant and Offices)’; and

WHEREAS at its meeting on May 15, 2001, Downtown Community Council did not consider Recommendation No. (2) embodied in the report dated April 18, 2001 from

the Commissioner of Economic Development, Culture and Tourism, contained in the Clause, as the conditions for sign approval had been previously considered by Council at its meeting of January 30 and 31, and February 1, 2001 (Clause No. 3 of Report No. 1 of The Downtown Community Council, as amended); and

WHEREAS, in adopting Clause No. 3 of Report No. 1 of The Downtown Community Council, City Council authorized an amendment to Chapter 297, Signs, of the former City of Toronto Municipal Code to allow the construction of rooftop signs on the property located at 279 Yonge Street, on the condition that the owner of the property enter into a heritage easement agreement; and

WHEREAS the owner and the City were unable to negotiate a heritage easement agreement; and

WHEREAS the owner has indicated a willingness to comply with a revised set of conditions that accomplish the City's objectives with respect to the preservation of the building on the property;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Clause No. 3 of Report No. 1 of The Downtown Community Council be re-opened for further consideration, insofar as it pertains to the condition that the owner be required to enter into a heritage agreement with the City, and that such condition be deleted;

AND BE IT FURTHER RESOLVED THAT Council adopt Recommendations Nos. (2) and (3) embodied in the report dated April 18, 2001, from the Commissioner of Economic Development, Culture and Tourism, as contained in Clause No. 5 of Report No. 4 of The Downtown Community Council."

Votes:

The first Operative Paragraph embodied in Motion J(7) carried, more than two-thirds of Members present having voted in the affirmative.

The balance of Motion J(7) was adopted, without amendment. (See also Minute No. 5.39, Page 56, for the companion amendment to Clause No. 5 of Report No. 4 of the Downtown Community Council.)

5.70 25 Leonard Avenue - St. Clare's Multifaith Housing Society Transitional Housing Society

Councillor Chow moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Chow

Seconded by: Councillor Rae

“**WHEREAS** this Council has declared homelessness a national disaster; and

WHEREAS one of the main causes of homelessness is the difficulty in securing affordable housing; and

WHEREAS the Mayor’s Task Force on Homelessness stated that the City requires 2,000 new rental units per year; and

WHEREAS the supply of new rental units has been less than a tenth of the required supply; and

WHEREAS City Council at its meeting held on June 7, 8, and 9, 2000, by its adoption of Clause No. 10 of Report No. 7 of The Policy and Finance Committee, approved making a grant to St. Clare’s Multifaith Housing Society for \$250,000.00 from the Mayor’s Homeless Initiative Reserve Fund to develop 15 short-term housing and 45 self-contained units; and

WHEREAS City Council adopted the recommendation that the funding must be released within six months of Council approval of the grant, subject to the conditions set out in the Council authority; and

WHEREAS City Council at its Inaugural Meeting held on December 5, 6 and 7, 2000, by its adoption of Motion P(11), approved an extension of the six month funding period to June 7, 2001; and

WHEREAS St. Clare’s Multifaith Housing Society has purchased the property located at 25 Leonard Avenue with the assistance of the federal program administered by the City of Toronto, known as Supporting Communities Partnership Initiatives; and

WHEREAS St. Clare’s Multifaith Housing Society is preparing to apply for a building permit to convert the building located at 25 Leonard Avenue into transitional housing with financial assistance from the Mayor’s Homeless Initiative Reserve Fund;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Motion P(11), headed ‘Proposed Development at 25 Leonard Avenue’, be re-opened for further consideration;

AND BE IT FURTHER RESOLVED THAT Council authorize a further six-month extension of the Mayor’s Fund grant period authorized by Council on December 5, 6 and 7, 2000, until the recipient can meet such conditions as set out in the Council authority.”

Votes:

The first Operative Paragraph embodied in Motion J(8) carried, more than two-thirds of Members present having voted in the affirmative.

The balance of Motion J(8) was adopted, without amendment.

5.71 Permit Parking on Howard Park Avenue

Councillor Korwin-Kuczynski moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction 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 Korwin-Kuczynski

Seconded by: Councillor Miller

“WHEREAS City Council, at its meeting held on October 3, 4, 5, 6, 10, 11 and 12, 2000, adopted, without amendment, Clause No. 89 of Report No. 16 of The Toronto Community Council, headed ‘Introduction of Permit Parking on an Alternate Side Basis on Howard Park Avenue, between Roncesvalles Avenue and Parkside Drive’; and

WHEREAS the initial request from Councillor Chris Korwin-Kuczynski was for permit parking on both sides of Howard Park Avenue, but this was rejected by Transportation due to street maintenance issues, and, as a result, parking is limited and area residents are ticketed frequently; and

WHEREAS Councillor Chris Korwin-Kuczynski, on behalf of area residents, requests that this matter be reconsidered to allow permit parking on both sides of Howard Park Avenue, between Roncesvalles Avenue and Parkside Drive; and

WHEREAS it is vital to deal with this matter as soon as possible in order to eliminate the confusion over permit parking regulations on the street and to prevent further ticketing of residents;

NOW THEREFORE BE IT RESOLVED THAT City Council rescind Recommendation No. (1) embodied in Clause No. 89 of Report No. 16 of The Toronto Community Council and replace it with the following new Recommendation No. (1):

‘(1) permit parking be introduced on both sides of Howard Park Avenue, between Roncesvalles Avenue and Parkside Drive, on a street name basis, to operate during the hours of 12:01 a.m. and 7:00 a.m., 7 days a week;’.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(9) to the Southwest Community

Council would have to be waived in order to now consider such Motion.

Procedural Vote:

The vote to waive referral of Motion J(9) to the Southwest Community Council was taken as follows:

Yes - 28	
Mayor:	Lastman
Councillors:	Berardinetti, Bussin, Chow, Di Giorgio, Disero, Duguid, Flint, Ford, Holyday, Johnston, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mihevc, Milczyn, Miller, Minnan-Wong, Moeser, Ootes, Pantalone, Pitfield, Rae, Shaw, Shiner, Silva, Soknacki
No - 6	
Councillors:	Altobello, Augimeri, Cho, Feldman, Prue, Sutherland

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

Council also had before it, during consideration of Motion J(9), a petition filed by Councillor Korwin-Kuczynski, which is on file in the Office of the City Clerk.

Vote:

Motion J(9) was adopted, without amendment.

5.72 Metropolitan Toronto Habitat for Humanity Inc. – Exemption from Non-Profit Housing Development Policy.

Councillor Pitfield moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(10), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Pitfield

Seconded by: Councillor Bussin

“WHEREAS City Council in February 2000, adopted Clause No. 3 of Report No. 1 of The Planning and Transportation Committee, headed ‘Exempting Non-Profit Housing from Planning Application Fees, Building Permit Fees and Parkland Dedication Payment Requirements’; and

WHEREAS the mission of the Metropolitan Habitat for Humanity is to eliminate poverty housing by providing persons of low income with permanent affordable homes;

NOW THEREFORE BE IT RESOLVED THAT the sites to be developed by Metropolitan Toronto Habitat for Humanity Inc. at 2 and 27 Lucy Avenue and the property located at the northeast corner of Lovilla Boulevard and Weston Road be exempt from the fees consistent with the exemptions currently granted under City Council's non-profit housing development fee exemption policy;

AND BE IT FURTHER RESOLVED THAT the City Solicitor, in consultation with the Commissioners of Community and Neighbourhood Services and Urban Development Services, be requested to submit a report to the Administration Committee on how to implement the inclusion of Metropolitan Toronto Habitat for Humanity and other potential non-profit ownership housing developments, as part of the City's non-profit housing development fee exemption policy."

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(10) 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(10) to the Planning and Transportation Committee carried, more than two-thirds of Members present having voted in the affirmative.

Motion:

Councillor Prue moved that Motion J(10) be adopted, subject to adding thereto the following new Operative Paragraph:

"AND BE IT FURTHER RESOLVED THAT the City Solicitor, the Commissioner of Community and Neighbourhood Services and the Commissioner of Urban Development Services be requested to include in their forthcoming report to the Administration Committee, criteria for, and a process by which, Habitat for Humanity and other City qualified non-profit housing organizations can be included in the circulation list seeking declarations of interest in City properties being recommended to be declared surplus to the City's needs."

Votes:

The motion by Councillor Prue carried.

Motion J(10), was adopted, as amended.

5.73 **Parking Prohibitions on Calico Drive, from Thurrock Road to Giltspur Drive**

Councillor Augimeri moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Augimeri

Seconded by: Councillor Sutherland

“WHEREAS at the request of local residents, staff of the Transportation Services Division have reviewed the existing parking prohibitions on Calico Drive from Thurrock Road to Giltspur Drive; and

WHEREAS, currently, parking is permitted for up to a maximum of three hours on the east and west sides of Calico Drive, from Thurrock Road to Giltspur Drive; and

WHEREAS observations by staff of the Transportation Services Division have verified that vehicles are continually parked on both sides of Calico Drive, from Thurrock Road to Giltspur Drive; this parking activity, which occurs during a variety of times, but is primary associated with the drop-off and pick-up activities associated with Calico Public School and St. Blaise Catholic School, restricts the flow of two way traffic; and in addition, school children are crossing the road from between parked cars; and

WHEREAS the Transportation Services Division has received a petition from area residents to restrict parking on the east and west sides of Calico Drive, from Thurrock Road to Giltspur Drive, from 8:00 a.m. to 4:00 p.m., Monday to Friday; and

WHEREAS the implementation of the parking prohibitions will significantly improve the level of safety for pedestrians when crossing Calico Drive from Thurrock Road to Giltspur Drive;

NOW THEREFORE BE IT RESOLVED THAT Schedule VIII of By-law No. 31001, of the former City of North York, be amended to install ‘No Parking 8:00 a.m. to 4:00 p.m., Monday to Friday’ on both sides Calico Drive, from the southerly limit of Thurrock Drive to the northerly limit of Giltspur Drive.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of

Toronto Municipal Code requiring the referral of Motion J(11) to the North Community Council 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 North Community Council carried, more than two-thirds of Members present having voted in the affirmative.

Vote:

Motion J(11) was adopted, without amendment.

5.74 Resignation from the Hummingbird Centre for the Performing Arts

Councillor Johnston moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Johnston

Seconded by: Councillor Augimeri

“WHEREAS at its meeting held on March 29, 2001, the Board of Directors of the Hummingbird Centre for the Performing Arts received, with regret, a letter of resignation from Ms. Constance Sugiyama, a community representative on the Board; and

WHEREAS Council has previously invited the Board to exercise its special skill and knowledge in requesting the Board to bring forward, for Council’s consideration a proposed nomination and election process, as contemplated in the Business Plan, for the future appointment of Board members; and

WHEREAS the Nominating Sub-committee of the Board is in the midst of preparing such nomination and election process; and

WHEREAS the individual identified in the attached confidential Appendix meets the nominating criteria established by City Council (i.e. is over 18 years of age, resides in the City of Toronto, and is a Canadian citizen); and

WHEREAS it is a matter of urgency that the vacancy be filled and it could take several months to fill this vacancy through Council’s nominating process;

NOW THEREFORE BE IT RESOLVED THAT Council appoint the individual identified in the attached confidential Appendix as a community representative on the Board of Directors of the Hummingbird Centre for the Performing Arts to replace Ms. Constance Sugiyama for a term of office expiring November 30, 2003, and until his successor is appointed, or until the new Board can stand in place of the old Board

on the date a lease of the Centre between the City and the Hummingbird Performing Arts Centre Corporation comes into force, as provided for in the Hummingbird Performing Arts Centre Corporation Act, 1998.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(12) to the Nominating 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 Nominating Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of the Motion J(12), a confidential Appendix pertaining to the appointment of a community representative on the Board of Directors of the Hummingbird Centre for the Performing Arts, such Appendix now public in its entirety, and on file in the Office of the City Clerk.

Vote:

Motion J(12) was adopted, without amendment, and in so doing, Council appointed Mr. Michael Pitanna as a community representative on the Board of Directors of the Hummingbird Centre for the Performing Arts for a term of office as outlined above.

5.75 **Appointment of Acting City Clerk**

Councillor Berardinetti moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction and debate of the following Notice of Motion J(13), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: **Councillor Berardinetti**

Seconded by: **Councillor Miller**

“**WHEREAS** the Commissioner of Corporate Services has submitted a confidential report dated May 28, 2001, with respect to a personnel matter pertaining to the appointment of an Acting City Clerk;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the aforementioned confidential report dated May 28, 2001, from the Commissioner of Corporate Services and that such confidential report be adopted.”

Council also had before it, during consideration of Motion J(13), a confidential report dated May 28, 2001, from the Commissioner of Corporate Services, entitled "Appointment of Acting City Clerk". (See Attachment No. 11, Page 188).

Vote:

Motion J(13) was adopted, without amendment, and in so doing, Council adopted, without amendment, the confidential report dated May 28, 2001, from the Commissioner of Corporate Services, embodying the following recommendation, such report now public in its entirety:

"It is recommended that Jeffrey A. Abrams be appointed Acting City Clerk, on an interim basis, commencing June 1, 2001, and until a new City Clerk is appointed by Council and the necessary Bill be introduced in Council to give effect thereto."

5.76 Province of Ontario Offer to Convey the Former Princess Margaret Site to the City of Toronto for Affordable Housing Services

Councillor Rae moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(14), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Rae

Seconded by: Councillor Duguid

“WHEREAS on October 28, 1998 Council declared homelessness a national disaster; and

WHEREAS one of the main causes of homelessness is the difficulty in securing affordable housing; and

WHEREAS the Mayor’s Task Force on Homelessness stated that the City requires 2,000 new rental units per year; and

WHEREAS the supply of new rental units has been less than a tenth of the required supply; and

WHEREAS the Province of Ontario has offered to convey the site of the former Princess Margaret Hospital (PMH) to the City of Toronto for the purpose of providing space for emergency shelter or affordable housing; and

WHEREAS the former PMH site can be redeveloped for a mix of affordable rental

and market housing at no cost to the City of Toronto; and

WHEREAS the redevelopment of the PMH site will assist in the revitalization of this area of the City, will complement and can be done in conjunction with the redevelopment of the adjacent Wellesley Central Hospital site and will provide opportunities for new housing, open space and other community amenities; and

WHEREAS on May 23, 2001 a funding allocation for a new long-term care facility was announced for the adjacent Wellesley Central Hospital site and there is urgency to proceed with negotiations to facilitate this development as part of a larger redevelopment initiative;

NOW THEREFORE BE IT RESOLVED THAT City Council give consideration to the attached confidential report dated May 23, 2001, from the Commissioner of Community and Neighbourhood Services and that such confidential report be adopted.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(14) 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(14) to the Community Services Committee carried, more than two-thirds of Members present having voted in the affirmative.

Council also had before it, during consideration of Motion J(14), a confidential report dated May 23, 2001, from the Commissioner of Community and Neighbourhood Services.

Vote:

Motion J(14) was adopted, without amendment, and in so doing, Council adopted, without amendment, the confidential report dated May 23, 2001, from the Commissioner of Community and Neighbourhood Services, such report 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.

5.77 Notice of Application - Lobbyist Disclosure

Councillor Berardinetti moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Berardinetti

Seconded by: Councillor Holyday

“**WHEREAS** City Council at its meeting held on July 4, 5 and 6, 2000, adopted a resolution concerning disclosure of lobbying with respect to certain requests for proposals and contracts pursuant to the provisions of City of Toronto By-law 462-2000; and

WHEREAS Notice of Application to quash the resolution has been commenced in the Ontario Superior Court of Justice and served upon the City and this application is scheduled for hearing on June 15, 2001; and

WHEREAS the City Solicitor wishes to report upon the matter and obtain instructions in respect of the Notice of Application; and

WHEREAS it is appropriate to consider the report of the City Solicitor In Camera as it deals with instructions regarding the Application; and

WHEREAS this matter has implications concerning Council’s future ability to invoke its lobbyist disclosure policy;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the confidential report dated May 22, 2001, from the City Solicitor, and that such confidential report be adopted.”

Council also had before it, during consideration of Motion J(15), a confidential report dated May 22, 2001, from the City Solicitor.

Vote:

Motion J(15) was adopted, without amendment, and in so doing, Council adopted, without amendment, the confidential report dated May 22, 2001, from the City Solicitor, such report to remain confidential, in accordance with the provisions of the Municipal Act, having regard that it contains information which is subject to Solicitor/Client privilege, save and except the following recommendation embodied therein:

“It is recommended that the City Solicitor’s office, in consultation with the Purchasing and Materials Management Division of the Finance Department, represent the City in opposing the application.”

5.78 Term Letter Agreements – C1.com Inc. and GT Group Telecom Services Corp.

Councillor Ootes moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction 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 Ootes

Seconded by: Councillor Milczyn

“**WHEREAS** the City of Toronto currently has Term Letter Agreements with C1.com Inc. (‘C1’) and GT Group Telecom Services Corp. (‘GT’) which permit those companies to construct, maintain and operate separate fibre optic telecommunications networks within certain public highways under the jurisdiction of the City of Toronto; and

WHEREAS C1 has become insolvent and has filed for protection under the Companies’ Creditors Arrangement Act pending the commencement of bankruptcy proceedings; and

WHEREAS C1 and GT have obtained court ratification of an agreement for the purchase of C1’s assets by GT; and

WHEREAS the Executive Lead on Telecommunications and the City Solicitor have prepared a confidential joint report dated May 25, 2001, respecting the proposed assignment; and

WHEREAS, for the reasons of legal deadline as outlined in the aforementioned confidential report, Council consideration of this matter is required at Council’s meeting of May 30, 2001;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the confidential joint report dated May 25, 2001 from the Executive Lead on Telecommunications and the City Solicitor and that the recommendations as contained in the report be adopted.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(16) 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(16) 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(16), a joint confidential report dated May 25, 2001, from the City Solicitor and the Executive Lead on Telecommunications.

Vote:

Motion J(16) was adopted, without amendment, and in so doing, Council adopted, without amendment, the joint confidential report dated May 25, 2001, from the City Solicitor and the Executive Lead on Telecommunications, 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 following recommendations embodied therein:

“It is recommended that:

- (1) City Council consent to the assignment of the Term Letter Agreement (August 24, 2000) with C1.com Inc. to GT Group Telecom Services Corp. on such terms and conditions as may be required by the Executive Lead on Telecommunications, in consultation with the Commissioner of Works and Emergency Services and the City Solicitor, and in such form as required by the City Solicitor in order to protect the interests of the City of Toronto; and
- (2) City Council authorize staff to take all appropriate action, including the execution of any documents as may be required, to give effect thereto.”

5.79 Bloordale Village Festival – Community Festival of Municipal Significance

Councillor Silva moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction of the following Notice of Motion J(17), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Silva

Seconded by: Councillor Disero

“**WHEREAS** the annual Bloordale Village Festival is a much anticipated community event in the City of Toronto; and

WHEREAS the Bloordale Village is seeking a resolution from City Council declaring the Bloordale Village Festival to be held on Saturday, June 23, 2001, from 12:00 Noon to 12:00 Midnight, to be a community festival of municipal significance; and

WHEREAS this resolution is required by the Alcohol and Gaming Commission of Ontario to issue a special occasion permit at Bloordale Village Boundaries, Bloor Street/Dufferin Street to Lansdowne Avenue;

NOW THEREFORE BE IT RESOLVED THAT City Council advise the Alcohol

and Gaming Commission of Ontario that it deems the annual Bloordale Village Festival to be a community festival of municipal significance, in order to proceed with the application for a special occasion permit.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(17) to the Southwest Community Council would have to be waived in order to now consider such Motion.

Procedural Vote:

The vote to waive referral of Motion J(17) to the Southwest Community Council carried, more than two-thirds of Members present having voted in the affirmative.

Vote:

Motion J(17) was adopted, without amendment.

5.80 Technical Amendment to the 2001 Phase-in Program for Tax Increases and Decreases

Councillor Shiner moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction and debate 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 Shiner

Seconded by: Councillor Soknacki

“**WHEREAS** subsection 372.2(10) of the Municipal Act, as amended (the ‘Act’), provides that if there has been a change in the use or character of any land or in its classification under the Assessment Act that, in the opinion of the council of the municipality, makes a phase-in or the continuation of a phase-in in respect of such land inappropriate, the council may in the by-law passed under subsection 372.2(1) of the Act implementing a program to phase-in tax increases and decreases, or in another by-law, exclude such land from the application of the phase-in; and

WHEREAS at its meeting of December 16 and 17, 1998, City Council adopted Clause No. 9 of Report No. 9 of The Strategic Policies and Priorities Committee, thereby excluding from the program phasing-in 1998 assessment-related tax increases and decreases all properties which were not classified as residential in 1997, but as a result of a change in character or use of the property were classified as residential in

1998; and

WHEREAS By-law No. 472-1998, being the by-law to phase-in 1998 assessment-related tax increases and decreases for the residential/farm property class, was amended to exclude properties which were not classified as residential in 1997, but had a change in character or use causing them to be classified as residential in 1998 either on the returned assessment roll or as a result of a request for reconsideration or an assessment appeal; and

WHEREAS the report of the Chief Financial Officer and Treasurer dated February 5, 2001, to the Policy and Finance Committee, entitled 'Preliminary 2001 Provincial Re-assessment Impacts and Tax Policy Options - Residential Property Class', recommending a phase-in program that will apply in 2001 and subsequent years (the '2001 Phase-in Program'), and that was adopted with amendment by Council at its meeting of April 23, 24, 25, 26, 27, 30 and May 1 and 2, 2001 as part of Clause No. 2 of Report No. 4 of The Policy and Finance Committee, did not specifically recommend a continuation of the above-mentioned exclusion for the 2001 Phase-in Program so as to exclude properties that were not classified as residential in 2000, but as a result of a change in character or use of the property were classified as residential in 2001;

NOW THEREFORE BE IT RESOLVED THAT the phase-in of tax increases and decreases for properties that were not classified as residential in 2000, but as a result of a change in character or use of the property were classified as residential in 2001 either on the returned assessment roll or through a request for reconsideration or an assessment appeal, is inappropriate, and that such properties be excluded from the 2001 Phase-in Program;

AND BE IT FURTHER RESOLVED THAT authority be granted for the introduction of the necessary bill to include a provision in the by-law enacting the 2001 Phase-in Program to allow the exclusion from the 2001 Phase-in Program of such properties.”

Vote:

Motion J(18) was adopted, without amendment.

5.81 **Delegation of Signing of Cheques to a Director of the Finance Department**

Councillor Miller moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction and debate 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 Altobello

“**WHEREAS** §257-1 of the City of Toronto Municipal Code provides that all cheques issued by the City of Toronto shall be signed by the Chief Administrative Officer and the Chief Financial Officer and Treasurer if the signatures are stamped, lithographed or engraved on any City cheque; and

WHEREAS Bill No. 432 appoints Michael R. Garrett as Chief Financial Officer and Treasurer of the City of Toronto; and

WHEREAS Michael R. Garrett also holds the office of Chief Administrative Officer of the City of Toronto;

NOW THEREFORE BE IT RESOLVED THAT the Chief Financial Officer and Treasurer may delegate the signing of cheques to the Director, Accounting Services or the Director, Treasury and Financial Services of the Finance Department, if the signatures are stamped, lithographed or engraved on any City cheque;

AND BE IT FURTHER RESOLVED THAT §257-1 of the City of Toronto Municipal Code be amended to allow cheques to be signed by the Chief Administrative Officer and a Director of the Finance Department designated by the Chief Financial Officer and Treasurer.”

Vote:

Motion J(19) was adopted, without amendment.

5.82 Exemption from Part Lot Control – 69 and 71 Sufi Crescent

Councillor Minnan-Wong moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code be waived to permit introduction and debate of the following Notice of Motion J(20), which carried, more than two-thirds of Members present having voted in the affirmative:

Moved by: Councillor Minnan-Wong

Seconded by: Councillor Sutherland

“**WHEREAS** City Council enacted By-law No. 499-1999 on July 29, 1999, which designated certain lands on Registered Plan 66M-2328 as being exempt from the part lot control provisions of subsection 50(5) of the Planning Act for a period of one year; and

WHEREAS By-law No. 499-1999 expired on July 29, 2000; and

WHEREAS the applicant has requested the enactment of a further part lot control exemption by-law to facilitate the conveyance of two remaining lots on Plan 66M-2328 that had been subject to By-law No. 499-1999; and

WHEREAS the conveyance of the aforesaid two remaining lots is scheduled to take place prior to the next City Council meeting;

NOW THEREFORE BE IT RESOLVED THAT City Council enact a part lot control exemption by-law for the lands described as Part of Block 2 on Plan 66M-2328, designated as PARTS 8 and 9 on Plan 66R-18337, with such by-law to expire three months from the date of its enactment, and the City Solicitor be authorized to introduce the necessary Bills in Council to give effect thereto.”

Vote:

Motion J(20) was adopted, without amendment.

5.83 **Prohibition of Left Turns – Bayview Avenue and Foxwarren Drive**

Councillor Shiner moved that the necessary provisions of Chapter 27 of the City of Toronto Municipal Code 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 Shiner

Seconded by: Councillor Augimeri

“**WHEREAS** the construction of the Sheppard Subway, and other associated work, has necessitated the closure of lanes on Bayview Avenue northbound and southbound, to the north and south of Sheppard Avenue East, for an extended period of time; and

WHEREAS southbound traffic on Bayview Avenue is currently restricted to one lane; and

WHEREAS a high volume of motorists are turning left from southbound Bayview Avenue to eastbound Foxwarren Drive to avoid the intersection of Bayview Avenue and Sheppard Avenue East; and

WHEREAS this situation, created by the current construction, is posing a concern for the safety of the residents of Foxwarren Drive;

NOW THEREFORE BE IT RESOLVED THAT the recommendations contained in the attached report dated May 31, 2001 from the Commissioner of Works and Emergency Services, to prohibit left turns from southbound Bayview Avenue to eastbound Foxwarren Drive, be adopted.”

Advice by Deputy Mayor:

Deputy Mayor Ootes advised the Council that the provisions of Chapter 27 of the City of Toronto Municipal Code requiring the referral of Motion J(21) 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(21) 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(21), a report dated May 31, 2001, from the Commissioner of Works and Emergency Services, entitled "Proposed Turn Restriction: Bayview Avenue and Foxwarren Drive Ward 24 Willowdale". (See Attachment No. 12, Page 189).

Vote:

Motion J(21) was adopted, without amendment, and in so doing, Council adopted, without amendment, the report dated May 31, 2001, from the Commissioner of Works and Emergency Services, embodying the following recommendations:

"It is recommended that:

- (1) southbound left-turns be prohibited from Bayview Avenue to Foxwarren Drive, between the hours of 7:00 a.m. and 9:00 a.m., Monday to Friday;
- (2) the District 3 Transportation Services Division report to the first appropriate meeting of the Works Committee in 2002 to assess the need to maintain the southbound left turn restrictions at Bayview Avenue and Foxwarren Drive; and
- (3) the appropriate by-law(s) be amended accordingly."

BILLS AND BY-LAWS

5.84 On May 30, 2001, at 7:34 p.m., Councillor Ford, seconded by Councillor Layton, 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. 501	By-law No. 340-2001	To confirm the proceedings of the Council at its Meeting held on the 30th day of May, 2001,
--------------	---------------------	---

the vote upon which was taken as follows:

Yes - 35
Mayor: Lastman

Councillors:	Altobello, Ashton, Augimeri, Berardinetti, Bussin, Cho, Di Giorgio, Duguid, Feldman, Fillion, Flint, Ford, Hall, Holyday, Johnston, Kelly, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Shaw, Shiner, Silva, Soknacki, Walker
No - 0	

Carried, without dissent.

- 5.85 On May 31, 2001, at 3:05 p.m., Councillor Berardinetti, seconded by Councillor Sutherland, 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. 430	By-law No. 341-2001	To amend Municipal Code Chapter 767, Taxation, to opt to have the New Multi-Residential Property Class apply within the City of Toronto for 2001.
Bill No. 431	By-law No. 342-2001	To appoint an Acting City Clerk.
Bill No. 432	By-law No. 343-2001	To appoint an Interim Chief Financial Officer and City Treasurer,

the vote upon which was taken as follows:

Yes - 31	
Mayor:	Lastman
Councillors:	Altobello, Augimeri, Berardinetti, Bussin, Cho, Di Giorgio, Disero, Feldman, Flint, Ford, Holyday, Kelly, Korwin-Kuczynski, Layton, Li Preti, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Pantalone, Pitfield, Prue, Rae, Silva, Soknacki, Sutherland, Walker
No - 0	

Carried, without dissent.

- 5.86 On May 31, 2001, at 7:29 p.m., Councillor Lindsay Luby, seconded by Councillor Duguid, 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. 502	By-law No. 344-2001	To confirm the proceedings of the Council at its Meeting held on the 30th and 31st days of May, 2001,
--------------	---------------------	---

the vote upon which was taken as follows:

Yes - 29 Mayor: Lastman Councillors: Altobello, Augimeri, Balkissoon, Bussin, Cho, Di Giorgio, Duguid, Feldman, Flint, Ford, Hall, Holyday, Johnston, Kelly, Layton, Li Preti, Lindsay Luby, McConnell, Milczyn, Miller, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Shiner, Silva
No - 0

Carried, without dissent.

- 5.87 On May 31, 2001, at 7:30 p.m., Councillor Holyday, seconded by Councillor Duguid, 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:

Bill No. 459 By-law No. 345-2001 To amend Chapter 257, Signing Authority, of the City of Toronto Municipal Code.

- 5.88 On May 31, 2001, at 7:57 p.m., Councillor Duguid, seconded by Councillor Lindsay Luby, 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. 503 By-law No. 346-2001 To confirm the proceedings of the Council at its Meeting held on the 30th and 31st days of May, 2001,

the vote upon which was taken as follows:

Yes - 27 Mayor: Lastman Councillors: Altobello, Augimeri, Balkissoon, Bussin, Cho, Di Giorgio, Duguid, Feldman, Flint, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, McConnell, Milczyn, Miller, Moeser, Nunziata, Ootes, Pantalone, Prue, Rae, Silva, Walker
No - 1 Councillor: Ford

Carried by a majority of 26.

- 5.89 On June 1, 2001, at 5:17 p.m., Councillor Miller, seconded by Councillor Pantalone, 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. 377	By-law No. 347-2001	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 Browning Avenue between Carlaw Avenue and Broadview Avenue by the installation of speed humps.
Bill No. 378	By-law No. 348-2001	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 Fulton Avenue between Carlaw Avenue and Broadview Avenue by the installation of speed humps.
Bill No. 379	By-law No. 349-2001	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 Shannon Street between Dovercourt Road and Ossington Avenue by the installation of speed humps.
Bill No. 380	By-law No. 350-2001	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 Grace Street between Mansfield Avenue and Dundas Street

		West by the installation of speed humps.
Bill No. 381	By-law No. 351-2001	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 Grace Street between Bloor Street West and Harbord Street by the installation of speed humps.
Bill No. 382	By-law No. 352-2001	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 Cambridge Avenue between Danforth Avenue and Pretoria Avenue by the installation of speed humps.
Bill No. 383	By-law No. 353-2001	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 Silver Birch Avenue between Kingston Road and Pine Avenue by the installation of speed humps.
Bill No. 384	By-law No. 354-2001	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 Scarborough Road between Kingston Road and Bracken

		Avenue by the installation of speed humps.
Bill No. 385	By-law No. 355-2001	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 Elmer Avenue between Queen Street East and Norway Avenue (west branch) by the installation of speed humps.
Bill No. 386	By-law No. 356-2001	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 Kenilworth Avenue between Queen Street East and Norway Avenue by the installation of speed humps.
Bill No. 387	By-law No. 357-2001	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 Waverly Road between Queen Street East and Norway Avenue by the installation of speed humps.
Bill No. 388	By-law No. 358-2001	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 Norway Avenue between

Elmer Avenue and Woodbine Avenue
by the installation of speed humps.

Bill No. 389

By-law No. 359-2001

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 Lee Avenue between
Queen Street East and Norway Avenue
by the installation of speed humps.

Bill No. 390	By-law No. 360-2001	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 Herbert Avenue between Queen Street East and Hartford Avenue by the installation of speed humps.
Bill No. 397	By-law No. 361-2001	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 Berwick Avenue between Duplex Avenue and Yonge Street by the installation of speed humps.
Bill No. 398	By-law No. 362-2001	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 Castlefield Avenue between Rosewell Avenue and Avenue Road by the installation of speed bumps.
Bill No. 399	By-law No. 363-2001	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 Ellis Park Road between Dacre Crescent and Wendigo Way by the installation of speed humps.

Bill No. 403	By-law No. 364-2001	To authorize the alteration of Atlas Avenue, Cherrywood Avenue, Northcliffe Boulevard and Westmount Avenue.
--------------	---------------------	---

Bill No. 442	By-law No. 365-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, with respect to speed control zones
--------------	---------------------	--

5.90 On June 1, 2001, at 5:22 p.m., Councillor Minnan-Wong, seconded by Councillor McConnell, 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. 338	By-law No. 366-2001	To amend Chapter 240, Traffic, of the Municipal Code of the former City of Etobicoke with respect to General stopping and parking regulations.
--------------	---------------------	--

Bill No. 339	By-law No. 367-2001	To amend Chapter 240, Traffic, of the Municipal Code of the former City of Etobicoke with respect to Definitions; interpretations.
--------------	---------------------	--

Bill No. 340	By-law No. 368-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
--------------	---------------------	---

Bill No. 341	By-law No. 369-2001	To amend City of Toronto Municipal Code Chapter 27, Council Procedures.
--------------	---------------------	---

Bill No. 342	By-law No. 370-2001	To amend City of Toronto Municipal Code Chapter 71, Financial Control.
--------------	---------------------	--

Bill No. 343	By-law No. 371-2001	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
--------------	---------------------	---

Bill No. 344	By-law No. 372-2001	To expropriate certain lands for public lane purposes north of Bloor Street West, extending between Armadale Avenue and Willard Avenue.
--------------	---------------------	---

Bill No. 345	By-law No. 373-2001	To amend City of North York Official Plan in respect of lands municipally known as 1723 Finch Avenue West.
Bill No. 346	By-law No. 374-2001	To amend City of North York By-law No. 7625 in respect of lands municipally known as 1723 Finch Avenue West and to repeal City of North York By-law No. 27683.
Bill No. 347	By-law No. 375-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 348	By-law No. 376-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 349	By-law No. 377-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article IV, Section 31, Schedule 'A'.
Bill No. 350	By-law No. 378-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article IV, Section 31, Schedule 'A'.
Bill No. 351	By-law No. 379-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 352	By-law No. 380-2001	To repeal and replace Article III, Toronto Preservation Board, of Chapter 103, Heritage, of the City of Toronto Municipal Code.
Bill No. 353	By-law No. 381-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 354	By-law No. 382-2001	To amend the Municipal Code of the

		former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 355	By-law No. 383-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Parking Permits – Chapter 183, Article V.
Bill No. 356	By-law No. 384-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 357	By-law No. 385-2001	To repeal Etobicoke Municipal Code Chapter 18, Cemetery Board.
Bill No. 358	By-law No. 386-2001	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the wood fence at 220 Brockport Drive (Ward 2) from the maximum height requirements.
Bill No. 359	By-law No. 387-2001	To layout, subsequent dedication and naming of land for public highway purposes east of Port Union Road extending from Provincetown Road to Shoalhaven Drive then to Cherry Street as “Schooner Lane”.
Bill No. 360	By-law No. 388-2001	To layout and dedicate certain lands for public highway purposes to form part of the public highway Markham Road.
Bill No. 361	By-law No. 389-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 362	By-law No. 390-2001	To amend Chapter 103, Heritage, of the City of Toronto Municipal Code to allow for a Member of Council to be appointed to the Collections, Conservation and Shared Resources Management Board.

Bill No. 363	By-law No. 391-2001	To stop up and close the stub-end of the public highway Perry Crescent and to authorize the sale thereof.
Bill No. 364	By-law No. 392-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 365	By-law No. 393-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 366	By-law No. 394-2001	To amend By-law No. 31878, as amended, of the former City of North York.
Bill No. 367	By-law No. 395-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 368	By-law No. 396-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 369	By-law No. 397-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 370	By-law No. 398-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article IV, Section 31, Schedule 'A'.
Bill No. 371	By-law No. 399-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 372	By-law No. 400-2001	To amend former City of Scarborough Sign By-law No. 22980 to delete the annual cap on permits for billboard type signs and the tender process, and to provide a new permit allocation process.

Bill No. 373	By-law No. 401-2001	To amend By-law No. 319-2000 to extend the period of interim control on certain lands within and abutting the Kimbark Coldstream Ravine.
Bill No. 374	By-law No. 402-2001	To designate certain Lots and Blocks on Registered Plan 66M-2357 as being exempt from Part Lot Control (re: Crocus Drive and Willowfield Mews).
Bill No. 375	By-law No. 403-2001	To designate certain Lots on Registered Plan 2452 as being exempt from Part Lot Control (re: 101-113 Doris Avenue).
Bill No. 376	By-law No. 404-2001	To designate certain Lots on Registered Plan 66M-2340 as being exempt from Part Lot Control (re: 665 Trethewey Drive).
Bill No. 391	By-law No. 405-2001	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”, respecting Driving Schools and Taxicabs.
Bill No. 393	By-law No. 406-2001	To amend Chapter 324 of the Etobicoke Zoning Code and to remove the Holding Symbol (H) on a portion of the lands municipally known as 1 Beaverdale Road.
Bill No. 394	By-law No. 407-2001	To amend former City of York By-law No. 1-83 with respect to the lands in the Rockcliffe Boulevard and Caesar Avenue area.
Bill No. 395	By-law No. 408-2001	To adopt Amendment No. 85-2001 to the Official Plan of the Etobicoke Planning Area in order to implement a site-specific amendment affecting the

		lands located at the northwest corner of Kipling Avenue and Clement Road, municipally known as 1558 Kipling Avenue.
Bill No. 396	By-law No. 409-2001	To amend Chapters 304, 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located at the northwest corner of Kipling Avenue and Clement Road, known municipally as 1558 Kipling Avenue.
Bill No. 400	By-law No. 410-2001	To authorize the alteration of Spring Garden Avenue by the construction of a cul-de-sac west of Kenneth Avenue on Spring Garden Avenue and the re-opening of the Spring Garden Avenue cul-de-sac to Doris Avenue.
Bill No. 401	By-law No. 411-2001	To stop up and close for vehicular traffic a portion of Spring Garden Avenue immediately west of Kenneth Avenue, and to authorize the erection of barricades to enforce the due observance thereof.
Bill No. 402	By-law No. 412-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Baldwin Street and Henry Street.
Bill No. 404	By-law No. 413-2001	To repeal By-law No. 1996-0490 of the former City of Toronto to authorize the removal of the four remaining traffic calming islands on Bartlett Avenue between Bloor Street West and Hallam Street.
Bill No. 405	By-law No. 414-2001	To layout and dedicate certain land for public lane purposes to form part of the public lane system west of Brunswick Avenue extending southerly from Harbord Street.

Bill No. 406	By-law No. 415-2001	To layout and dedicate certain land for public highway purposes in front of 68 Sheppard Avenue West to form part of the public highway Sheppard Avenue West.
Bill No. 407	By-law No. 416-2001	To layout and dedicate certain land for public lane purposes to form part of the public lane south of Burgess Avenue extending westerly from Golfview Avenue.
Bill No. 408	By-law No. 417-2001	To layout and dedicate certain land for public highway purposes to form part of the public highway Markham Road.
Bill No. 409	By-law No. 418-2001	To layout and dedicate certain land for public highway purposes to form part of the public highway Bartley Drive.
Bill No. 410	By-law No. 419-2001	To name the public lane south of Queen Street West extending between Elm Grove Avenue and Cowan Avenue "Milky Way".
Bill No. 411	By-law No. 420-2001	To layout and dedicate certain land for public highway purposes to form part of the public highway Gordon Baker Road.
Bill No. 412	By-law No. 421-2001	To amend City of Toronto Municipal Code Ch. 497, Heating.
Bill No. 413	By-law No. 422-2001	To amend the Official Plan of the former City of Toronto in respect of lands known as 149 Cowan Avenue.
Bill No. 414	By-law No. 423-2001	To amend the Zoning By-law No. 438-86 of the former City of Toronto in respect of lands known as 149 Cowan Avenue.
Bill No. 415	By-law No. 424-2001	To amend Zoning By-law No. 438-86 of

		the former City of Toronto in respect of lands known as 14 Maynard Avenue.
Bill No. 416	By-law No. 425-2001	To amend the Official Plan of the former City of Toronto in respect of the lands known as 20 Maynard Avenue.
Bill No. 417	By-law No. 426-2001	To amend the Zoning By-law No. 438-86 of the former City of Toronto in respect of the lands known as 20 Maynard Avenue.
Bill No. 418	By-law No. 427-2001	To amend the Official Plan of the former City of Toronto in respect of lands known as 40 Beaty Avenue.
Bill No. 419	By-law No. 428-2001	To amend the Zoning By-law No. 438-86 of the former City of Toronto in respect of lands known as 40 Beaty Avenue.
Bill No. 420	By-law No. 429-2001	To amend Municipal Code Chapter 767, Taxation, to create a Tax Rebate Program for Registered Charities.
Bill No. 421	By-law No. 430-2001	To provide for the levy and collection of special charges for the year 2001 in respect of certain business improvement areas.
Bill No. 422	By-law No. 431-2001	To adopt Amendment No. 23 to the Official Plan for the former Borough of East York.
Bill No. 423	By-law No. 432-2001	A By-law to amend By-law No. 6752, as amended, of the former Township of East York, in respect of lands municipally known as 7 Curity Avenue.
Bill No. 424	By-law No. 433-2001	To amend further By-law No. 15-92 of the former Municipality of Metropolitan Toronto respecting pensions and other benefits.
Bill No. 425	By-law No. 434-2001	To amend the Uniform Parks By-laws

		of the former Borough of East York (94-92), the Cities of Etobicoke (Ch. 190), North York (31885), Scarborough (23728), Toronto (Ch. 255), York (2619-92) and the Municipality of Metropolitan Toronto (129-92) to prohibit the feeding of dangerous wildlife.
Bill No. 426	By-law No. 435-2001	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 427	By-law No. 436-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 428	By-law No. 437-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 429	By-law No. 438-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 433	By-law No. 439-2001	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. 434	By-law No. 440-2001	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. 435	By-law No. 441-2001	To adopt Amendment No. 1063 of the Official Plan for the former City of Scarborough.
Bill No. 436	By-law No. 442-2001	To amend Scarborough Zoning By-law No. 10217, as amended, the

		Agricultural Holding By-law, and No. 14402, as amended, the Malvern Community Zoning By-law, with respect to the north east corner of Markham Road and Ormerod Road, including 1795 Markham Road.
Bill No. 437	By-law No. 443-2001	To designate a Site Plan Control Area (Malvern Community).
Bill No. 438	By-law No. 444-2001	To adopt Amendment No. 1068 of the Official Plan for the former City of Scarborough.
Bill No. 439	By-law No. 445-2001	To designate a Site Plan Control Area (Milliken Employment District).
Bill No. 440	By-law No. 446-2001	To amend Scarborough Zoning By-law No. 24982, as amended, with respect to the Milliken Employment District.
Bill No. 441	By-law No. 447-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Davenport Road, Dupont Street, Leader Lane, Niagara Street, Ossington Avenue, Phipps Street, Queensdale Avenue, Robertson Crescent (east branch), St. Nicholas Street, Summerhill Avenue, Unwin Avenue.
Bill No. 443	By-law No. 448-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Harvie Avenue, Rennie Terrace, Westminster Avenue, Wright Avenue.
Bill No. 444	By-law No. 449-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Holly Street, Manor Road East, Millwood Road, Wychwood Avenue.

Bill No. 445	By-law No. 450-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queens Quay West.
Bill No. 446	By-law No. 451-2001	To adopt Amendment No. 1067 of the Official Plan for the former City of Scarborough.
Bill No. 447	By-law No. 452-2001	To amend Scarborough Zoning By-law No. 12360, as amended with respect to the Tam O'Shanter Community.
Bill No. 448	By-law No. 453-2001	To amend Scarborough Zoning By-law No. 24982, as amended with respect to the Employment Districts (Progress).
Bill No. 449	By-law No. 454-2001	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. 450	By-law No. 455-2001	To establish a Percentage by which Tax Decreases are Limited for 2001 for Properties in the Commercial, Industrial and Multi-Residential Property Classes.
Bill No. 451	By-law No. 456-2001	To Levy and Collect Taxes for School Purposes for the Year 2001, other than those Levied before the Adoption of the Estimates.
Bill No. 452	By-law No. 457-2001	To designate certain lands on Registered Plan 66M-2328 as being exempt from Part Lot Control (re: 69 and 71 Sufi Crescent).
Bill No. 453	By-law No. 458-2001	To amend By-law No. 20512, as amended by By-law No. 533-1998, respecting the conveyance of land for park purposes, to provide for the alternative parkland dedication rate.

Bill No. 454	By-law No. 459-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Brookside Avenue, Landour Avenue, Scott Road.
Bill No. 455	By-law No. 460-2001	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. 456	By-law No. 461-2001	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. 457	By-law No. 462-2001	To Provide for the Levy and Collection of Special Charges for the Year 2001 in Respect of Yonge Lawrence Village Business Improvement Area.
Bill No. 458	By-law No. 463-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bertmount Avenue, Gainsborough Road, Linsmore Crescent, Lippincott Street, Patricia Drive, Shannon Street.
Bill No. 460	By-law No. 464-2001	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.
Bill No. 461	By-law No. 465-2001	To adopt a new City of Toronto Municipal Code, Chapter 150, Municipal Law Enforcement Officers.
Bill No. 463	By-law No. 466-2001	To amend City of Toronto Municipal Code Chapter 150, Municipal Law Enforcement Officers, respecting the appointment of certain employees of the Works and Emergency Services Department.
Bill No. 464	By-law No. 467-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Dovercourt Road.
Bill No. 465	By-law No. 468-2001	Official Plan Amendment No. 496 to amend City of North York Official Plan in respect of lands municipally known as 118 Finch Avenue West and 4 and 6 Altamont Road.

Bill No. 466	By-law No. 469-2001	Official Plan Amendment No. 497 to amend City of North York Official Plan in respect of lands municipally known as 8-10 Altamont Road.
Bill No. 467	By-law No. 470-2001	To amend City of North York By-law No. 7625 in respect of lands municipally known as 118 Finch Avenue West and 4 –10 Altamont Road.
Bill No. 468	By-law No. 471-2001	To amend By-law No. 232-2001 and to amend Chapter 400 of the Toronto Municipal Code, the Traffic and Parking Code, a By-law of the former City of Toronto, respecting the designation of a private roadway at 190 Elizabeth Street as a fire route.
Bill No. 469	By-law No. 472-2001	To amend Chapter 910, Parking Machines, of the Municipal Code of the City of Toronto, to replace parking meters with parking machines on certain portions of Sherbourne Street and Spadina Avenue.
Bill No. 470	By-law No. 473-2001	To amend Chapter 910, Parking Machines, of the City of Toronto Municipal Code to extend the hours of operation for parking machines on Peter Street within the Entertainment District.
Bill No. 471	By-law No. 474-2001	To amend Chapter 910, Parking Machines, of the Municipal Code of the City of Toronto, to replace parking meters with parking machines on certain portions of Avenue Road.
Bill No. 472	By-law No. 475-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Chesley Avenue.

Bill No. 473	By-law No. 476-2001	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 474	By-law No. 477-2001	To amend further Metropolitan By-law No. 107-86, respecting parking meters on former Metropolitan Roads.
Bill No. 475	By-law No. 478-2001	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. 476	By-law No. 479-2001	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 477	By-law No. 480-2001	To amend City of Toronto Municipal Code, Chapter 767, Taxation, with respect to expanding the Tax Assistance Program for Eligible Low-Income Disabled Persons and Low-Income Seniors.
Bill No. 478	By-law No. 481-2001	To amend the City of Toronto Municipal Code Chapter 767, Taxation, to enact a Phase-in of 2001 Assessment-Related Tax Increases and Decreases for the Residential/Farm Property Class.
Bill No. 479	By-law No. 482-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Glebeholme Boulevard.
Bill No. 480	By-law No. 483-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Clifton Road.
Bill No. 481	By-law No. 484-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Hammersmith

		Avenue.
Bill No. 482	By-law No. 485-2001	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Lansdowne Avenue.
Bill No. 483	By-law No. 486-2001	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”, respecting Taxicabs.
Bill No. 484	By-law No. 487-2001	To amend Chapter 910, Parking Machines, of the City of Toronto Municipal Code with respect to parking machines on certain streets within the City of Toronto.
Bill No. 485	By-law No. 488-2001	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 486	By-law No. 489-2001	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”, respecting Accessible Taxicabs.
Bill No. 487	By-law No. 490-2001	To stop up and close a portion of Crawford Street, south of King Street West to Canniff Street.
Bill No. 488	By-law No. 491-2001	To stop up and close the below-grade portion of the public lane west of Simcoe Street, extending southerly from Nelson Street, abutting Premises Nos. 126 Simcoe Street and 11 Nelson Street, and to authorize the sale thereof.

Bill No. 489	By-law No. 492-2001	To amend the former City of Toronto Municipal Code Chapter 20, Business Improvement Areas, to include the new Yonge-Lawrence Village Business Improvement Area Board of Management.
Bill No. 490	By-law No. 493-2001	To adopt Amendment No. 1065 of the Official Plan for the former City of Scarborough.
Bill No. 491	By-law No. 494-2001	To amend Scarborough Zoning By-law No. 24982, as amended, with respect to the Dorset Park Employment District and to amend Scarborough Zoning By-law No. 9508, as amended, with respect to the Dorset Park Community.
Bill No. 492	By-law No. 495-2001	To amend the former City of Toronto Municipal Code Chapter 194, Footpaths, Bicycle Lanes and Pedestrian Ways with respect to bicycle lanes on Queens Quay West between Lower Portland Street and Lower Spadina Avenue.
Bill No. 493	By-law No. 496-2001	To amend By-law No. 31001 of the former City of North York, as amended.
Bill No. 494	By-law No. 497-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 495	By-law No. 498-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 496	By-law No. 499-2001	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I.
Bill No. 497	By-law No. 500-2001	To amend By-law No. 31001 of the former City of North York, as

amended.

Bill No. 498	By-law No. 501-2001	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads.
Bill No. 499	By-law No. 502-2001	To adopt an amendment to the Official Plan for the former City of Toronto respecting certain lands of the Toronto General Hospital, bounded by College Street, Elizabeth Street, Gerrard Street West and University Avenue.
Bill No. 500	By-law No. 503-2001	To amend By-law No. 438-86 of the former City of Toronto as amended, respecting certain lands of the Toronto General Hospital bounded by College Street, Elizabeth Street, Gerrard Street West and University Avenue,

the vote upon which was taken as follows:

Yes - 24	
Councillors:	Altobello, Bussin, Cho, Chow, Disero, Duguid, Feldman, Flint, Ford, Holyday, Layton, Lindsay Luby, McConnell, Mihevc, Milczyn, Miller, Minnan-Wong, Ootes, Pantalone, Prue, Shaw, Shiner, Silva, Walker
No - 1	
Councillor:	Kelly

Carried by a majority of 23.

- 5.91 On June 1, 2001, at 5:25 p.m., Councillor Duguid, seconded by Councillor Lindsay Luby, 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. 504	By-law No. 504-2001	To confirm the proceedings of the Council at its Meeting held on the 30th and 31st days of May and the 1st day of June, 2001,
--------------	---------------------	---

the vote upon which was taken as follows:

Yes - 24 Councillors:	Altobello, Bussin, Cho, Chow, Disero, Duguid, Feldman, Fillion, Flint, Ford, Holyday, Layton, Lindsay Luby, Mihevc, Milczyn, Miller, Minnan-Wong, Ootes, Pantalone, Prue, Shaw, Shiner, Silva, Walker
No - 0	

Carried, without dissent.

The following Bills were withdrawn.

Bill No. 392 To amend the former City of North York By-law No. 7273, as amended
in respect of 412 Fairlawn Avenue.

Bill No. 462 To prohibit the parking or leaving of motor vehicles on private property
or municipal property without consent.

OFFICIAL RECOGNITIONS:

5.92 Condolence Motions

May 30, 2001:

Councillor Shaw, seconded by Councillor Disero, during the morning session of the meeting, moved that:

“WHEREAS the Mayor and Members of Toronto City Council are deeply saddened to learn of the passing of Mrs. Beverly Mascoll at the age of fifty-nine years; and

WHEREAS Mrs. Mascoll a well known business leader was President of Mascoll Beauty Supply Ltd., one of Canada’s leading companies in the cosmetic industry; and

WHEREAS Mrs. Mascoll’s distinguished community service spanned thirty years, and she received an Order of Canada in 1998; and

WHEREAS Mrs. Mascoll was a member of the Ontario Black History Society, a Director of the Toronto International Film Festival and the Ontario Science Centre; and

WHEREAS Mrs. Mascoll is well known for her philanthropy, leadership, mentoring and support to the African Canadian Community of Toronto; and

WHEREAS Mrs. Mascoll has been recognized by many organizations, including the YWCA, which presented her with a Woman of Distinction award in May of 1993, the Canadian Council of Christians and Jews Human Relations Award in 1992, and the Harry Jerome Award for Outstanding Achievement in Business;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of Members of City Council, an expression of sincere sympathy to the Mascoll family, especially her husband Emerson and her son Eldon.”

Leave to introduce the Motion was granted and the Motion was carried unanimously.

Council rose and observed a moment of silence in memory of the late Mrs. Beverly Mascoll.

Councillor Moscoe, seconded by Mayor Lastman, during the afternoon session of the meeting, moved that:

“**WHEREAS** the Mayor and Members of City Council are deeply saddened to learn of the passing of Mr. Saul Cowan on May 11, 2001; and

WHEREAS Mr. Cowan was a tireless worker for world peace and for better schools, clinics, hospitals, libraries and social services, in the former City of North York; and

WHEREAS Mr. Cowan was an active leader in community service for many years and did his best to inspire people to strive for higher objectives, and bring local issues to the attention of public authorities; and

WHEREAS Mr. Cowan served as a member of the Metropolitan Toronto School Board for two years and as a member of the Board of Education for North York for twenty years, including one year as its Chairman and two years as its Vice-Chairman; and

WHEREAS Mr. Cowan was a member of the first Library Board, the first Family Service Centre, and Chairman of the first Social Planning Council in North York;

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 Cowan family.”

Leave to introduce the Motion was granted and the Motion was carried unanimously.

Council rose and observed a moment of silence in memory of the late Mr. Saul Cowan.

5.93 Presentations/Introductions/Announcements:

May 30, 2001:

Mayor Lastman, during the morning session of the meeting, invited Mrs. Novina Wong, City Clerk, and Deputy Mayor Ootes to the podium; advised the Council that Mrs. Wong, the first City Clerk of the amalgamated City of Toronto, would be retiring from the Civic service, effective May 31, 2001, after 31 years of exemplary service, and extended, on behalf of City Council, the appreciation of Council to Mrs. Wong, for her dedicated service to Council, and the best wishes of Council on the occasion of her retirement.

Deputy Mayor Ootes addressed the Council and presented a scroll to Mrs. Wong to mark the occasion, and Councillor Lindsay Luby, with the permission of Council, also presented a scroll she had prepared to honour Mrs. Wong on the occasion of her retirement.

Mrs. Wong addressed the Council and expressed her appreciation for the kind wishes of Council on the occasion of her retirement.

Mayor Lastman, during the morning session of the meeting, declared May 31, 2001, as "World No Tobacco Day" in the City of Toronto, and urged all Toronto residents to support smoke-free environments in public places.

Members of Council, during the morning session of the meeting, extended their best wishes to Deputy Mayor Ootes on the occasion of his birthday.

Deputy Mayor Ootes, during the morning session of the meeting, introduced the students of Brian Public School, present at the meeting.

Deputy Mayor Ootes, during the afternoon session of the meeting, introduced the students of Regent Public School, present at the meeting.

Deputy Mayor Ootes, during the afternoon session of the meeting, introduced the Cantour Tour Group consisting of representatives from Australia, Mexico and the United States, present at the meeting.

Councillor Augimeri, during the afternoon session of the meeting, introduced the following delegation from Abruzzo, accompanied by the Consul General of Italy, Mr. Francesco Scarlata, present at the meeting:

- Mr. Giovanni Pace, President of the Region of Abruzzo;
- Mrs. Maria Pace, wife of the President;

- Mr. Marcello Verdirosa, Immigration Department;
- Mr. Duilio Rabotini, Government Press Representative; and
- Mr. Pasquale Casale, Urban Development Department.

May 31, 2001:

Deputy Mayor Ootes, during the morning session of the meeting, invited Councillor Layton, the Sustainability Advocate of City Council and the President of the Federation of Canadian Municipalities (FCM), and Councillor Disero, Chair of the Works Committee, to the podium. Councillor Layton addressed the Council regarding the FCM CH2M-Hill Sustainable Communities Awards and presented the award to Councillor Disero who accepted such award, on behalf of Council, for the City of Toronto's new Sewer Use By-law and Better Buildings Partnership Program. Councillor Disero addressed the Council and congratulated the Commissioner of Works and Emergency Services, Mr. Barry Gutteridge, and the members of his staff, Mr. Vic Lim and Mr. Richard Morris, for their efforts in implementing these initiatives.

Councillor Layton, during the morning session of the meeting, invited all Members of Council to participate in the "Dad Walk", being held at Ontario Place in support of the White Ribbon Campaign, on Sunday, June 10, 2001.

Deputy Mayor Ootes, during the afternoon session of the meeting, invited Mayor Lastman and Councillor Feldman to the podium. Councillor Feldman introduced the Choir Group "The Sounds of Healing", of the Holy Blossom Temple, their Conductor, Reverend Cantor Benjamin Meisen, and Dr. Hamilton, the Christian Representative of Toronto on the Choir, present at the meeting. Councillor Feldman also introduced Rabbi Irwin Shields who presented a declaration signed by the Choir to the Mayor to commemorate the Nuremberg Proclamation. Mayor Lastman addressed the Council and expressed, on behalf of Council, the appreciation of Council in this regard.

Deputy Mayor Ootes, during the afternoon session of the meeting, invited Mayor Lastman, Councillor Shiner, Chair of the Budget Advisory Committee, and Ms. Wanda Liczyk, the Chief Financial Officer and Treasurer, to the podium. Mayor Lastman addressed the Council and advised that Ms. Liczyk, the first Chief Financial Officer and Treasurer of the amalgamated City of Toronto, would be leaving the Civic service as of June 1, 2001, after 17 years of service, and expressed, on behalf of Council, the appreciation of Council to Ms. Liczyk for her dedication of both time and effort on the City's budgets and extended the best wishes of Council to Ms. Liczyk in all future endeavours.

Councillor Shiner addressed the Council as Chair of the Budget Advisory Committee and expressed the appreciation of the Committee to Ms. Liczyk for her assistance with the City's Capital and Operating Budgets.

Ms. Liczyk addressed the Council and expressed her appreciation for the kind wishes of

Council.

Deputy Mayor Ootes, during the afternoon session of the meeting, advised the Council that the CNN and Time Europe were conducting a poll on which City should host the 2008 Olympic Games, and the results, to date, were as follows:

Beijing	-	29.70 percent;
Paris	-	7.28 percent; and
Toronto	-	63.01 percent.

June 1, 2001:

Councillor Rae, during the morning session of the meeting, advised the Council that an employee in the Parks and Recreation Division had arranged a public meeting of Ramsden Park residents and, in demonstrating a good understanding of the needs of the community, had developed a method of making sure that the ice rink was available after snow storms. Councillor Rae commended by Parks and Recreation Division for their exemplary efforts in this regard.

Deputy Mayor Ootes, during the morning session of the meeting, introduced the students from Sir Wilfred Laurier Secondary School, present at the meeting.

Councillor Filion, during the afternoon session of the meeting, introduced a delegation from Taiwan, consisting of Chairman Reverend Chen, a representative of the Board of Directors of Tam Kang High School, Ms. Cecilia Chen, a representative of the teachers of Tam Kang High School, Mr. Yu, a representative of the McKay Nursing College, and Mr. Danny Huang, Co-Chair of the Canadian McKay Committee. Councillor Filion advised the Council that the delegation was in Toronto to honour a Canadian, Dr. George Leslie McKay, who went to Taiwan more than 100 years ago. In Taiwan, Dr. McKay started churches, schools and hospitals and is revered in Taiwan for helping the people, much as Dr. Norman Bethune did in China. Councillor Filion further advised the Council that on June 2, 2001, to honour Dr. McKay and to mark the 100th anniversary of his death, the Taiwanese government will be issuing a stamp and the delegation will be in attendance at the ceremony in honour of Dr. McKay.

5.94 **MOTIONS TO VARY PROCEDURE**

Vary the order of proceedings of Council:

May 30, 2001;

Councillor Berardinetti, at 10:22 a.m., moved that Council vary the order of its proceedings to receive a confidential presentation from the Chief Administrative Officer related to Clause No. 1 of Report No. 8 of The Administration Committee, headed “Moving Ahead with the Master Accommodation Plan (MAP) and the Disposition of Metro Hall”, at 5:30 p.m., today, the vote upon which was taken as follows:

Yes - 22	
Councillors:	Altobello, Berardinetti, Di Giorgio, Disero, Duguid, Feldman, Filion, Flint, Ford, Hall, Holyday, Korwin-Kuczynski, Li Preti, Lindsay Luby, Mammoliti, Moeser, Nunziata, Ootes, Pitfield, Shaw, Soknacki, Sutherland
No - 16	
Councillors:	Ashton, Bussin, Cho, Chow, Johnston, Kelly, Layton, McConnell, Mihevc, Milczyn, Miller, Pantalone, Prue, Rae, Shiner, Walker

Carried by a majority of 6.

Councillor Berardinetti, at 6:12 p.m., moved that Council now resolve itself into Committee of the Whole in the Council Chamber and then recess to meet privately to receive the confidential presentation from the Chief Administrative Officer related to Clause No. 1 of Report No. 8 of The Administration Committee, headed “Moving Ahead With the Master Accommodation Plan (MAP) and the Disposition of Metro Hall”, in accordance with the previous decision of Council, the vote upon which was taken as follows:

Yes - 10	
Mayor:	Lastman
Councillors:	Altobello, Ashton, Berardinetti, Disero, Flint, Kelly, Li Preti, Ootes, Sutherland
No - 25	
Councillors:	Augimeri, Bussin, Cho, Chow, Di Giorgio, Duguid, Filion, Hall, Holyday, Johnston, Layton, Lindsay Luby, Mihevc, Milczyn, Miller, Minnan-Wong, Moscoe, Nunziata, Pantalone, Pitfield, Prue, Rae, Shaw, Silva, Soknacki

Lost by a majority of 15.

Councillor Moscoe, at 6:14 p.m., moved that Council vary the order of its proceedings to now consider Clause No. 1 of Report No. 5 of The Planning and Transportation Committee, headed "Issuance of Additional Ambassador Taxicab Licences in 2001", which carried.

Deputy Mayor Ootes, at 6:30 p.m., proposed that, at 9:30 a.m., on Wednesday, May 31, 2001, Council resolve itself into Committee of the Whole in the Council Chamber and then recess to meet privately to receive the confidential presentation from the Chief Administrative Officer related to Clause No. 1 of Report No. 8 of The Administration Committee, headed "Moving Ahead With the Master Accommodation Plan (MAP) and the Disposition of Metro Hall", which carried.

Waive the provisions of the Procedural By-law related to meeting times:

May 31, 2001:

Deputy Mayor Ootes, at 12:27 p.m., proposed that Council now recess and reconvene at 2:00 p.m.

Council concurred in the proposal by Deputy Mayor Ootes.

Councillor Nunziata, at 7:27 p.m., moved that, in accordance with the provisions of §27-11F, Adjournment, of Chapter 27 of the City of Toronto Municipal Code, Council waive the requirement of the 7:30 p.m. recess, in order to conclude consideration of Clause No. 4 of Report No. 6 of The Administration Committee, headed "Remuneration and Expenses of Members of Council and of the Council Appointees to Local Boards and Other Special Purpose Bodies for the Period January 1, 2000, to December 31, 2000", the vote upon which was taken as follows:

Yes - 20	
Mayor:	Lastman
Councillors:	Augimeri, Bussin, Di Giorgio, Duguid, Ford, Hall, Holyday, Johnston, Layton, Li Preti, Lindsay Luby, Milczyn, Miller, Moeser, Nunziata, Ootes, Pantalone, Rae, Silva
No - 10	
Councillors:	Altobello, Balkissoon, Cho, Feldman, Flint, Kelly, McConnell, Prue, Shiner, Walker

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

5.95 ATTENDANCE

Councillor Prue, seconded by Councillor Walker, moved that the absence of Councillor Jones from this meeting of Council be excused, which carried.

May 30, 2001	9:40 a.m. to 12:30 p.m.*	Roll Call 10:48 a.m.	Roll Call 11:06 a.m.	Roll Call 11:25 a.m.	Roll Call 12:07 p.m.	Roll Call 2:12 p.m.	2:12 p.m. to 7:35 p.m.*	Roll Call 3:39 p.m.	Roll Call 5:21 p.m.
Lastman	x	x	x	-	-	-	x	x	-
Altobello	x	x	x	x	x	x	x	x	x
Ashton	x	-	-	x	-	x	x	x	-
Augimeri	x	x	-	x	x	x	x	x	-
Balkissoon	-	-	-	-	-	-	-	-	-
Berardinetti	x	x	-	-	x	x	x	-	x
Bussin	x	x	-	-	x	-	x	-	-
Cho	x	x	x	-	-	x	x	x	x
Chow	x	x	x	x	x	-	x	x	-
Di Giorgio	x	x	x	x	x	x	x	x	-
Disero	x	x	x	x	x	x	x	x	-
Duguid	x	x	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	x
Ford	x	x	x	x	x	-	x	x	x
Hall	x	-	x	x	x	x	x	-	x
Holyday	x	x	x	x	x	x	x	x	x
Johnston	x	-	-	-	-	-	x	x	-
Jones	-	-	-	-	-	-	-	-	-
Kelly	x	x	-	-	x	-	x	x	x
Korwin-Kuczynski	x	x	-	x	x	x	x	x	x
Layton	x	x	x	x	x	x	x	x	x
Li Preti	x	x	x	-	x	x	x	x	x
Lindsay Luby	x	x	x	x	x	x	x	x	x
Mammoliti	x	x	-	-	-	-	-	-	-
McConnell	x	-	-	-	-	x	x	x	x
Mihevc	x	x	x	x	x	x	x	x	x
Milczyn	x	x	-	x	x	x	x	-	x
Miller	x	x	-	x	x	-	x	-	-

Minutes of the Council of the City of Toronto
May 30, 31 and June 1, 2001

May 30, 2001	9:40 a.m. to 12:30 p.m.*	Roll Call 10:48 a.m.	Roll Call 11:06 a.m.	Roll Call 11:25 a.m.	Roll Call 12:07 p.m.	Roll Call 2:12 p.m.	2:12 p.m. to 7:35 p.m.*	Roll Call 3:39 p.m.	Roll Call 5:21 p.m.
Minnan-Wong	x	-	x	x	x	x	x	x	x
Moeser	x	x	x	-	x	x	x	x	-
Moscoe	-	-	-	-	-	x	x	-	x
Nunziata	x	x	-	x	x	x	x	-	x
Ootes	x	x	x	x	x	x	x	x	x
Pantalone	x	x	-	x	x	x	x	x	-
Pitfield	x	-	x	x	x	x	x	x	-
Prue	x	x	x	x	-	x	x	-	x
Rae	x	x	x	x	x	x	x	x	-
Shaw	x	x	-	-	-	-	x	x	x
Shiner	x	x	-	-	x	-	x	-	-
Silva	-	-	-	-	-	-	x	x	x
Soknacki	x	x	x	x	x	x	x	-	x
Sutherland	x	x	-	x	x	x	x	x	x
Walker	x	-	x	x	x	x	x	x	x
Total	41	33	25	27	31	30	42	31	28

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

May 31, 2001	Roll Call 9:40 a.m.	9:40 a.m. to 9:55 p.m.*	Ctte. of the Whole in-Camera 10:10 a.m.	12:25 p.m. to 12:30 p.m.*	Roll Call 2:11 p.m.
Lastman	-	x	x	x	x
Altbello	-	x	x	x	x
Ashton	x	x	x	x	-
Augimeri	-	x	x	x	x
Balkissoon	-	x	x	x	-
Berardinetti	x	x	x	x	x
Bussin	-	x	x	x	-
Cho	x	x	x	x	-
Chow	-	x	x	x	x
Di Giorgio	-	x	x	x	x
Disero	x	x	x	x	x
Duguid	-	x	x	x	-
Feldman	x	x	x	x	x
Filion	-	x	x	x	-

Minutes of the Council of the City of Toronto
 May 30, 31 and June 1, 2001

May 31, 2001	Roll Call 9:40 a.m.	9:40 a.m. to 9:55 p.m.*	Ctte. of the Whole in-Camera 10:10 a.m.	12:25 p.m. to 12:30 p.m.*	Roll Call 2:11 p.m.
Flint	x	x	x	x	x
Ford	x	x	x	x	x
Hall	x	x	x	x	x
Holiday	x	x	x	x	x
Johnston	x	x	x	x	x
Jones	-	-	-	-	-
Kelly	x	x	x	x	x
Korwin-Kuczynski	x	x	x	x	x
Layton	x	x	x	x	-
Li Preti	-	x	x	x	x
Lindsay Luby	x	x	x	x	-
Mammoliti	-	x	x	x	-
McConnell	x	x	x	x	x
Mihevc	x	x	x	x	-
Milczyn	-	x	x	x	x
Miller	-	x	x	x	-
Minnan-Wong	-	x	x	x	-
Moeser	-	-	-	-	x
Moscoe	-	-	-	-	-
Nunziata	-	x	x	x	x
Ootes	x	x	x	x	x
Pantalone	x	x	x	x	x
Pitfield	-	x	x	x	x
Prue	x	x	x	x	x
Rae	x	x	x	x	x
Shaw	-	-	-	-	x
Shiner	x	x	x	x	x
Silva	-	-	-	-	x
Soknacki	x	x	x	x	x
Sutherland	-	x	x	x	x
Walker	x	x	x	x	x
Total	23	40	40	40	31

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

Minutes of the Council of the City of Toronto
May 30, 31 and June 1, 2001

May 31, 2001	2:11 p.m. to 7:45 p.m.*	Roll Call 4:02 p.m.	Roll Call 5:04 p.m.	Roll Call 5:42 p.m.	Roll Call 6:21 p.m.
Lastman	x	-	-	-	x
Altobello	x	x	-	x	x
Ashton	x	-	-	-	-
Augimeri	x	x	x	x	x
Balkissoon	x	-	-	-	-
Berardinetti	x	-	x	x	x
Bussin	x	x	x	x	-
Cho	x	x	-	x	x
Chow	x	x	x	-	x
Di Giorgio	x	x	-	x	x
Disero	x	x	x	x	x
Duguid	x	x	x	x	x
Feldman	x	x	x	-	-
Filion	x	-	x	-	-
Flint	x	x	x	-	x
Ford	x	x	x	-	x
Hall	x	-	x	x	-
Holyday	x	x	x	x	x
Johnston	x	x	x	x	x
Jones	-	-	-	-	-
Kelly	x	x	x	-	x
Korwin-Kuczynski	x	x	x	-	-
Layton	x	x	x	-	x
Li Preti	x	x	x	-	x
Lindsay Luby	x	x	x	x	x
Mammoliti	x	x	x	x	-
McConnell	x	x	-	x	x
Mihevc	x	x	-	-	x
Milczyn	x	x	x	x	x
Miller	x	-	x	-	-
Minnan-Wong	x	x	-	-	-
Moeser	x	x	x	-	-

Minutes of the Council of the City of Toronto
 May 30, 31 and June 1, 2001

May 31, 2001	2:11 p.m. to 7:45 p.m.*	Roll Call 4:02 p.m.	Roll Call 5:04 p.m.	Roll Call 5:42 p.m.	Roll Call 6:21 p.m.
Moscoe	-	-	-	-	-
Nunziata	x	-	-	x	-
Ootes	x	x	x	-	x
Pantalone	x	x	x	x	x
Pitfield	x	-	-	x	x
Prue	x	x	x	x	-
Rae	x	x	x	x	x
Shaw	x	x	x	x	x
Shiner	x	-	x	x	-
Silva	x	x	x	-	-
Soknacki	x	x	-	x	x
Sutherland	x	-	x	-	x
Walker	x	-	x	x	x
Total	43	31	31	24	28

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

June 1, 2001	Roll Call 9:40 a.m.	9:40 a.m. to 12:35 p.m.*	Roll Call 2:12 p.m.	2:12 p.m. to 5:30 p.m.*	Roll Call 3:33 p.m.	Roll Call 4:20 p.m.	Roll Call 4:51 p.m.	Roll Call 4:55 p.m.	Roll Call 5:18 p.m.
Lastman	-	-	-	-	-	-	-	-	-
Altobello	x	x	x	x	-	-	x	x	x
Ashton	-	x	-	x	x	x	x	x	-
Augimeri	x	x	x	x	x	-	-	-	-
Balkissoon	x	x	-	x	-	-	x	x	-
Berardinetti	-	x	x	x	-	-	-	-	-
Bussin	-	x	-	x	x	x	x	x	x
Cho	x	x	x	x	x	x	x	x	x
Chow	-	x	-	x	x	x	x	x	x
Di Giorgio	x	x	x	x	x	x	x	x	-
Disero	-	x	-	x	x	x	x	x	-
Duguid	x	x	x	x	x	x	x	x	x
Feldman	x	x	x	x	-	x	x	x	x
Filion	-	x	x	x	x	x	-	-	-
Flint	x	x	x	x	-	-	-	-	x

Minutes of the Council of the City of Toronto
May 30, 31 and June 1, 2001

June 1, 2001	Roll Call 9:40 a.m.	9:40 a.m. to 12:35 p.m.*	Roll Call 2:12 p.m.	2:12 p.m. to 5:30 p.m.*	Roll Call 3:33 p.m.	Roll Call 4:20 p.m.	Roll Call 4:51 p.m.	Roll Call 4:55 p.m.	Roll Call 5:18 p.m.
Ford	x	x	x	x	x	x	x	x	x
Hall	x	x	x	x	x	x	-	-	-
Holiday	x	x	x	x	x	x	x	x	x
Johnston	-	x	-	-	-	-	-	-	-
Jones	-	-	-	-	-	-	-	-	-
Kelly	-	x	x	x	x	x	-	x	x
Korwin-Kuczynski	x	x	x	x	-	-	-	-	-
Layton	-	x	x	x	x	-	x	-	x
Li Preti	x	x	-	-	-	-	-	-	-
Lindsay Luby	x	x	x	x	x	x	x	x	x
Mammoliti	-	-	x	x	-	-	-	-	-
McConnell	x	x	-	x	x	x	x	x	x
Mihevci	-	x	-	x	x	x	x	-	x
Milczyn	-	x	x	x	x	x	x	x	x
Miller	-	x	x	x	x	x	x	x	x
Minnan-Wong	x	x	x	x	-	x	-	x	x
Moeser	x	x	-	x	-	-	-	-	-
Moscoe	-	-	-	-	-	-	-	-	-
Nunziata	-	-	-	-	-	-	-	-	-
Ootes	x	x	x	x	x	x	x	x	x
Pantalone	-	x	-	x	x	x	x	x	x
Pitfield	-	x	-	x	x	-	-	-	x
Prue	x	x	-	x	x	x	x	x	-
Rae	x	x	x	x	x	x	-	-	-
Shaw	-	-	-	x	x	x	x	x	x
Shiner	x	x	-	x	x	x	x	x	x

Minutes of the Council of the City of Toronto
May 30, 31 and June 1, 2001

June 1, 2001	Roll Call 9:40 a.m.	9:40 a.m. to 12:35 p.m.*	Roll Call 2:12 p.m.	2:12 p.m. to 5:30 p.m.*	Roll Call 3:33 p.m.	Roll Call 4:20 p.m.	Roll Call 4:51 p.m.	Roll Call 4:55 p.m.	Roll Call 5:18 p.m.
Silva	x	x	x	x	x	x	x	x	x
Soknacki	x	x	x	x	-	-	-	-	-
Sutherland	x	x	-	x	-	x	-	-	-
Walker	x	x	-	x	x	x	x	x	x
Total	25	39	24	39	28	28	25	25	24

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

MEL LASTMAN,
Mayor

JEFFREY A. ABRAMS,
Acting City Clerk

ATTACHMENT NO. 1

Enquiry dated February 5, 2001, from Councillor Walker, regarding the status of the TEDCO investigation requested by City Council. (See Minute No. 5.2, Page 1):

Further to my earlier enquiry dated January 8, 2001, and your response dated January 29, 2001, concerning City Council's request for the Ontario Provincial Police (OPP) to conduct a full investigation of the above transaction, this has raised further questions as follows:

- (1) What did City Council adopt at its meeting of April 11-13, 2000,... "respecting the investigation into issues surrounding a new lease provided to Sevendon Holdings Limited by TEDCO"?
- (2) What is contained in the City's April 18 and May 19, 2000, letters to the Office of the Commissioner, Ontario Provincial Police? May I have copies of these?
- (3) When and with whom at the OPP did City Legal staff and Mr. Rust-D'Eye communicate directly?
- (4) Did substantive discussions occur between City Legal staff/Mr. George Rust-D'Eye and the OPP? If not, why not?
- (5) When and with whom did Mr. Julian Fantino, Chief of Police, Toronto Police Services, communicate with at the OPP?
- (6) What was the purpose of Chief Julian Fantino's phone call to the OPP? Would you please explain why he was involved.
- (7) Has the City inquired of the OPP to determine approximately when the O.P.P. will complete its investigation? If not, why not?
- (8) On the basis of City Council's actions in April and May 2000, how did the City Legal staff interpret those actions as only authorizing the sharing of public information and not confidential information with the investigating staff of the OPP?
- (9) Exactly how many OPP officers are directly involved in the front line of this investigation? It appears to be only one - Detective Staff Sergeant Bob Lemieux. This seems to be inadequate resources to effectively complete the investigation requested by City Council for the City of Toronto.

I repeat my earlier statement of January 8, 2001, that it is most important for this investigation by the O.P.P. be completed on a timely basis and, after nearly 10 months having transpired, in my opinion it is unacceptable for the OPP to state "...the completion date is unknown".

I look forward to your early response.

ATTACHMENT NO. 2

Answer dated February 27, 2001, from the Chief Administrative Officer and the City Solicitor, to the Enquiry dated February 5, 2001, from Councillor Walker, regarding the status of the TEDCO investigation. (See Minute No. 5.2, Page 1):

The purpose of this memorandum is to respond to the Enquiry made by Councillor Walker in accordance with section 58 of Chapter 27 of the City of Toronto Municipal Code. By memorandum dated February 5, 2001, Councillor Walker submitted his second Enquiry to the City Clerk regarding the early lease renewal between Sevendon Holdings Limited (Knob Hill Farms) and TEDCO, and the OPP investigation of this transaction.

In response to the questions raised by Councillor Walker, attached are copies of letters dated April 25, 2000, addressed to Ms. Gweneth Bonaface, Commissioner, OPP, and dated May 19, 2000, addressed to Inspector Paul Laing, Office of the Commissioner, OPP, regarding the motions adopted by City Council at its meetings of April 11, 12 and 13, 2000, and May 9, 10 and 11, 2000. As these letters advise, Recommendations Nos. (1) and (4) adopted at the April Council meeting relate to the investigation into the lease with Sevendon Holdings, and the second and third recitals contained in the motion of Councillor McConnell, which was adopted by Council at its May 9, 10 and 11, 2000 meeting, set out the issues surrounding this lease.

During the first few months after Council's consideration of this matter, Ms. Mary Ellen Bench and Mr. George Rust-D'Eye, both communicated with Inspector Paul Laing of the Office of the Commissioner at the OPP respecting Council's request for the OPP to investigate. Subsequently, staff communicated with Inspector Brian Wagner in the OPP Commissioner's Office, Detective Chief Superintendent Dave Crane, Detective Sergeant Chuck Cox, Detective Sergeant Jacques Bois and Detective Sergeant Barry Colquhoun of the OPP Anti-Rackets Division. In response to Councillor Walker's Enquiry as to whether substantive discussions occurred between City Legal staff, Mr. Rust-D'Eye and the OPP, substantive discussions have occurred between City staff and the OPP, the content of which cannot be disclosed at this time because of the ongoing investigation. The City Solicitor has been interviewed by the investigators, as have Ms. Mary Ellen Bench and Ms. Kim Rogers of his staff, and City Legal staff have provided extensive material in aid of this investigation. Mr. Rust-D'Eye has also been interviewed by the OPP investigators. Aforementioned communications with other than Inspector Laing occurred in January and February 2001.

In respect of communications between the Office of Chief Julian Fantino and the OPP, Legal staff were advised by Inspector Laing that it is routine protocol for the OPP to consult with the local police force before becoming involved in an investigation within its jurisdiction. It is very unusual for a municipality that has a local police force to make such a request of the OPP. At that time Legal staff spoke to Wayne Cotgreave in Chief Fantino's office and offered to provide background information

to Chief Fantino.

In respect of staff's interpretation of what material Council authorized be released to the OPP, Council specifically authorized the release of the confidential communication dated May 8, 2000, from the Board of Directors of TEDCO, and of the confidential communication dated May 9, 2000, from Mr. George Rust-D'Eye. By contrast, at its April meeting, Council resolved that the confidential joint report dated April 7, 2000, from the Chief Administrative Officer, the City Auditor and the City Solicitor remain confidential. Consequently, Council authority was obtained before the material that Council instructed remain confidential was released to the OPP. This did not delay the timing of the OPP investigation into this matter in any way.

In respect of the remaining questions posed by Councillor Walker, concerning the completion and staffing of the investigation, attached is a letter dated February 16, 2001, from Detective Chief Superintendent Dave Crane. Detective Chief Superintendent Dave Crane advises that the investigation is being managed by Detective Inspector Cliff Strachan, Criminal Investigation Branch, Investigation Bureau, and there are four members, one Detective Staff Sergeant and three Detective Sergeants, from the Anti-Rackets Section, Investigations Bureau, assigned. In respect of the completion date for the investigation he further advises that ... "the members assigned as investigators are conducting the investigation as expeditiously as possible but as with any investigation it is difficult to determine a concluding date, given the fact that interviews conducted, for the most part, lead the investigators to further assignments. I can assure you that the matter is proceeding and will be brought to a conclusion as soon as possible".

(A copy of the attachments referred to in the foregoing communication is on file in the Office of the City Clerk.)

ATTACHMENT NO. 3

Enquiry dated March 15, 2001, from Councillor Walker, regarding a proposed recommendation for the reduction of office budgets for the Mayor and Members of Council. (See Minute No. 5.2, Page 1):

I am writing in regard to your “New Deal for Toronto’s Taxpayers” document released on February 15, 2001 providing your strategy for dealing with the City’s \$305 million annual budget shortfall.

I would appreciate clarification on one particular issue identified in your report, namely the reduction of office budgets for the Mayor and the 44 Councillors. I have the following questions:

- (1) Why did you recommend a 17 percent cut to each individual Councillors’ office while recommending only a 3 percent cut to your own office budget? Surely, in these difficult financial times, shouldn’t you as Mayor lead by example and make the same 17 percent reduction to your own office budget that you are insisting is good for City Councillors?
- (2) In reducing your office budget by only 3 percent, have you identified what you will be casting overboard?
- (3) Do you intend to provide full and voluntary disclosure of your office budget, including the salaries paid to each of your staff members as well as a breakdown of overall office spending to the public? If so, please forward such information to the 44 members of City Council at your earliest convenience.

You stated quite admirably in your “New Deal for Toronto’s Taxpayers” the importance of leading by example – that politicians must first tighten our own belts before we ask the public to tighten theirs. I agree with you. It is a fundamentally important principle.

However, this same principle must also be applied within the confines of City Hall. Myself and many other Councillors agree with you that given the severity of our financial situation a 17 percent cut to Councillors’ office budgets is necessary. At the same time I would expect that as “Our Captain” you would demonstrate an equal level of concern by proposing an equal reduction of 17 percent to your own office budget. As the old saying goes “What’s good for the moose, is good for the gander!”

I look forward to your response.

ATTACHMENT NO. 4

Answer dated April 1, 2001, from Mayor Lastman, to the Enquiry dated March 15, 2001, from Councillor Walker, regarding a proposed recommendation for the reduction of office budgets for the Mayor and Members of Council. (See Minute No. 5.2, Page 1):

Thank you for your inquiry of myself regarding "A New Deal for Toronto Taxpayers". The City of Toronto is the greatest city in the world. I want to keep it that way. In fact, we have to do everything possible to make it even better tomorrow than it is today. We have a quality of life that is envied around the world. Crime is down, employment is up and the cranes are back in our downtown core building office towers once again. Our economic growth has been strong and continues to serve as the economic engine of Canada.

Our Toronto now faces a serious threat in substantial tax increases. The budget pressure for 2001 is currently 305 million dollars. As Mayor, my job is to protect our City. We cannot afford to lose our essential services that provide our outstanding quality of life. At the same time, we cannot afford a huge tax increase that will drive people out of their homes or prevent them from ever becoming homeowners in the first place.

Your inquiry contains a large number of errors. I will remind you of the facts.

In 1998 the Mayor's office and Council accepted the Transition Team's recommended budget of \$1.4 million and has even absorbed three years of cost of living increases without a corresponding increase in the overall budget.

The Transition Team recommendation for Councillors' office budgets was a global budget (salaries, benefits and expenses) of \$155,000.00. You subsequently voted to roughly double your budget to have a third staff member and to increase the expense budget to \$70,000.00.

In 2001, Councillor's office budgets in order to absorb cost of living increases have reached a total of \$337,621.00. This includes salaries for the Councillor and their three staff, fringe benefits and an expense budget of \$59,000.00.

A cut of \$10,000.00 works out to a reduction of only 2.96 percent on a Councillor's entire budget allocation. If the Mayor's office budget, which already includes all salaries and benefits is cut by \$50,000.00, it would be a 3.57 percent cut which is a higher percentage than the proposed cut for Councillors' budgets.

I do believe in leading by example and that is why I proposed a larger cut to my own budget than I did to the Councillors budgets.

The proposed cut of \$10,000.00 for Councillors' office budgets down to \$49,000.00 per year will only affect about one third of Councillors, since only 19 of 57 of them spent over \$49,000.00 in 2000. I do note that, as the seventh highest spender in 2000, this cut would fortunately affect you.

May I suggest a more appropriate course of action for you to take at this time would be an inquiry of the one of the 37 Councillors who managed to spend less tax dollars than you did to operate their office in 2000.

ATTACHMENT NO. 5

Enquiry dated April 11, 2001, from Councillor Walker, regarding the 2008 Olympic Bid expenses incurred by the City of Toronto. (See Minute No. 5.2, Page 1):

I refer to today's Toronto Sun article by Mr. Zen Ruryk entitled "Games cost us 280G's." The article alleges that in the year 2000 more than \$280,000.00 of taxpayer money was spent on the 2008 Olympic Bid, despite assurances from the Mayor that it would not cost the public a penny.

It is unacceptable at a time when the City is short \$330 million, when homeowners are potentially facing a 20 percent property tax increase, when basic programs and services our citizens expect such as restaurant inspections and dental care for the poor and senior citizens are threatened; that the City of Toronto is shelling out \$280,000.00 to cover the costs of doing business for a private sector enterprise.

Many City Councillors are relying on the Mayor's word that this would not cost the taxpayers a cent. Indeed I have heard both current and former City Councillors repeat the Mayor's assurances to constituents at public meetings.

If the City is, in fact, incurring costs related to bidding for the 2008 Olympics and the redevelopment attributed to the Toronto Waterfront Revitalization, this may significantly impact individual Councillors continued support for the Games. More importantly, if similar costs are built into the 2001 budget, it is important that we identify them so they may be scrutinized by City Council and earmarked as potential cost savings.

Please provide the following with the utmost expedience so that Councillors may have adequate time to consider the information prior to the April 23, 2001 meeting of City Council:

- (1) an itemized list identifying every cost and/or expenditure in the 2001 Capital and Operating Budgets directly or indirectly attributable to Toronto's 2008 Olympic Bid;
- (2) an itemized list identifying every cost and/or expenditure in the 2001 Capital and Operating budgets directly or indirectly attributable to the redevelopment of Toronto's Waterfront and/or the creation of the Toronto Waterfront Revitalization Corporation; and
- (3) an itemized list (i.e. department, agency, etc., page number) identifying where these costs and/or expenditures may be found in the budget documents being considered at City Council at its April 23-27, 2001 meeting.

Thank-you for your co-operation in this matter.

ATTACHMENT NO. 6

Answer dated April 20, 2001, from the Chief Administrative Officer, to the Enquiry dated April 11, 2001, from Councillor Walker, regarding the 2008 Olympic Bid expenses incurred by the City of Toronto. (See Minute No. 5.2, Page 1):

The following is in response to Councillor Walker's three questions.

- (1) An itemized list identifying every cost and/or expenditure in the 2001 Capital and Operating Budgets directly or indirectly attributable to Toronto's 2008 Olympic Bid.

There is no specific budget allocation related to the Olympic Bid. Costs associated with the City's participation relate primarily to staffing and these staff are seconded from within City departments. These staff assignments have been established within the authority granted by Council in 1998 as follows:

- “(a) authority be granted to City staff to negotiate an agreement between the City of Toronto, the COA and BIDCO to define the relationship, roles and responsibilities of each in bidding for the 2008 Olympic Games in Toronto; and
 - (b) staff be authorized to participate in negotiations, community consultations and planning refinements to develop the Bid.”
- (2) An itemized list identifying every cost and/or expenditure in the 2001 Capital and Operating budgets directly or indirectly attributable to the redevelopment of Toronto's Waterfront and/or the creation of the Toronto Waterfront Revitalization Corporation.

Council already approved capital expenditures of \$6.3 million for technical studies required as input to the Waterfront Plan. This amount is being cost shared with the Federal and Provincial Governments on an equal basis, the City's cost being \$2.1 million.

The report currently before Council recommends approval of 4 capital projects totalling an additional \$293.7 million, again to be equally cost shared among the three governments. Cash flows are required over the next 7 years for these projects and the amount required for 2001 is \$23.45 million, the City's share being \$7.817 million.

- (3) An itemized list (i.e. department, agency, etc., page number) identifying where these costs and/or expenditures may be found in the budget documents being considered at Council at its April 23-27, 2001 meeting.

The City's support of the Olympic Bid is recognized as an important economic development and tourism opportunity for Toronto. In this context, appropriate resources may be allocated, but no specific budget has been requested for 2001, therefore, there are no relevant references in the budget documents described in Question No. 3.

For the waterfront initiative, further detail is shown in the City's capital program budget on pages 5, 36 and 399. Estimated cash flows for the 4 projects are detailed in the report referred to in Question No. 2.

There is no operating budget for the Waterfront Project.

ATTACHMENT NO. 7

Communication dated May 15, 2001, from the Chief Executive Officer, Toronto Housing Company Inc., addressed to the City Clerk, entitled "Resolution of The Board of Directors of The Toronto Housing Company Inc., Item 1(d), 2000 THC Financial Statements and Auditor's Report for the Year Ended December 31, 2000". (See Minute No. 5.63, Page 102):

At its meeting of May 14, 2000, the Board of Directors of the Toronto Housing Company Inc., had before it a Report (May 8, 2001) from the Chief Executive Officer respecting the Financial Statements of the Toronto Housing Company Inc., and Auditor's Report for the Year ended December 31, 2000, recommending:

- (1) that the Board of Directors receive the report on 2000 THC Financial Statements together with the Audit Report, Financial Statements, Memorandum of Recommendations and the Independence letter; and
- (2) approve the 2000 THC Financial Statements, and that the two directors be authorized to sign the Balance Sheet on behalf of the Board.

The Board of Directors:

- (i) approved the recommendations of the Finance/Audit Committee and adopted without amendment the aforementioned report; and
- (ii) authorized Dr. John Metson and Councillor Michael Feldman to sign said statements on behalf of the Company and that the report be forwarded to the City Clerk for submission to the Annual Meeting of the shareholder to be held at the next convenient meeting of the City of Toronto Council.

Contact:

Derek Ballantyne, Chief Executive Officer,
Toronto Housing Company Inc.
Tel. No. (416) 393-6135; Fax No. (416) 392-0555;
E-mail: dballant@torontohousing.com

Report dated May 8, 2001, from the Chief Executive Officer, Toronto Housing Company Inc., addressed to the Board of Directors entitled "2000 THC Financial Statements (THC: 2045)"

Purpose:

To receive the approval of the 2000 THC Financial Statements and forward to the City Clerk for submission to the Annual Meeting of the shareholder.

Recommendations:

That the Board of Directors:

- (1) receive the report on 2000 THC Financial Statements together with the draft Audit Report, Financial Statements, Memorandum of Recommendations and the Independence letter; and
- (2) approve the 2000 THC Financial Statements, and that the two directors be authorized to sign the Balance Sheet on behalf of the Board.

Background:

At its meeting on May 7, 2001, the Finance/Audit Committee received the above-captioned report and recommended that it be forwarded to the Board of Directors for approval.

An overview on the Public Sector Accounting Board (PSAB) accounting recommendations and disclosure requirements to be implemented commencing the reporting year 2000 was brought to the Board of Directors at their meeting in January 2001.

In order to comply with these requirements, the following changes are made in the 2000 Financial Statements. Comparative amounts for 1999 are also restated in these statements, wherever applicable.

Accounting for Capital Assets

Expenditures for \$20.6 million are capitalized in 2000, being the amount spent for improvements to grounds and buildings and purchase of furniture and equipment. These types of expenditure were charged to the operating statements in the past years. Commencing 2000, they are capitalized and depreciated over their useful life. As a result, THC has recorded a 'net operating revenue' of \$14.9 million.

The above capital expenditure of \$20.6 million was partially funded by MMAH Capital Asset Replacement reserve for \$11.6 million. This is included in the deferred capital contributions and amortized over the useful life of assets purchased. The balance \$9 million is reflected as the 'investment in capital assets' as part of the Net Assets.

Employee benefits payable

Employee benefits liabilities for \$28.4 million (1999 - \$24.2 million) are recorded retroactively by charging to the operating accounts. This has largely resulted in a deficiency of \$28 million (1999 - \$23.5 million); charge to the 2000 operating statement is \$6.5 million.

Consolidation of Previously Non-Consolidated Entities

The previously non-consolidated entities, 'leased property houses', '111 Chestnut Street', '1275 Danforth Avenue', '331 Bartlett Avenue' and 'Guaranteed Equity Housing' are now consolidated in 2000 Financial Statements and the comparative amounts for 1999 are restated.

Internally Restricted Surplus

This refers to the reserve funds restricted for specific purposes by the Board of Directors. As this restriction is considered 'internal', all income and expenses related to these reserve funds are flowed through the 2000 operating statement and the comparative amounts for 1999 are also restated. These income and expenses were directly recorded to the 'special funds' in the past.

The assets invested for these reserve funds are included with THC's general operating cash and investments.

Deferred Capital Contributions

This represents the unamortized restricted grants received for the purchase of capital assets. This item used to be deducted from the Housing Projects in the past. This is now shown separately in 2000 Financial Statements and the comparative amount for 1999 is also restated.

Analysis of Financial Statements

THC recorded a \$17.6 million excess revenue over expenses for 2000 (1999 - (\$2 million)).

Revenue:

Revenues from residential rents rose to \$128.1 million, a 1.2 percent increase over previous year. This is related to rent increases (increased income for RGI units and increased rents for market units). Revenues from commercial rents increased to \$4.6 million, a 3.3 percent increase due to increase in commercial activities. Subsidies decreased to \$105.2 million, a 1.8 percent reduction is due to postponement of certain capital expenditure and Business Plan implementation. Federal interest reduction grant decreased to \$9.1 million, a 9.8 percent reduction due to decrease in mortgage interest. Cable TV revenue remained at \$4.6 million, as there was no increase in fee. Parking and laundry increased to \$5 million, a 1.9 percent increase due to expansion of tenant/non-tenant parking and laundry programs. Amortization of deferred capital contributions has increased to \$0.7 million; a 45.5 percent increase is due to capitalization of assets funded by MMAH Capital Asset Replacement reserve in 2000. Other revenue has increased to \$11.7 million, due to increase in investment income.

In addition, THC made a surplus of \$2.7 million from the sale of 'property houses'.

Expenses:

Mortgage and loan interest decreased to \$82.7 million, a 3.4 percent reduction is due to lower interest rates on mortgage renewals.

Operating and maintenance expenses decreased to \$84.3 million, a 16.1 percent reduction is mainly due to capitalization of amount spent for improvements to grounds and buildings and purchase of furniture and equipment in 2000. This also includes the employee benefits charge.

Municipal taxes increased to \$50 million, a 1.9 percent increase is due to implementation of CVA by tax authorities and expenditure of the housing project acquired in the latter part of 1999.

Administration expenses decreased to \$17.8 million, a 6.3 percent reduction is due to the implementation of the 5-year Business Plan.

Depreciation has increased to \$19 million; a 12.6 percent increase is due to increase in principal repayments and the charge on the amounts capitalized for improvements to grounds, buildings, furniture and equipment.

Guaranteed Equity Housing deficit has increased to \$0.6 million, a 20.3 percent increase is due to equity appreciation and full depreciation charge.

Assets and Liabilities:

'Property houses' for \$3.1 million were sold during the year. \$13.4 million from various sources was contributed to the MMAH Capital Asset Replacement reserve and \$11.6 million was withdrawn to purchase capital assets. \$13.2 million was transferred from unrestricted fund to internally restricted reserve funds.

Deficiency:

The accounting for employee benefits has resulted in a huge deficiency. THC will develop a mechanism in consultation with the City to reduce this deficiency as and when payments are made out of the City reserve funds.

Conclusion:

It is recommended that the Board of Directors approve the 2000 THC Financial Statements and forward to the City Clerk for submission to the Annual Meeting of the shareholder.

Contact:

Rajini Masilamany – 392-6059
Manager, Financial Control

(A copy of the Auditors' Report and the 2000 Financial Statements of the Toronto Housing Company Inc. is on file in the Office of the City Clerk.)

ATTACHMENT NO. 8

Report dated May 22, 2001, from the Commissioner of Corporate Services, entitled "Bike Share Program". (See Minute No. 5.64, Page 104):

Purpose:

To facilitate the impending launch of the Bike Share Program by designating space at Toronto City Hall and Metro Hall to establish bicycle hubs for the program.

Financial Implications and Impact Statement:

There are no financial or staff implications with this report.

Recommendations:

It is recommended that:

- (1) Council give authority to the City Solicitor to enter into agreement with "Community Bicycle Network" for the purpose of operating Bike Share Program hubs at Toronto City Hall, and Metro Hall; and
- (2) the appropriate City officials be authorized and directed to take the necessary actions to give effect hereto.

Background:

To help the City with its air pollution reduction goal, the Community Bicycle Network has requested a partnership with the city in establishing bicycle "hubs" at several locations, whereby members of staff and the public could use Bike Share bicycles to commute from one location to another.

At its meeting of September 11, 2000, the Planning and Transportation Committee gave consideration to a report (August 28, 2000) from the City Clerk, Toronto Licensing Committee advising that the Toronto Cycling Committee, at its meeting held on July 17, 2000, recommended that the Planning and Transportation Committee be requested to endorse the following action:

- (1) that the Commissioner of Corporate Services be requested to report to the Planning and Transportation Committee on:

- (a) the allocation of space for the long-term needs of the Bike Share program based on specifications determined by the Community Bicycle Network as indicated in their communication July 13, 2000 to the Toronto Cycling Committee;
- (b) the designation of space at Metro Hall, City Hall, and Union Station, to establish “hubs” for the Bike Share Program;
- (c) the financial and staff implications of these proposals.

In the latter part of 2000, staff of Facilities and Real Estate conducted several meetings with staff of the Bike Share Program to determine program requirements. It was concluded that the program required two different types of space, one being the workshop space

“2000 sq. ft. or more of indoor, heated workshop space with electrical supply, good ventilation, concrete floors, and access to running water, and washrooms, which would be available 7 days a week including evenings, for a minimum of one year, with independent access and reasonable security. Also the space should be appropriately zoned for use of welding equipment and other large electrical equipment”.

The second type of space (to be located at Toronto City Hall and Metro Hall) is specifically for Bike Share hubs, or depots for Bike Share Yellow Bikes. Essentially a place to secure bike racks and the provision of City staff to provide a contribution of time to sign bikes out to City staff and the public as required during set operating hours. Bike Share is currently in the process of attempting to secure a partner with TTR to facilitate this activity at Union Station.

After several meetings with the Program Co-ordinator, it was agreed by both parties that the “workshop” space was not available in the corporate office building portfolio. The Program Co-ordinator will follow up directly with the Works department to determine if appropriate space could be secured within a yard facility where this type of activity would be more appropriately housed.

It was further agreed that the City, through its security staff, would book out the Bike Share bicycles on behalf of the Community Bicycle Network through the Intranet. As each booking transaction is very brief in nature, it was determined that the impact to Security staff was minimal and would not impede the staff from carrying out their regular duties. To facilitate appropriate storage of the Bike Share bicycles, it was further agreed that Bike Share be permitted to augment existing bike racks. The bike racks will match the City’s existing racks where required.

Due to Bike Share Program staff changes throughout the end of 2000 and the first quarter of 2001, discussions of launching the program were discontinued. Mr. Derek Chaburn, the new Bike Share Program Co-ordinator has re-initiated discussions with Facilities staff surrounding the content of the proposed agreement which is currently under review by the City's Legal department. As "biking weather" is now upon us, this report has come directly to Council bypassing a request to report to Planning and Transportation Committee.

Staff Contact:

Chris Hubbard, Director Operations, Facilities & Real Estate Division
Tel: (416) 397-5151, Fax: (416) 392-4828 E-
Mail:CHubbard@city.toronto.on.ca

Michael White, Acting Director, Facilities Services
Tel: (416) 397-0805, Fax (416) 392-4828 E-Mail: mwhite@city.toronto.on.ca

ATTACHMENT NO. 9

Communication dated April 24, 2001, from Councillor McConnell, addressed to the Chair of the Audit Committee, regarding the financial history of 1000 Finch Avenue West. (See Minute No. 5.67, Page 109):

I am writing to request an audit of the financial history of 1000 Finch Avenue West. I think the recent events as reported in the Toronto Star suggest that greater diligence may have been warranted on this matter. In order to address that concern, I request that the Audit Committee direct the City Auditor to look into the matter, and that he specifically address the following questions:

- (1) What is the value of the building?
- (2) At which point did the taxes owed exceed the value of the building?
- (3) Why was the building not sold for taxes in 1999 when only \$7.5 million was owing?
- (4) Who are Deal Makers in Canada?
- (5) How did Deal Makers of Canada acquire the building from the City without a significant down payment?
- (6) How much have Deal Makers of Canada paid in taxes since they purchased the building?
- (7) Why was such a large amount accrued in back taxes since they have purchased the building, prior to the tax sale?
- (8) Can you inform me if there are any legal remedies that the City can undertake for recovery of the lost taxes.

ATTACHMENT NO. 10

Report dated May 28, 2001, from the Chief Administrative Officer, entitled "Interim Appointment for Chief Financial Officer and Treasurer". (See Minute No. 5.68, Page 111):

Purpose:

To recommend the interim appointment for Chief Financial Officer and Treasurer

Financial Implications and Impact Statement:

There are no financial implications arising from the recommendations in this report.

Recommendations:

It is recommended that:

- (1) the appointment of Wanda A. Liczyk, as Chief Financial Officer and Treasurer be rescinded;
- (2) Michael R. Garrett be appointed Interim Chief Financial Officer and Treasurer until such time as a replacement is appointed by Council; and
- (3) the appropriate City officials be authorized to take the necessary action to give effect to the foregoing, including the introduction in Council, this day, of any Bills that are required.

Background:

The Chief Financial Officer and Treasurer has resigned effective June 1, 2001. As a result, it is necessary to establish senior management oversight and continuity for the Finance Department through an interim appointment, until a replacement appointment is recommended by the Chief Administrative Officer for the approval of Council.

Comments:

In order to ensure the smooth operation of the Finance Department and appropriate support to Council and the City, this report recommends Michael R. Garrett as Interim Chief Financial Officer and Treasurer to take effect from June 1, 2001. Further, a thorough, open, fair and objective process will begin immediately to recruit for this important key finance position utilizing the services of one of the external executive search firms identified through the previous RFP process. It is estimated that a new Chief Financial Officer and Treasurer could be placed within the next

four or five months.

The recruitment and selection process will identify the best candidate available with input and participation by Council. The following steps will be undertaken:

- (i) development of a position profile, core competencies and selection criteria based on interviews with the Mayor, Members of Council at their option, the Chief Administrative Officer, senior and departmental management;
- (ii) a concurrent internal/external (national) candidate search;
- (iii) identify/contact potential best candidates using search expertise;
- (iv) initial screening of candidates and review to identify an appropriate short list to be interviewed by a selection panel;
- (v) interviews by the selection panel consisting of the Mayor or Deputy Mayor, Chair of Budget Advisory Committee, Chair of Administration Committee, Chair of Personnel Sub-Committee and the Chief Administrative Officer and one Commissioner selected by the Chief Administrative Officer; the same members of the selection panel will participate in the interview of all candidates for the position;
- (vi) reference checks for finalist candidates;
- (vii) negotiation by the Chief Administrative Officer of salary and other terms and conditions of employment based on the pro forma contract, subject to Council approval of the selected candidate;
- (viii) recommendation by the Chief Administrative Officer of the selection decision for the approval and appointment by Council.

Conclusions:

This key senior finance position is important to the successful operation of Council and the Administration. An appropriate interim appointment is being recommended and a process undertaken to ensure the recruitment of the best candidate possible.

Contact:

Michael R. Garrett
Chief Administrative Officer
Telephone: 416-392-3551

Fax: 416-392-1827

ATTACHMENT NO. 11

Report dated May 28, 2001, from the Commissioner of Corporate Services, entitled "Appointment of Acting City Clerk". (See Minute No. 5.75, Page 120):

Purpose:

The purpose of this report is to recommend the appointment of an Acting City Clerk, on an interim basis, until City Council appoints a new City Clerk.

Financial Implications and Impact Statement:

There are no financial implications associated with the adoption of this report.

Recommendation:

It is recommended that Jeffrey A. Abrams be appointed Acting City Clerk, on an interim basis, commencing June 1, 2001, and until a new City Clerk is appointed by Council and the necessary Bill be introduced in Council to give effect thereto.

Background:

City Council at its Inaugural Meeting held on January 2, 6, 8 and 9, 1998, enacted By-law No. 3-1998, being a by-law "To delineate certain duties and responsibilities of the Clerk for the City of Toronto", and in so doing, delegated to Novina Wong, City Clerk, certain administrative functions in addition to those imposed upon the Clerk under the Municipal Act.

Comments:

The City Clerk, Novina Wong, is retiring from the City and her last day of work is May 31, 2001. A recruitment process to select a new City Clerk is currently underway.

The City Clerk is a statutory official and under the Municipal Act, the Council is required to appoint a City Clerk. Accordingly, Council must appoint an Acting City Clerk effective June 1, 2001.

Conclusion:

I am hopeful that a new City Clerk can be selected within the next four months. In the interim, I am recommending that Jeffrey A. Abrams be appointed Acting City Clerk, in order to provide for the continued effective operations of the City Clerk's Division.

Contact:

Joan Anderton
Commissioner, Corporate Services
Telephone: 397-4000

Fax: 397-4007

ATTACHMENT NO. 12

Report dated May 31, 2001, from the Commissioner of Works and Emergency Services, entitled "Proposed Turn Restriction: Bayview Avenue and Foxwarren Drive, Ward 24 Willowdale". (See Minute No. 5.83, Page 129):

Purpose:

To prohibit southbound left turns at the intersection of Bayview Avenue and Foxwarren Drive, for the duration of the Sheppard Subway construction project.

Financial Implications and Impact Statement:

All costs associated with the installation of turn restrictions will be included in the District 3 Transportation Services Division's Operating Budget.

Recommendations:

It is recommended that:

- (1) southbound left-turns be prohibited from Bayview Avenue to Foxwarren Drive, between the hours of 7:00 a.m. and 9:00 a.m., Monday to Friday;
- (2) the District 3 Transportation Services Division report to the first appropriate meeting of the Works Committee in 2002 to assess the need to maintain the southbound left turn restrictions at Bayview Avenue and Foxwarren Drive; and
- (3) the appropriate by-law(s) be amended accordingly.

Background:

Bayview Avenue, in the vicinity of Foxwarren Drive, is a five lane arterial roadway. Foxwarren Drive is a two lane local roadway providing access to the Bayview Village community. Currently southbound left-turns are permitted from Bayview Avenue to Foxwarren Drive.

Local residents, through Councillor David Shiner's office, have indicated a concern for an increase in traffic volumes on Foxwarren Drive. Residents believe that the increase in traffic is the result of the current construction activities at the Bayview Avenue/Sheppard Avenue East intersection.

Comments:

As a result of the concerns of the local residents, staff of the Transportation Services Division monitored traffic operations on Foxwarren Drive. The results of the investigation concluded that southbound traffic on Bayview Avenue is utilizing Foxwarren Drive to avoid delays associated with the area construction activities. Specifically, as southbound vehicle queues on Bayview Avenue extend beyond Bayview Mews Lane, numerous vehicles complete left turns at Foxwarren Drive. Once the vehicle queues extend to the north of Foxwarren Drive, motorists utilize the centre turn lane to queue jump. These activities were noticeable during only the a.m. peak traffic period (7:00 a.m. to 9:00 a.m., Monday to Friday).

Both the increases in traffic volumes on Foxwarren Drive and use of the centre turn lane to by-pass vehicle queues decrease the overall level of safety for pedestrian and vehicle traffic.

Councillor Shiner has indicated his support for the implementation of the southbound left turn restrictions, during the term of construction activities at the Bayview Avenue/Sheppard Avenue East intersection, as proposed by this Division.

Conclusions:

The installation of the southbound left-turn restrictions, between the hours of 7:00 a.m. and 9:00 a.m., Monday to Friday, will increase traffic safety on Foxwarren Drive and on other local roadways within the Bayview Village community. By implementing the restrictions during the term of construction activities at the Bayview Avenue/Sheppard Avenue East intersection, they will address the current traffic concerns while limiting any long-term impacts to the community.

Contact:

Allen Pinkerton
Manager, Traffic Operations, District 3
Telephone: (416) 395-7463
Facsimile: (416) 395-7482
Email: ajpinker@city.toronto.on.ca

(A copy of the Map appended to the foregoing report is on file in the Office of the City Clerk.)