

**POLICY AND FINANCE COMMITTEE
AGENDA
MEETING NO. 5**

Date of Meeting:	Thursday, June 12, 2003	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Administrator
Location:	Committee Room 1		(416) 392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto, Ontario		

**DECLARATIONS OF INTEREST PURSUANT TO
THE MUNICIPAL CONFLICT OF INTEREST ACT.**

CONFIRMATION OF MINUTES (May 8, 2003).

COMMUNICATIONS/REPORTS:

- 1. Proposed Settlement of the Legal Dispute between the City of Toronto, 10:00 a.m.
City of Toronto Economic Development Corporation and
the Toronto Port Authority.**

(Presentation/Deputation Item.)

Joint report (May 28, 2003) from the Chief Administrative Officer, the Commissioner of Urban Development Services and the Chief Financial Officer and Treasurer recommending that Council:

- (1) approve the Minutes of Settlement between the City, TEDCO and the TPA, substantially in the form attached to this report as Appendix "A";
- (2) approve the Structured Settlement Agreement between the City, TEDCO and the TPA, substantially in the form attached to this report as Appendix "B";
- (3) approve the Ground Lease between TEDCO and the TPA, substantially in the form attached to this report as Appendix "C";

- (4) authorize staff to work with TPA representatives to finalize and execute the releases required and to take out an order dismissing both the action and the Third Party Claim, without costs;
- (5) increase the 2003 Approved Capital Budget by \$1.457 Million gross and zero net, to fund the 2001 and 2002 outstanding capital budget for the Toronto Port Authority;
- (6) increase the 2003 Approved Capital Budget by \$3.0 Million, to be debt-financed, to fund the 2003 capital subsidy to the Toronto Port Authority;
- (7) authorize the appropriate City officials to take the necessary steps to give effect thereto.

- 1(a).** Communication (May 29, 2003) from Councillor Olivia Chow's office requesting that a copy of the attached Minutes of the meeting of the Toronto Island Airport Community Advisory Committee held on May 6, 2003, be submitted to the June 12, 2003, meeting of the Policy and Finance Committee for consideration with the TPA Lawsuit Settlement.

2. Toronto City Centre Airport

Presentation/Deputation Item.

Joint Report (May 28, 2003) from the Medical Officer of Health, the Commissioner of Urban Development Services, the Chief General Manager, Toronto Transit Commission, the Commissioner of Works and Emergency Services, the Commissioner of Economic Development, Culture and Tourism, the City Solicitor, and the Chief Financial Officer and Treasurer recommending that:

- (1) Council approve the Tripartite Amending Agreement among the City, Toronto Port Authority (TPA) and Her Majesty the Queen in Right of Canada represented by the Minister of Transport, substantially in the form attached to this report as Appendix "B";
 - (2) Council approve the Terms of Reference for the Community Advisory Committee as outlined in Schedule "K" to the Tripartite Amending Agreement; and
 - (3) the appropriate City officials be authorized to take the necessary action(s) to give effect thereto.
- 2(a).** Communication (May 1, 2003) from the President, CAW Local 112, writing to express concern over the process taking place respecting the fixed link construction to the Toronto City Centre Airport.

3. Update on the Toronto Waterfront Revitalization Project

Communication (May 20, 2003) from the City Clerk advising that the Waterfront Reference Group on May 14, 2003, received the report (May 1, 2003) from the Commissioner, Urban Development Services providing an update on the Toronto Waterfront Revitalization Project and forwarded such report to Council, through the Policy and Finance Committee, for information.

4. First Provincial Regulation Under the Toronto Waterfront Revitalization Corporation Act (Bill 151)

Communication (May 20, 2003) from the City Clerk advising that The Waterfront Reference Group on May 14, 2003, recommended to City Council, through the Policy and Finance Committee, that the report (May 5, 2003) from the Commissioner, Urban Development Services, entitled “First Provincial Regulation Under the Toronto Waterfront Revitalization Corporation Act (Bill 151)”, be adopted subject to:

- (I) amending Recommendation (2) by including the words “the Prime Minister of Canada and” before the words “the Premier of Ontario”, so as to read:

“(2) City Council formally advise the Prime Minister of Canada and the Premier of Ontario regarding the City’s objection to the Province’s proposed definition;”; and

- (II) amending Recommendation (3) by adding the words “and vice-chair” after the word “chair”, so as to read:

“(3) the Mayor, together with the chair and vice-chair of the Waterfront Reference Group, arrange a meeting with Minister of Finance Janet Ecker to convey City Council’s position;”.

- 4(a).** Report (May 28, 2003) from the Commissioner of Urban Development Services recommending that:

- (1) Council direct staff to monitor the effectiveness of The Toronto Waterfront Revitalization Corporation Act, 2002 over the next year including issues associated with the Designated Waterfront Area boundary, in order to provide input into the one-year review of the legislation and Regulation(s);
- (2) staff report on the results of this review to Council through the Waterfront Reference Group and Policy and Finance Committee. This report should include concerns of the government partners with the legislation and the comments of the Toronto Waterfront Revitalization Corporation; and

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

5. Cherry Beach “Quick Start” Project – Toronto Danforth (Ward 30)

Communication (May 20, 2003) from the City Clerk advising that the Waterfront Reference Group on May 14, 2003, received the joint report (May 6, 2003) from the Commissioners of Urban Development Services and Works and Emergency Services respecting the Cherry Beach “Quick Start” Project and forwarded such report, through the Policy and Finance Committee, to City Council for information.

6. Establishment of Four Community Councils

Report (May 29, 2003) from the Chief Administrative Officer recommending that:

- (1) the Policy and Finance Committee select a boundary option for recommendation to City Council;
- (2) at the time of its boundary decision, City Council assign interim meeting locations for the new Community Councils using the Civic Centres and City Hall;
- (3) upon a final boundary decision, City Council decide on appropriate names using the process and criteria outlined in this report, including:
 - (a) at the time of its boundary decision, City Council adopt interim names based on the geographic references of north, south, east, west and any variations thereof which suit the final boundary configurations; and
 - (b) in the new term of Council the reconfigured community councils forward their name recommendations to the Policy and Finance Committee for consolidation and a recommendation to City Council for a final decision;
- (4) upon determination of the Community Council boundaries and names, and upon notice having been given in accordance with § 27-137.B of the City of Toronto Municipal Code, Chapter 27, Council Procedures, that a by-law substantially in the form of the draft by-law attached as Appendix 1 to this report be adopted; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, and authority be granted for the introduction of the necessary bill in Council.

7. 2002 Annual Report on International Activities 2002

Report (May 29, 2003) from the Chief Administrative Officer presenting overview of the City of Toronto's involvement in international activities for 2002 and illustrating how these activities have contributed to the realization of goals and objectives as set out in the Policy Framework for International Activities; and recommending that this report be received for information.

8. City of Toronto 2002 Investment Report

Report (May 29, 2003) from the Chief Financial Officer and Treasurer reviewing the City of Toronto's 2002 investment results and investment practices being used; reporting on the Investment Policies and Procedures previously approved by Council; and recommending that:

- (1) the report be received as satisfying the requirements of the Municipal Act 2001;
- (2) the City's Investment Policy be amended to include the authority to invest in commercial paper and asset-back securities that conform to the credit rating and term-to-maturity restrictions contained in the Municipal Investment Regulations, subject to the restriction of not exceeding 5 percent of the total money market and bond portfolios; and
- (3) the appropriate City of Toronto officials be authorized to take the necessary actions to give effect thereto.

9. Exhibition Place Reserve Funds Realignment

Report (May 5, 2003) from the Chief Financial Officer and Treasurer recommending that:

- (1) Council establish a discretionary reserve fund called the "Exhibition Place Stabilization Reserve Fund", the purpose of which is to provide funding to stabilize Exhibition Place operations, and Municipal Code Chapter 227 (Reserves and Reserve Funds) be amended by adding the "Exhibition Place Stabilization Reserve Fund" to Schedule 'B' - discretionary reserve funds;
- (2) Municipal Code Chapter 227 (Reserves and Reserve Funds) be amended by changing the purpose of the CNEA Vested Reserve Fund (CNEA Prize Guarantee Reserve Fund) from providing annual prizes to individuals for agricultural and horse events at the exhibition to providing funds for annual prizes;
- (3) any surplus generated by Exhibition Place above the budgeted net income for any given year be contributed toward reserve funds on behalf of Exhibition Place:

- (a) to bring the Exhibition Place Stabilization Reserve Fund to a target of \$2.0 million; and
- (b) second to fund the Exhibition Place Capital Improvement Reserve Fund;
- (4) withdrawals from the Exhibition Place Capital Improvement Reserve Fund be approved as part of the Capital Budget for maintaining all existing buildings in a state of good repair; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.

10. Payment of 2003 Sinking Fund Surplus

Report (May 28, 2003) from the Chief Financial Officer and Treasurer recommending that:

- (1) Council approve a tax-supported sinking fund surplus of \$945,202.58 and \$626,446.97 for water and wastewater that was declared by the Sinking Fund Committee that will be remitted to the City in 2003 and used to offset capital financing requirements; and
- (2) the appropriate City Officials be authorized to take the necessary actions to give effect thereto.

11. Uncollectable Water Arrears – Greater than \$10,000

Report (May 23, 2003) from the Chief Financial Officer and Treasurer advising that the three (3) water accounts identified in Appendix “A” of this report are deemed uncollectable; that Finance has taken all the necessary steps in attempting to collect the outstanding water arrears, including issuing the account to an external collection agency for “skip trace” and revenue recovery, and filing a claim with the Trustee in the case of a bankruptcy; that given that all collection efforts have been exhausted, and the City has no further recourse or means of collecting these water arrears; and recommending that Council authorize the striking off from the water accounts receivable as uncollectable the water arrears identified in Appendix A of this report totaling \$40,644.90.

**12. Tax Exemption for Bayview Neighbourhood Branch Library
(Ward 24 – Willowdale)**

Joint report (May 29, 2003) from the Chief Financial Officer and Treasurer, and the Commissioner, Community and Neighbourhood Services recommending that:

- (1) Council pass a by-law pursuant to section 110 of the *Municipal Act, 2001*, providing authority for entering into a municipal capital facilities agreement with Select Properties Limited, the landlord of the Bayview Village Shopping Centre located at 2901 Bayview Avenue, in respect of the lands leased by the Toronto Public Library Board for the relocation of its Bayview Neighbourhood Branch Library;
- (2) the City Solicitor be directed to negotiate the municipal capital facilities agreement pursuant to Recommendation (1);
- (3) Council pass a by-law to exempt the lands leased by the Toronto Public Library Board at 2901 Bayview Avenue from taxation for municipal and school purposes after a municipal capital facilities agreement with the property owner is signed, which tax exemption is to be effective from the latter of the following dates:
 - (a) the commencement date of the lease between the Toronto Public Library Board and the property owner of 2901 Bayview Avenue;
 - (b) the date that the municipal capital facilities agreement is signed; or
 - (c) the date that tax exemption by-law is enacted; and
- (4) appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

13. Reduction of the Toronto Public Health 2003 Operating Budget

Communication (May 13, 2003) from the Secretary, Board of Health, advising that The Board of Health on May 12, 2003, during its consideration of a report from the Medical Officer of Health respecting a reduction to the Toronto Public Health 2003 Operating Budget, recommended to the Policy and Finance Committee and Council that Toronto Public Health and City Council continue to maintain the Healthy Babies Healthy Children program at the current staffing and service levels.

14. 2003/2004 Student Nutrition Program Service Subsidies

Communication (May 13, 2003) from the Secretary, Board of Health, advising that The Board of Health on May 12, 2003, recommended to the Policy and Finance Committee and Council the adoption of the attached report (May 6, 2003) from the Medical Officer of Health respecting the 2003/2004 Student Nutrition Program Service Subsidies wherein it is recommended that:

- (1) the Board of Health recommend that City Council execute agreements totalling \$1,999,340.00 with the Toronto Foundation for Student Success (\$1,795,057.02) and the Metropolitan Toronto Catholic Education Foundation (\$204,282.98) to administer the allocation of service subsidies to eligible student nutrition programs across the City of Toronto;
- (2) authority be granted to the Medical Officer of Health to take the necessary action to give effect thereto, including the execution of agreements with the Toronto Foundation for Student Success and the Metropolitan Toronto Catholic Education Foundation on behalf of the City; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

15. Consolidated Financial Statements of Toronto Transit Commission For Year Ended December 31, 2002

Communication (May 15, 2003) from the General Secretary, Toronto Transit Commission, advising that at its meeting on May 14, 2003, the Toronto Transit Commission considered the attached report entitled, "Consolidated Financial Statements of Toronto Transit Commission For Year Ended December 31, 2002"; and that The Commission:

- (1) received and approved the attached consolidated financial statements of the Toronto Transit Commission for the year ended December 31, 2002; and
- (2) forwarded a copy of the approved consolidated financial statements to the City of Toronto Council, through the City Policy and Finance Committee.

16. Toronto Transit Commission - Chief General Manager's Report for Period 3, March 2 to April 5, 2003

Communication (May 16, 2003) from the General Secretary, Toronto Transit Commission, advising that at its meeting on May 14, 2003, the Toronto Transit Commission considered the attached report entitled, "Chief General Manager's Report Period 3 March 2 to April 5, 2003"; and the Commission adopted the Recommendations contained in the report, as well as, the following ancillary motion:

"That the City of Toronto be advised of the interim ridership losses of 1.3 million rides at a cost of \$2.2 million during the SARS period; and further that the City be requested to ensure that the TTC losses are accommodated in any potential business loss subsidies flowing from the city, province and/or federal government."

and forwarded the foregoing action to City of Toronto Council, through the Policy and Finance Committee for consideration of the Commission's request noted above.

17. Response to Anti-Terrorism Measures, Emergency Preparedness Programs and the Establishment of a "Security and Prevention Committee"

Report (May 20, 2003) from the Acting Chair, Toronto Police Services Board, providing the Policy and Finance Committee with a copy of the Toronto Police Services Board's response (February 24, 2003) to correspondence from Councillor Michael Walker with regard to anti-terrorism measures, emergency preparedness programs and the establishment of a "security and prevention committee"; and advising that the Board received the report and forwarded a copy thereof to the Policy and Finance Committee for its information.

18. Parking Police Vehicles at the City Hall Garage

Report (May 20, 2003) from the Acting Chair, Toronto Police Services Board, advising the Policy and Finance Committee about discussions between staff with the Toronto Police Service and the Toronto Parking Authority with regard to parking police vehicles at the City Hall parking garage; that The Board agreed to defer payment of invoices received for parking police vehicles at the City Hall garage and agreed to participate in a meeting with staff from the Toronto Parking Authority to discuss the parking charges; and recommending that the Policy and Finance Committee receive this report.

In-Camera In Accordance with the Municipal Act, a motion is required for the Committee to meet privately and the reason must be stated.

In-Camera

19. Short Term Credit Requirements of Toronto Hydro-Electric System Limited

Confidential report (May 27, 2003) from the Chief Financial Officer and Treasurer respecting the Short Term Credit Requirements of Toronto Hydro-Electric System Limited, such report to be considered in-camera having regard that the subject matter relates to the security of the property of the Municipality.

**20. Development of a Child Care Centre at 610 Jane Street
(Ward 13 - Parkdale-High Park)**

Report (May 21, 2003) from the Commissioner of Community and Neighbourhood Services addressed to the Community Services Committee recommending that:

- (1) the total capital budget for the Construction of a Child Care Centre at 610 Jane Street be increased by \$180,000.00 to \$1,130,000.00 and that the necessary amount be funded from the Child Care Capital Reserve Fund;
- (2) Tender No. 54-2003 for the Construction of the Child Care Centre at 610 Jane Street, be awarded to Brown Daniels & Associates in the amount of \$952,670.00 including all taxes and charges, being the lowest acceptable Tender received; and,
- (3) the appropriate City Officials take the necessary action to give effect thereto.

(Note: The Recommendations of the Community Services Committee from its meeting scheduled to be held on June 9, 2003, respecting the aforementioned matter will be distributed as soon as available.)



**POLICY AND FINANCE COMMITTEE
SUPPLEMENTARY AGENDA
MEETING NO. 5**

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Time:	9:30 a.m.		Administrator
Location:	Committee Room 1		(416) 392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto, Ontario		

ADDITIONAL COMMUNICATIONS/REPORTS:

- 1(b). Exemption from Part Lot Control
For Lands Known Municipally in the Year 2002 as
535 and 595/651 Commissioners Street,
12 and 12A Leslie Street,
206, 220, 240, 400, 440R and 600 Unwin Avenue,
150 Cherry Street, 95R Queens Quay East and
333R Lakeshore Boulevard East**

Joint report (June 9, 2003) from the City Solicitor and the Commissioner of Urban Development Services advising that subject to Council approval of the recommended settlement between the City, TEDCO and the Toronto Port Authority (TPA) recommending that:

- (1) a part lot control exemption by-law, substantially in accordance with Attachment 1 to this Report, pursuant to section 50(7) of the *Planning Act*, be enacted for the following lands (the "lease lands"):
 - (a) 535 Commissioners Street;
 - (b) Part of Rear 595 Commissioners Street;
 - (c) Part of 12 and 12A Leslie Street;
 - (d) Part of 600 Unwin Avenue; and

- (e) Part of 150 Cherry Street;
- (2) a part lot control exemption by-law, substantially in accordance with Attachment 2 to this Report, pursuant to section 50(7) of the *Planning Act*, be enacted for the following lands (the “transfer lands”):
- (a) Part of 150 Cherry Street;
 - (b) Part of 206 Unwin Avenue;
 - (c) 220 Unwin Avenue;
 - (d) Part of 240 Unwin Avenue;
 - (e) Part of 400 Unwin Avenue;
 - (f) Part of 440R Unwin Avenue;
 - (g) 95R Queens Quay East; and
 - (h) 333R Lakeshore Boulevard East;
- (3) both by-laws shall expire on December 31, 2003;
- (4) the City Solicitor be authorised to introduce the necessary Bills in Council to give effect to Recommendations 1, 2 and 3;
- (5) the City of Toronto Economic Development Corporation be authorised to include the City-owned portion of 130 Cherry Street, being Part 3 on Plan 64R-14512, in the lands to be leased to the Toronto Port Authority under a long term lease agreement; and
- (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- 1(c).** Communication (June 9, 2003) from Mr. Robert J. Deluce, President and CEO Regional Airlines Holdings Inc. writing and congratulating City staff, the Toronto Port Authority and TEDCO for working so diligently over the past several months to reach a settlement to the lawsuit; and advising that they are looking forward to Council endorsing the settlement.

**20(a). Construction of a Child Care Centre at 610 Jane Street
Tender No. 54-2003 (Ward 13 - Parkdale-High Park)**

Communication (June 9, 2003) from the City Clerk advising that the Community Services Committee on June 9, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report dated May 21, 2003, from the Commissioner of Community and Neighbourhood Services respecting the Construction of a Child Care Centre at 610 Jane Street, Tender No. 54-2003 (Ward 13, Parkdale-High Park.)

21. Collective Agreement Between CUPE Local 2998 and the Association of Community Centres (AOCCs)

Report (May 30, 2003) from the Commissioner of Corporate Services recommending acceptance of and providing an overview of the Collective Agreement between the City of Toronto and CUPE Local 2998 and the Association of Community Centres; and further recommending that:

- (1) the Collective Agreement between the City, C.U.P.E. Local 2998 and the Association of Community Centres, for a three-year term commencing January 1, 2002 and expiring December 31, 2004, as outlined in Appendix 1, be approved, and
- (2) the appropriate officials be authorized to take the necessary action to give effect thereto.

22. Implementation of the Policy for City-Owned Space Provided at Below-Market Rent

Report (June 2, 2003) from the Commissioner of Community and Neighbourhood Services defining the basic eligibility criteria for City-owned space provided at below-market rent; providing the implementation workplan to enact the policy; and recommending that:

- (1) the below-market rent implementation workplan contained in Appendix "A" be approved;
- (2) the enhanced eligibility criteria as described in this report be approved; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

**23. Toronto Atmospheric Fund
 Financing of Various Projects
 Toronto Community Housing Corporation's (TCHC) Appliance Renewal Project
 District Energy and Trigeneration Project
 Energy Efficiency Retrofit Project
 Toronto Wind Turbine Project
 Home Energy Retrofit Program
 AutoShare for the Smart Car initiative**

Report (May 30, 2003) from the Executive Director, Toronto Atmospheric Fund recommending that Council authorize TAF to:

- (1) extend the term of TAF's financing of Toronto Community Housing Corporation's "Appliance Renewal Project" from 10 years to a term of 15 years;
- (2) finance up to \$2.2 million for the Exhibition Place's "District Energy and Trigeneration Project" over a term up to 15 years from TAF's assets;
- (3) finance up to \$280,000 for Artscape's "Energy Efficiency Retrofit Project" over a term up to 12 years from TAF's assets;
- (4) continue its financial commitments to Windshare, GreenSaver, and AutoShare into the next Council term, in the amounts of \$75,000, \$68,000, and \$10,000 respectively.
- (5) assign eventually up to 80 percent of TAF's financing to Exhibition Place and Artscape to the Federation of Canadian Municipalities and to other sources, subject to further consultation with the City's Chief Financial Officer, with the aim of further reducing financing costs, establishing financing partnerships, and freeing up TAF funds to finance additional projects;
- (6) execute agreements with Royal Trust, TAF's asset custodian, to establish appropriate accounts:
 - (a) to accommodate day-to-day transactions and cash flows associated with the Toronto Community Housing Corporation, Exhibition Place, and Artscape projects; and
 - (b) to create a letter of credit or other suitable instrument to enable TAF to provide transition financing up to a term of 18 months for the projects noted in 7(a) in order to minimize disturbance of the portfolios under management by TAF's investment managers.

24. Toronto Community Housing Corporation – Shareholder Annual General Meeting

Report (June 3, 2003) from the Chief Administrative Officer recommending that:

- (1) Council, as sole Shareholder of the Toronto Community Housing Corporation:
 - (a) receive the Toronto Community Housing Corporation 2002 Annual Report comprising the letter from the Board Chair and report from the Corporation’s Chief Executive Officer, both dated May 9, 2003 included as Attachment 1 to this report and the TCHC “Building Opportunities” publication, copies filed with the Clerk and distributed under separate cover to Councillors;
 - (b) receive the 2002 Audited Consolidated Financial Statement dated March 21, 2003, included as Attachment 2 to this report;
 - (c) appoint the successful proponent of the City’s Auditor RFP process as the Toronto Community Housing Corporation auditor for 2003; and
 - (d) approve By-Law No. 3 of the Toronto Community Housing Corporation, included as Attachment 3 to this report, retroactively to October 28, 2002;
- (2) the Mayor extend Council’s appreciation to the members of the Toronto Community Housing Corporation Board of Directors for their accomplishments in Toronto Community Housing Corporation’s first year of operation and for their ongoing contribution to the City as board members; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

(Note: A copy of the publication entitled “Toronto Community Housing Building Opportunities – Annual Review 2002” attached to the aforementioned report was forwarded to all Members of Council and Select officials only and a copy thereof is on file in the office of the City Clerk, City Hall.)

25. Population, Households and Employment Forecast Review

Communication (June 3, 2003) from the City Clerk advising that the Planning and Transportation Committee on June 3, 2003, recommended to the Policy and Finance Committee and Council the adoption of the joint report (May 21, 2003) from the Commissioner, Urban Development Services and the Chief Financial Officer and Treasurer and forwards this matter to the Policy and Finance Committee for consideration by City Council at its meeting on June 24, 2003, such report recommending that:

- (1) the Commissioner of Urban Development Services represent the City of Toronto as a partner in the review of population, households and employment forecasts for the Greater Toronto / Hamilton area;
- (2) the Chief Financial Officer and Treasurer allocate up to \$10,000 from the Development Charges Reserve Fund account XR2030 for this purpose to be transferred to the Regional Municipality of Halton as required;
- (3) the report be forwarded to the Policy and Finance Committee for consideration and recommendation to Council; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

In-Camera In Accordance with the Municipal Act, a motion is required for the Committee to meet privately and the reason must be stated.

In-Camera

26. Bandshell Park Redevelopment Opportunity - Horticulture Building

Confidential report (May 29, 2003) from the Board of Governors of Exhibition Place respecting Bandshell Park Redevelopment Opportunity - Horticulture Building, such report to be considered in-camera having regard that the subject matter relates to the security of the property of the municipality.

In-Camera

27. Bandshell Park Redevelopment Opportunity – Bandshell Restaurant

Confidential report (June 4, 2003) from the Board of Governors of Exhibition Place respecting Bandshell Park Redevelopment Opportunity – Bandshell Restaurant, such report to be considered in-camera having regard that the subject matter relates to the security of the property of the municipality.

In-Camera.

**28. Trinity Community Recreation Centre Project
Contractor Construction Claim – Proposed Settlement
(Ward 19 – Trinity-Spadina)**

Communication (June 3, 2003) from the City Clerk advising that the Administration Committee on June 3, 2003, recommended to the Policy and Finance Committee and Council the adoption of the joint confidential report (April 7, 2003) from the Commissioner of Corporate Services, the Commissioner of Economic Development, Culture and Tourism, and the City Solicitor respecting Trinity Community Recreation

Centre Project Contractor Construction Claim – Proposed Settlement (Ward 19 – Trinity-Spadina) such report to be considered in-camera having regard that the subject matter relates to litigation or potential litigation.

29. Property Tax Relief – Centre francophone du Toronto metropolitan – 20 Lower Spadina Avenue (Ward 20 – Trinity-Spadina)

Joint report (June 4, 2003) from the Chief Administrative Officer and the Chief Financial Officer and Treasurer providing information on the ways and means of creating a property tax exempt status for the City-owned property at 20 Lower Spadina Avenue, occupied on a long-term lease by the Centre francophone du Toronto metropolitan (the “Centre”); and on the intentions of the federal and civic authorities at the time when the transfer of the federal Crown lands to the City was under consideration; and recommending that:

- (1) authority be granted to amend the City’s lease (dated September 3, 1996) for the property located at 20 Lower Spadina Avenue to reflect the “Centre Cultural et d’information francophone de Toronto” as the tenant effective from and after January 1, 2003;
- (2) authority be granted to amend Article VII, Tax Rebate Program for Ethno-Cultural Centres, of the City of Toronto Municipal Code, by adding to the definition of “Eligible Properties”, real property occupied by an eligible organization for the purposes of providing an ethno-cultural centre pursuant to a lease with a term of 60 years or more;
- (3) approval be granted for a one-time grant in the amount of \$183,250 (as at June 30, 2003) to the Francophone Centre to offset tax arrears for the period 1998 to 2002 to be funded from the City’s non-program Tax Deficiencies Budget;
- (4) the Centre Francophone du Toronto Metropolitan be advised to apply annually, commencing with the 2003 taxation year, for a tax rebate as an Ethno-cultural centre in the City of Toronto; and
- (5) appropriate City staff be authorized and directed to take the necessary actions to give effect thereto.

30. OMG Litter Bins

Communication (June 4, 2003) from the City Clerk advising that the Works Committee on June 4, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report dated May 22, 2003, from the Commissioner of Works and Emergency Services respecting OMG Litter Bins wherein it is recommended that:

- (1) the Commissioner of Works and Emergency Services, in consultation with representatives from the Legal and Purchasing Divisions, be authorized to enter into negotiations with Olifas Marketing Group (OMG Media) to amend the current contract to supply litter bins effective October 2003 in a manner that is consistent with the terms and conditions noted in this report;
- (2) the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer report to Policy and Finance Committee prior to contract amendments being signed regarding the final agreement negotiated with OMG Media; and
- (3) the appropriate City officials be authorized and directed to give effect thereto.

31. Intersection Safety Program to Reduce Red-Light Running

Communication (June 4, 2003) from the City Clerk advising that the Works Committee on June 4, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report dated May 20, 2003, from the Commissioner of Works and Emergency Services respecting Intersection Safety Program to Reduce Red-Light Running, wherein it is recommended that:

- (1) approval be granted for the City of Toronto to operate the red-light camera systems from November 2003 to November 2004;
- (2) approval be granted to extend Contract No. 9119-00-7004 with Affiliated Computer Systems (formerly Lockheed Martin), in the amount of \$946,000 for the fourth year of operation of the red-light camera systems;
- (3) approval be granted to continue the operation of the City of Toronto centralized municipal processing centre which issues offence notices on behalf of the City of Toronto, as well as other participating municipalities, and that the agreements with the participating municipalities regarding the sharing of staff, office space and equipment costs be extended;
- (4) approval be granted to extend the operational agreement with the Ministry of Transportation, Ontario which clarifies the responsibilities of both parties under the program, thereby permitting the City to obtain motor vehicle registration information necessary to lay charges; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

32. Final Year-end 2002 Capital Variance Report

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report (June 3, 2003) from the Chief Financial Officer and Treasurer respecting the Final Year-end 2002 Capital Variance Report, wherein it is recommended that:

- (1) a detailed review of capital projects be performed during 2003 and any adjustments required be reported through the quarterly variance reports and that this review be taken into consideration when planning the 2004 capital budget; and
- (2) this report be forwarded to the Policy and Finance Committee, and Council, for consideration.

33. Final Year-end 2002 Operating Variance Report

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report (June 4, 2003) from the Chief Financial Officer and Treasurer respecting the Final Year-end 2002 Operating Variance Report, wherein it is recommended that:

- (1) the unallocated incremental 2002 surplus of \$4.8 million be transferred to the Land Acquisition Reserve Fund to partially offset withdrawals used to finance Council's SARS Economic Recovery initiatives in 2003; and
- (2) the final Operating Variance report for the year ended December 31, 2002, be forwarded to the Policy and Finance Committee for consideration.

34. 2003 First Quarter Capital Variance Report

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report (June 3, 2003) from the Chief Financial Officer and Treasurer respecting the 2003 Final Year-end Capital Variance Report wherein it is recommended that:

- (1) Council adjust the 2003 Approved Capital Budget by \$70.4 million gross expenditures along with associated financing with no incremental financial impact in order to carry forward to 2003 unspent cash-flow for 2002 approved capital projects;

- (2) the Homes for the Aged 2003 capital budget be increased by \$800,000.00 to be fully funded from the Homes for the Aged Capital Reserve Fund, such expenditures to be part of the previously approved HFA – General Upgrades project; and
- (3) this report be forwarded to Policy and Finance Committee for consideration,

subject to adding the following:

“the Chief Administrative Officer, in conjunction with the Chief Financial Officer and Treasurer, be requested to provide the capital quarterly variance reports based on the estimated cashflow expenditures and report to the Budget Advisory Committee in that regard for its meeting in July 2003 on ways this could be achieved in 2004 and future years.”

35. 2003 First Quarter Operating Variance Report

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003, recommended to the Policy and Finance Committee and Council the adoption of the report (June 3, 2003) from the Chief Financial Officer and Treasurer wherein it is recommending that:

- (1) the technical adjustments contained in this report, for Children’s Services and Parks and Recreation Operating Budgets, be approved; and
- (2) the Operating Variance report for the period ended March 31, 2003 be forwarded to the Policy and Finance Committee for consideration.

36. Central Waterfront Transit

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003, during its consideration of a communication (April 11, 2003) from the Toronto Transit Commission respecting the Central Waterfront Transit, took the following action:

- (1) recommended to the Policy and Finance Committee, and Council, that the Toronto Waterfront Revitalization Corporation, in consultation with the appropriate City staff and the Toronto Transit Commission, be requested to prioritize within the planned \$800 million funding allocated for public transit and communicate these priorities to the City through the Waterfront Reference Group; and
- (2) received the communication (April 11, 2003) from Mr. Vincent Rodo, General Secretary, Toronto Transit Commission.

**37. Procurement Authorization Davisville Carhouse
Roofing Rehabilitation Contract S5-27**

Communication (June 9, 2003) from the City Clerk advising that the Budget Advisory Committee on June 6, 2003:

- (1) deferred consideration of a communication (May 15, 2003) from Mr. Vincent Rodo, General Secretary, Toronto Transit Commission, advising that the Toronto Transit Commission adopted the report (May 14, 2003) entitled "Procurement Authorization Davisville Carhouse - Roofing Rehabilitation Contract S5-27", until its July 2003 meeting, and requested further information from the Chair, Toronto Transit Commission on the following:
 - (a) how this project was cash flowed over 2 years;
 - (b) increased price of project; and
- (2) requested City staff to report directly to the Policy and Finance Committee for its meeting of June 12, 2003, if the requested information results in compromising the awarding of the tender for this project.

**38. 2003 Service Cut and Revised Spending Strategy for Child Care Resulting from
Provincial Underfunding**

Communication (June 9, 2003) from the City Clerk advising that the Community Services Committee on June 9, 2003, recommended to the Policy and Finance Committee, and Council:

- (i) the adoption of the following recommendation of the Children and Youth Action Committee contained in the communication dated May 30, 2003, from the City Clerk:

"WHEREAS tax rebates and cuts by the Ontario government have seriously jeopardized the support of child care and other services to children; and

WHEREAS the provincial share of federal funds intended for child care has not been forwarded to Toronto to a total of \$31.7 million;

THEREFORE, the Children and Youth Action Committee recommends that City Council vote, as an emergency measure, that \$7.9 million be drawn from the Social Assistance Stabilization Reserve Fund to prevent the cut of child care services to 500 children, to pay the inflation cost of running child care services in Toronto, and restore health and safety funding.";

(ii) the adoption of the report dated May 21, 2003, from the Commissioner of Community and Neighbourhood Services, subject to:

(a) amending Recommendation No. (1) by adding thereto the following words:

“and further that the parents on the waiting list be notified of the crisis facing the child care system and the cause and solution to resolve the crisis;” and

(b) deleting Recommendations Nos. (2) and (3), and renumbering the balance of the recommendations accordingly, so that such recommendations now read as follows:

“It is recommended that:

- (1) the City’s Child Care Campaign to keep licensed child care on the public agenda and to press the provincial government to pay its fair share of the costs be sustained; and further that the parents on the waiting list be notified of the crisis facing the child care system and the cause and solution to resolve the crisis;
- (2) at calendar year end, any underexpenditure of the City’s portion of the approved 2003 Children’s Services budget be reallocated to provide one-time minor capital funding for unmet health and safety needs in child care programs under contract with the City;
- (3) the Department report at the next Community Services Committee meeting on a process to prepare a new five-year Service Plan for Child Care that will address key policy issues confronting child care including the payment of actual costs, sustaining subsidized service levels, improving the equity of access to licensed care and developing an integrated approach to managing the child care service system within Toronto; and
- (4) the appropriate City officials take the necessary action to give effect thereto.”

39. Child Care Capital Reserve Fund Approval for Plains Road Child Care (Ward 31, Beaches-East York)

Communication (June 9, 2003) from the City Clerk advising that the Community Services Committee on June 9, 2003, recommended to the Policy and Finance Committee, and Council, the adoption of the attached report dated June 5, 2003, from the

Commissioner of Community and Neighbourhood Services respecting Child Care Capital Reserve Fund approval for Plains Road Child Care wherein it is recommended that:

- (1) authority be granted to the Commissioner of Community and Neighbourhood Services to negotiate with the Toronto Catholic District School Board and provide funding of up to \$750,000.00 from the Child Care Capital Reserve Fund to support the renovation costs of exclusive use space for Plains Road Child Care subject to meeting the requirements of the Child Care Capital Reserve Fund;
- (2) authority be granted to adjust the Children's Services 2003 operating budget by adding \$750,000.00 to the gross budget and an offsetting \$750,000.00 to the revenue budget; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**40. Toronto Black History Project
(All Wards)**

Communication (June 9, 2003) from the City Clerk advising that The Economic Development and Parks Committee on June 9, 2003, recommended to the Policy and Finance Committee, and Council, the adoption of the report (May 13, 2003) from the Commissioner of Economic Development, Culture and Tourism wherein it is recommended that:

- (1) funding in the amount of \$133,333.00 (plus interest earned since March 2001) be provided to the Ontario Black History Society from the Public Art Reserve Fund (XR 4002) to undertake a Business Plan for the African Canadian Museum and Cultural Centre;
- (2) the Ontario Black History Society provide a copy of the Business Plan to the Commissioner of Economic Development, Culture and Tourism when it is complete;
- (3) funding in the amount of \$30,000.00 be provided to the Ontario Black History Society from the Public Art Reserve Fund (XR 4002) to produce a book on the history of black churches in Ontario; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.