

CERTIFICATE OF AMENDMENTS

Certified to be a true copy of amendments to:

Report No. 1 of The Striking Committee,

and Notices of Motions, as adopted by the Council of the City of Toronto at its First Meeting held on December 2 and 4, 2003.

Unless otherwise noted in this document, the Clauses contained in the aforementioned Report were approved in the form presented to Council.

REPORT NO. 1 OF THE STRIKING COMMITTEE

Clause No. 1 - "Appointment of a Member of Council as the Deputy Mayor Pursuant to Municipal Code Chapter 27, Council Procedures, and Appointments of Members to Standing and Other Committees."

City Council on December 2 and 4, 2003, amended this Clause:

Enwave District Energy Limited, Board of Directors:

- (1) to provide that the appointment of Councillor Shiner as the Mayor's designate to the Enwave District Energy Limited, Board of Directors, be terminated, having regard that the Mayor has advised that he will serve for the balance of the current term of office expiring on December 15, 2005;

Hummingbird Centre for the Performing Arts, Board of Directors:

- (2) by adding the name "D. Shiner" to Recommendation No. (13)(b) of the Striking Committee, so that such recommendation shall now read as follows:

"(13)(b) should Council amend the By-law to permit the appointment of alternates to the Hummingbird Centre for the Performing Arts, Board of Directors, and that the composition not be identical to the Hummingbird Performing Arts Centre, Board of Directors, the

following members be appointed as alternates to attend the meetings when other members are unavailable:

M. Augimeri; and
D. Shiner; and”;

Hockey Hall of Fame, Board of Directors:

(3) by adding the following:

“It is further recommended that City Council request the Hockey Hall of Fame Board of Directors to consider an alternate representative from the City of Toronto and, if they agree to this request, that Councillor Saundercook be appointed as the alternate.”;

Salvation Army Toronto Grace Health Centre, Board of Trustees:

(4) by deleting from Recommendation No. (148), the name “M. Del Grande”, and inserting instead the name “K. Rae”;

Arts York, Board of Directors:

(5) by adding the following:

“It is further recommended that Councillor Palacio be appointed as the second Member of Council to the Arts York Board of Directors.”;

Crescent Town Recreation Club Inc. (Ward 31 – Beaches-East York):

(6) by adding the following:

“It is further recommended that Dawn Williams be appointed as the second member to the Crescent Town Recreation Club Inc., when the term of office of the current citizen member expires.”; and

TradeLink Toronto, Board of Directors:

(7) by adding the following:

“It is further recommended that Councillor Cho also be appointed to the TradeLink Toronto Board of Directors.”

Council was advised that the Community Councils, at their respective meetings held on December 3, 2003, elected the following Members of Council as their Chairs and Vice-Chairs:

Toronto East Community Council:	
R. Cho, Chair	M. Thompson, Vice-Chair
Toronto North Community Council:	
D. Minnan-Wong, Chair	
Toronto South Community Council:	
K. Rae, Chair	P. McConnell, Vice-Chair
Toronto West Community Council:	
S. Hall, Chair	R. Ford, Vice-Chair

Council was also advised that the following Committees of Council, at their respective meetings held on December 4, 2003, elected the following Members of Council as their Chairs and Vice-Chairs:

Administration Committee:	
M. Walker, Chair	J. Davis, Vice-Chair
Community Services Committee:	
O. Chow, Chair	J. Mihevc, Vice-Chair
Economic Development and Parks Committee:	
B. Ashton, Chair	G. Lindsay Luby, Vice-Chair
Planning and Transportation Committee:	
G. Altobello, Chair	P. Milczyn, Vice-Chair
Works Committee:	
J. Pitfield, Chair	S. Bussin, Vice-Chair
Audit Committee:	
B. Balkissoon, Chair	D. Holyday, Vice-Chair
Budget Advisory Committee:	
D. Soknacki, Chair	J. Pitfield and J. Mihevc, Vice-Chairs

(A listing of the full memberships of the aforementioned Committees is attached.)

Council was also advised that the Toronto Transit Commission, at its meeting held on December 4, 2003, elected Councillor H. Moscoe as its Chair, and Councillor J. Mihevc as its Vice-Chair.

NOTICES OF MOTIONS:

J(1) Appointment of the Striking Committee

Moved by: Mayor Miller

Seconded by: Councillor Pantalone

“WHEREAS Municipal Code Chapter 27, Council Procedures, Section 102, provides that the Mayor recommends membership of the Striking Committee, composed of up to seven members of Council including the Mayor, or Deputy Mayor if the Mayor so designates, as Chair; and

WHEREAS the Striking Committee meets after Council approves its membership to recommend various appointments to City Council, including the appointment of a Deputy Mayor; and

WHEREAS it is necessary to seek Council’s approval to allow the Mayor to designate a Member of Council to serve as the Chair of the first meeting of the Striking Committee in place of the Deputy Mayor, until such time as Council appoints a Deputy Mayor; and

WHEREAS Council Procedures Section 107, provides that Members shall be appointed to committees for a term office of 18 months and until their successors are appointed, unless Council decides otherwise;

NOW THEREFORE BE IT RESOLVED THAT the following Members of Council be appointed to the Striking Committee for a term of office expiring May 31, 2005, and until their successors are appointed:

Councillor Brian Ashton;
Councillor Sandra Bussin;
Councillor Shelley Carroll;
Councillor John Filion;
Councillor Gloria Lindsay Luby; and
Councillor David Soknacki;

AND BE IT FURTHER RESOLVED THAT the Mayor be permitted to designate the following Member of Council to serve as the Chair of the first meeting of the Striking Committee in the 2003-2006 term until such time as a Deputy Mayor is appointed by Council:

Councillor Joe Pantalone;

AND BE IT FURTHER RESOLVED THAT the appropriate City officials be authorized and directed to take whatever action is necessary to implement these recommendations.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(2) **Authorization of Expenditures to Prevent the Spread of the Asian Longhorned Beetle (ALHB)**

Moved by: Councillor Pantalone

Seconded by: Mayor Miller

“**WHEREAS** the Asian Longhorned Beetle (ALHB) infestation is in Vaughan/Toronto, and having no predators or natural controls, its population will grow exponentially; it has the potential to destroy up to 70 percent of the trees and canopy of the urban forest; and it has the potential to destroy natural forests of Ontario and Canada and billions of dollars of associated forest industries; and

WHEREAS the Canadian Food Inspection Agency (CFIA) is the lead federal agency under the Plant Protection Act for the eradication of ALHB; the time to achieve the first major control step is during the winter/early spring before adult beetles emerge, mate, fly and infest new areas; and all work done to date has been done by Canadian Forest Service, Ontario Ministry of Natural Resources, CFIA, Toronto and Region Conservation Authority, Region of York Forestry, Vaughan Forestry and City of Toronto Forestry within existing budgets by reallocating staff and equipment with no actual or new funding being supplied; and

WHEREAS eradication through reallocation of existing resources is not sustainable over the years required to eradicate ALHB or even for the months to take the first major steps; and reallocation of City of Toronto Urban Forestry resources to ALHB survey and planning of eradication, and important and necessary normal forestry work is not being done in an environment and time when the urban forest is already under many pressures; and

WHEREAS the Minister of Agriculture and Agri-Food announced on November 12, 2003, that this Ministry will fund the eradication of ALHB; the CFIA has explained that such funding will not be coming until 2004, concurrent with the timing of the new federal budget; such timing would be too late to take the most important and immediate ALHB control step of tree removal and wood disposal to prevent the spread of ALHB; and

WHEREAS on November 20, 2003, the City of Toronto received an Order from the CFIA to remove infested trees within the affected area by June 1, 2004; the removal order covers all host trees that are infested or suspected of being infested with Asian Longhorned Beetle in a geographical area roughly bounded by Steeles Avenue West, Highway No. 401, Highway No. 427 and Dufferin Street; such area is estimated to contain potentially 10,000 to 20,000 infested or suspected infested trees on public and private property; the City is left with no option but to proceed with eradication work including surveys, tree removal, chemical control, wood disposal, communication, research, administration and management; and such immediate work is estimated to cost up to \$3,000,000.00;

NOW THEREFORE BE IT RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to seek written confirmation from the Federal Ministry of Agriculture and Agri-Food of the financial commitment to reimburse expenses incurred by the City of Toronto to eradicate the ALHB, including covering costs for annual surveys, tree removal, chemical control, wood disposal, communication, research assistance, administration and management;

AND BE IT FURTHER RESOLVED THAT upon receipt of such written confirmation, the Commissioner of Economic Development, Culture and Tourism be authorized to expend from the Parks and Recreation Operating Budget for eradication efforts for the balance of 2003 through to the Spring of 2004; and the Commissioner be further authorized to establish a corresponding receivable to recognize the recovery due from the Federal Government; such expenditure not to exceed \$3,000,000.00 gross and \$0.00 net;

AND BE IT FURTHER RESOLVED THAT the CFIA be requested to:

- (1) develop an Ontario Action Plan for dealing with the ALHB which specifies the financial commitment, and outlines the roles and responsibilities of agencies, municipalities and other stakeholders; and
- (2) commit funding to support tree replacement or compensation as an integral part of the eradication program;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to report to Council in February 2004, through the Economic Development and Parks Committee, on the eradication plan, funding status, and a long-term re-forestation strategy.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, subject to:*

- (1) *amending the fourth Operative Paragraph by adding the words “and a public awareness strategy for the citizens of the City of Toronto”, so that such Operative Paragraph shall now read as follows:*

“AND BE IT FURTHER RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to report to Council in February 2004, through the Economic Development and Parks Committee, on the eradication plan, funding status, and a long-term re-forestation strategy and a public awareness strategy for the citizens of the City of Toronto.”; and

(2) *adding the following new Operative Paragraphs:*

“AND BE IT FURTHER RESOLVED THAT Motion J(2) and other motions pertaining to this matter be also referred to the Office of Mayor Miller and included in the Mayor’s ongoing negotiations with the Federal/Provincial governments;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to:

- (1) *approach the Ontario Ministry of Natural Resources to commit funds for re-forestation;*
- (2) *approach representatives of the lumber industry - softwood, hardwood and maple syrup producers – to seek assistance with the funding for re-forestation;*
- (3) *enhance wide public awareness through various media, such as cottage country publications, school programs, etc., respecting the transportation of any lumber or beetles to other areas of the Province of Ontario and Canada;*
- (4) *include the issue of ravine management and potential erosion and its impact on homeowners in his forthcoming report to be tabled in February 2004; and*
- (5) *develop a contingency plan to replant in affected areas if the Federal Government does not commit to funding for replanting;*

AND BE IT FURTHER RESOLVED THAT Councillors Hall, Li Preti and Mammoliti be consistently informed of all developments related to the Asian Longhorned Beetle Program and the eradication of trees as a result of the Program;

AND BE IT FURTHER RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to give a presentation on the ALHB at the next regular meeting of Council on January 27, 2004.”

J(3) Cash Advance to the Toronto Zoo – Funding of 2003 Projected Budget Shortfall

Moved by: Councillor Mammoliti

Seconded by: Councillor Soknacki

“**WHEREAS** the Toronto Zoo reported to City Council at its meeting held on September 22, 23, 24 and 25, 2003, a projected 2003 \$2,800,000.00 budget shortfall, as a result of declining revenues caused by SARS and the August electricity blackout; and

WHEREAS the Toronto Zoo requires cash advances from the City to meet November and December payroll obligations;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the report dated November 24, 2003, from the Chief Financial Officer and Treasurer, entitled ‘Cash Advance to Toronto Zoo - Funding of 2003 Projected Budget Shortfall’, and that such report be adopted.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, without amendment.*

In adopting Motion J(3), without amendment, Council adopted, without amendment, the report dated November 24, 2003, from the Chief Financial Officer and Treasurer, entitled “Cash Advance to Toronto Zoo - Funding of 2003 Projected Budget Shortfall”, embodying the following recommendation:

“It is recommended that the Chief Financial Officer and Treasurer be authorized to advance an estimated additional \$2.8 million to the Toronto Zoo (through interim funding from the working capital reserve), to meet its 2003 payroll and other obligations.”

J(4) **2004 Interim Levy By-law**

Moved by: Councillor Soknacki

Seconded by: Councillor Pantalone

“**WHEREAS** Section 317 of the Municipal Act, 2001 provides municipalities with the authority to enact a by-law establishing an interim property tax levy at no more than fifty percent of the preceding year’s taxes billed for each property in each class; and

WHEREAS the 2004 interim levy will address the cash requirements of the City of Toronto until such time as Council approves the 2004 Operating Budget and final levy by-law; and

WHEREAS the Municipal Act, 2001 also provides that an interim levy by-law may be enacted in December of the previous year (but not earlier), provided the interim levy becomes effective on a specified date in the following year; and

WHEREAS in order to provide sufficient time for the interim tax bill production, and to give taxpayers timely notice of payment due dates, the City’s 2004 interim tax bills must be produced and mailed by the end of the January 2004; and

WHEREAS the December 2003 meeting of Council is the only opportunity that will allow a by-law to be adopted authorizing the 2004 interim levy that would allow the above timelines to be met;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the report dated November 21, 2003, from the Chief Financial Officer and Treasurer, entitled, ‘Property Taxes: 2004 Interim Levy By-law’, and that such report be adopted.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, without amendment.*

In adopting Motion J(4), without amendment, Council adopted, without amendment, the report dated November 21, 2003, from the Chief Financial Officer and Treasurer, entitled “Property Taxes: 2004 Interim Levy By-law”, embodying the following recommendations:

“It is recommended that:

- (1) the 2004 interim levy for all property classes be based on 50 percent of the total 2003 taxes billed for each property, and amounts shall be levied in respect of assessment added after the interim levy by-law is passed, which assessment was not on the assessment roll upon which the amounts were levied;*

- (2) *authority be granted for the introduction of the necessary bill at the Council meeting scheduled for December 2, 3 and 4, 2003, providing for the levying and collection of the 2004 interim taxes prior to the adoption of the estimates for 2004; and*
- (3) *the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”*

J(5) Increase to 2003 Toronto Emergency Medical Services Operating Budget to Reflect Increased Funding from the Ministry of Health to Offset Increased Operating Expenses for the Central Ambulance Communications Centre (CACC)

Moved by: Councillor Chow

Seconded by: Councillor Pantalone

“WHEREAS Toronto Emergency Medical Services (EMS) has had ongoing discussions with the Ministry of Health and Long-Term Care (MOHLTC) regarding the need for increased staffing in the Central Ambulance Communications Centre (CACC) to maintain a 24-hour operation and supervision and to improve compliance with the provincial standards stipulated by the Ministry of Health and Long-Term Care CACC staffing model; and

WHEREAS the Ministry has agreed to flow Toronto EMS \$635,069.00 in 2003 to address these issues, annualized to \$1,224,590.00; and

WHEREAS funds, in accordance with provincial direction, must be spent prior to year-end or be identified as a recovery back to the Province; and

WHEREAS EMS plans to hire the staff in late 2003;

NOW THEREFORE BE IT RESOLVED THAT City Council give consideration to the report dated November 18, 2003, from the Commissioner of Works and Emergency Services, entitled, ‘Increase to 2003 Toronto Emergency Medical Services Operating Budget’, and that such report be adopted.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, without amendment.*

In adopting Motion J(5), without amendment, Council adopted, without amendment, the report dated November 18, 2003, from the Commissioner of Works and Emergency Services, entitled

“Increase to 2003 Toronto Emergency Medical Services Operating Budget”, embodying the following recommendations:

“It is recommended that:

- (1) the Toronto Emergency Medical Services Operating Budget for 2003 be increased by \$635,069.00 gross (Cost Centre B33100) and \$635,069.00 revenue (Cost Centre B93030) funded by the Province resulting in zero net and with an annualized impact in 2004 of \$1,224,590.00 gross and zero net; and***
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”***

J(6) 2004 Interim Operating Budget Estimates

Moved by: Councillor Soknacki

Seconded by: Councillor Pantalone

“WHEREAS in accordance with the Financial Control By-law No. 152-2000, approval is required for an interim appropriation to enable Departments, Agencies, Boards and Commissions to carry out their normal base operations during the first four months of 2004; and

WHEREAS the 2004 Operating Budget is scheduled to be before City Council for approval at its special meeting of April 19 to 27, 2004; and

WHEREAS an interim appropriation in the amount of \$2,496.654 million which consists of \$2,246.037 million for Levy Operations and \$250.617 million for Non Levy (Parking Authority and Water and Wastewater) Operations, is required;

NOW THEREFORE BE IT RESOLVED THAT Council give consideration to the report dated November 24, 2003, from the Chief Financial Officer and Treasurer, entitled ‘2004 Interim Operating Budget Estimates’, and that such report be adopted.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

In adopting Motion J(6), without amendment, Council adopted, without amendment, the report dated November 24, 2003, from the Chief Financial Officer and Treasurer, entitled “2004 Interim Operating Budget Estimates”, embodying the following recommendation:

“It is recommended that the 2004 interim operating budget estimates in the amount of \$2,496.654 million be approved as detailed in Appendix 1.”

J(7) **Confirmation of 2004-2008 Capital Budget Pre-Approvals**

Moved by: Councillor Soknacki

Seconded by: Councillor Pantalone

“WHEREAS the previous City Council, at its meeting held on September 22, 23, 24 and 25, 2003, adopted capital budget pre-approvals contained in the following items:

- (1) ‘765 Queen Street East - Ralph Thornton Centre (Ward 30 - Toronto-Danforth)’, embodied in Policy and Finance Committee Report No. 9, Clause No. 31; and
- (2) ‘Morningside Neighbourhood Branch Library Relocation Capital Funding Pre-Approval’, embodied in Policy and Finance Committee Report No. 9, Clause No. 52; and
- (3) ‘Pre-Approval Request for 2004-2008 Capital Projects’, embodied in Policy and Finance Committee Report No. 9, Clause No. 59; and

WHEREAS these capital budget pre-approvals should be confirmed as approvals by the new Council;

NOW THEREFORE BE IT RESOLVED THAT City Council confirms and approves the recommendations of the previous Council regarding the following 2004-2008 capital budget pre-approvals:

- (1) ‘765 Queen Street East - Ralph Thornton Centre (Ward 30 - Toronto-Danforth)’, embodied in Policy and Finance Committee Report No. 9, Clause No. 31; and
- (2) ‘Morningside Neighbourhood Branch Library Relocation Capital Funding Pre-Approval’, embodied in Policy and Finance Committee Report No. 9, Clause No. 52; and
- (3) ‘Pre-Approval Request for 2004-2008 Capital Projects’, embodied in Policy and Finance Committee Report No. 9, Clause No. 59;

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, without amendment.*

J(8) **Ontario Municipal Board Hearing – 453 Spadina Road, Municipal Carpark #164**

Moved by: Councillor Walker

Seconded by: Councillor Mihevc

“**WHEREAS** at its meeting of September 22, 23, 24 and 25, 2003, City Council directed the Chief Administrative Officer, in consultation with the Auditor General, to retain outside counsel to review the agreement of purchase and sale dated November 8, 2001, with respect to 453 Spadina Road (the “site”), signed by the City of Toronto, the Toronto Parking Authority, and First Spadina Place Inc., and submissions presented to Midtown Community Council and City Council; and

WHEREAS First Spadina Place Inc. submitted an appeal with respect to the applications for an amendment to the provisions of the Zoning By-law applying to the site and site plan approval (collectively, the ‘development applications’); and

WHEREAS at its meeting described above, City Council also instructed the City Solicitor to request an adjournment of the Ontario Municipal Board (‘OMB’) hearing, in respect of the development applications, until City Council can consider the report of outside counsel; and

WHEREAS the OMB has scheduled a hearing of the appeals respecting the development applications for January 12 and 13, 2004; and

WHEREAS the City Solicitor has requested an adjournment, but no adjournment has yet been granted; and

WHEREAS City Council has not yet instructed the City Solicitor as to what position to take at the OMB hearing, should the adjournment not be granted; and

WHEREAS there is no further meeting of City Council scheduled before the OMB hearing on January 12 and 13, 2004;

NOW THEREFORE BE IT RESOLVED THAT, in the event that the adjournment is not granted, the City Solicitor be directed to attend at the OMB hearing, and request the OMB to refuse the development applications for the site.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, subject to adding the following new Operative Paragraph:*

“AND BE IT FURTHER RESOLVED THAT authority be granted to amend the Agreement of Purchase and Sale between First Spadina Place Inc., the Toronto Parking Authority and the City of Toronto to permit the purchaser, First Spadina Place Inc., to have the right to extend the Approvals Period provided for in the Agreement for a further one year from August 4, 2004, to August 4, 2005.”

J(9) **Appointments to the Board of Directors of the Hummingbird Centre for the Performing Arts**

Moved by: Councillor Feldman

Seconded by: Councillor Augimeri

“**WHEREAS** former Metropolitan Council, by its adoption of By-law No. 133-96, and Toronto City Council, by its adoption of By-law No. 931-2002, established the composition for and appointed Council and citizen members to the Board of Directors of the Hummingbird Centre for the Performing Arts, for a term of office expiring November 30, 2003; and

WHEREAS Board appointments should be continued until such time as the new Council has had an opportunity to appoint Councillor and Citizen Members to the Board, so that the board may act, if required; and

WHEREAS it is anticipated that Council Members will be appointed at the First Meeting of Council, scheduled to begin on December 2, 2003, and Citizen Members will be appointed in 2004;

NOW THEREFORE BE IT RESOLVED THAT By-law No. 931-2002 be amended to provide that the persons appointed to the Board of Directors of the Hummingbird Centre for the Performing Arts, are to hold Office until November 30, 2003, or until their successors are appointed;

AND BE IT FURTHER RESOLVED THAT leave be given to introduce the necessary Bill to give effect thereto;

AND BE IT FURTHER RESOLVED THAT the appropriate officials be authorized and directed to take whatever action is necessary to give effect thereto.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(10) **116-134 Yorkville Avenue and 10 Hazelton Avenue - Ontario Municipal Board Decision**

Moved by: Councillor Rae

Seconded by: Councillor McConnell

“**WHEREAS** Council at its meeting held on June 24, 25 and 26, 2003, by its adoption of Toronto East York Community Council Report No. 6, Clause No. 15, headed ‘Refusal of Application - Official Plan Amendment and Rezoning – 116 to 134 Yorkville Avenue and 10 Hazelton Avenue (Toronto Centre-Rosedale, Ward 27)’, authorized the City

Solicitor and Commissioner of Urban Development Services to attend at the Ontario Municipal Board to oppose the owner's Official Plan, Zoning By-law and Site Plan appeals for a 9-storey hotel and condominium building at the above address and support the modified development of approximately 7 storeys set out in the report (May 23, 2003) from the Director, Community Planning, South District; and

WHEREAS the Ontario Municipal Board in a decision issued September 25, 2003, which has been filed under separate cover with the City Clerk by the City Solicitor, allowed the owner's appeals; and

WHEREAS the Ontario Municipal Board decision also authorized a Section 37 agreement and benefits to the City as stated on page 8 of the decision as follows:

'The Board also notes the commitment of the applicant to provide for a five-star hotel with undisputed resulting economic benefits to the community. The owner commits to compensate for the additional height and density being permitted through a Section 37 Planning Act Agreement addressing additional public works benefiting the proposal and the immediate vicinity in the order of \$300,000.00 and confirming the proposed high-quality hotel with ground floor retail use and architectural detail including compatible building materials in keeping with the built form of Yorkville. All of these unique proposal characteristics should offer some comfort from any fear of precedent.'; and

WHEREAS the Board decision also required that the necessary by-laws and agreements be filed with the Board by November 28, 2003, or the appeals will be dismissed; and

WHEREAS the Commissioner of Urban Development Services and the City Solicitor have been negotiating the above financial benefit to the City, to consist of public art under the City's public art program, and the securing of building material, design and matters collateral to a Section 41 agreement, as well as a three week extension to December 19, 2003, for the submission of all by-laws and agreements to the Ontario Municipal Board; and

WHEREAS it is appropriate for the City to receive the above Section 37 benefits, and authorize the City officials to prepare the by-laws and agreements, and execute such agreements;

NOW THEREFORE BE IT RESOLVED THAT the appropriate City Officials prepare the by-laws and agreements, execute such agreements and take such action necessary to secure to the City the Section 37 benefits set out above."

Disposition: ***City Council on December 2 and 4, 2003, adopted this Motion, without amendment.***

J(11) **Ontario Municipal Board Hearing - 47 Castlefield Avenue**

Moved by: Councillor Stintz

Seconded by: Councillor Walker

“**WHEREAS** the Midtown Committee of Adjustment on June 5, 2003, refused a Minor Variance application for the construction of a new semi-detached dwelling with an integral grade garage at 47 Castlefield Avenue (File No. A147/03M); and

WHEREAS the proposal for a semi-detached dwelling, with an integral grade garage, is not an appropriate use of the land according to the Zoning By-law and the Official Plan; and

WHEREAS the applicant has appealed the Committee’s decision to the Ontario Municipal Board, and a hearing is scheduled for December 16, 2003;

NOW THEREFORE BE IT RESOLVED THAT the City Solicitor be requested to attend the Ontario Municipal Board hearing to defend the decision of the Committee of Adjustment, refusing the applications for development of a new semi-detached dwelling, with integral garage, at 47 Castlefield Avenue.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(12) **Extension to Part Lot Control Exemption for the Greenwood Racetrack Development**

Moved by: Councillor Bussin

Seconded by: Councillor Walker

“**WHEREAS** By-laws Nos. 762-1999 and 43-2000 granted an exemption to Part Lot Control for blocks within the Greenwood Racetrack Development; and

WHEREAS the Part Lot Control exemption expires on December 31, 2003; and

WHEREAS development has not been completed on some of the blocks; and

WHEREAS the owner is requesting an extension to the Part Lot Control exemption for the unbuilt blocks until December 31, 2005; and

WHEREAS there are changes of ownership that are scheduled to take place in January 2004, prior to the next City Council meeting;

NOW THEREFORE BE IT RESOLVED THAT the report dated November 28, 2003 from the Commissioner of Urban Development Services be adopted, in order that an extension of the Part Lot Control exemption for those blocks referenced in the report will be granted until December 31, 2005.”

Disposition: *City Council on December 2 and 4, 2003, adopted this Motion, without amendment.*

In adopting Motion J(12), without amendment, Council adopted, without amendment, the report dated November 28, 2003, from the Commissioner of Urban Development Services, entitled “Extension of Part Lot Control Exemption for a Portion of the Woodbine Park Development (Beaches-East York, Ward 32)”, embodying the following recommendations:

“It is recommended that:

- (1) By-law No. 764-1999 be amended and extended for the blocks known as 167, 169, 170, 171, 172, 173, 174, 178, 179, 180, 181 and 182 on Plan No. 66M-2332 until December 31, 2005; and*
- (2) By-law No. 43-2000 be extended until December 31, 2005.”*

J(13) Appointment of Citizen Members to the Court of Revision

Moved by: Councillor Mihevc

Seconded by: Councillor Walker

“WHEREAS the former City of Toronto, by its adoption of By-law No. 111-70, as amended by By-laws Nos. 376-74, 708-77, and 787-84, established and appointed a Court of Revision under the Local Improvements Act consisting of three citizen members, Bradford H. Bowlby, Q.C., Carl Orbach, and Donald F. Meyrick, Q.C.; and

WHEREAS Mr. Bowlby ceased to serve on the Court of Revision several years ago, and Mr. Meyrick has recently advised that he is unable to serve for an indeterminate period due to illness; and

WHEREAS the Court is unable to function because two members are required to conduct a hearing, and a hearing on matters already delayed is scheduled for December 8, 2003; and

WHEREAS the Local Improvement Act is superseded, and the Court of Revision is only scheduled to meet a few more times to hear a few seized matters and conclude its business before being disbanded, so the expense and time to undertake an appointment process would be inefficient; and

WHEREAS Mr. Orbach has suggested the appointment of Mr. Herbert P. Katzman to fill the short-term need for a member to conduct hearings without an expensive and lengthy appointment process; and

AND WHEREAS Mr. Katzman, of Orbach, Katzman and Herschorn, has agreed to stand for appointment, and understands the work, having practised primarily real estate law for over 30 years, and also in the past, assessment work;

NOW THEREFORE BE IT RESOLVED THAT Council appoint Mr. Herbert P. Katzman to the Court of Revision to replace Mr. Bradford H. Bowlby, a term of office to be at the pleasure of Council;

AND BE IT FURTHER RESOLVED THAT leave be granted for the introduction of the necessary Bills to give effect thereto;

AND BE IT FURTHER RESOLVED THAT the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(14) **Recount of Ballots for Office of Councillor, Ward 25 - Don Valley West**

Moved by: Councillor Ashton

Seconded by: Councillor Grimes

“**WHEREAS** subsection 57(1) of the Municipal Elections Act, 1996 provides that Council may, within 30 days of the Clerk’s declaration of the election results, pass a resolution requiring a recount of the votes cast for all, or specified candidates, for an office on the Council; and

WHEREAS subsection 60(1) of the Municipal Elections Act, 1996 provides that such a recount is to be conducted in the same manner as the original count on election day; and

WHEREAS the official election results for Ward 25 – Don Valley West, issued by the Clerk on November 13, 2003, reported a difference of 80 votes separating the first and second candidates; and

WHEREAS at approximately 8:30 p.m., on election night, the unofficial election results on the City’s Web site indicated that Ms. Jaye Robinson had received 30 votes more than Mr. Cliff Jenkins, with 100 percent of the polls reported; and

WHEREAS the unofficial results on the City’s Web site subsequently, showed Mr. Cliff Jenkins had received 80 votes more than Ms. Jaye Robinson, and at approximately 10:45 p.m., the City of Toronto issued a press release indicating a reporting error of the unofficial results on the City’s Web site; and

WHEREAS it is important to ensure public confidence in the reporting procedures of the unofficial election night results followed by the City of Toronto;

NOW THEREFORE BE IT RESOLVED THAT City of Toronto Council require a recount of the results for the candidates for the office of Councillor, Ward 25 – Don Valley West, for the 2003 Toronto municipal election.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, subject to adding the following new Operative Paragraphs:

“AND BE IT FURTHER RESOLVED THAT:

- (1) the cost of such recount be absorbed within the Elections Budget for 2003;*
- (2) the recount be scheduled within 15 days, as required by the Municipal Elections Act; and*
- (3) any motions requiring changes to the City’s current election procedures be submitted to the City Clerk for report thereon to City Council, through the Administration Committee;*

AND BE IT FURTHER RESOLVED THAT the City Clerk be requested to submit a report to the Administration Committee on:

- (1) the number of final spoiled ballots, per poll across the City, by Ward, for the 2003 Toronto Municipal Election; and*
- (2) an automatic trigger mechanism for recounts for elections, such report to address the timing of the recount and the possibility of having the recount before the Councillor-elect has been sworn in.”*

J(15) Naming of the St. Lawrence Community Recreation Centre Lobby to the “P.J. Nicholson Lobby”

Moved by: Councillor McConnell

Seconded by: Councillor Rae

“WHEREAS the St. Lawrence Neighbourhood Association (SLNA), recommended that the Lobby located in the St Lawrence Community Recreation Centre be named the ‘P.J. Nicholson Lobby’, in honour of P.J. Nicholson, who was instrumental in moving the proposal forward to build the community recreation centre; and

WHEREAS the recommendation has been brought in front of the SLNA membership, which represents a large percentage of the community population; and

WHEREAS the members of the SLNA are in favour of naming of the lobby, and P.J. Nicholson's family have been consulted, and support the naming; and

WHEREAS all provisions of the Naming and Renaming Parks Policy have been met;

NOW THEREFORE BE IT RESOLVED THAT the Commissioner of Economic Development, Culture and Tourism be requested to report to the Toronto South Community Council on the naming of the lobby of the St. Lawrence Community Recreation Centre, at 230 the Esplanade."

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(16) **Appeal to the Ontario Municipal Board - 1900 Lake Shore Boulevard West (Ward 13 - Parkdale-High Park)**

Moved by: Councillor Saundercook

Seconded by: Councillor Grimes

"WHEREAS City Council at its meeting held on September 22, 23, 24 and 25, 2003, adopted, as amended, Clause No. 16 embodied in Report No. 7 of The Humber York Community Council, headed, 'Status Report - 1900 Lake Shore Boulevard West, Applications to Amend the (former) City of Toronto, Official Plan and Zoning By-law No. 438-86 (Ward 13 - Parkdale-High Park)', and in so doing adopted the following recommendation:

'It is recommended that City Council:

- (1) authorize the City Solicitor to appear at the Ontario Municipal Board to request deferral of the appeal of the application to after March 2004 to allow time for:
 - (a) the submission of the required studies and comments for review by the City, local residents and other objectors;
 - (b) a public meeting or meetings to be held pursuant to The Planning Act; and
 - (c) Community Council and City Council to consider all information received;

- (2) authorize City Planning staff to attempt to secure a Section 37 Agreement for local City benefits, in the event that the Ontario Municipal Board approves this application; and
- (3) authorize the City Solicitor to secure conditions of approval requested by City departments and agencies in relation to Site Plan Approval.’;

NOW THEREFORE BE IT RESOLVED THAT Planning Staff, the applicant and the Ward Councillor meet to discuss other options.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, subject to deleting from the Operative Paragraph the word “Planning”, so that such Operative Paragraph shall now read as follows:

“NOW THEREFORE BE IT RESOLVED THAT staff, the applicant and the Ward Councillor meet to discuss other options.”

J(17) Appointment of Two Deputy Mayors by Resolution

Moved by: Mayor Miller

Seconded by: Councillor Pantalone

“**WHEREAS** section 242 of the Municipal Act, 2001, (the ‘Act’) provides that City Council may appoint by by-law or resolution a member of the Council to act in the place of the head of Council when the head of Council is absent or refuses to act or the office is vacant, and while so acting, such member has all the powers and duties of the head of Council; and

WHEREAS, in accordance with § 27-99 of Chapter 27, Council Procedures, of the City of Toronto Municipal Code, City Council, at its First Meeting, will appoint on the recommendation of the Striking Committee, a Member of Council as Deputy Mayor to act from time to time in the place and stead of the Mayor when the Mayor is absent from the City, or is absent through illness or the office of Mayor is vacant, and such Member, while so acting, will have all the rights, powers and authority of the Mayor, except the by-right-of-office powers of the Mayor as a member of a community council; and

WHEREAS this Deputy Mayor shall be the acting head of Council when required, as provided for in section 242 of the Act; and

WHEREAS it is desirable to appoint two other Members of Council to a position to also be known as ‘Deputy Mayor’, to assist the Mayor from time to time, and these positions shall be distinct from the Deputy Mayor appointed by by-law in accordance with Chapter 27, Council Procedures and section 242 of the Act;

NOW THEREFORE BE IT RESOLVED THAT the following two Members of Council be appointed as Deputy Mayors to assist the Mayor from time to time for a term of office expiring on May 31, 2005, and until their successors are appointed:

Sandra Bussin; and
Michael Feldman;

AND BE IT FURTHER RESOLVED THAT these two Deputy Mayors shall not have the powers of an acting head of Council provided for in section 242 of the Act, or the authority or responsibilities of the Deputy Mayor referred to in Chapter 27, Council Procedures, of the City of Toronto Municipal Code, even when the Mayor or the Deputy Mayor appointed by by-law are absent from the City or absent through illness or when the office of the Mayor or Deputy Mayor are vacant.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(18) **Ontario Municipal Board Hearing – 40 Danilack Avenue**

Moved by: Councillor Balkissoon

Seconded by: Councillor Altobello

“**WHEREAS** the Committee of Adjustment (East District) at its meeting held on September 17, 2003, denied Application No. A216/03SC to vary the existing Zoning By-law for the property at 40 Danilack Court; and

WHEREAS the applicant has recently appealed the Committee’s decision to the Ontario Municipal Board; and

WHEREAS the Community Planning staff wrote a report recommending refusal of the application as it did not meet the four tests under the Planning Act; and

WHEREAS the City of Toronto has recently been advised that the Ontario Municipal Board will be hearing this matter on January 7, 2004;

NOW THEREFORE BE IT RESOLVED THAT City Council direct the appropriate staff from the Legal Services and the Urban Development Services Department to defend the decision of the Committee of Adjustment, at any future Ontario Municipal Board hearings with respect to this application.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(19) **Establishment of Protocols To Deal With Marijuana “Grow Houses”**

Moved by: Councillor Balkissoon

Seconded by: Councillor Kelly

“**WHEREAS** there is an increasing trend for criminals to convert private dwellings into nurseries for the illegal growing of marijuana; and

WHEREAS it is estimated that there over 10,000 such illegal ‘Grow Houses’ in operation in the Greater Toronto Area; and

WHEREAS to facilitate the growing of marijuana, homes are often unsafely or illegally rewired, walls are removed to increase available growing space, furnaces are dangerously re-vented and toxic chemicals are allowed to leach into the structure or vent into the surrounding community; and

WHEREAS the growing of marijuana may also create high levels of humidity, mould and other conditions which may adversely affect the structural integrity of the dwelling; and

WHEREAS when a Grow House is closed down by the police or vacated by the criminals it often continues to pose a serious health and safety risk to the surrounding community and to potential new home buyers;

NOW THEREFORE BE IT RESOLVED THAT the Commissioner of Urban Development Services be directed, in co-operation with the Toronto Police Service, Toronto Public Health, Toronto Hydro, Toronto Fire Services and all other relevant City departments and agencies, to develop a set of protocols for identifying, inspecting and taking the necessary corrective action against properties identified as ‘Grow House’ operations.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(20) **National Day of Remembrance - December 6, 2003**

Moved by: Mayor Miller

Seconded by: Councillor Chow

“**WHEREAS** fourteen years ago, 14 young women were gunned down at the University of Montreal. The Montreal Massacre was a heinous act which serves to remind us of the everyday reality of violence against women; and

WHEREAS, although our City is a relatively safe place to live, violence against women, in private and in public, occurs too frequently. Violence is not limited to physical or sexual aggression. Small acts of violence are committed daily through attitude and intimidating behaviour. These small acts add up to create an atmosphere of distrust, insecurity and fear. We must speak out against aggression towards women; and

WHEREAS attitudes are changing and women no longer need to act alone against violence in our society. Governments, community groups, corporations, the media and others, are more aware of the ways in which violence isolates and harms women;

NOW THEREFORE I, Mayor David Miller, on behalf of Toronto City Council and the 2.4 million people of our great City, do hereby proclaim December 6, 2003, as a 'National Day of Remembrance', in tribute to all women who are or have been victims of violence, and in remembrance of the victims of the Montreal Massacre."

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(21) **Appointment to the Toronto Parking Authority – Revised Composition**

Moved by: Councillor Pantalone

Seconded by: Councillor Rae

“**WHEREAS** City of Toronto Municipal Code Chapter 179, Parking Authority, requires that one of the two Members of Council appointed to the Parking Authority be a member of the Planning and Transportation Committee; and

WHEREAS this restricts Councillor appointments and is not a full reflection of the Parking Authority’s relationship to Council; and

WHEREAS it is desirable for Council to make Member appointments to City Boards based on various factors besides Standing Committee membership;

NOW THEREFORE BE IT RESOLVED THAT Council amend Municipal Code Chapter 179, Parking Authority, Section 1 A, by deleting the words ‘one of whom shall be a member of the Planning and Transportation Committee’;

AND BE IT FURTHER RESOLVED THAT leave be granted for the introduction of the necessary Bills to give effect thereto;

AND BE IT FURTHER RESOLVED THAT appropriate City officials be authorized and requested to take whatever action is necessary to give effect thereto.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(22) **Request for Enabling Legislation to Regulate Second Suites**

Moved by: Councillor Balkissoon

Seconded by: Councillor Kelly

“**WHEREAS** Toronto's Second Suites By-law No. 493-2000 permits second suites in all single-detached and semi-detached houses throughout the City of Toronto, provided they meet certain standards with respect to the Ontario Fire Code, Building Codes, zoning and property standards by-laws; and

WHEREAS it is estimated there are over 100,000 second suites in Toronto homes, making up approximately 20 percent of the City’s total rental housing market; and

WHEREAS according to a February 2000 report by the Toronto Disaster Relief Committee, many tenants of second suites are students, new Canadians and seniors; and

WHEREAS the above mentioned persons are often the most vulnerable and least likely to seek enforcement of their rights as a tenant; and

WHEREAS the City of Toronto has a responsibility to tenants of secondary suites to ensure landlords comply with all relevant by-laws to ensure their units are safe, secure and healthy places in which to live;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto seek enabling legislation from the Provincial Government that would require second suites be licensed by the municipality;

AND BE IT FURTHER RESOLVED THAT the City of Toronto seek enabling legislation from the Provincial Government to establish the right-of-entry of municipal by-law officers to enter residential dwellings, buildings and units to conduct inspections of licensed second suites and to inspect homes which may be in contravention of existing Building Codes, zoning and property standards by-laws.”

Disposition: *City Council on December 2 and 4, 2003, referred this Motion to the Planning and Transportation Committee.*

J(23) Little Avenue: (1) Poll Results to change the Direction of Traffic between Lawrence Avenue West and Weston Road; (2) On-Street Permit Parking; and (3) Request to Change Little Avenue into a Cul-de-Sac (Ward 11 - York South-Weston)

Moved by: Councillor Nunziata

Seconded by: Councillor Lindsay Luby

“**WHEREAS** City Council at its meeting held on September 22, 23, 24 and 25, 2003, took no action on Clause No. 11, Report No. 7 of The Humber York Community Council, headed, ‘Little Avenue: (1) Poll Results to change the Direction of Traffic between Lawrence Avenue West and Weston Road; (2) On-Street Permit Parking; and (3) Request to Change Little Avenue into a Cul-de-Sac (Ward 11 - York South-Weston)’;

NOW THEREFORE IT BE RESOLVED THAT, as recommended in the report dated July 28, 2003 from the Director, Transportation Services, District 1-West, headed ‘On Street Permit Parking on Little Avenue’:

- (1) the City Clerk be requested to undertake a survey of the residents on Little Avenue between Lawrence Avenue West and Weston Road, to determine majority support for the introduction of on-street permit parking on the east side of the street, as shown on Drawing No. 421F-7055, dated July 2003;
- (2) subject to the residents’ survey revealing the majority of residents are in favour, the Uniform Traffic By-law Nos. 196-84 and 2958-94 be amended to rescind the ‘No Parking Anytime’ prohibition on the east side of Little Avenue from a point 21 metres north of Lawrence Avenue West to a point 45.8 metres north thereof;
- (3) subject to favourable results of the survey, By-law No. 3491-80 of the former City of York be amended to introduce permit parking during the hours of 12:00 midnight to 7:00 a.m. on the east side of Little Avenue from a point 21 metres north of Lawrence Avenue West and a point 45.8 metres further north thereof; and
- (4) the appropriate City officials be authorized and directed to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required;

AND BE IT FURTHER RESOLVED THAT:

- (1) (a) southbound right turns from Weston Road onto Little Avenue be prohibited Monday to Friday, between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m.;

- (b) northbound left turns from Weston Road onto Little Avenue be prohibited Monday to Friday, between 7:00 a.m. to 9:00 a.m. and 4:00 p.m. to 6:00 p.m.; and
- (c) a 'No Heavy Trucks' prohibition be implemented on Little Avenue;
- (2) a Committee be formed comprised of the Ward Councillor, local residents and representatives from the Weston BIA, to discuss future long term plans for the area; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction in Council of any Bills that are required;

AND BE IT FURTHER RESOLVED THAT Council request the Commissioner of Works and Emergency Services to report on:

- (1) converting Little Avenue from a two-way direction of traffic, to a cul-de-sac;
- (2) the feasibility of installing a sidewalk on the north side of Little Avenue; and to allocate funds in the 2004 capital budget for its construction;
- (3) narrowing the intersection of Little Avenue and Weston Road, as a traffic calming and pedestrian safety measure; and
- (4) the motion of the Humber York Community Council at its meeting of September 17, 2002 regarding 'Traffic Concerns on Weston Road, north of Lawrence Avenue West to Highway 401', and that the traffic study area be expanded to include Denison Road East. Ref. Clause 60(y), Report No. 11, of the Humber York Community Council meeting held on September 17, 2002."

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(24) Request for Audit of Drive Clean Tender Process

Moved by: Councillor Balkissoon

Seconded by: Councillor Holyday

“WHEREAS almost 5 years ago, I raised issues with respect to the Ontario Government’s Drive Clean testing by our Fleet Maintenance Division; and

WHEREAS during the budget process it was revealed that this program was out-sourced temporarily without following the approved tendering process; and

WHEREAS the Budget Advisory Committee subsequently refused approval of delivering parts of this program in-house because it was considered not cost effective; and

WHEREAS I have continuously received complaints from vendors on the administration of this out-sourced program; and

WHEREAS at the last tender process, I complained to management on the non-opening in public of tenders and a statement to this effect being included in the tender documents; and

WHEREAS the recent tender of this function has totally ignored previous complaints to management; and

WHEREAS management actions on this tender contravene all the recent efforts of the recent review of our procurement process which requested management to address this statement in tender documents; and

WHEREAS there continues to be a public perception that this tender process is neither clear or transparent;

NOW THEREFORE BE IT RESOLVED THAT Council request the Auditor General to perform a detailed review of both the previous tender process and the administration of the awarding of the tender, including financial details and testing details.”

Disposition: City Council on December 2 and 4, 2003, referred this Motion to the Audit Committee.

J(25) To Amend the Composition of the Boards of Management of the Mimico Village and Mimico by the Lake Business Improvement Areas

Moved by: Councillor Pantalone

Seconded by: Councillor Bussin

“**WHEREAS** the Municipal Act 2001, section 104, permits municipalities to designate an area as a Business Improvement Area (BIA) and states that the Board of Management consists of the number of directors established by the municipality and composition includes one or more directors appointed directly by the municipality; and

WHEREAS City of Toronto Municipal Code Chapter 19 establishes Business Improvement Areas and their compositions, with the composition of the Mimico Village and Mimico by the Lake BIAs each including two Members of Council; and

WHEREAS each BIA is in one Ward and there is one Councillor per Ward;

NOW THEREFORE BE IT RESOLVED THAT Council amend Municipal Code Chapter 19, Business Improvement Areas, so that the composition of the Mimico Village and Mimico by the Lake BIAs shall each include only one Member of Council;

AND BE IT FURTHER RESOLVED THAT leave be granted for the introduction of the necessary Bills to give effect thereto;

AND BE IT FURTHER RESOLVED THAT appropriate City officials be authorized and requested to take whatever action is necessary to give effect thereto.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

J(26) **To Amend the Composition of the Leaside Memorial Community Gardens Board of Management and the McCormick Playground Arena Committee**

Moved by: Councillor Pantalone

Seconded by: Councillor Bussin

“**WHEREAS** the Leaside Memorial Community Gardens Board of Management is established under the Municipal Act and Community Recreation Centres Act and by former Town of Leaside By-laws Nos. 1374 and 1881, and former East York By-law No. 131-96, with a composition to include two Members of Council;

WHEREAS the McCormick Playground Arena Committee is established under the Community Recreation Centres Act and by former City of Toronto Municipal Code Chapter 25, Community and Recreation Centres, with a composition to include two Members of Council; and

WHEREAS there is now only one Councillor per Ward;

NOW THEREFORE BE IT RESOLVED THAT Council amend former City of Toronto Municipal Code Chapter 25, Community and Recreation Centres, so that the composition of the McCormick Playground Arena Committee shall include only one Member of Council;

AND BE IT FURTHER RESOLVED THAT Council amend former Leaside By-laws Nos. 1374 and 1881, and East York By-law No. 131-96, as applicable, so that the composition of the Leaside Memorial Community Gardens Board of Management, shall include only one Member of Council;

AND BE IT FURTHER RESOLVED THAT leave be granted for the introduction of the necessary Bills to give effect thereto subject to the necessary public notice and meeting requirements being fulfilled;

AND BE IT FURTHER RESOLVED THAT appropriate City officials be authorized and requested to take whatever action is necessary to give effect thereto, including giving public notice as required under the Municipal Act, 2001 and any other statute or regulation in effect.”

Disposition: City Council on December 2 and 4, 2003, adopted this Motion, without amendment.

Toronto, Ontario
December 5, 2003

City Clerk

Attachments: [2004 Approved Schedule of Meetings](#)
[Memberships of the Standing Committees, Community Councils and](#)
[Special Committees](#)