

CERTIFICATE OF AMENDMENTS

Certified to be a true copy of amendments to:

Deferred Clauses:

Administration Committee Report 8, Clause 8b
Administration Committee Report 9, Clauses 1a, 10a, 11a and 22a
Community Services Committee Report 8, Clause 7a
Economic Development and Parks Committee Report 8, Clause 12a
Planning and Transportation Committee Report 9, Clause 7a
Policy and Finance Committee Report 8, Clause 1b
Policy and Finance Committee Report 9, Clauses 20a, 21a, 22a, 37a, 41a, 42a and 49a
Works Committee Report 10, Clauses 5a and 10a
Etobicoke York Community Council Report 9, Clause 1a and 2a
Audit Committee Report 6, Clauses 4a and 6a
Board of Health Report 7, Clause 1b

and Notices of Motions, as adopted by the Council of the City of Toronto at its Special meeting held on December 6, 2004.

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

DEFERRED CLAUSE FROM ADMINISTRATION COMMITTEE REPORT 8

Clause 8b - "Complaint Regarding Actions at Committee Meetings".

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSES FROM ADMINISTRATION COMMITTEE REPORT 9

Clause 1a - "Improvement Initiative - Court Services Fine Collection".

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

- Clause 10a** - **“Extension of Purchase Order 6013270 related to Request for Quotation 1004-03-3394 for the Supply, Delivery and Installation of Artopex Imagine Series Workstations to Various Locations throughout the City of Toronto”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

- Clause 11a** - **“Extension of Purchase Order 6013271 related to Request for Quotation 1004-03-3395 for the Supply, Delivery and Installation of Haworth Premise Series Workstations to Various Locations throughout the City of Toronto”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

- Clause 22a** - **“Possible Acquisition of Toronto District School Board Property Located on Wanita Road for Stormwater Management Purposes (Ward 44 - Scarborough East)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSE FROM COMMUNITY SERVICES COMMITTEE REPORT 8

- Clause 7a** - **“Allocation of Capital Grant to Woodgreen Red Door Shelter to Meet the Space Standards for Shelters (Ward 31)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSE FROM ECONOMIC DEVELOPMENT AND PARKS COMMITTEE REPORT 8

- Clause 12a** - **“Humanitas: Feasibility Study for a New Cultural Attraction on Toronto’s Waterfront (Various Wards)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSE FROM POLICY AND FINANCE COMMITTEE REPORT 8

- Clause 1b** - **“Capital Financing Strategy – 2004”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSES FROM POLICY AND FINANCE COMMITTEE REPORT 9

Clause 37a - “Homes for the Aged - Community-Based Services Furnishings and Equipment”.

City Council on December 6, 2004, referred this Clause, together with the following motions by Members of Council, to the Budget Advisory Committee for further consideration:

Moved by Councillor Chow:

“That Staff Recommendation (1) contained in the report dated September 23, 2004, from the Commissioner of Community and Neighbourhood Services be amended by inserting, after the words “Homes for the Aged”, the words “and other TCHC seniors’ supportive housing”, so that Recommendation (1) now reads as follows:

- (1) Council establish a Cost Centre called “HFA Community-Based Services”, within the Community Initiatives Reserve Fund, to be used to purchase furnishings, equipment and amenities as required by the Homes for the Aged and other TCHC seniors’ supportive housing community-based programs;.”

Moved by Councillor Watson:

“That the recommendations of the Policy and Finance Committee be deleted and the following be inserted instead:

- (1) that funds in the amount of \$250,000.00 from the HFA Capital Reserve be made available in 2005 to furnish and equip the amenity space at Albion Lodge;
- (2) that funds totalling \$1.450 million, plus applicable interest, be transferred from the HFA Capital Reserve to the Corporate Capital Financing Reserve Fund;
- (3) that the aforementioned funds be made available to Economic Development, Culture and Tourism in the 2005 budget process for work on the Parks and Recreation work order system and the Forestry TMMS enhancement; and
- (4) 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.”

Moved by Councillor Carroll:

“That Parts (2) and (3) of the motion by Councillor Watson be referred to the Budget Advisory Committee for further consideration.”

Moved by Councillor Balkissoon:

“That the motion by Councillor Watson be amended by adding the following:

- ‘(5) that staff review the City’s Works and Emergency Services Department TMMS, Hansen and Aventes systems such that, as a first priority, an existing City Business System can be expanded to meet the needs of the Economic Development, Culture and Tourism Department.’ ”

Clause 41a - **“Operating Variance Report for the Nine Months Ended September 30, 2004”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

Clause 42a - **“2004 Capital Variance Report for the Nine-Month Period Ended September 30, 2004”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

Clause 49a - **“2005 Recommended Operating and Capital Budgets for Toronto Water”.**

City Council on December 6, 2004, amended this Clause by deleting the additional Recommendation (v), as recommended by the Policy and Finance Committee, and replacing it with the following:

- “(v) the Toronto Water Budget as submitted in the joint report dated November 12, 2004, from the Chief Financial Officer and Treasurer and Acting Commissioner of Works and Emergency Services, entitled ‘2005 Recommended Operating and Capital Budgets for Toronto Water’, be increased for 2005 by \$813,244.00 to facilitate the retention of 12 plant technicians/plant technician trainee positions, otherwise scheduled to be deleted from the water filtration facilities, so that there will not be less than two staff in each water plant on off-hour shifts.”

This Clause, as amended, was adopted by City Council.

DEFERRED CLAUSE FROM WORKS COMMITTEE REPORT 10

Clause 10a - **“Contract 04WD-04RD, Tender Call 274-2004 Park Lawn Reverse Ramp (Ward 6 - Etobicoke-Lakeshore)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSES FROM ETOBICOKE YORK COMMUNITY COUNCIL REPORT 9

- Clause 1a** - **“Request for Exemption to Chapter 400 of the Former City of Toronto Municipal Code to Permit Front Yard Parking at 22 Nairn Avenue (Ward 17 – Davenport)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

- Clause 2a** - **“Request for an Exemption to Chapter 400 of the Former City of Toronto Municipal Code to Permit Front Yard Parking at 24 Nairn Avenue (Ward 17 - Davenport)”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSES FROM AUDIT COMMITTEE REPORT 6

- Clause 4a** - **“CLASS Recreation Registration and Permitting System Information Technology Review - Economic Development, Culture and Tourism Department”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

- Clause 6a** - **“Hostel Operations Review - Community and Neighbourhood Services”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

DEFERRED CLAUSE FROM BOARD OF HEALTH REPORT 7

- Clause 1b** - **“Shade Policy and Technical Considerations for the City of Toronto”.**

City Council on December 6, 2004, deferred consideration of this Clause to its next regular meeting on February 1, 2005.

NOTICES OF MOTION APPEARING UNDER ITEM F

F(1) Harbour Remediation & Transfer Inc. Claim and Related Third Party Claim Concerning Fred Dominelli and 939923 Ontario Limited

Moved by: Councillor Pitfield

Seconded by: Deputy Mayor Bussin

“**WHEREAS** at its meeting of October 26, 27 and 28, 2004, Council directed the City Solicitor to report to the first possible Council meeting on the status of settlement discussions with Harbour Remediation & Transfer Inc. (‘HR&T’), Costa Trucking and Contracting Ltd. (‘Costa Trucking’) and concerning a third party claim by HR&T, in which it seeks indemnification from the City for a claim against it by Fred Dominelli and 939923 Ontario Limited (‘939923’); and

WHEREAS there have been settlement discussions between the parties since October 28, 2004; and

WHEREAS the City Solicitor was given instructions to report to the first possible Council meeting; and

WHEREAS consideration of this matter by Council is required on an urgent basis to provide instructions to staff;

NOW THEREFORE BE IT RESOLVED THAT the staff recommendations contained in the Recommendations Section of the attached confidential report dated November 30, 2004, from the City Solicitor, entitled ‘Harbour Remediation & Transfer Inc. Claim and Related Third Party Claim Concerning Fred Dominelli and 939923 Ontario Limited’, be adopted;

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

Disposition:

City Council on December 6, 2004, amended this Motion by deleting the first Operative Paragraph and inserting instead the following:

“NOW THEREFORE BE IT RESOLVED THAT the confidential report dated November 30, 2004, from the City Solicitor, be received.”

City Council at the in-camera portion of its Special meeting on December 6, 2004, also issued confidential instructions to staff, which are to remain confidential, in their entirety, in accordance with the provisions of the Municipal Act, as they pertain to litigation or potential litigation.

F(2) OMB Appeal – Application for Front Yard Parking at 1501 Islington Avenue

Moved by: Councillor Lindsay Luby

Seconded by: Councillor Grimes

“**WHEREAS** the Etobicoke Committee of Adjustment refused an application to permit a front yard parking pad at 1501 Islington Avenue; and

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

WHEREAS the front yard parking pad is more than minor in nature, is not appropriate, and does not meet the intent of the zoning by-law;

NOW THEREFORE BE IT RESOLVED THAT the City Solicitor send a member of her staff to attend the Ontario Municipal Board to oppose the application, to ask that the City be added as a party to the hearing, and to make appropriate arrangements for expert witnesses.”

Disposition:

City Council on December 6, 2004, deferred consideration of this Motion to its next regular meeting on February 1, 2004.

NOTICES OF MOTION APPEARING UNDER ITEM I

I(1) Strategy to Reduce and Eliminate Unsolicited Junk E-mails

Moved by: Councillor Palacio

Seconded by: Councillor Nunziata

“**WHEREAS** City staff and Councillors’ staff spend hours of productivity every day, going through and deleting unwanted ‘junk’ e-mails; and

WHEREAS my office has repeatedly asked our Information and Technology Division to find ways of blocking or screening unsolicited e-mails, without success; and

WHEREAS our computer systems constantly get affected by incoming viruses, because of a lack of a SPAM filtering solution; and

WHEREAS this is costing taxpayers hundreds of thousands of dollars in wasted staff time;

NOW THEREFORE BE IT RESOLVED THAT the Executive Director of Corporate Information and Technology report to the e-City Committee on a strategy to reduce and eliminate the volume of unsolicited external e-mails to City staff and Councillors;

AND BE IT FURTHER RESOLVED THAT the Executive Director of Corporate Information and Technology be asked to expedite the implementation of a SPAM filtering solution, which will help address unsolicited e-mails.”

Disposition:

City Council on December 6, 2004, deferred consideration of this Motion to its next regular meeting on February 1, 2004.

I(2) 499 King Street West – Opposition to Application for a Liquor Licence

Moved by: Councillor Chow

Seconded by: Councillor Rae

“**WHEREAS** the occupants of 499 King Street West have applied to the Alcohol and Gaming Commission of Ontario (AGCO) for a liquor sales licence to serve and sell alcohol at this location with a public hearing on December 20, 2004; and

WHEREAS the City Councillor has been advised by the Toronto Police Service of numerous Provincial Offence violations emanating from the numerous licensed establishments already existing in the immediate area of this location; and

WHEREAS the Toronto Police Service has further advised that there have been criminal activities and arrests emanating from the immediate area of this location; and

WHEREAS the City Councillor has also received complaints from residents regarding the misconduct of patrons from licensed establishments located in the immediate vicinity; and

WHEREAS the past and present conduct of patrons of nearby licensed establishments affords reasonable grounds to believe that a granting of a liquor licence at 499 King Street West may result in the behaviour of a certain and significant number of patrons not being in accordance with the law and combined with the other concerns noted above, demonstrates that a liquor licence for these premises is not in the public interest having regard to the needs and wishes of the Municipality in which the premises is located;

NOW THEREFORE BE IT RESOLVED THAT Council advise the Alcohol and Gaming Commission of the City of Toronto’s opposition to any new application or the expansion of any existing liquor licence or caterer’s endorsement for 499 King Street West;

AND BE IT FURTHER RESOLVED THAT Council authorize the City Solicitor to advise the AGCO that it opposes any new application or the expansion of any existing liquor licence or caterer’s endorsement for 499 King Street West and further instructs that a copy of this resolution be provided to the AGCO by December 19, 2004;

AND BE IT FURTHER RESOLVED THAT the AGCO be requested to provide the City with an opportunity to participate in any proceedings involving 499 King Street West to oppose any new applications or expansion of the current liquor licence, and that the City Solicitor and necessary staff be authorized to participate in any proceedings before the AGCO which relate to 499 King Street West.”

Disposition:

City Council on December 6, 2004, adopted this Motion, without amendment.

NOTICES OF MOTION APPEARING UNDER ITEM J

J(1) Request to Re-open Appointment of Members of Council to Canadian National Exhibition Association, Board of Directors

Moved by: Councillor Mammoliti

Seconded by: Councillor Palacio

“**WHEREAS** City Council, at its meeting of November 30, December 1 and 2, 2004, adopted, without amendment, the recommendations of the Striking Committee for appointment of Members of Council to the Board of Directors of the Canadian National Exhibition Association;

NOW THEREFORE BE IT RESOLVED THAT, in accordance with §27-49 of Chapter 27 of the City of Toronto Municipal Code, Striking Committee Report 7, Clause 1, headed ‘Appointment of Members of Council to the Canadian National Exhibition Association Board of Directors and Municipal Section’ be re-opened for further consideration as it pertains to the appointments of Members of Council to the CNEA Board of Directors, for the purpose of asking questions on the process for these appointments.”

Disposition:

Notice of this Motion was given to permit consideration at the next regular meeting of City Council on February 1, 2005.

CONDOLENCE MOTIONS

(1) Moved by: Deputy Mayor Pantalone

Seconded by: Mayor Miller

“**WHEREAS** the Members of Toronto City Council are deeply saddened to learn of the December 1st, 2004, family tragedy in Toronto’s West End, which resulted in the passing of Brian Langer, Andrea Labbé and Zoë Labbé-Langer, and the injury of Brigitte Labbé-Langer; and

WHEREAS Brian Langer, Andrea Labbé and Zoë Labbé-Langer were integral and active members of their community who will be sadly missed by countless neighbours and friends; and

WHEREAS the family is calling for messages of support and expressions of love for the Labbé-Langer children with the establishment of the Labbé-Langer Memory Project; and

WHEREAS the Members of Toronto Council wish to express to family and friends both our deepest sympathy and our heartfelt hope for the future;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of Toronto City Council, our sincere sympathy to Brigitte Labbé-Langer and Margot Labbé-Langer, as well as to the family, friends and community members.”

Disposition:

City Council on December 6, 2004, adopted this Motion unanimously.

(2) **Moved by:** Councillor Davis

Seconded by: Mayor Miller

“**WHEREAS** the Members of City Council are deeply saddened to learn of the sudden and untimely passing of Andrew Aaron Stewart at the young age of 16; and

WHEREAS Andrew was killed tragically in an incident of terrible violence while on a lunch break from East York Collegiate Institute; and

WHEREAS Andrew is survived by his mother Cheryl Stewart, stepfather Mike Bennett, and grandparents Anne and Robert Stewart; and

WHEREAS Andrew is remembered by his many friends as someone with a big heart, who made everyone laugh, and who was like a big brother to many; and

WHEREAS Andrew was a talented athlete and a member of the East York Collegiate Basketball team and an active participant in parks and recreation programs at Secord and Terry Fox Community Centres; and

WHEREAS Andrew’s friendship, caring, and sense of humour will be missed by his family, his many close friends, and East York Collegiate students and staff;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey on behalf of members of City Council, our sincere sympathy to his mother Cheryl Stewart, step father Mike Bennett, and grandparents Anne and Robert Stewart.”

Disposition:

City Council on December 6, 2004, adopted this Motion unanimously.

(3) **Moved by:** Councillor Minnan-Wong

Seconded by: Councillor Stintz

“**WHEREAS** December 6 is a day of remembrance to commemorate the anniversary of the 14 women who were massacred in 1989 at L'Ecole Polytechnique in Montreal; and

WHEREAS in response to this violent act, the Canadian Government proclaimed December 6 as the National Day of Remembrance and Action on Violence Against Women;

WHEREAS any woman can be a victim of violence and abused women can be of any age, race, class, or religion; and

WHEREAS violence against women is not limited to physical or sexual abuse, but includes other forms, such as threats, stalking and emotional, mental, and verbal abuse; and

WHEREAS the white ribbon campaign is one of the world's largest efforts committed to stopping violence towards women and wearing a white ribbon symbolizes a personal pledge never to commit violence against women or remain silent about an incident they know about;

NOW THEREFORE BE IT RESOLVED THAT Council observe a moment of silence in memory of the Montreal Massacre, as well as women everywhere whose lives are or have been affected by violence.”

Disposition:

City Council on December 6, 2004, adopted this Motion unanimously.

(4) **Moved by:** Councillor Balkissoon

Seconded by: Councillor Ashton

“**WHEREAS** the Members of City Council are deeply saddened to learn of the passing of Jack Johnston Poots on December 1, 2004; and

WHEREAS Jack was a much respected and admired civil servant with the former City of Scarborough; and

WHEREAS Jack began his employment with the Township of Scarborough at the age of fifteen as part of a program to make up for the shortage of workers during World War II; and

WHEREAS Jack steadily rose through the ranks of the civil service and was instrumental in achieving such local landmarks as the Scarborough Civic Centre and the Scarborough Centenary Hospital; and

WHEREAS after almost 50 years of public service to the people of Scarborough, Jack retired at the top of his field as the Chief Administrative Officer of the City of Scarborough;

NOW THEREFORE BE IT RESOLVED THAT the City Clerk be directed to convey, on behalf of the Members of City Council, our sincere sympathy to the Poots family.”

Disposition:

City Council on December 6, 2004, adopted this Motion unanimously.

Toronto, Ontario
December 7, 2004

City Clerk