

THE CITY OF TORONTO

City Clerk's Office

Minutes of the Administration Committee

Meeting No. 5

Thursday, April 29, 2004

The Administration Committee met on April 29, 2004, in Committee Room No. 1, City Hall, Toronto, commencing at 9:30 a.m.

* Councillor	9:30 a.m. to 12:30 p.m.	2:00 p.m. to 3:02 p.m.	In-Camera 3:07 p.m. to 3:42 p.m.	Public 3:50 p.m. to 4:45 p.m.
Councillor Michael Walker, Chair	X	X	X	X
Councillor Janet Davis, Vice-Chair	X	X	X	X
Councillor Shelley Carroll	X	X	X	X
Councillor Frank Di Giorgio	X	X	X	X
Councillor Rob Ford	X	X	X	X
Councillor Doug Holyday	X	X	X	X
Councillor Frances Nunziata	X	X	X	X
Councillor Sylvia Watson	X	X	X	X

* Councillor	In-Camera 4:45 p.m. to 5:05 p.m.	Public 5:05 p.m. to 5:45 p.m.
Councillor Michael Walker, Chair	X	X
Councillor Janet Davis, Vice-Chair	X	X
Councillor Shelley Carroll	X	X
Councillor Frank Di Giorgio	X	X
Councillor Rob Ford	X	X
Councillor Doug Holyday	X	X
Councillor Frances Nunziata	-	-
Councillor Sylvia Watson	X	X

* Members were present for all or part of the meeting.

Declarations of Interest Pursuant to the Municipal Conflict of Interest Act.

None declared.

Confirmation of February 6 and 13, 2004 Minutes

On motion by Councillor Ford, the minutes of the meetings of the Administration Committee held on February 6 and 13, 2004 were confirmed.

5.1 Recommendations to Amend the Code of Conduct Governing Members of Toronto City Council

The Administration Committee gave consideration to a communication (November 19, 2003) from the Chair, Toronto Police Services Board, advising of the Toronto Police Services Board's decision to amend the Code of Conduct governing the elected members of the Board regarding endorsements by the Toronto Police Association, and recommending that the City of Toronto Code of Conduct governing members of Council be amended so that, in future, members of Council cannot seek or accept the endorsement of the Toronto Police Association.

The Committee also had before it the following material:

- communication (March 17, 2004) from A. Milliken Heisey, Q.C., Chair, Toronto Police Services Board responding to the January 9, 2004 request of the Administration Committee and providing two legal opinions regarding political activity by police officers, and recommending that the Administration Committee receive this for information;
- communication (April 14, 2004) from Wendy O'Kane, Executive Assistant to the President, Toronto Police Association responding to the January 9, 2004 request of the Administration Committee and providing a communication which was presented to the Police Service Board Meeting of December 11, 2003; and
- notes submitted by Tim Danson, Legal Counsel, Toronto Police Association

The following persons addressed the Administration Committee:

- Tim Danson, Legal Counsel, Toronto Police Association; and
- George Tucker, Director of Uniform Field Services, Toronto Police Association.

On motion by Councillor Walker, the Administration Committee referred the communication (November 19, 2003) from the Chair, Toronto Police Services Board and related material before the Committee, to the City Solicitor with a request to provide an extensive report to the June 28, 2004 meeting of the Administration Committee on this matter and include in her report:

- comments on the deputations made by Ted Danson and George Tucker of the Toronto Police Association and the written material from the Toronto Police Association;
- information on endorsements from other unions such as CUPE and the Fire Fighters Association; and
- suggested recommendations for action to be taken by the Committee and the reasons for such recommendations.

(City Solicitor; c.c.: Interested Persons - May 3, 2004)

(Clause No. 37(a), Report No. 3)

5.2 Annual Use of Force Report for Security Officers at Toronto City Hall

The Administration Committee gave consideration to a report (February 26, 2004) from the Commissioner of Corporate Services reporting on incidents involving "use of force" by the Security Officers at Toronto City Hall during 2003, and recommending that this report be received for information.

On motion by Councillor Di Giorgio, the Administration Committee received the report (February 26, 2004) from the Commissioner of Corporate Services for information.

(Clause No. 37(b), Report No. 3)

5.3 West District Study – Proposed Revisions to Work Schedule

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services seeking endorsement of a revised work schedule for the development of a new West District Service Centre, and recommending that:

- (1) Recommendation No. 1 of the report entitled “West District Study – Results of the Request for Expressions of Interest and Recommended Next Steps” (Clause 1, Administration Committee Report No. 7, 2003), be deleted;
- (2) the next steps in the West District Study process, including the issuance of a Request for Qualifications document and the conducting of the West District Design Initiative (WDDI), be endorsed as set out in the “Revised West District Study Schedule” attached as Appendix “A” to this report;
- (3) Agencies, Boards, Commissions, and Departments (ABCDs) that have indicated an interest in West District Study lands shall provide business cases to the Commissioner of Corporate Services, Facilities & Real Estate Division, Business & Strategic Innovation Unit by June 18, 2004, outlining the nature and scope of the subject interest, and a description of program funding available for the proposed uses; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services.

(Toronto West Community Council - May 3, 2004)

(Clause No. 1, Report No. 3)

5.4 Fleet Services - Green Fleet Transition Plan

The Administration Committee gave consideration to a report (April 20, 2004) from the Commissioner of Corporate Services informing the Administration Committee on the Green Fleet Transition Plan developed by the Fleet Services Division and advising that the staff report is a synopsis only, and the actual Green Fleet Transition Plan 2004-2007 is attached, and recommending that:

- (1) City Council adopt the “Green Fleet Transition Plan 2004-2007” to guide green fleet management actions for the City;
- (2) this staff report and the Green Fleet Transition Plan 2004-2007 be forwarded to the Policy and Finance Committee for its consideration in relation to capital and operating budget impacts for 2005 to 2007;
- (3) the Green Fleet Transition Plan 2004-2007 be aligned with the 2004-2006 Vehicle Replacement Plan, as approved by Council at its meeting in September 2003, and that the reserve fund for vehicle replacement be amended as follows:
 - (a) no change for 2004 as the incremental cost for natural gas vehicles is being covered by the Better Transportation Partnership (BTP) and an application to cover the incremental cost of hybrid-electric vehicles has been submitted to City Council as part of the 2004 Operating Budget by the Toronto Interdepartmental Environment (TIE) team;
 - (b) capital budget pre-approval be given for an additional \$547,000 for 2005 and \$419,500 for 2006 from the fleet reserve to fund estimated incremental costs for hybrid-electric and natural gas vehicles as set out in the Green Fleet Transition Plan 2004-2007;
 - (c) an additional \$419,500, subject to capital budget approval for 2007, to cover the estimated to fund estimated incremental costs for hybrid-electric and natural gas vehicles as set out in the Green Fleet Transition Plan 2004-2007;
- (4) the corporate operating account for fuel for 2005 to 2007 inclusive be amended to include the estimated additional cost for bio-diesel, less the fuel savings from hybrid-electric and natural gas vehicles (\$91,828 for 2005, \$164,174 for 2006 and \$144,519 for 2007);

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- (5) the operating account for the Fleet Services Division include \$12,500 in the 2005 Operating Budget to cover the estimated cost of creating an environmental management system registered to the ISO 14001 standard at the Central Garage at 843 Eastern Avenue;
- (6) copies of this staff report and the Green Fleet Transition Plan 2004-2007 be forwarded to all municipalities in the Greater Toronto Area, all Toronto Members of Provincial Parliament, all Toronto Members of Parliament, the Toronto Atmospheric Fund, and the Greater Toronto Area Clean Air Council, for their information;
- (7) the Commissioner of Corporate Services provide an annual progress report to the Administration Committee on the implementation of the Green Fleet Transition Plan 2004-2007, including progress towards environmental benefits and targets, and
- (8) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Keith Stewart, Toronto Environmental Alliance, addressed the Administration Committee.

On motion by Councillor Nunziata, the Administration Committee:

- (1) recommended to City Council for its meeting on May 18, 2004, and the Policy and Finance Committee the adoption of the report (April 20, 2004) from the Commissioner of Corporate Services subject to amending Recommendation (4) by indicating that estimated additional cost for bio-diesel, less fuel savings from hybrid-electric and natural gas vehicles, be considered for inclusion in the corporate operating account, rather than be included, so that this recommendation now reads:
 - “(4) consideration be given for the inclusion in the corporate operating account for fuel for 2005 to 2007 inclusive for the estimated additional cost for bio-diesel, less the fuel savings from hybrid-electric and natural gas

vehicles (\$91,828 for 2005, \$164,174 for 2006 and \$144,519 for 2007);” and

- (2) requested the Commissioner of Corporate Services to report to the Administration Committee on the possibility of obtaining a rebate from the Ministry of Transportation for licence fees for City of Toronto vehicles.

(Policy and Finance Committee; c.c.: Commissioner of Corporate Services - April 30, 2004)

(Clause No. 37(c), Report No. 3)

5.5 Protocol for Determination of Consent to the Publication of Personal Information

The Administration Committee gave consideration to a report (March 25, 2004) from the City Clerk outlining the processes currently being followed with respect to consent for the disclosure, i.e., publication of personal information but specifically relating to objections to tree removal applications, and recommending that this report be received for information.

On motion by Councillor Davis, the Administration Committee received the report (March 25, 2004) from the City Clerk for information.

(Clause No. 37(d), Report No. 3)

5.6 Greater Inclusiveness in the Annual Schedule of Meetings

The Administration Committee gave consideration to a report (April 7, 2004) from the City Clerk responding to a request of the Administration Committee for a report on a suggestion by Councillor Michael Thompson that the annual Schedule of Meetings for Council and its Committees include additional culturally significant days, and recommending that:

- (1) the culturally significant days listed in Appendix "A" to this report be included in the 2004 and future Schedules of Meetings, on the understanding that Council and Committee meetings will not be scheduled for those days;
- (2) the 2004 Schedule of Meetings be replaced with the Schedule attached as Appendix "B", and the revised Schedule be posted to the City's Web site;
- (3) the revised 2004 Schedule of Meetings be circulated to City departments, agencies, boards, commissions and special committees established by City Council, with a request that they refrain from scheduling any future public meetings, forums, public consultations and large-scale meetings on those culturally significant days shown in both the revised Schedule and in any future annual Schedules of Meetings approved by City Council; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 7, 2004) from the City Clerk.

(Clause No. 2, Report No. 3)

5.7 One-Time Records Destruction Schedule - Exhibition Place

The Administration Committee gave consideration to a report (April 5, 2004) from Dianne Young, General Manager & CEO, Exhibition Place recommending the destruction of Exhibition Place records that do not possess any long-term administrative, legal, fiscal or historical value, and recommending that:

- (1) authority be granted to destroy the records listed in Appendix "A" of this report;
- (2) City Council introduce a by-law in order to proceed with the immediate destruction of these records; and
- (3) the appropriate Exhibition Place and City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Davis, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 5, 2004) from the General Manager & CEO, Exhibition Place.

(Clause No. 3, Report No. 3)

5.8 2004 First Quarterly Report on Property Sales and Purchases (All Wards)

The Administration Committee gave consideration to a report (April 14, 2004) from the Commissioner of Corporate Services providing the 2004 Quarterly Report on property sales and purchases for the information of the Committee, and recommending that this report be received for information.

On motion by Councillor Holyday, the Administration Committee received the report (April 14, 2004) from the Commissioner of Corporate Services for information.

(Clause No. 37(e), Report No. 3)

5.9 Declaration as Surplus – Parcel of vacant land Southeast corner of Tallpines Court and Sheppard Avenue East (Ward 44 – Scarborough East)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services to declare this property surplus to municipal requirements, and recommending that:

- (1) the parcel of vacant land located on the southeast corner of Tallpines Court and Sheppard Avenue East, being part of Block 224 on Plan 66M-2167, also shown as Parts 1, 2 and 3 on Sketch No. PS-2003-089, be declared surplus to the City's requirements, subject to the retention of a permanent easement over Part 2 for sewer purposes, and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of 11043 Sheppard Avenue East, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and

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

On motion by Councillor Davis, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services.

(Clause No. 4, Report No. 3)

5.10 Declaration as Surplus – 3 Kenworthy Avenue (Ward 35 – Scarborough Southwest)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services to declare this property surplus to municipal requirements, and recommending that:

- (1) the property known municipally as 3 Kenworthy Avenue, described as Lot 51 on Plan 1929, be declared surplus to the City's requirements and be listed for sale on the open market, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto

On motion by Councillor Holyday, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services.

(Clause No. 5, Report No. 3)

5.11 Declaration as Surplus - Vacant Land on the North Side of Symes Road Abutting 116 Glen Scarlett Road (Ward 11 - York South-Weston)

The Administration Committee gave consideration to a report (April 12, 2004) from the Commissioner of Corporate Services declaring the subject property surplus to municipal requirements, and recommending that:

- (1) the parcel of vacant land located on the north side of Symes Road abutting 116 Glen Scarlett Road, described as part of Lot 30 in Block Q on Plan 1067Y and designated as Parts 3, 4 and 5 on Reference Plan 64R-12028, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of 116 Glen Scarlett Road, subject to the retention of an easement over Part 4 for storm sewer purposes, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 12, 2004) from the Commissioner of Corporate Services.

(Clause No. 6, Report No. 3)

5.12 Declaration as Surplus – 30 Regent Street (Ward 28 – Toronto Centre-Rosedale)

The Administration Committee gave consideration to a report (April 8, 2004) from the Commissioner of Corporate Services to declare this property surplus to municipal requirements, and recommending that:

- (1) the property known municipally as 30 Regent Street, described as part of Lots 4 to 6, Lots 13 to 16, and Lane Closed on Plan D100, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the Toronto Community Housing Corporation ("TCHC"), and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken;
- (2) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the subject property without giving the original owners from whom the lands were expropriated the first chance to repurchase the lands; and

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

On motion by Councillor Carroll, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 8, 2004) from the Commissioner of Corporate Services.

(Clause No. 7, Report No. 3)

**5.13 Option to Purchase Railway Lands Block 18C-Skydome Bus Parking Facility
(Ward 20 - Trinity-Spadina)**

The Administration Committee gave consideration to the following confidential reports:

- (April 13, 2004) from Maurice J. Anderson, President, Toronto Parking Authority (TPA), and because the report relates to the proposed or pending acquisition of land for municipal or local board purposes, under the *Municipal Act, 2001* discussions be held in-camera; and
- (April 28, 2004) from Jeffrey Steiner, President, City of Toronto Economic Development Corporation ("TEDCO"), and because the report relates to the proposed or pending acquisition of land for municipal or local board purposes, under the *Municipal Act, 2001*, discussions be held in-camera.

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the Administration Committee's recommendations contained in the confidential communication (May 3, 2004) from the City Clerk, Administration Committee, and in accordance with the *Municipal Act, 2001* discussions be held in-camera as the matter relates to proposed or pending acquisition of land for municipal or local board purposes.

(Clause No. 8, Report No. 3)

The Administration Committee adjourned its public session at 4:45 p.m. to meet in-camera to consider Minute No. 5.14 relating to litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board.

5.14. Proposed Permanent Easements and Crossing Agreement for a Proposed Water Main Project (Ward 24 – Willowdale, and Ward 39 – Scarborough-Agincourt)

The Administration Committee gave consideration to a confidential report (April 28, 2004) from the Commissioner of Corporate Services, and because the report relates to litigation or potential litigation, including matters before administrative tribunals affecting the municipality or local board, discussions be held in-camera.

The Administration Committee resumed its public session at 5:05 p.m.

The Administration Committee:

- (1) recommended to City Council, for its meeting on May 18, 2004, the adoption of the Administration Committee recommendations contained in the communication (May 3, 2004) from the City Clerk, Administration Committee, and in accordance with the *Municipal Act, 2001* discussions be held in-camera as the matter relates to litigation or potential litigation;
- (2) requested the Commissioner of Works and Emergency Services to submit a confidential report to City Council for its meeting on May 18, 19 and 20, 2004 as outlined in the confidential communication (May 3, 2004) from the City Clerk, Administration Committee.

(Clause No. 9, Report No. 3)

5.15 Abandonment of Expropriation - Land Rear of 312 Pacific Avenue (Ward 13 - Parkdale-High Park)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services seeking authority to abandon land expropriated from the owners of 312 Pacific Avenue that is no longer required for the establishment of a public lane, and recommending that:

- (1) authority be granted pursuant to the *Expropriations Act* to abandon the property expropriated as Part 1 on Expropriation Plan No. 12137 and return ownership to the former owners; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Watson, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services.

(Clause No. 10, Report No. 3)

5.16 Status Report on the Proposed Sale - 590 Jarvis Street (Ward 27 – Toronto Centre-Rosedale)

The Administration Committee gave consideration to a confidential report (April 15, 2004) from the Commissioner of Corporate Services, and because it relates to the security of the property of the local municipality, under the *Municipal Act, 2001*, discussions be held in-camera.

On motion by Councillor Davis, the Administration Committee:

- (1) submitted this matter to Council, for its meeting on May 18, 2004, without recommendation, and in accordance with the *Municipal Act, 2001*, discussions on this report be held in-camera because the matter relates to the security of the property of the municipality; and
- (2) adopted the confidential report (April 15, 2004) which was forwarded to Members of Council under confidential cover, and in so doing requested the Commissioner of Corporate Services to report directly to Council in accordance with the directions contained in this report.

(Clause No. 11, Report No. 3)

5.17 Revised Method of Disposal – Parcel of Vacant Land at Southwest Corner of Weston Road and Reuben Avenue (Ward 7 – York West)

The Administration Committee gave consideration to a report (April 16, 2004) from the Commissioner of Corporate Services to secure authority to revised the intended manner of sale of the parcel of vacant land at the southwest corner of Weston Road and Reuben Avenue previously declared surplus to the City's requirements, and recommending that:

- (1) the intended manner of sale of the parcel of vacant land located on the southwest corner of Weston Road and Reuben Avenue, described as being part of Lot 16 on Plan 1817 (the 'Property'), be revised and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the abutting owner at 2870 Weston Road;
- (2) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto

On motion by Councillor Nunziata, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 16, 2004) from the Commissioner of Corporate Services.

(Clause No. 12, Report No. 3)

5.18 New Sole Source Contract for Electrical Inspection Services with the Electrical Safety Authority (ESA)

The Administration Committee gave consideration to a report (March 19, 2004) from the Commissioner of Corporate Services requesting authority to issue a new sole source contract to the Electrical Safety Authority (ESA) for the provision of facilities electrical inspection services for various City of Toronto Departments and Boards currently being co-ordinated by the Corporate Services Department, and recommending that:

- (1) a new contract be issued to the Electrical Safety Authority (ESA) for the provision of facilities electrical inspection services for the various City of Toronto Departments and participating Boards in the amount of \$313,431.86 including all charges and applicable taxes for a one year period June 1, 2004 to May 31, 2005; and
- (2) the appropriate City officials be authorized and directed to take the appropriate

On motion by Councillor Davis, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (March 19, 2004) from the Commissioner of Corporate Services subject to approval of funding in 2005.

(Clause No. 13, Report No. 3)

5.19 Revision to leases of High-Speed Networked Digital Photocopiers RFP#3407-03-3151

The Administration Committee gave consideration to a report (April 14, 2004) from the Commissioner of Corporate Services revising the rental period for leases of high-speed networked digital photocopiers by adjusting the start and end dates by two months, and recommending that:

- (1) the City's lease with Danka Canada Inc. for 12 high-speed digital networked photocopiers be amended by adjusting the start and end dates from January 1, 2004 to December 31, 2006, to March 1, 2004 to February 28, 2007, with all other terms and conditions of the award remaining the same as established by Council at its meeting of September 22 to 25, 2004;
- (2) the City's lease with IKON Office Solutions Inc for one colour copier and one large-format copier be amended by adjusting the start and end dates from January 1, 2004 to December 31, 2006 to March 1, 2004 to February 28, 2007, with all other terms and conditions of the award remaining the same as established by Council at its meeting of September 22 to 25, 2004;

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

On motion by Councillor Di Gioglio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 14, 2004) from the Commissioner of Corporate Services.

(Clause No. 14, Report No. 3)

5.20 Elevator Maintenance Services – City of Toronto – Request for Quotation No. 6718-04-3052

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer advising on the results of the Request for Quotation issued for maintenance services on elevating devices for forty eight (48) City of Toronto locations and seeking authorization to award maintenance contracts to the recommended bidders, and recommending that:

- (1) the contract award for 48 locations be split between three companies. The bids from these companies are in accordance with specifications as required by Corporate Services Department, Facilities & Real Estate Division and represent the lowest bidder for each location, as detailed below:

Company	Number of Locations *	Number of Elevating Devices	Contract Amounts Including taxes and all other charges
Otis Canada Inc.	3	4	\$ 23,274.91
Thyssen Krupp Elevators	17	24	\$ 109,852.89
Kone Inc.	28	34	\$ 215,465.47
Totals	48	62	\$ 348,593.27

*Note: See Appendix A for detailed listing of locations

- (2) the term of each elevator maintenance agreement will commence when the existing contracts expire, and each and every contract will terminate on March 31, 2008, to ensure that all maintenance agreements will end with a common expiry date. The total amount of all contracts is \$348,593.27, including all taxes and all other charges; and
- (3) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The Administration Committee:

- (1) on motion by Councillor Nunziata, recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer subject to the approval of funding in subsequent years; and
- (2) on motion by Councillor Ford, requested the Commissioner of Corporate Services to report to the Administration Committee on the annual downtime, based on 2003, of the City Hall elevators serving Council Chamber and provide recommendations that would improve the performances of these elevators.

(Commissioner of Corporate Services: c.c.: Chief Financial Officer - May 3, 2004)

(Clause No. 15, Report No. 3)

5.21 Consolidated parts and consignment - Request for Proposal (RFP)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services outlining a consignment process for consolidating the acquisition of after-market parts and to receive authorization to proceed with an RFP, and recommending that:

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- (1) a Request For Proposal (RFP) be issued by Purchasing and Materials Management (Finance) for the supply of vehicle parts and equipment on a consignment basis, and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services subject to making a technical change to Recommendation (1) by clarifying that the request is for the supply of parts for vehicle and equipment on a consignment basis, so as to read:

“(1) A Request for Proposal (RFP) be issued by Purchasing and Materials Management (Finance) for the supply of vehicle and equipment parts on a consignment basis, and”

(Clause No. 16, Report No. 3)

5.22 Provision of Professional Services to Provide Energy and Water Efficiency Improvements in City's Arenas - Request for Proposal No. 9119-03-7275

The Administration Committee gave consideration to a report (April 24, 2004) from the Commissioner of Corporate Services, the Commissioner of Economic Development, Culture & Tourism and the Chief Financial Officer and Treasurer advising on the results of the Request for Proposal (RFP) and obtaining authorization for the Commissioner of Corporate Services and the Commissioner of Economic Development Culture and Tourism in consultation with the Chief Financial Officer and Treasurer and the City Solicitor, to negotiate and enter into an energy and water services agreement with Vestar Ltd., and where applicable the appropriate Boards of Management, and leaseholders, to undertake energy and water efficiency improvements in the City's arenas, and recommending that:

- (1) Council approve the Arenas Energy and Water Retrofit Project as a subproject of the \$20 million Energy Retrofit Program to be managed as part of the Parks and Recreation Capital program with a project cost of

\$10.213 million gross including cash flow of \$1.2 million in 2004, \$5.9 million in 2005, and \$3.113 million in 2006, financed in 2004 by \$0.3 million of the Federation of Canadian Municipalities (FCM) loan and \$0.9 million of debt, in 2005 by \$1.475 million of the FCM loan and \$4.425 million of debt, and in 2006 by \$0.127 million in grants and incentives, \$0.746 million of FCM loan and \$2.239 million of debt;

- (2) the Commissioner of Corporate Services and the Commissioner of Economic Development Culture and Tourism in consultation with the Chief Financial Officer and Treasurer, and the City Solicitor, be authorized to negotiate and enter into an energy and water services agreement commencing in 2004 with Vestar Ltd., the highest overall scoring proponent meeting requirements based on a maximum simple payback period of 8 years for up to \$10,212,964 in gross capital costs inclusive of all taxes and charges;
- (3) the Commissioner of Corporate Services and the Commissioner of Economic Development Culture and Tourism in consultation with the Chief Financial Officer and Treasurer and the City Solicitor, be authorized to enter into energy and water services agreements with the Boards of Management and with lessors of City arenas that opt in to the program to ensure that the energy and water savings are applied towards debt repayment;
- (4) the Commissioner of Corporate Services, in consultation with the City Solicitor, the Chief Financial Officer and Treasurer and the Chief Administrative Officer, be authorized to enter into a loan agreement with the Federation of Canadian Municipalities for Green Municipal Investment Fund (GMIF) financing in order to facilitate a disbursement of approximately \$2.521 million from an approved low interest \$8.750 million loan to the arenas energy and water retrofit project subject to finalizing an energy and water services agreement with Vestar Ltd.;
- (5) energy and water cost savings to be realized annually of up to \$0.350 million in 2005, \$1.0 million in 2006 and \$1.35 million in 2007, for a full annual savings of \$1.35 million be budgeted separately in the operating budgets of Parks and Recreation and other arena facilities and used to fund the full debt service costs of the projects and that any excess savings annually be contributed to a separate corporate account according to the policy adopted by Council in the report entitled "A Framework for Establishing an Energy Retrofit Program and Financing Strategy";

- (6) this report be forwarded to the Policy and Finance Committee for consideration; and
- (7) the appropriate City Officials be authorized and directed to take any necessary action to give effect thereto including the execution of any financing agreements in a form and substance satisfactory to the Commissioner of Corporate Services, Commissioner of Economic Development Culture and Tourism, the Chief Financial Officer and Treasurer, and the City Solicitor.

On motion by Councillor Carroll, the Administration Committee recommended to City Council for its meeting on May 18, 2004, and the Policy and Finance Committee the adoption of the report (April 24, 2004) from the Commissioner of Corporate Services, the Commissioner of Economic Development, Culture and Tourism and the Chief Financial Officer and Treasurer.

(Policy and Finance Committee; c.c.: Commissioner of Corporate Services; Commissioner of Economic Development, Culture and Tourism and Chief Financial Officer and Treasurer - April 30, 2004)

(Clause No. 37(f), Report No. 3)

5.23 Security Services - City of Toronto Facilities Request for Proposal (RFP) No. 9101-03-7538

The Administration Committee gave consideration to a report (April 15, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer advising on the results of Request for Proposal (RFP) No. 9101-03-7538 for the provision of contracted security services at multiple City of Toronto facilities, and obtaining authorization to award a contract to Primary Response Inc. for the period of June 1, 2004 to December 31, 2004 with an option to renew the contract for two (2) additional one-year terms, and recommending that:

- (1) Primary Response Inc., being the highest overall scoring proponent meeting the requirements be retained to provide security services at an estimated cost not to exceed \$510,496.81, including all taxes and charges, in accordance with the RFP specifications for the period June 1, 2004 to December 31, 2004, with the option to renew for two (2) further one-year terms;

- (2) the option to renew for the period of January 1, 2005 to December 31, 2005 in the estimated amount of \$992,994.53 including all taxes and charges and the period of January 1, 2006 to December 31, 2006 in the estimated amount of \$1,057,915.50 including all taxes and charges under the same terms and conditions be reviewed by the Commissioner of Corporate Services in co-operation with the Purchasing Agent, provided the first term of the contract was performed satisfactorily, to ensure it is feasible to extend the contract;
- (3) provided that there is a favourable review, in accordance with Recommendation No. 2 the Commissioner of Corporate Services be delegated the authority to exercise the renewal options on the terms and conditions set out above and be authorized to instruct the Purchasing Agent to process the necessary contract; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Davis, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 15, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer subject to approval of funding in subsequent years.

(Clause No. 17, Report No. 3)

5.24 Award of Contract for Multi-Disciplinary Consulting Services for the Repairs to Union Station – Request for Proposal (RFP) No. 9117-04-7004 (Ward 28 – Toronto Centre-Rosedale)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer advising on the results of the Request for Proposal No. 9117-04-7004 for Multi-Disciplinary Consulting Services for Repairs to Union Station and requesting authorization to issue a contract to the recommended proponent, and recommending that:

- (1) the firm Carruthers & Wallace Limited, the proponent with the highest overall score meeting the requirements, be retained to provide the multi-disciplinary consulting services for repairs to Union Station, as described in the RFP, at a total cost not to exceed \$607,760.00 including taxes; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Walker, with Councillor Davis in the Chair, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services and the Chief Financial Officer and Treasurer.

(Clause No. 18, Report No. 3)

5.25 Union Station – Request for Proposals – Negotiations with Union Pearson Group (Ward 28 – Toronto Centre-Rosedale)

The Administration Committee gave consideration to a report (April 19, 2004) from the Commissioner of Corporate Services reporting on negotiations with the Union Pearson Group, and recommending that:

- (1) City Council reject the Master Agreement requested by Union Pearson Group and that the City terminate the RFP process;
- (2) the Commissioner of Corporate Services, in consultation with the Chief Administrative Officer and Chief Financial Officer and Treasurer, report back to Administration Committee on alternatives and financial implications for the City to proceed with the restoration, revitalization and operation of Union Station; and
- (3) appropriate City staff be authorized and directed to take all necessary actions to give effect thereto.

The Committee also had before it the following material:

- communication (April 29, 2004) from David Garon; and
- working notes (undated) from David Garon.

The following persons addressed the Administration Committee:

- Ron Taylor, Senior Vice President, O & Y Properties;
- David Garon;
- Phillip Spencer, representing Toronto Railway Historical Association;
- Linda Sheppard, Save Union Station Committee;
- Lawrence David; and
- Art McIlwain.

On motion by Councillor Watson, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 19, 2004) from the Commissioner of Corporate Services.

The foregoing motion carried on the following division of votes:

Yeas: Councillors Carroll, Davis, Di Giorgio, Ford, Walker and Watson - 6

Nays: Councillor Holyday -1

The following motion was placed by Councillor Holyday and not voted upon as it was redundant:

"That all parties concerned be requested to meet to determine if a properly qualified mediator can be agreed upon and to the division of costs for such a mediator, and that appropriate staff report back to the Administration Committee on the results of such discussion."

(Clause No. 19, Report No. 3)

The Administration Committee adjourned its public session at 3:07 p.m. to meet in-camera to consider Minute No. 5.26 relating to solicitor-client privilege, under the *Municipal Act, 2001*.

5.26 Union Station – Request for Proposals – Legal Issues (Ward 28 – Toronto Centre-Rosedale)

The Administration Committee gave consideration to a confidential report (April 26, 2004) from the City Solicitor, and because the report relates to solicitor-client privilege, under the *Municipal Act, 2001*, discussions be held in-camera.

On motion by Councillor Nunziata, the Administration Committee resumed its public session at 3:42 p.m. and adjourned for 5 minutes.

The Administration Committee resumed its public session at 3:50 p.m.

On motion by Councillor Watson, the Administration Committee received the confidential report (April 26, 2004) from the City Solicitor which was forwarded to Members of Council under confidential cover, and in accordance with the Municipal Act, 2001, discussions on this matter were held in-camera because the matter relates to solicitor-client privilege.

(Clause No. 19, Report No. 3)

5.27 Tax Adjustment Applications, *Municipal Act, 2001* Section 358 – Toronto Wildlife Centre, 60 John Drury Drive (Ward 9 – York Centre)

The Administration Committee gave consideration to a report (April 1, 2004) from the Chief Financial Officer and Treasurer seeking Council's approval of an application for a tax adjustment appeal under Section 358 of the Municipal Act, and to provide a year-by-year outline of the outstanding taxes for the property located at 60 John Drury Drive and occupied by the Toronto Wildlife Centre, and recommending that:

- (1) the tax appeal applications made pursuant to section 358 of the *Municipal Act, 2001* (detailed in Appendix A of this report), to correct the tax classification and assessed value of the property municipal known as 60 John Drury Drive (Assessment Roll No. 19 08 03 1 580 00153) for the taxation years 2001 and 2002 be approved; and
- (2) the appropriate City officials be authorized to take the necessary action to give effect thereto.

The Committee also had before it a communication (April 26, 2004) from Councillor Maria Augimeri supporting the Toronto Wildlife Centre's for a property tax adjustment.

The Administration Committee held a meeting in accordance with the *Municipal Act, 2001* and the following persons addressed the Administration Committee:

- Nathalie Karvonen, Executive Director, Toronto Wildlife Centre; and
- Alex Fortais, Toronto Wildlife Centre.

On motion by Councillor Walker, the Administration Committee recommended to City Council for its meeting on May 18, 2004, and the Policy and Finance Committee that:

- (1) the report (April 1, 2004) from the Chief Financial Officer and Treasurer be adopted; and
- (2) a one-time exceptional grant in the amount of \$13,402.73 which reflects the phase-in adjustment of \$10,698.76 and interest due of \$2,703.97 of the property tax bill for the taxation years 1998-2001 and the outstanding penalty/interest projected to June 1, 2004, be provided to the Toronto Wildlife Centre, 60 John Drury Drive and that the Policy and Finance Committee identify the funding source.

(Policy and Finance Committee; c.c.: Chief Financial Officer and Treasurer - April 30, 2004)

(Clause No. 37(g), Report No. 3)

5.28 Tax Adjustment - *Municipal Act, 2001 Sections 357 & 358*

The Administration Committee gave consideration to a report (April 15, 2004) from the Chief Financial Officer and Treasurer recommending approval for the cancellation, reduction or refund of taxes pursuant to the provisions of sections 357 and 358 of the *Municipal Act, 2001* (formerly section 442 and 443 under the old *Municipal Act*), and recommending that:

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- (1) the individual tax appeal applications made pursuant to Section 357 of the *Municipal Act, 2001* resulting in tax adjustments totalling \$323,415.20 (excluding phase-in/capping), as provided in the detailed hearing report attached as Appendix C, be approved;
- (2) the individual tax appeal applications made pursuant to Section 358 of the *Municipal Act, 2001* resulting in tax adjustments totalling \$433,128.89 (excluding phase-in/capping), as provided in the detailed hearing report attached as Appendix D, be approved; and
- (3) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The Administration Committee held a meeting in accordance with the *Municipal Act, 2001* and no one addressed the Committee.

The Administration Committee recommended to City Council, for its meeting on May 18, 2004, that the individual appeals under Sections 357 and 358 of *The Municipal Act, 2001* as provided in the Detailed Hearing Reports attached as Appendices C and D of the report (April 15, 2004) from the Chief Financial Officer and Treasurer and outlined in Schedules "A" and "B" of the same report, be approved excluding the following applications to be heard at a future hearing:

Section 357

Ward #	Appeal #	Tax Year	Assessment Roll #	Property Location	Reason	Tax Adjustment
1	2002-0982	2002	1919 04 4570 02719	22 Goodmark Pl 19	Further review with MPAC	0
14	2003-0371	2003	1904 021 30000300	149 Cowan Ave	Review by MPAC – taxpayer request	0

(Clause No. 20, Report No. 3)

5.29 Apportionment of Property Taxes

The Administration Committee gave consideration to a report (April 15, 2004) from the Chief Financial Officer and Treasurer recommending approval for the apportionment of taxes relating to properties listed in Appendix A and reporting on the estimated amount of grant funding required to off-set the penalty/interest charges associated with these properties, and recommending that:

- (1) the apportioned property taxes as identified in Appendix A, columns entitled "Apportioned Taxes" and " Apportioned Phase In/Capping", be approved; and,
- (2) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

The Administration Committee held a meeting in accordance with the *Municipal Act, 2001* and no one address the Committee.

The Administration Committee recommended to City Council, for its meeting on May 18, 2004, that the report (April 15, 2004) from the Chief Financial Officer and Treasurer be adopted subject to excluding the following application to be heard at a future hearing:

Ward #	Tax Year	Property Location	Reason	Tax Adjustment
6	2001	200 Manitoba St.	Objecting to Procedure	0

(Clause No. 21, Report No. 3)

5.30 Accounts Receivable - Largest Debtors with Tax Arrears Greater than \$500,000

The Administration Committee gave consideration to a report (April 15, 2004) from the Chief Financial Officer and Treasurer providing information on property tax accounts with outstanding receivables of \$500,000 or more as at March 31, 2004, and recommending that this report be received for information.

The Committee also had before it a communication (April 29, 2004) from Councillor Palacio requesting that Appendix "A", section 12, relating to 290 Old Weston Road - Grayker Corporation, be deferred to the next Administration Committee of June 2, 2004.

The Administration Committee received the report (April 15, 2004) from the Chief Financial Officer and Treasurer for information subject to deferring information on the property located at 290 Old Weston Road – Grayker Corporation as outlined in Appendix A titled “Tax Debtors Greater than \$500,000 owned by a Corporation as of March 31, 2004”, for consideration at the next meeting of the Administration Committee on June 2, 2004.

(Chief Financial Officer and Treasurer - May 3, 2004)

(Clause 37(h), Report No. 3)

5.31 2004 Insurance Program Renewal

The Administration Committee gave consideration to a confidential report (April 19, 2004) from the Chief Financial Officer and Treasurer, and because the report relates to the security of the property of the municipality or local board, under the *Municipal Act, 2001* discussions be held in-camera.

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the confidential report (April 19, 2004) from the Chief Financial Officer and Treasurer which was forwarded to Members of Council under confidential cover, and in accordance with the *Municipal Act, 2001*, discussions on this matter be held in-camera because the matter relates to the security of the property of the municipality.

(Clause No. 22, Report No. 3)

5.32 Conclusion of the City's Involvement in the Ontario Municipal Insurance Exchange (OMEX)

The Administration Committee gave consideration to a confidential report (April 19, 2004) from the Chief Financial Officer and Treasurer and because the report relates to litigation or potential litigation, under the *Municipal Act, 2001* discussions be held in-camera.

On motion by Councillor Moscoe, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the Administration Committee's recommendations contained in the communication (May 3, 2004) from the City Clerk, Administration Committee, and in accordance with the *Municipal Act, 2001* discussions be held in-camera as the matter relates to litigation or potential litigation.

(Clause No. 23, Report No. 3)

5.33 Overpayment of Property Taxes

The Administration Committee gave consideration to a report (March 30, 2004) from the Chief Financial Officer and Treasurer providing information and statistical data regarding the tax refund process administered by staff of the Finance Department and recommending new operational and process improvements to the tax refund process, and recommending that:

- (1) all credit balances on property tax accounts resulting from assessment appeals shall be credited or refunded directly to whoever the Tribunal directs in its decision, and if no payee is named in the decision, to the current assessed owner, in accordance with section 341 of the *Municipal Act, 2001*; and where there has been a change in the assessed owner(s) since the date the decision was released by the Tribunal, the Director, Revenue Services, will require an executed Indemnification Agreement in a form satisfactory to the City Solicitor before any refund shall be made;

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- (2) credit balances on all tax accounts of less than one hundred dollars (\$100) shall be applied as a credit to the tax account of the current assessed owner of said property, and, where requested in writing, credit amounts between fifteen dollars (\$15) and one hundred dollars (\$100) will be refunded directly to the current assessed owner by way of a cheque;
- (3) for residential tax accounts with credit balances between one hundred dollars (\$100) and one thousand dollars (\$1,000) inclusive, credit amounts shall be credited or refunded to the current assessed owner of the property, upon receipt by the City of a written refund request signed by the current assessed owner, together with an Indemnification Agreement in a form satisfactory to the City Solicitor;
- (4) for all other tax accounts, credit amounts shall be credited or refunded to the individual who made the overpayment, provided the City is in receipt of a written refund request signed by the claimant, together with an Indemnification Agreement in a form satisfactory to the City Solicitor, and proof in a form satisfactory to the Director, Revenue Services or a designate, that the said owner made the payment for which the refund is requested;
- (5) in the event that the City has not received a request for a refund, or a signed Indemnification Agreement and/or proof that the said owner made the payment for which the refund is requested, and no refund is issued by the City, all credit balances shall be transferred to the City's Tax Repayment Account, (re: Account No. 215161); and,
- (6) the appropriate City staff be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Moscoe, the Administration Committee deferred consideration of the report (March 30, 2004) from the Chief Financial Officer and Treasurer to its next meeting on June 2, 2004; and requested the Chief Financial Officer and Treasurer to report to that meeting on the following:

- (1) that the City pay the same interest rate on overpaid taxes as it charges on unpaid taxes; and

- (2) the requirement for proof of overpayment be abandoned and the overpayment be credited to the tax account within one month of being discovered by the City less a reasonable processing fee on accounts over \$100.00.

(Chief Financial Officer and Treasurer - May 3, 2004)

(Clause No. 37(i), Report No. 3)

5.34 Direct Payment of Water Bills

The Administration Committee gave consideration to a report (April 13, 2004) from the Chief Financial Officer and Treasurer responding to a request from Council regarding the possibility of carrying out a program to allow direct payment of water bills by water customers, and recommending that this report be received for information.

On motion by Councillor Holyday, the Administration Committee received the report (April 13, 2004) from the Chief Financial Officer and Treasurer for information.

(Clause No. 37(j), Report No. 3)

5.35 Adjusting Blanket Contract Amounts

The Administration Committee gave consideration to a report (April 27, 2004) from the Chief Financial Officer and Treasurer requesting authority from the Administration Committee and City Council, to adjust the dollar amount of thirty-four (34) of the City's blanket contracts, issued starting in 2000 with expiry dates up to 2006, for a total of \$17,905,548.60 including all charges and applicable taxes, and under the same terms, pricing, and conditions and advising that these contracts are unit price contracts for various goods and services required by City departments to conduct operations in programs where requirements have increased due to operational needs and where original estimates were underestimated but funds were included in the appropriate budgets for these fiscal periods, and recommending that:

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- (1) the City's blanket contracts, as outlined in Appendix A, that have or are projected to exceed the contract value by the end of the contract term be increased as indicated in Appendix 'A' under the same prices, terms and conditions established for these contracts through a competitive bidding process; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Watson, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, that the report (April 27, 2004) from the Chief Financial Officer and Treasurer be adopted subject to:

- (1) requesting the Chief Financial Officer and Treasurer to report back to the Administration Committee with further details on the following contracts:
 - Contract 29 which is a contract with Derry Foods Limited for the supply of food and food related items at various child care centres – provide more details on who the users are;
 - Contract 30 which is a contract with Cover-all Computer Services Corporation for the printing of forms for the Ontario Works Program – provide more specific details for the reasons for the contract increase; and
- (2) directing the Commissioner of Corporate Services, as some elevator contracts expire at the end of 2004, to consolidate these contracts and report to the Administration Committee in the Fall of 2004 with recommendations relating to the remaining elevator contracts.

(Clause No. 24, Report No. 3)

5.36 Used Toner Cartridges

The Administration Committee gave consideration to a report (March 10, 2004) from the Chief Financial Officer and Treasurer responding to the Administration Committee's request to report on money obtained by the City for the return of used toner cartridges and the number of used toner cartridges reflected in this amount, and comment on the possibility of reimbursing to Councillors money received by the City for used toner cartridges returned by Councillors' offices, and recommending that the current practices for collecting and disposing of used toner cartridges be maintained.

On motion by Councillor Holyday, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (March 10, 2004) from the Chief Financial Officer and Treasurer.

(Clause No. 25, Report No. 3)

5.37 Fair Wage Office Annual Report

The Administration Committee gave consideration to a report (April 13, 2004) from the Manager, Fair Wage Office providing a summary of the Fair Wage Office's 2003 activities and performance and advising that in response to Council approved recommendations outlined in the City's Fair Wage Policy and Fair Wage Office Review in 2003, the new Fair Wage Policy has been implemented and improvements to the Office are being made to enhance operations and accountability, and recommending that this report be received for information.

On motion by Councillor Davis, the Administration Committee received the report (April 13, 2004) from the Manager, Fair Wage Office for information.

(Clause 37(k), Report No. 3)

5.38 Recipients - 2003-2004 City of Toronto Scholarships at the University of Toronto

The Administration Committee gave consideration to a report (April 6, 2004) from the Chief Administrative Officer advising Council of the result of the scholarship application process for the following City of Toronto scholarships at the University of Toronto: graduate and undergraduate scholarships in Women's Studies and the Aboriginal Health Scholarships, and recommending that:

- (1) City Council extend its congratulations to the 2003-2004 recipients of City of Toronto Scholarships at the University of Toronto:

Jennifer Bailey, Undergraduate Scholarship in Women's Studies,
Roberta Timothy, Graduate Scholarship in Women's Studies, and
Eric Robitaille, Scholarship in Aboriginal Health; and

- (2) the appropriate City Officials be authorised and directed to take the necessary action to give effect thereto.

On motion by Councillor Davis, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 6, 2004) from the Chief Administrative Officer.

(Clause No. 26, Report No. 3)

5.39 City Conflict of Interest Policy Implemented by City Agencies, Boards, Commissions and Corporations (ABCCs)

The Administration Committee gave consideration to a report (April 15, 2004) from the Chief Administrative Officer outlining the status of the implementation by City agencies, boards, commissions, corporations of Conflict of Interest Policies as requested by Council, and recommending that this report be received for information.

The Committee also had before it a communication (April 28, 2004) from Karen Cooper, Senior Corporate Management and Policy Committee, Strategic & Corporate Policy Healthy City Office providing an update on the status of the Hummingbird Centre and of several community centre's compliance with Council's request.

On motion by Councillor Walker, with Councillor Davis in the Chair, the Administration Committee:

- (1) received the report (April 15, 2004) from the Chief Administrative Officer for information; and
- (2) requested the Chief Administrative Officer to report back to the Administration Committee by September 2004 with details of any City agency, board, commission or corporation which has not adopted a Conflict of Interest policy consistent with the City Conflict of Interest Policy, and provide recommendations on ensuring compliance with the Policy, such measures to include but not be limited to holding in abeyance the approval of the 2005 Budget for any ABCCs which has not adopted a Conflict of Interest Policy as directed by City Council in August 2000.

(Chief Administrative Officer - May 3, 2004)

(Clause 37(l), Report No. 3)

5.40 Legal Action to Stop the Issuance of Lookalike Parking Tickets

The Administration Committee gave consideration to a confidential report (March 15, 2004) from the City Solicitor and because the advice is subject to solicitor-client privilege, under the *Municipal Act, 2001*, discussions be held in-camera.

On motion by Councillor Holyday, the Administration Committee referred the confidential report (March 15, 2004) from the City Solicitor to the Planning and Transportation Committee for consideration, and in accordance with the Municipal Act, 2001, discussions on this matter be held in-camera because the matter relates to solicitor-client privilege.

(Clause No. 37(m), Report No. 3)

5.41 Supreme Court of Canada Decision in Toronto (City) v. CUPE Local 79

The Administration Committee had before it a communication (March 10, 2004) from the City Clerk advising that City Council at its meeting held on March 1, 2 and 3, 2004, referred Clause No. 29a of Report No. 1 of The Administration Committee, regarding "Supreme Court of Canada Decision in Toronto (City) v. CUPE Local 79 back to the Administration Committee

The Chair ruled that this matter was not properly before the Committee in view of the change to Chapter 27, Council Procedures, enacted by City Council on April 16, 2004 by By-law 262-2004 which transferred from the Administration Committee to the Policy and Finance Committee the responsibility for considering, amongst other things, policy matters relating to personnel and labour relations. The Chair's ruling was challenged and upon a majority vote, the Chair's ruling was upheld.

(Clause No. 37(n), Report No. 3)

5.42 Status Report on the Sale of 20 Gothic Avenue (Ward 13 – Parkdale-High Park)

The Administration Committee gave consideration to a communication (March 10, 2004) from the City Clerk, advising that City Council, at its meeting on March 1, 2 and 3, 2004, referred the following Motion to the Administration Committee:

“WHEREAS the application for the land municipally known as 20 Gothic Avenue has recently been approved by the Ontario Municipal Board on February 4, 2004, for an Official Plan Amendment, and Zoning By-law No. 438-86 Amendment; and

WHEREAS the community does not know if the land was put to public tender after being declared surplus by Council, and staff has been asked by the local Councillor to clarify; and

WHEREAS it is assumed only one developer (Quebex Development Corporation) was authorized to submit an application to purchase 20 Gothic Avenue; and

WHEREAS the payment of application fees in the amount of \$20,000.00 was deferred by Council, and could be contrary to Section 111 of the Municipal Act; and

WHEREAS the City of Toronto would breach its own 99-year commitment to the local community to maintain 20 Gothic as Open Space – Zoned G; and

WHEREAS the City of Toronto did not give prior notice to the public of the proposed sale of 20 Gothic Avenue, as required by Section 193 of the Municipal Act; and

WHEREAS questions about the irregularities of the proposed sale put to relevant City Departments for clarification on November 11, 2003 have received no reply from staff;

NOW THEREFORE BE IT RESOLVED THAT the Commissioner of Corporate Services provide a report to City Council to address the above questions and the status of the property sale;

AND BE IT FURTHER RESOLVED THAT Council order the sale of 20 Gothic Avenue be suspended until these concerns have been addressed to the satisfaction of City Council.”

The Committee also had before it a report (April 23, 2004) from the Commissioner of Corporate Services regarding Notice of Motion J(7), referred to the Administration Committee by Council on March 1, 2 and 3, 2004, concerning the sale of City lands at 20 Gothic Avenue to Quebex Development Corporation and related land exchange transactions, and recommending that:

- (1) the Motion be received by the Administration Committee for information; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Davis, the Administration Committee adopted the report (April 23, 2004) from the Commissioner of Corporate Services and in so doing received for information the communication (March 10, 2004) from the City Clerk.

(Clause No. 37(o), Report No. 3)

5.43 Request for Report on Possible Expropriation of Lands - 3514 Finch Avenue West (Ward 7 – York West)

The Administration Committee gave consideration to a communication (February 4, 2004) from the City Clerk, advising that City Council, at its meeting on January 27, 28 and 29, 2004, referred the following Motion to the Administration Committee:

“WHEREAS the Emery Village Secondary Plan, Finch Avenue West and Weston Road, was adopted by Council, at its regular meeting held on November 26, 27 and 28, 2002; and

WHEREAS the Plan requires improved pedestrian and cycling connections throughout the area to provide greater access to public space; and

WHEREAS the Plan encourages streetscape improvements in the Plan area to create an attractive environment; and

WHEREAS the Plan requires the provision of visual focal points and public amenity spaces, including special corner treatments, at the intersection of Finch Avenue West and Weston Road; and

WHEREAS the Plan encourages a pedestrian friendly environment; and

WHEREAS Imperial Oil Limited (‘Imperial’) owns property at the corner of Finch Avenue West and Weston Road, known as 3514 Finch Avenue West; and

WHEREAS the site has an existing gas bar and service bay building; and

WHEREAS Imperial seeks to redevelop the site removing the existing buildings and build a new format service station with car wash, gas bar and convenience store; and

WHEREAS the City has passed a comprehensive zoning by-law to implement the new Emery Village Secondary plan; and

WHEREAS the zoning by-law would not permit the existing or proposed use; and

WHEREAS Imperial has appealed to the Ontario Municipal Board; and

WHEREAS the adjoining land owner Centrillium has shown an interest in the lands known as 3514 Finch Avenue West for development; and

WHEREAS Centrillium wishes to develop a significant portion of the adjacent lands for public space purposes; and

WHEREAS Centrillium has indicated a commitment to pay the legal fees and associated costs related to the expropriation of the subject lands; and

WHEREAS the City of Toronto would retain complete ownership of the subject lands;

NOW THEREFORE BE IT RESOLVED THAT the City Solicitor, in consultation with appropriate staff, be requested to explore the possibilities of expropriating the lands known as 3514 Finch Avenue West, and submit a report to the next meeting of Council on that possibility.”

The Committee also had before it a communication (April 23, 2004) from Councillor Giorgio Mammoliti requesting that Item 43 be received.

On motion by Councillor Nunziata, the Administration Committee received the communication (February 4, 2004) from the City Clerk.

(Clause No. 37(p), Report No. 3)

5.44 Accessible Transit Services Plan - Year-End 2003 Status Report

The Administration Committee gave consideration to a communication (February 26, 2004) from Vincent Rodo, General Secretary, Toronto Transit Commission advising that at its meeting on Wednesday, February 25, 2004, the Commission received the report (February 25, 2004) entitled, "Accessible Transit Service Plan - Year-End 2003 Status Report", and forwards this report to City Council for information.

On motion by Councillor Holyday, the Administration Committee recommended that City Council, at its meeting on May 18, 2004, receive the communication (February 26, 2004) from the General Secretary, Toronto Transit Commission for information.

(Clause No. 27, Report No. 3)

5.45 Remuneration and Expenses of Members of Council and of the Council Appointees to Local Boards and Other Special Purpose Bodies for the year ended December 31, 2003

The Administration Committee gave consideration to a communication (March 24, 2004) from the Budget Advisory Committee, advising that the Budget Advisory Committee, at its meeting on March 24, 2004:

- (1) received the report (March 11, 2004) from the Chief Financial Officer and Treasurer; and
- (2) directed that this report be forwarded to the Administration Committee, and Council, for information.

On motion by Councillor Nunziata, the Administration Committee recommended that City Council at its meeting on May 18, 2004 receive the communication (March 24, 2004) from the Budget Advisory Committee.

(Clause No. 36, Report No. 3)

5.46 Summary Report of the Blue Ribbon Panel Review of the Technology End of Lease Strategy

The Administration Committee gave consideration to a report (April 23, 2004) from the City Clerk, e-City Committee forwarding the actions taken by the Committee at its meetings held on April 22 and April 5, 2004, and recommending to the Administration Committee that:

- (1) the summary report (April 20, 2004) from the Commissioner of Corporate Services from the Blue Ribbon Panel be received;
- (2) the Technology End of Lease Strategy, previously approved in principle by Council, be approved for implementation consistent with the advice of the Blue Ribbon Panel;
- (3) the application and implementation of "Thin Client" be subject to further business case analysis and evaluations on a roll-out basis with identified milestones; and that the Commissioner of Corporate Services report as necessary to the e-City Committee;

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- (4) the issue of application compliance testing and remediation be further reviewed to ensure a timely migration;
- (5) the Chief Administrative Officer review and report on a centralized, administrative governance model necessary to manage the implementation strategy in a manner that ensures departmental compliance;
- (6) the Commissioner of Corporate Services report on the means employed to optimize and integrate departmental/program business practice with the implementation of new generation software;
- (7) the Commissioner of Corporate Services report on the potential to capture efficiencies and innovation (on a go forward basis) in the software advances anticipated in the area of interactive software applications, and consideration be given to establishing a peer users group;
- (8) the Request for Proposals requirements be reported to the e-City Committee for information;
- (9) the Blue Ribbon Panel be thanked for its input and advice; and
- (10) the appropriate city officials be authorized and directed to take all necessary actions to give effect thereto.

The Committee also had before it Clause No. 1 of Report No. 2 of the Policy and Finance Committee, entitled "Report on the Technology End of Lease Strategy Initiative", City Council, at its meeting on March 1, 2 and 3, 2004, adopted the following recommendations:

“It is recommended that:

- (a) Council adopt the confidential joint report dated March 1, 2004, from the Chief Administrative Officer, the Commissioner of Corporate Services, and the Chief Financial Officer and Treasurer, subject to:
 - (i) amending Recommendation No. (1) to read as follows:
 - ‘(1) Council approve, in principle, the Technology End of Lease Strategy, specifically:

- work towards ending the City's relationship with MFP and transition the City from a leased to an owned IT infrastructure;
- replacing up to approximately 15,400 desktop computers;
- replacing up to approximately 570 servers;
- consider transitioning to a new version of Windows operating system, and a new version of desktop productivity tools (Office Suite); and
- develop an integrated asset management system,

and related multi-year costs not to exceed a total of \$83.5 million;'; and

- (ii) deleting the following Recommendation No. (5) and re-numbering Recommendation No. (6) as Recommendation No. (5):

- '(5) any equipment required for the regular replacement cycles commencing in 2006 also be purchased by the above RFQ process in accordance with the City's Purchasing By-law, policies, and procedures;'

so that the recommendations adopted by Council shall now read as follows:

'It is recommended that:

- (1) Council approve, in principle, the Technology End of Lease Strategy, specifically:
- work towards ending the City's relationship with MFP and transition the City from a leased to an owned IT infrastructure;
 - replacing up to approximately 15,400 desktop computers;
 - replacing up to approximately 570 servers;
 - consider transitioning to a new version of Windows operating system, and a new version of desktop productivity tools (Office Suite); and

- develop an integrated asset management system, and related multi-year costs not to exceed a total of \$83.5 million;
- (2) decommissioned equipment be stored on a temporary, short-term basis, as an interim solution, if necessary, until the City can buy out the MFP leases expected in 2004;
- (3) the budget for the Technology End of Lease Strategy be referred to the Budget Advisory Committee for consideration as part of the 2004 budget process;
- (4) the Executive Director, Corporate Information and Technology provide regular quarterly information reports to the e-City Committee summarizing all Request for Quotations (RFQs) issued for equipment required for the Technology End of Lease Strategy and the total cumulative costs expended, in addition to the normal approval and reporting required by the City's Purchasing By-law, policies and procedures; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.',

the balance of such report to remain confidential, in accordance with the provisions of the Municipal Act, as it contains information which is subject to solicitor/client privilege.; and

(b) Council also adopt the following recommendations:

- (i) the Commissioner of Corporate Services be requested to provide detailed implementation plans on a phased-in basis, prior to any replacements being purchased, for the replacement of the necessary desk top computers and servers, such plan to outline all the costs involved;
- (ii) the Chief Administrative Officer and the Commissioner of Corporate Services recommend a Peer Review System by a Blue Ribbon Panel to review and provide advice concerning the strategy approved by Council in principle, as well as the detailed Implementation Plan, to the next meeting of the e-City Committee to be scheduled before the end of April 2004, and to the

Administration Committee for its meeting scheduled to be held on April 29, 2004, such Panel to give consideration to replacing or upgrading the desktop computers and servers.”)

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the recommendations of the e-City Committee contained in the report (April 23, 2004) from the City Clerk, e-City Committee.

(Clause No. 28, Report No. 3)

5.47 Information Technology Acquisition Procedures

The Administration Committee gave consideration to a report (April 19, 2004) from the Commissioner of Corporate Services reporting on the effectiveness of the Information Technology Acquisition procedures approved by Council in 2002, and recommending that this report be received for information.

The Administration Committee received the report (April 19, 2004) from the Commissioner of Corporate Services for information.

(Audit Committee; c.c.: Commissioner of Corporate Services - May 3, 2004)

(Clause No. 37(q), Report No. 3)

5.48 Council Office Furniture

The Administration Committee gave consideration to a communication (February 16, 2004) from Councillor Michael Walker requesting the Commissioner of Corporate Services to report back to the Administration Committee with respect to issues raised in the communication from Councillor Paula Fletcher dated January 30, 2004 about the availability of furniture for Council offices at Toronto City Hall.

The Administration Committee referred the communication (February 16, 2004) from Councillor Walker to the Commissioner of Corporate Services with a request to report to a future meeting of the Administration Committee on the issues raised in this communication about the availability of furniture for Council Offices in City Hall.

(Commissioner of Corporate Services - May 3, 2004)

(Clause No. 37(r), Report No. 3)

5.49 Sale of Surplus Vacant Land North Side of Eglinton Avenue West, East of Royal York Road (Ward 4 - Etobicoke Centre)

The Administration Committee gave consideration to a confidential report (April 20, 2004) from the Commissioner of Corporate Services, and because it relates to litigation or potential litigation, under the *Municipal Act, 2001*, discussions be held in-camera.

On motion by Councillor Walker, with Councillor Davis in the Chair, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the confidential report (April 20, 2004) from the Commissioner of Corporate Services which was distributed to Members of Council under confidential cover, and that in accordance with the *Municipal Act, 2001*, discussions be held in-camera as the matter relates to litigation or potential litigation

(Clause No. 29, Report No. 3)

5.50 Declaration as Surplus - Portion of 2 Strachan Avenue - Proposed Hotel and Conference Centre Development at Exhibition Place (Ward 19 - Trinity-Spadina)

The Administration Committee gave consideration to a report (April 19, 2004) from the Commissioner of Corporate Services declaring surplus to municipal requirements a portion of the Exhibition Place ground municipally known as 2 Strachan Avenue, and recommending that:

- (1) a portion of the Exhibition Place grounds, municipally known as 2 Strachan Avenue, described as being part of Water Lot in front of Plan Ordnance Reserve and part of Block 14 Plan Ordnance Reserve, also shown as Phase I and Phase II on Appendix A, be declared surplus to the City's requirements, with the intended method of disposal to be by way of long-term leases to the National Hotel Corporation (the "Developer");
- (2) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Carroll, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 19, 2004) from the Commissioner of Corporate Services.

(Clause No. 30, Report No. 3)

5.51 Declaration as Surplus - 11715 Sheppard Avenue East (Ward 44 - Scarborough East)

The Administration Committee gave consideration to a report (April 13, 2004) from the Commissioner of Corporate Services declaring the property surplus to municipal requirements, and recommending that:

- (1) the property known municipally as 11715 Sheppard Avenue East, being Block 61 on Plan 66M-2161, be declared surplus to the City's requirements, and the Commissioner of Corporate Services be authorized to invite an offer to purchase from the owner of 11721 Sheppard Avenue East, and all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Nunziata, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 13, 2004) from the Commissioner of Corporate Services.

(Clause No. 31, Report No. 3)

5.52 Declaration as Surplus - An Additional Portion of 150 Borough Drive and Status of Negotiations Respecting the Land Exchange (Ward 38 - Scarborough Centre)

The Administration Committee gave consideration to a report (April 23, 2004) from the Commissioner of Corporate Services declaring an additional portion of 150 Borough Drive surplus to municipal requirements and to provide an update on the negotiations respecting the land exchange, and recommending that:

- (1) a portion of the property municipally known as 150 Borough Drive, being part of Block I on Plan M-1410, shown as Part 4 on Sketch No. PS-2003-088, be declared surplus to the City's requirements and the Commissioner of Corporate Services be authorized to invite The Goldman Group to present an offer to exchange the declared surplus lands for lands owned by The Goldman Group shown as Part 1 on Sketch No. PS-2003-088;
- (2) any negotiations leading to the loss of parking in relation to the City's gravel parking lot, shown as Part 3 on Sketch No. PS-2003-088, which was previously declared surplus, allow for alternative equivalent on-site parking for exclusive use by the City, without any incremental cost to the City;
- (3) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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The Administration Committee:

- (1) on motion by Councillor Walker, with Councillor Davis in the Chair, recommended to City Council, for its meeting on May 18, 2004, the adoption of Recommendations (1), (3) and (4) of the report (April 23, 2004) from the Commissioner of Corporate Services as follows:
 - “(1) a portion of the property municipally known as 150 Borough Drive, being part of Block I on Plan M-1410, shown as Part 4 on Sketch No. PS-2003-088, be declared surplus to the City’s requirements and the Commissioner of Corporate Services be authorized to invite The Goldman Group to present an offer to exchange the declared surplus lands for lands owned by The Goldman Group shown as Part 1 on Sketch No. PS-2003-088; and
 - (3) all steps necessary to comply with Chapter 213 of the City of Toronto Municipal Code be taken; and
 - (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.”; and
- (2) (a) on motion by Councillor Walker, with Councillor Davis in the Chair, forwarded to the Toronto East Community Council notification of the Committee’s action and a request that it consider Recommendation (2) of the report (April 23, 2004) from the Commissioner of Corporate Services and report directly to City Council for its meeting on May 18, 19 and 20, 2004 on the outcome of its consideration; and

- (b) on motion by Councillor Davis, requested the Toronto Parking Authority to report directly to City Council for its meeting on May 18, 19 and 20, 2004 on the possibility of providing a paid public parking facility on the existing deck parking structure at Scarborough Civic Centre.

(President, Toronto Parking Authority and Toronto East Community Council - April 30, 2004)

(Clause No. 32, Report No. 3)

5.53 Land Exchange Agreement involving the Sale of Block P and part of Block FX, Registered Plan M-1410 (located east of Brimley Road and North of Progress Avenue) and the Acquisition of a Permanent Easement for Access Purposes (Ward 38 - Scarborough Centre)

The Administration Committee gave consideration to a report (April 23, 2004) from the Commissioner of Corporate Services recommending that the vacant parcel of land, Block P and the one foot reserve being part of Block FX be sold and in exchange the City accept a permanent easement for access purposes and a cash payment, and recommending that:

- (1) under the Land Exchange Agreement the City be authorized to:
 - (a) sell Block P and the one foot reserve being part of Block FX on Plan M-1410, also shown as Parts 2 & 4 on Reference Plan 66R-15507 (collectively the "City Lands") on the terms outlined in the body of the report; and
 - (b) accept a permanent easement for access purposes from OMERS Realty Holdings (STC TWO) Inc. and 1331430 Ontario Inc. ("OMERS") or such other corporations which are affiliated with these corporations on lands described as Part 3 and Part 6 on a draft reference plan dated April 22, 2004 (the "Road Easement Lands") on terms outlined in the body of the report;

- (2) the City Solicitor be authorized to complete the transaction on behalf of the City, including payment of any necessary expenses and amending the closing date to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable; and
- (3) the appropriate City Officials be authorized and directed to take necessary action to give effect thereto.

On motion by Councillor Di Giorgio, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 23, 2004) from the Commissioner of Corporate Services.

(Clause No. 33, Report No. 3)

5.54 Lease of Child Care Centre Located at 610 Jane Street (Ward 13 - Parkdale-High Park)

The Administration Committee gave consideration to a report (April 14, 2004) from the Commissioner of Corporate Services seeking authority to enter into a lease for a child care centre at 610 Jane Street with The Macaulay Child Development Centre ("Tenant"), and recommending that:

- (1) a lease with The Macaulay Child Development Centre be approved for a five-year term at a nominal rent and in accordance with the terms and conditions set out in the body of this report and on such other terms and conditions as may be satisfactory to the Commissioner of Corporate Services and in a form acceptable to the City Solicitor;
- (2) the Commissioner of Corporate Services shall administer and manage the lease agreement including the provision of any consents, approvals, notices and notices of termination provided that the Commissioner may, at any time, refer consideration of such matter (including their content) to City Council for its determination and direction;
- (3) the City Solicitor be authorized to complete the transaction on behalf of the City, including amending the commencement date of the lease to such earlier or later date as she considers reasonable; and

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

On motion by Councillor Nunziata, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 14, 2004) from the Commissioner of Corporate Services.

(Clause No. 34, Report No. 3)

5.55 Expropriation of a Portion of 1251 Tapscott Road - McNicoll Avenue Extension Project (Ward 42 - Scarborough-Rouge River)

The Administration Committee gave consideration to a report (April 22, 2004) from the Commissioner of Corporate Services seeking approval for the expropriation of a portion of 1251 Tapscott Road for the easterly extension of McNicoll Avenue, easterly from Tapscott Road, and recommending that:

- (1) City Council, as approving authority, approve the expropriation of Parts 2, 4 and 5 on Plan 66R- 20197 for the extension of McNicoll Avenue and Part 3 on Plan 66R- 20197 for the temporary use as a construction site on terms detailed in the body of this report (all defined as the "Property");
- (2) authority be granted to take all necessary steps to comply with the *Expropriations Act*, including but not limited to, the preparation and registration of an Expropriation Plan and the service of Notices of Expropriation, Notices of Election as to a Date for Compensation and Notices of Possession;
- (3) the Director of Real Estate or the Executive Director of Facilities and Real Estate be authorized to sign the Notices of Expropriation and Notices of Possession on behalf of the City;
- (4) leave be granted for introduction of the necessary Bill in Council to give effect thereto; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

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On motion by Councillor Watson, the Administration Committee recommended to City Council, for its meeting on May 18, 2004, the adoption of the report (April 22, 2004) from the Commissioner of Corporate Services.

(Clause No. 35, Report No. 3)

The Committee adjourned its meeting at 5:45 p.m.

Chair