

THE CITY OF TORONTO

City Clerk's Office

Minutes of the Works Committee

Meeting 7

Tuesday, June 29, 2004

The Works Committee met on Tuesday, June 29, 2004, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:35 a.m.

Members Present:

	<u>9:35 a.m.-12:30 p.m.</u>	<u>2:10 p.m.-7:40 p.m.</u> (In Camera: 6:10 p.m.-6:45 p.m.)
Councillor Jane Pitfield, Chair	x	x
Deputy Mayor Sandra Bussin, Vice-Chair	x	x
Councillor Bas Balkissoon	x	x
Councillor Glenn De Baeremaeker	x	x
Councillor Mike Del Grande	x	x
Councillor Paula Fletcher	x	x
Councillor Adam Giambrone	x	x
Councillor Michael Thompson	x	x

Also Present:

Councillor Janet Davis
Councillor Douglas Holyday
Councillor Cesar Palacio

Members were present for some or all of the time period indicated.

Confirmation of Minutes

On motion by Councillor Del Grande, the Minutes of the meeting of the Works Committee held on June 2, 2004, were confirmed.

**Presentation to Mr. Barry Gutteridge,
Commissioner of Works and Emergency Services**

The Chair and Members of the Works Committee and Senior Management of the Works and Emergency Services Department gave a presentation to Mr. Barry Gutteridge, Commissioner of Works and Emergency Services, on the occasion of his retirement; and together with the Acting Chair and Members of the Community Services Committee, extended their sincere appreciation to Mr. Gutteridge for his many years of dedicated service to the City of Toronto, and expressed best wishes for a very happy retirement.

(Report 6, Clause 19(r))

7.1 Lake Ontario Waterkeeper Presentation

The Works Committee considered a communication (May 28, 2004) from Krystyn Tully, Lake Ontario Waterkeeper, requesting the opportunity to make a brief presentation to the Works Committee on their water quality monitoring and research on urban infrastructure in Ontario during the past two years, and their findings on the Toronto Region.

The following persons appeared before the Committee:

- Mark Mattson, President, and Krystyn Tully, Executive Director, Lake Ontario Waterkeeper, and submitted a report (January 19, 2004);
- Karen Buck;
- Karey Shinn; and
- Councillor Janet Davis, Ward 31 – Beaches-East York.

The Committee:

- (1) received the presentation by Lake Ontario Waterkeeper;

(Motion by Councillor De Baeremaeker)

- (2) referred the submission by Lake Ontario Waterkeeper to the Acting Commissioner of Works and Emergency Services for a briefing note to members of the Committee; and

(Motion by Councillor Fletcher)

- (3) requested that the Acting Commissioner of Works and Emergency Services:

- (i) report to the Works Committee in September 2004 on the establishment of an Implementation Advisory Committee for the Wet Weather Flow Management Master Plan, and that report include proposed terms of reference and membership;
- (ii) report to the Works Committee in October 2004 on the feasibility of making the Scarborough High-Rate Swirl Separator (Vortex separation) operational; and

(Motions (i) and (ii) by Councillor De Baeremaeker, on behalf of Councillor Davis)

- (iii) provide a briefing note on water quality issues associated with the Portlands Energy Centre for the special meeting of the Works Committee on July 5, 2004.

(Motion by Councillor Fletcher)

(Acting Commissioner of Works and Emergency Services; Mark Mattson, President, Lake Ontario Waterkeeper; c: Councillor Janet Davis; General Manager, Water and Wastewater Services; Karen Buck; Karey Shinn – June 29, 2004)

(Report 6, Clause 19(a))

7.2 Getting to 60% Diversion and Beyond Report

The Works Committee considered a report (June 15, 2004) from the Commissioner of Works and Emergency Services responding to motions related to the Getting to 60% Diversion and Beyond report that was considered by the Committee at its meeting on April 28 and May 3, 2004.

Recommendation:

It is recommended that this report be received for information.

The Committee also considered the following:

- (i) Communication (May 19, 2004) from Wayne Riviere, Marketing Manager, W. Ralston (Canada) Inc., with respect to compostable and biodegradable plastics;
- (ii) Communicaiton (June 4, 2004) from Steven A. Mojo, Executive Director, Biodegradable Products Institute, with respect to the feasibility of a pilot project for the use of biodegradable plastic bags;
- (iii) Communication (undated) from the New and Emerging Technologies, Policies and Practices Advisory Group submitting the Advisory Group's comments on the "Getting to 60% and Beyond" staff report;
- (iv) Communication (June 28, 2004) from Earl Chapman, President, DPPI Degradable Plastic Products Inc.; and
- (v) Presentation material from Geoff Rathbone, Director, Policy and Planning, Works and Emergency Services, on the Halifax Regional Municipality Waste Management System.

The following persons appeared before the Committee:

- Wayne Riviere, Marketing Manager, W. Ralston (Canada) Inc., and filed a submission;
- Rod Muir, Waste Diversion Toronto, and submitted material;
- Michael Rosenberg, and filed a submission;

Works Committee Minutes
Tuesday, June 29, 2004

- Karen Buck, and filed a submission;
- Rob Davis, on behalf of DPPI Degradable Plastic Products Inc., and submitted a communication; and
- Councillor Janet Davis, Ward 31 – Beaches-East York.

The Committee:

- (A) received the report (June 15, 2004) from the Commissioner of Works and Emergency Services for information;

(Motion by Councillor Giambrone)

- (B) requested that the Acting Commissioner of Works and Emergency Services report back to the Committee in September 2004 on:

- (1) the most recent research material that is available both in North America and Europe on the use of biodegradable bags in terms of standardization of the bags and an acceptable certification process, such research material to be considered by the Committee before any recommendation is made on including biodegradable bags in the waste stream;

(Motion by Councillor Balkissoon)

- (2) the City taking a lead role in the development of a Province-wide co-ordinated public education and promotion program as is discussed in the Minister of the Environment's Getting to 60% Diversion Discussion Paper and provided for via Stewardship Ontario, the industry funding organization for Blue Box collection in Ontario;
- (3) how the following suggestions have been or could be incorporated into the 60% Diversion and Beyond Plan:
 - (i) preparing the details of a comprehensive public education

Works Committee Minutes
Tuesday, June 29, 2004

and promotion plan;

- (ii) amending purchasing policy practices of the City of Toronto so as to ensure that meat and eggs are not purchased in expanded polystyrene containers;
- (iii) the feasibility of banning the use of expanded polystyrene in all City-owned facilities;
- (iv) the feasibility of a by-law banning the sale of coffee in expanded polystyrene cups, eggs in expanded polystyrene containers, and meat in polystyrene trays in the City of Toronto;
- (v) the feasibility of a by-law requiring that every convenience store must pay to maintain a three-stream diversion bin within 10 feet of its front door, due to the severe litter problem in the city;
- (vi) a careful definition of “small” (used once in the report) “scrap metal” (used twice), for example, whether small appliances (many of which are made of plastic) are allowed; and consideration of collection once a season/four times a year;
- (vii) giving consideration to including furniture, much of which is made of metal, and mattresses, which are mostly metal; and
- (viii) methods of fostering a mattress and furniture deconstruction facility, a Green Industry, in the City of Toronto, such facility to handle the City’s need to divert 400 mattresses per day as well as mattresses from other GTA municipalities;

(Motions (2) and (3) by Councillor Del Grande)

- (4) the following motion by **Councillor De Baeremaeker**:

Works Committee Minutes
Tuesday, June 29, 2004

“That the City adopt a waste diversion target of 70 percent for 2010, and that the added 10 percent increase in waste diversion target be focused on regulatory and financial changes/incentives to encourage extended product responsibility.”; and

(Motion by Deputy Mayor Bussin)

- (5) the possibility of the City acquiring the Ridge Landfill site; and

(Motion by Councillor Del Grande, amended by Councillor Pitfield)

- (C) requested that the Acting Commissioner of Works and Emergency Services, in consultation with the Chief Administrative Officer, the Roundtable on the Environment, community groups, and appropriate agencies, boards, and commissions of the City, report to the Works Committee for its meeting on October 6, 2004, on the creation of an Environmental Stewardship Grant program, to be part of the Consolidated Grants program, to fund local community initiatives that encourage “extended producer responsibility” and enhance “reduce, re-use and recycling” in the City of Toronto; and that the report include a proposed terms of reference and possible sources of funding for this grant program.

(Motion by Councillor Fletcher, on behalf of Councillor Davis)

(Acting Commissioner of Works and Emergency Services; c: Councillor Janet Davis; General Manager, Solid Waste Management Services; Wayne Riviere, Marketing Manager, W. Ralston (Canada) Inc.; Steven A. Mojo, Executive Director, Biodegradable Products Institute; Earl Chapman, President, DPPI Biodegradable Products Institute; Rod Muir; Michael Rosenberg; Karen Buck; Rob Davis – June 29, 2004)

(Report 6, Clause 19(b))

On motion by Councillor Giambrone, the Committee met privately to discuss the following matter, as the subject matter being considered relates to the security of the property of the municipality, in accordance with the Municipal Act.

**7.3 Processing Capacity for Source Separated Organic Material –
Request for Proposal No. 9155-03-5280**

The Works Committee considered the following reports:

- (i) (June 17, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) the Commissioner of Works and Emergency Services be authorized to negotiate and award contracts for processing capacity for source separated organic material with the following highest scoring respondents meeting the requirements, for ten-year terms, in accordance with Request for Proposal No. 9155-03-5280, for processing capacity for source separated organic material, and the proposals submitted by each of the respondents, at prices not to exceed those presented in the supplementary In Camera report entitled “Processing Capacity for Source Separated Organic Material – Supplemental Report on the Cost of Services Request for Proposal No. 9155-03-5280”, and otherwise on terms and conditions consistent with this report, including Attachment 1: Key Terms of SSO Processing Contracts, and satisfactory to the Commissioner of Works and Emergency Services and in a form satisfactory to the City Solicitor:
 - (a) Courtice Auto Wreckers Limited to process up to 10,000 tonnes per year of SSO material at their facility located at 1513 Thornton Road North in Oshawa, Ontario beginning as early as September 2005;
 - (b) All Treat Farms Limited to process up to 10,000 tonnes per year of SSO material at their facility located at 7963 Wellington Road 109 in the Town of Arthur in Wellington County, Ontario beginning as early as July 2006;
 - (c) KC Environmental Group Ltd. to process up to 10,000 tonnes per year of SSO material at their facility located at Arthur Township Sideroad No. 5 West in the Township of Wellington North in Wellington County, Ontario beginning as early as September 2006; and

Works Committee Minutes
Tuesday, June 29, 2004

- (d) Halton Recycling Ltd. and Halton Recycling (2003) Ltd. to process up to 100,000 tonnes per year of SSO material at their facility located at 395 Harry Walker Drive in Newmarket, Ontario beginning as early as January 2007;
 - (2) the appropriate availability of operating expenditures per year as estimated in Table 1 of the accompanying Supplemental In-Camera report be contingent on Council approval of the associated yearly operating budgets; and
 - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
- (ii) (June 17, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer entitled “Request for Proposals No. 9155-03-5280 - Processing Capacity for Source Separated Organic Material – Supplemental Report on the Cost of Services”, such report to remain confidential having regard that the subject matter relates to the security of the property of the municipality.

The following persons appeared before the Committee:

- Chris Hodgson and Steve Quigley, Conestoga-Rovers & Associates;
- Rod Muir, Waste Diversion Toronto;
- Councillor Douglas Holyday, Ward 3 – Etobicoke Centre; and
- Councillor Cesar Palacio, Ward 17 – Davenport.

The Committee:

- (1) recommended to City Council that City staff be authorized to negotiate with the preferred respondents to achieve a lower processing cost for the source separated organic material, taking into consideration proposed changes to the Ontario Compost Guideline;
- (2) deferred consideration of the reports (June 17, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial

Officer and Treasurer until its next regular meeting on September 8, 2004;

(Motions (1) and (2) by Councillor Balkissooon)

- (3) requested the Acting Commissioner of Works and Emergency Services to report to the Works Committee for its meeting on September 8, 2004, on:
 - (a) expanding capacity at the source separated organics (SSO) facility at the Dufferin Transfer Station; and
 - (b) the development of all options to secure long-term processing capacity for the remaining SSO, including a separate publicly owned and operated facility; and

- (4) requested that capital funding for the options for SSO processing capacity be projected into the 2005 budget with a business plan, and that the Acting Commissioner of Works and Emergency Services provide a status report to the meeting of the Works Committee on September 8, 2004.

(Motions (3) and (4) by Councillor Giambrone)

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; c: General Manager, Solid Waste Management Services – June 29, 2004)

(Report 6, Clause 3)

**7.4 Recycling/Litter Bins Program –
Options for Acquiring 1,000 Additional Bins**

This item was not submitted to this meeting, but was submitted to the special meeting of the Works Committee on July 5, 2004.

**7.5 Recommendations of the City of Toronto's
Waste Diversion Team for City Agencies, Boards,
Commissions and Departments, and**

Summary of the Three-Year Waste Diversion Plans

The Works Committee considered a report (June 15, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

The Commissioner of Works and Emergency Services recommends that:

- (1) the 17 Recommendations of the Waste Diversion Team for City Agencies, Boards, Commissions and Departments, attached as Schedule 1 of this report, be adopted;

In order to further clarify certain recommendations of the Team, as listed in Schedule 1 of this report, the Commissioner of Works and Emergency Services also recommends that:

- (2) the Waste Diversion Team Co-Chairs work with staff from Finance regarding the provision of sustainable funding to the City's Agencies, Boards, Commissions and Departments for implementing and maintaining waste diversion programs;
- (3) the purchase of disposable products be minimized City-wide by investigating the purchase and use of reusable tableware (dishes, cups, cutlery, etc.) instead of disposable products at all City facilities, and that:
 - (i) all City Agencies, Boards, Commissions and Departments, where applicable, investigate the operational, health and financial implications of using reusable tableware, instead of disposable tableware, for meetings or events attended by staff or the public at all City-owned facilities, and that the above investigations be completed with the assistance of the Co-Chairs of the Waste Diversion Team and a report be submitted to the November 2004 meeting of the Works Committee; and
 - (ii) Corporate Services, as agreed to by staff from Facilities and Real Estate, upon renewing existing or creating new contracts with private cafeteria/catering service providers situated within City facilities (not including snack bars), include the need to provide reusable tableware instead of disposable tableware with food and beverage orders served for consumption in the cafeteria or delivered to any catered meetings or events in City facilities; in the case of existing, long-term

Works Committee Minutes
Tuesday, June 29, 2004

contracts, providing reusable tableware should be considered a 'Best Practice' where economically feasible;

- (4) recycling collection for City workplaces located in privately leased facilities, as agreed to/submitted by staff from Real Estate Services, be implemented as follows:
 - (i) the Commissioner of Corporate Services be directed to negotiate the provision of recycling collection into all new real estate lease agreements entered into on behalf of the City, where the City is a tenant;
 - (ii) that in the event that a Landlord is unwilling to provide the City with the appropriate level of recycling in new real estate leases, the Agency, Board, Commission or Department that will be occupying the leased location be directed to make, in its sole discretion, the determination of leasing this location that does not provide recycling. This determination will be provided to the Commissioner of Corporate Services or her delegate in writing; and
 - (iii) for existing leases where the City is a tenant, each individual Agency, Board, Commission and Department be directed to budget and provide for the implementation and collection of recyclables by a private contractor (or potentially by Solid Waste Management Services, contingent upon all collection requirements being met);
- (5) Solid Waste Management Services submit a report to Works Committee for the November 2004 meeting regarding the implementation of an organic waste program for City Agencies, Boards, Commissions and Departments and Schools, including:
 - (i) consulting with the Agencies, Boards, Commissions and Departments and Schools regarding their three-year Waste Diversion Plans and requesting these organizations to indicate when they will be prepared to phase-in an organic waste diversion program for each of their facilities;
 - (ii) determining when the appropriate processing capacity will be available for organic waste from these organizations; and
 - (iii) developing an implementation schedule for the phase-in of an organic waste collection system for these organizations;
- (6) Communications staff from Corporate Services, Economic Development, Culture and

Tourism (Parks and Recreation) and Works and Emergency Services:

- (i) work with the Waste Diversion Team Co-Chairs to develop a generic City-wide communications plan for waste diversion programs for City-owned or privately leased facilities and parks/open spaces;
 - (ii) create a joint communications plan to promote and communicate the City's Waste Diversion Team's plans and initiatives to City staff and the public; and
 - (iii) provide each Agency, Board, Commission and Department with generic waste diversion promotional materials (bin labels, posters, etc.), where applicable, and include sufficient funds in their 2005 Operating Budget Submission for these materials, with a combined cost equal to approximately \$20,000; and
- (7) the Chief Administrative Officer be requested to approach the elected members of Council to solicit one of them to act as the City's "Waste Diversion Advocate" on City Council and to represent and assist the City's Waste Diversion Team regarding implementing waste diversion initiatives that it proposes.

Karen Buck appeared before the Committee, and submitted a communication.

On motion by Councillor De Baeremaeker, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 15, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 1)

7.6 Green Bin Design

The Works Committee considered the following reports:

- (i) (May 20, 2004) from the Commissioner of Works and Emergency Services responding to a communication from Councillor Bas Balkissoon related to the design of the Green Bin, as requested by the Committee at its meeting of April 28 and May 3, 2004; advising that Norseman Plastics, the manufacturer of the bin, has made a number of modifications at their cost since the bins were manufactured for Etobicoke, and that any substantive changes requiring new moulds would result in higher prices to the City; and noting that the Green

Works Committee Minutes
Tuesday, June 29, 2004

Bin was designed based on a balance of functional and ergonomic considerations, including the need to be as animal-resistant as possible yet still be easily opened and closed by residents and collectors.

Recommendation:

It is recommended that this report be received for information.

- (ii) (June 18, 2004) from the Commissioner of Works and Emergency Services responding to the request of the Committee on June 2, 2004, for reports related to the tendering for Green Bins and the contract with Norseman Plastics.

Recommendation:

It is recommended that this report be received for information.

Paul Speed, Rehrig Pacific, appeared before the Committee.

The Committee:

- (1) received the reports (May 20, 2004 and June 18, 2004) from the Commissioner of Works and Emergency Services for information; and

(Motion by Councillor Del Grande)

- (2) requested that the Acting Commissioner of Works and Emergency Services report back to the Works Committee on the design of the Green Bin, and what can be done to improve the design for the next order of bins.

(Motion by Councillor Balkissoon)

(Acting Commissioner of Works and Emergency Services; c: Councillor Bas Balkissoon; General Manager, Solid Waste Management Services; Paul Speed, Rehrig Pacific – June 29, 2004)

(Report 6, Clause 19(c))

7.7 Deposit-Return System for LCBO Containers

The Works Committee considered a report (June 8, 2004) from the Commissioner of Works and Emergency Services advising, as requested by City Council, that the Provincial Minister of the Environment has responded to the request from City Council for a deposit-return system for LCBO containers and has advised that the Waste Diversion Ontario Blue Box Program Plan does not preclude the introduction of a deposit-return system for beverage containers, such as LCBO containers, and that the Province is reviewing a wide range of diversion options; and forwarding a report supporting the case for a deposit-return system which has been forwarded to the Province.

Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Committee:

- Rod Muir, Waste Diversion Toronto; and
- Karen Buck, and submitted a communication.

The Committee recommended to City Council that:

- (1) the Minister of the Environment be requested to take an approach with respect to glass bottled containers that focuses on research and initiatives to create markets and industry for recycled glass, with a target timeframe within five years; and

(Motion by Councillor Balkissoon)

- (2) the Minister of the Environment be informed that the City of Toronto still supports legislative change on Liquor Control Board of Ontario (LCBO) deposit-return.

(Motion by Councillor Del Grande)

(Report 6, Clause 2)

7.8 Republic Contract – Adoption of Letter Agreement and Report on Wilson Arbitration

The Works Committee considered a confidential report (June 15, 2004) from the Commissioner

of Works and Emergency Services respecting the Letter Agreement with Republic Services of Canada Inc. and Wilson Logistics Inc., such report to remain confidential having regard that the subject matter relates to the security of the property of the municipality.

The Committee received the confidential report (June 15, 2004) from the Commissioner of Works and Emergency Services for information.

(Report 6, Clause 19(d))

7.9 Collection Practices and Complaints Review

The Works Committee considered a report (June 14, 2004) from the Commissioner of Works and Emergency Services respecting a review of the existing collection practices throughout the City, including complaints received over the last two years, mainly on private contractors in the City, as requested by Council.

Recommendation:

It is recommended that this report be received for information and that this report also be forwarded to the Policy and Finance Committee for information.

The Committee received the report (June 14, 2004) from the Commissioner of Works and Emergency Services, and forwarded the report to the Policy and Finance Committee for information.

(Policy and Finance Committee; c: Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services – June 29, 2004)

(Report 6, Clause 19(e))

7.10 Compost Give-Away Days

The Works Committee considered a communication (April 29, 2004) from Councillor Cesar Palacio, Ward 17 – Davenport, recommending that City Councillors be encouraged to expand “Free Compost Give-away Days” in their respective wards, and that City Councillors have access to up to six free loads of compost per year, shipping included, to give away on these days.

Works Committee Minutes
Tuesday, June 29, 2004

The following Councillors appeared before the Committee:

- Councillor Douglas Holyday, Ward 3 – Etobicoke Centre; and
- Councillor Cesar Palacio, Ward 17 – Davenport.

The Committee:

- (1) referred the communication from Councillor Palacio and the following motion to the Acting Commissioner of Works and Emergency Services for a report to the Works Committee as requested:

Moved by Councillor De Baeremaeker on behalf of Councillor Palacio:

“WHEREAS the City of Toronto is entering into its second phase of Source Separated Organics, and giving away quality compost back to the community would be a great environmental educational component;

BE IT RESOLVED that the Commissioner of Works and Emergency Services be asked to report back to the next Works Committee meeting; and

BE IT FURTHER RESOLVED that this matter also be referred to the Budget Advisory Committee for its comments”;

(Motion by Councillor De Baeremaeker)

- (2) requested the Acting Commissioner of Works and Emergency Services to also report to the Works Committee on the feasibility and cost of holding two Environment Days per Councillor and the option of having compost at one or both days; and

(Motion by Councillor Balkissoon)

- (3) requested that City staff ensure that the limit on the number of bags of compost is posted at Environment Days.

(Motion by Councillor Giambrone)

(Acting Commissioner of Works and Emergency Services; c: Councillor Cesar

Palacio; General Manager, Solid Waste Management Services – June 29, 2004)

(Report 6, Clause 19(f))

**7.11 Official Mark Protection Under the
Trade-Mark Act for the City of Toronto's
Water and Wastewater Division Business Unit Name**

The Works Committee considered a report (June 10, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the word marks "Toronto Water" and "Water Services" be adopted and used as official marks of the City of Toronto, and the City Solicitor be directed to request the Registrar of Trade-marks to give public notice of their adoption and use; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Thompson, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 10, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 10)

**7.12 Amendment to Open Contract No. 47007445 –
Fiscal Year 2003 Biosolids Hauling Services –
Ashbridges Bay Treatment Plant
(Ward 32 – Beaches-East York)**

The Works Committee considered a report (June 3, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) authority be granted to increase Open Contract No. 47007445 to \$7,916,557.81 (before GST) for the purchase of services to haul biosolids for agricultural land application and landfill disposal during fiscal year 2003; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Karen Buck appeared before the Committee, and filed a submission.

On motion by Councillor Del Grande, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 3, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 15)

**7.13 New Municipal Code Chapters Related to
Traffic and Parking Matters – Consolidation of
Existing Related Codes/By-laws**

The Works Committee considered a report (June 15, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) existing traffic and parking related By-laws/Codes, including their respective schedules, of the former municipalities be consolidated and a new uniform traffic and parking by-law (amending Chapter 950 of the Municipal Code), a new uniform footpaths, pedestrian ways, bicycle paths and bicycle lanes Code Chapter, and a new uniform parking for persons with disabilities Code Chapter be enacted;
- (2) authority be granted to submit any Bills required to enact the new Chapters of the City of Toronto Municipal Code, namely: Chapters 940 (Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes), 945 (Parking for Persons with Disabilities) and to amend Chapter 950 (Traffic and Parking), generally as described in this report, and generally in the form of the draft Chapters contained in Appendices A, B and C to this report, subject to any necessary refinements as may be identified by the Commissioner of Works and

Emergency Services and the City Solicitor;

- (3) at such time as the Commissioner of Works and Emergency Services and the City Solicitor deem appropriate, the existing provisions in the sections of the Code Chapters and By-laws of the former municipalities as set out in Appendix D to this report, and any others that may be identified that relate to and have been superseded or replaced by the new Code Chapters, be rescinded;
- (4) the City Solicitor be given the authority to amend the proposed Chapters 940, 945 and proposed amended Chapter 950, including any Schedules thereto, to reflect any changes to the text and/or Schedules of the various former Traffic and Parking-related Code Chapters and By-laws of the former municipalities between the date that this report is adopted by City Council and the date(s) the proposed Code Chapters 940, 945, and the proposed amended Code Chapter 950 come into effect;
- (5) authority be granted to hire the text editor as retained by the City Clerk to merge the various Schedules of the existing Traffic and Parking-related By-laws/Codes, Parking for Persons with Disabilities-related By-laws/Codes and Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes-related By-laws/Codes and to create new Schedules, and for the City Solicitor to submit to Council directly, without the need for a further report, Bills to enact the new Schedules;
- (6) authority be granted to accept the consolidation of all of the Traffic and Parking-related, Parking for Persons with Disabilities-related and Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes-related Schedules as updated by the text editor, without verification, provided that any duplications or errors which are discovered during the consolidation process or in future for any of the entries in those Schedules may be corrected by way of introducing a Bill as a technical amendment to Chapters 940, 945 and 950 of the Code;
- (7) the City Solicitor, in consultation with the Commissioner of Works and Emergency Services, be authorized and directed to make application to the Ministry of the Attorney General for set fines with respect to the above-noted proposed Code Chapters of the City of Toronto Municipal Code;
- (8) the City Solicitor be given the authority to amend any City By-laws or Code Chapters or sections therein which may contain reference to any by-law or Code Chapter or section

which is to be superseded by the proposed Chapters 940, 945 and 950 to eliminate and, where appropriate, correct such references; and

- (9) the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing, including the introduction in Council of any Bills that may be required.

The Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 15, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 4)

7.14 Red-Light Camera Operations

The Works Committee considered a report (June 11, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) approval be granted to continue operating red-light cameras in the City of Toronto, beyond November 20, 2004, subject to the Government of Ontario extending the red-light camera legislation indefinitely;
- (2) approval be granted for the Commissioner of Works and Emergency Services to extend Contract No. 9119-00-7004 with ACS (formerly Lockheed Martin), in the amount of \$1,181,000.00 for a fifth year of operation of red-light cameras (November 20, 2004 to November 20, 2005), subject to the approval of funding;
- (3) approval be granted to continue the operation of the City of Toronto centralized municipal processing centre which issues offence notices on behalf of the City of Toronto, as well as other participating municipalities, and that the agreements with the participating municipalities regarding the sharing of operational costs be extended;

Works Committee Minutes
Tuesday, June 29, 2004

- (4) approval be granted to extend the operational agreement with the Ministry of Transportation, Ontario which clarifies the responsibilities of both parties and permits the City to obtain the motor vehicle registration information necessary to lay charges;
- (5) the process, as described in this report for selecting additional locations for an expanded red-light camera program, for future consideration by City Council, be approved in principle;
- (6) the Commissioner of Works and Emergency Services be directed to issue a Request for Proposals, in conjunction with other municipalities, for the installation, operation and maintenance of additional red-light camera sites, subject to the Government of Ontario extending the red-light camera legislation indefinitely;
- (7) subject to the Government of Ontario extending the red-light camera legislation indefinitely, the Commissioner of Works and Emergency Services be requested to report to Works Committee, in 2005, on the results of the RFP process and the approvals and costs required to expand the number of red-light cameras in the City of Toronto; and
- (8) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee recommended that City Council:

- (1) adopt the staff recommendations in the Recommendations Section of the report (June 11, 2004) from the Commissioner of Works and Emergency Services;
- (2) reiterate its support for municipally operated safety cameras (photo-radar) in school zones, community safety zones, construction zones and other areas where police are unable to enforce speed restrictions;
- (3) request the Acting Commissioner of Works and Emergency Services, in consultation with the Toronto Police Service, to prepare a report to the Works Committee on the implementation of a safety camera (photo-radar) pilot project in Toronto;

- (4) request the Acting Commissioner of Works and Emergency Services to explore the feasibility of using existing red-light cameras to act as a speed recording device, and report to the Works Committee on what regulatory issues are necessary to implement this function to control excessive speeds; and further, to explore:
 - (a) using this function as an educational program via a pilot program; and
 - (b) other jurisdictions where this feature may be in use at the present time; and

(Motions (1), (2), (3) and (4) by Councillor Balkissoon, on behalf of Councillor Thompson)

- (5) request that the Acting Commissioner of Works and Emergency Services consider the allocation of at least one red-light camera per ward or a similar equitable distribution system.

(Motion by Councillor De Baeremaeker)

The following motion by Councillor Del Grande was **withdrawn**:

- “(1) That this matter be deferred until the Province of Ontario has responded with approval for the continued use of the red-light cameras; and
- (2) that at that time, a Request for Proposals be issued for the purchase of red-light cameras.”

(Report 6, Clause 5)

**7.15 Traffic Calming – Criteria for Determining
Public Support for Installation of Speed Humps**

The Works Committee again considered a report (May 13, 2004) from the Commissioner of Works and Emergency Services responding to a communication from Councillor Joe Mihevc, Ward 21 – St. Paul’s West, with respect to an amendment to the criteria for determining public support for the installation of speed humps during the polling process, as requested by the Committee at its meeting on February 3, 4 and 10, 2004; and concluding that it would be advisable to maintain the current criteria for determining acceptance for traffic management initiatives at the current rate of 60 percent of the responding households.

Recommendation:

It is recommended that this report be received for information.

On motion by Deputy Mayor Bussin, the Committee recommended to City Council that the policy for the installation of speed humps be amended to provide that the criteria for determining the will of the majority is used as a guideline rather than a benchmark.

(Report 6, Clause 6)

7.16 Road Salts Partnership

The Works Committee considered the following:

- (i) Communication (May 28, 2004) from the City Clerk advising that the City Council on May 18, 19 and 20, 2004, had before it Clause No. 20 contained in Report No. 3 of The Works Committee, headed “Road Salts Partnership”; and that City Council referred this Clause back to the Works Committee for further consideration at its meeting on June 2, 2004;
- (ii) Communication (May 19, 2004) from the City Clerk advising that the Task Force to Bring Back the Don at its meeting on May 19, 2004, gave consideration to the matter of the Road Salts Partnership; and further advising that the Task Force supports the Road Salts Partnership with RiverSides Stewardship Alliance and recommends that the City of Toronto should be encouraged to continue with this initiative; and
- (iii) Brochures on the RiverSafe Municipal Low Salt Diet, submitted by Kevin Mercer, RiverSides Stewardship Alliance.

On motion by Councillor Fletcher, the Committee requested that:

- (1) the Acting Commissioner of Works and Emergency Services report to the Works Committee for its meeting on October 6, 2004, on a comparable public education program and on regulatory methods to reduce the use of road salt by other road salt users on private property; and
- (2) funding in the amount of \$30,000 be considered in the 2005 budget for this program.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services; Mr. Kevin Mercer, RiverSides Stewardship Alliance; Secretary, Task Force to Bring Back the Don – June 29, 2004)

(Report 6, Clause 19(g))

**7.17 Avenue Road/Queen's Park Avenue and
Bloor Street West – Request to Review
Feasibility of Realigning the Northerly Road Leg
(Ward 27 – Toronto Centre-Rosedale)**

The Works Committee considered a communication (May 10, 2004) from the City Clerk, Toronto South Community Council, advising that the Toronto South Community Council on May 4, 2004, had before it a report (April 19, 2004) from the Director, Transportation Services, South District, respecting Avenue Road/Queen's Park Avenue and Bloor Street West – Request to Review Feasibility of Realigning the Northerly Road Leg, and recommending that this report be received for information.

Community Council Recommendation:

The Toronto South Community Council recommends to the Works Committee that the northerly road leg at the intersection of Avenue Road/Queen's Park Avenue and Bloor Street West be narrowed to enable the easterly sidewalk to be widened.

The following persons appeared before the Committee:

- John Caliendo, President, ABC Residents Association, and filed a submission;

Works Committee Minutes
Tuesday, June 29, 2004

- Shirley Moriss;
- Linda Chu;

- Janice Etter, and filed a submission;

- Rhona Swarbrick, and filed a submission; and

- Councillor Kyle Rae, Ward 27 – Toronto Centre-Rosedale.

The Committee:

- (1) recommended that City Council adopt the recommendations of the Toronto South Community Council contained in the communication (May 10, 2004) from the City Clerk, Toronto South Community Council;

(Motion by Councillor Fletcher, on behalf of Councillor Rae)

- (2) requested that the Acting Commissioner of Works and Emergency Services, in consultation with the Commissioner of Urban Development Services and the Toronto Pedestrian Committee, look at the traffic/pedestrian flow at this intersection and the possibility of restricting flow at rush hour and/or all day, and report back to the Works Committee in September 2004; and

(Motion by Councillor Balkissoon)

- (3) also requested that the Acting Commissioner of Works and Emergency Services report directly to Council for its meeting on July 20, 21 and 22, 2004, or if not possible, to the next meeting of the Works Committee on September 8, 2004, on similar concerns and potential remedies at the north-east corner of Davenport Road and Avenue Road.

(Motion by Councillor Fletcher, on behalf of Councillor Rae)

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services – June 29, 2004)

(Report 6, Clause 7)

7.18 Feasibility of Implementing the Walking Security Index

The Works Committee considered a report (June 15, 2004) from the Commissioner of Works and Emergency Services providing information on the feasibility of implementing the Walking Security Index, as requested by City Council; advising that the City of Ottawa has concluded that the Walking Security Index is not an effective tool for evaluating pedestrian safety at signalized intersections; and also advising that the Transportation Services Division, in consultation with the Toronto Pedestrian Committee is researching other pedestrian safety evaluation tools which could potentially be utilised in the City of Toronto, for report to the Works Committee at its November 9, 2004 meeting.

Recommendation:

It is recommended that this report be received for information.

The Committee also considered a communication (June 29, 2004) from Rhona Swarbrick, Member, Pedestrian Planning Network.

On motion by Councillor Fletcher, the Committee deferred consideration of the report (June 15, 2004) from the Commissioner of Works and Emergency Services until its next regular meeting on September 8, 2004.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services; Rhona Swarbrick – June 29, 2004)

(Report 6, Clause 19(h))

DEFERRED

7.19 Contract No. 04FS-49WS, Tender Call No. 74-2004 – Replacement of Pumping Unit No. 2 and Associated Components at Kennedy Pumping Station (Ward 39 – Scarborough-Agincourt)

The Works Committee considered a report (June 8, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) a project cost of \$596,000.00 be approved for the CPW011-19 Kennedy Pumping Station with no cashflow in 2004 and a future year commitment of \$596,000.00 in 2005;
- (2) subject to approval of Recommendation (1), Contract No. 04FS-49WS, Tender Call No. 74-2004 for the replacement of Pumping Unit No. 2 and associated components at Kennedy Pumping Station be awarded to W.A. Stephenson Mechanical Contractors Limited in the total amount of \$596,000.00 including all taxes and charges, being the lowest Tender received;
- (3) this report be forwarded to the Policy and Finance Committee for consideration; and
- (4) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

On motion by Councillor Balkissoon, the Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (June 8, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Policy and Finance Committee; c: Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; Executive Director, Technical Services – June 29, 2004)

(Report 6, Clause 19(i))

**7.20 Formation of Solid Waste Diversion Working Group,
Environmental Assessment Steering Committee and
Environmental Assessment Advisory Group**

The Works Committee considered a report (June 23, 2004) from the Commissioner of Works and Emergency Services.

Works Committee Minutes
Tuesday, June 29, 2004

Recommendations:

It is recommended that:

- (1) the work term of the New and Emerging Technologies, Policies and Practices Citizen and Expert Advisory Group be concluded on December 31, 2004;
- (2) a “Solid Waste Diversion Working Group” be formed to advise the Commissioner of Works and Emergency Services on how best to implement the policies and practices recommendations in the “Getting to 60% Diversion and Beyond”:
 - (i) the work term of the Solid Waste Diversion Working Group be initiated on January 1, 2005 and conclude on December 31, 2006;
 - (ii) the Solid Waste Diversion Working Group report to the Commissioner of Works and Emergency Services (or designate);
 - (iii) the Chair and Vice-Chair (or Co-Chairs) of the Solid Waste Diversion Working Group be able to deputize to Works Committee on matters that have been before the Solid Waste Diversion Working Group, including staff reports; and
 - (iv) the Solid Waste Diversion Working Group be comprised of six members of the Public and the stakeholders listed in Appendix A be invited to also participate as members;
- (3) an “Environmental Assessment Steering Committee” be formed to provide to the Commissioner of Works and Emergency Services advice and direction for the Environmental Assessment Terms of Reference:
 - (i) the work term of the Environmental Assessment Steering Committee be initiated as soon as possible and continue until the completion of the Environmental Assessment Terms of Reference are approved by the Minister of the Environment and the subsequent Environmental Assessment is completed;
 - (ii) the Environmental Assessment Steering Committee be comprised of three members of Works Committee, three alternate members of Works Committee, the Commissioner of Works and Emergency Services (or designate), the General Manager of Solid Waste Management Services (or designate), the Medical Officer of Health (or designate), the Chief Planner (or designate) and the Chair and Vice-

Works Committee Minutes
Tuesday, June 29, 2004

Chair (or Co-Chairs) of the Environmental Assessment Advisory Group as shown in Appendix B;

- (iii) the City Solicitor (or designate) be requested to participate on the Environmental Assessment Steering Committee in a technical advisory capacity;
 - (iv) that two Works Committee Councillors, sitting as appointed members or designates, be required to be present at a meeting of the Environmental Assessment Steering Committee in order for quorum to be met;
 - (v) the Chair and Vice-Chair of the Environmental Assessment Steering Committee be selected by Works Committee from among the group of three Works Committee Councillors selected to participate by Works Committee;
 - (vi) the Environmental Assessment Steering Committee receive applications for the citizen positions on the Solid Waste Diversion Working Group and the Environmental Assessment Advisory Group and submit their associated recommendations to Works Committee for ratification; and
 - (vii) the staff and Works Committee members of the Environmental Assessment Steering Committee proceed with administrative matters and member selection activities until such time as the Environmental Assessment Advisory Group has been formed and has selected a Chair and Vice-Chair (or Co-Chairs); and
- (4) an “Environmental Assessment Advisory Group” be formed to provide input and feedback to the Commissioner of Works and Emergency Services and project consultants through the Steering Committee during the development of the Environmental Assessment Terms of Reference and the subsequent Environmental Assessment:
- (i) the work term of the Environmental Assessment Advisory Group be initiated as soon as possible and continue until the Environmental Assessment Terms of Reference are approved by the Minister of the Environment and the subsequent Environmental Assessment is completed;
 - (ii) the Environmental Assessment Advisory Group report to the “Environmental Assessment Steering Committee”, cited in Recommendation No. (3);
 - (iii) the Chair and Vice-Chair (or Co-Chairs) of the Environmental Assessment

Advisory Group be able to depute to Works Committee on matters that have been before the Environmental Assessment Advisory Group, including staff reports; and

- (iv) the Environmental Assessment Advisory Group be comprised of six members of the General Public and the stakeholders listed in Appendix C be also invited to participate as members;
- (5) Works Committee appoint two of its members to the Solid Waste Diversion Working Group and two of its members to the Environmental Assessment Advisory Group to participate as non-voting members;
- (6) City Council authorize Works Committee to appoint the membership of the Solid Waste Diversion Working Group (including its Works Committee members (2)), the Works Committee members on the Environmental Assessment Steering Committee (3) and alternates (3), the Environmental Assessment Advisory Group (including its Works Committee members (2)); and
- (7) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also considered a communication (June 29, 2004) from Karen Buck.

The Committee deferred consideration of the report (June 23, 2004) from the Commissioner of Works and Emergency Services until its special meeting on July 5, 2004.

(Report 6, Clause 19(j))

DEFERRED

7.21 Managing Pavements in the City of Toronto – Status Report

The Works Committee considered a report (June 21, 2004) from the Commissioner of Works and Emergency Services providing an interim update on the management of pavements in the City of Toronto.

Recommendations:

It is recommended that:

Works Committee Minutes
Tuesday, June 29, 2004

- (1) the Commissioner of Works and Emergency Services report to the Works Committee early in the 2005 budget cycle on the necessary pre-approvals required to implement a backlog reduction strategy;
- (2) the Commissioner of Works and Emergency Services report to the Works Committee on strategic asset management policies on the various elements of transportation infrastructure during the current term of Council; and
- (3) the Commissioner of Works and Emergency Services in consultation with the City Solicitor report to the Works Committee on the enactment of a road use and occupancy by-law setting out various elements of the overall process, including pavement degradation criteria and fees and provisions for pavement cuts and excavations.

The Committee:

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 21, 2004) from the Commissioner of Works and Emergency Services; and
- (2) requested that the Acting Commissioner of Works and Emergency Services:
 - (i) report to the Works Committee with the policy respecting standards for pavement designs/asset management strategies for each road classification, this report to be inclusive of state of good repair, preventative maintenance activities and timeframes; and

(Motion by Councillor Balkissoon)

- (ii) report to the Works Committee by September 2004 on creating a data base to track potholes and utility cuts, including:
 - the location of each utility cut and pothole;
 - the details of each utility cut and pothole; and
 - the likelihood of utility cuts contributing to the creation of potholes.

(Motion by Councillor Balkisson, on behalf of Mayor Miller)

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services– June 29, 2004)

(Report 6, Clause 9)

7.22 Traffic Studies at Signalized and Non-Signalized Intersections Along St. Clair Avenue West (Ward 17 – Davenport)

The Works Committee considered a report (June 16, 2004) from the Commissioner of Works and Emergency Services responding to the direction from City Council on May 18, 19 and 20, 2004, to submit a report with up-to-date traffic studies for all signalized and non-signalized intersections along St. Clair Avenue West in Ward 17 to the Works Committee.

Recommendation:

It is recommended that this report be received for information.

Councillor Cesar Palacio, Ward 17 – Davenport, appeared before the Committee.

On motion by Deputy Mayor Bussin, the Committee received the report (June 16, 2004) from the Commissioner of Works and Emergency Services for information.

Subsequently, a motion by Councillor Del Grande on behalf of Councillor Palacio to reopen the item in order for Councillor Palacio to request deferral of the staff report did not carry.

(Report 6, Clause 19(k))

7.23 Basement Flooding in the Area of the Lower Beaches and Ashbridges Bay Due to August 14, 2003 Electrical Power Outage (Ward 30 – Toronto-Danforth; Ward 32 – Beaches-East York)

The Works Committee considered a report (June 23, 2004) from the Commissioner of Works and Emergency Services addressing the issue of providing a financial grant to the properties that

Works Committee Minutes
Tuesday, June 29, 2004

experienced basement flooding during the August 14, 2003 power outage, and identifying measures to mitigate further basement flooding under similar circumstances.

Recommendations:

It is recommended that:

- (1) the Commissioner of Works and Emergency Services report back when the facilities assessment study for the Ashbridges Bay Treatment Plant is completed in order to address the issue of a standby power supply;
- (2) the Basement Flooding Protection Subsidy Program be extended to the single family homes in the area south of Queen Street East between Balsam Avenue and Leslie Street; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee recommended that:

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (June 23, 2004) from the Commissioner of Works and Emergency Services, subject to deleting Recommendation (2) and replacing it with the following:

“(2) those property owners affected by the basement flooding as a result of the power outage on August 14, 2003, be allowed to claim up to a maximum of \$3,050 under the Basement Flooding Protection Subsidy Program, subject to the provision of appropriate receipts, as a gesture of good will and without prejudice;” and

(Motion by Deputy Mayor Bussin)

- (2) the area around the Ashbridges Bay Treatment Plant be recognized as a distinct and sensitive area.

(Motion by Councillor Fletcher)

(Report 6, Clause 11)

**7.24 Basement Flooding – 54 Chestnut Hills Parkway
(Ward 4 – Etobicoke Centre)**

The Works Committee considered a report (June 24, 2004) from the Commissioner of Works and Emergency Services addressing basement flooding concerns at 54 Chestnut Hills Parkway, as requested by the Committee at its meeting on April 28 and May 3, 2004.

Recommendations:

It is recommended that:

- (1) the Finance Department's Insurance and Risk Management Unit be informed of the findings described in this report, to ensure that this claim receives appropriate consideration; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor De Baeremaeker, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 12)

**7.25 Blockage of Private Common Sewer Service Line Serving
31 Properties on Logan, Booth and Colgate Avenues
(Ward 30 – Toronto-Danforth)**

The Works Committee considered a report (June 24, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the Water and Wastewater Services Division be authorized to provide a financial grant under the Drain Grant Program to repair the 225mm private sewer service line serving 31

Works Committee Minutes
Tuesday, June 29, 2004

properties on Logan, Booth and Colgate Avenues, which will cover 100 percent of the cost of the repair to a maximum of \$10,000;

- (2) the Water and Wastewater Services Division be authorized to deviate from the normal Drain Grant Program procedure and pay the grant referred to above directly to the selected contractor after inspection by Water and Wastewater Services staff to confirm the work was completed and upon receipt of an itemized invoice;
- (3) each of the 31 properties will be documented as having received a grant under the Drain Grant Program equivalent to 1/31th of the payment made to the contractor, which will be debited against their available lifetime grant of \$1,500; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto including meeting with the property owners to ensure the proper procedures are followed.

Kathryn Adams, property owner, appeared before the Committee.

On motion by Councillor Fletcher, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 13)

**7.26 Engineering Consulting Services for Water Meter
Field Condition Assessment at Various Locations –
Request for Proposal No. 9117-03-7542**

The Works Committee considered a report (June 16, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer on the results of Request for Proposal No. 9117-03-7542 for professional engineering consulting services for a Water Meter Field Condition Assessment at various locations within the City of Toronto.

Recommendations:

It is recommended that:

Works Committee Minutes
Tuesday, June 29, 2004

- (1) Hetek Solutions Inc., the highest scoring Proponent meeting the requirements be retained to provide engineering consulting services for the preparation of a Water Meter Field Condition Assessment report for an estimated cost not to exceed \$745,469.00 including all taxes and charges;
- (2) authority be granted to appropriate City staff to enter into an agreement with Hetek Solutions Inc. to carry out this assignment, such agreement to contain clauses satisfactory to the Commissioner of Works and Emergency Services and the City Solicitor; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Del Grande, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 16, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 14)

**7.27 Park Lawn Reserve Ramp –
Engagement of Planmac Inc. for
Contracted Professional Services
(Ward 6 – Etobicoke-Lakeshore)**

The Works Committee considered the following reports:

- (i) (June 15, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) subject to the Commissioner of Works and Emergency Services' approval of Planmac's project personnel, Planmac Inc. be retained for contracted professional services to carry out detailed for the Park Lawn Reverse Ramp in the amount of

\$200,000; and

- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
- (ii) (June 16, 2004) from the City Solicitor respecting the engagement of contracted professional services for the Park Lawn Reverse Ramp, such report to remain confidential having regard that the subject matter relates to the security of the property of the municipality.

The Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 15, 2004) from the Commissioner of Works and Emergency Services and the confidential report (June 16, 2004) from the City Solicitor.

(Report 6, Clause 16)

7.28 Provision of Professional Services for the Implementation of Energy and Water Efficiency Improvements in City of Toronto Fire Stations - Request for Proposals No. 9119-03-7410

The Works Committee considered a report (June 23, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) Council approve the Works and Emergency Services (WES) Energy and Water Efficiency Improvement Program for 85 City of Toronto Fire Stations as a sub-project of the Council approved \$20 million Energy Retrofit Program (ERP) to be managed as part of the WES Capital Program with a gross project cost of up to \$3,624,000, with a cash flow of \$500,000 in to 2004, \$2,500,000 in 2005 and the remaining \$624,000 being required in 2006;
- (2) the project be financed as follows - financing in 2004 will be comprised of \$125,000 of FCM loan and \$375,000 of debt, in 2005 by \$625,000 FCM loan and \$1,875,000 of debt, and in 2006 by \$300,000 in grants and incentives, \$81,000 of FCM loan and

Works Committee Minutes
Tuesday, June 29, 2004

\$243,000 of debt;

- (3) the Commissioner of Works and Emergency Services be authorized to finalize the scope of the project and the appropriate gross costs, based on a maximum simple payback period of eight years, up to a maximum of \$3.624 million in gross capital costs inclusive of all taxes and charges;
- (4) the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer in consultation with the Commissioner of Corporate Services and the City Solicitor be authorized to negotiate and enter into an energy and water services agreement with MCW Custom Energy Solutions Ltd., the highest overall scoring proponent meeting requirements based on the scope of the project as developed by the Commissioner of Works and Emergency Services;
- (5) the Commissioner of Works and Emergency 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 (FCM) for Green Municipal Investment Fund (GMIF) financing in order to facilitate a disbursement of approximately \$831,000, from the approved low interest \$8.75 million loan, to the fire station energy and water retrofit project subject to finalizing an energy and water services agreement with MCW Custom Energy Solutions Ltd.;
- (6) energy and water cost savings to be realized annually of up to \$438,000 be budgeted separately in the operating budget of WES Fire Services and be used to fund the full debt service costs of the projects according to the policy adopted by Council in the report entitled "A Framework for Establishing an Energy Retrofit Program and Financing Strategy" and that any excess savings as identified in the cash flow forecast be applied to the outstanding debt charges to accelerate repayment, and that the operating budget be reduced by that amount after the project financing has been repaid in full;
- (7) the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer in consultation with the Commissioner of Corporate Services and the City Solicitor be authorized to apply to federal and provincial government and other agencies for available funding as grants or loans;
- (8) this report be forwarded to the Policy and Finance Committee for consideration; and
- (9) 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

Works Committee Minutes
Tuesday, June 29, 2004

substance satisfactory to the Commissioner of Works and Emergency Services, the Commissioner of Corporate Services, the Chief Financial Officer and Treasurer and the City Solicitor.

On motion by Deputy Mayor Bussin, the Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (June 23, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Policy and Finance Committee; c: Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; Executive Director, Technical Services; Fire Chief/General Manager, Fire Services – June 29, 2004)

(Report 6, Clause 19(I))

7.29 Works Budget Update

The Works Committee considered a report (June 21, 2004) from the Commissioner of Works and Emergency Services providing a summary of the Works and Emergency Services budget status for the first four months ending April 30, 2004, and for the year ending December 31, 2004, for those programs that report through the Works Committee, as requested by the Committee.

Recommendation:

It is recommended that the Budget Status Report for Works and Emergency Services Programs (Transportation, Solid Waste Management, WES Support Services, WES Technical Services, Water and Wastewater) be received.

Councillor Del Grande moved that:

- (1) the report (June 21, 2004) from the Commissioner of Works and Emergency Services be received; and
- (2) the budget updates be the first order of business after deputation items, at each meeting where they are tabled, and that cost element groupings be included.

(Carried)

The following motion by Councillor Fletcher **lost on a tie vote**:

“That the motion by Councillor Del Grande be amended to provide that the quarterly budget updates be at an appropriate place on the agenda to be determined during the agenda setting process, as close to the beginning of the meeting as possible without impeding the proceedings.”

(Chair, Works Committee; Acting Commissioner of Works and Emergency Services – June 29, 2004)

(Report 6, Clause 19(m))

7.30 Twice-a-Week Green Bin Organics Pick-Up

The Works Committee considered a communication (June 23, 2004) from Councillor Suzan Hall, Ward 1 – Etobicoke-North, requesting that the Commissioner of Works and Emergency Services be requested to report to the Works Committee on having twice-a-week green bin pick-up from July to the end of August each year.

On motion by Councillor Balkissoon, the Committee referred the communication from Councillor Hall to the Acting Commissioner of Works and Emergency Services for a report to the Committee.

(Acting Commissioner of Works and Emergency Services; Councillor Suzan Hall;
c: General Manager, Solid Waste Management Services - June 29, 2004)

(Report 6, Clause 19(n))

**7.31 Contract No. 04FS-03S, Tender Call No. 138-2004 –
Christie Street and C.P.R. Bridge Rehabilitation, and
Dovercourt Road and C.P.R. Bridge Rehabilitation
(Wards 17 and 18 – Davenport; Wards 19 and 20 – Trinity-Spadina;
Ward 21 – St. Paul's)**

The Works Committee considered a report (June 18, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendation:

It is recommended that Contract No. 04FS-03S, Tender Call No. 138-2004, for the Christie Street and C.P.R. Bridge Rehabilitation, and Dovercourt Road and C.P.R. Bridge Rehabilitation, be awarded to Grascan Construction Ltd., Grascan Holdings Ltd., Corzic Construction Ltd., Grascan Leasing Corp. & Torbridge Construction Ltd., in the amount of \$2,525,200.00 including all taxes and charges, being the lowest Tender received.

The Committee awarded the contract as recommended in the report (June 18, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer

and Treasurer; c: Executive Director, Technical Services; Director, Purchasing and Materials Management - June 29, 2004)

(Report 6, Clause 19(o))

**7.32 Contract No. 04D1-03RD, Tender Call No. 155-2004 -
Reconstruction of TTC Track Allowance, Road and Sidewalk on
College Street from Bathurst Street to Spadina Avenue
(Ward 20 - Trinity-Spadina)**

The Works Committee considered a report (June 23, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendation:

It is recommended that Contract No. 04D1-03RD, Tender Call No. 155-2004, for reconstruction of TTC track allowance, road and sidewalk on College Street from Bathurst Street to Spadina Avenue, be awarded to CRCE Construction Ltd., in the amount of \$2,797,656.24, including all taxes and charges, being the lowest Tender received.

The Committee awarded the contract as recommended in the report (June 23, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; c: Executive Director, Technical Services; Director, Purchasing and Materials Management – June 29, 2004)

(Report 6, Clause 19(p))

**7.33 Review of Front Yard Parking Policy and
Driveway Widening Policy**

The Works Committee considered the following communications:

- (i) (June 28, 2004) from the City Clerk advising that City Council at its meeting on June 22, 23 and 24, 2004, referred Items (d) and (e), in Works Committee Report 4, Clause 13, entitled “Review of Front Yard Parking Policy” and “Review of Driveway Widening Policy”, respectively, back to the Works Committee for further consideration:

Works Committee Minutes
Tuesday, June 29, 2004

“(d) Review of Front Yard Parking Policy

The Works Committee received the communication:

(March 11, 2004) from the City Clerk advising that the City Council at its meeting held on March 1, 2 and 3, 2004, referred a Motion by Councillor Moscoe, seconded by Councillor Stintz, to the Works Committee, wherein it is resolved that:

- (1) the policy on front yard parking be referred to the Works Committee for review; and
- (2) the Commissioner of Works and Emergency Services be requested to submit a report on this matter to the Works Committee by June 2004.

(e) Review of Driveway Widening Policy

The Works Committee received the communication:

(March 11, 2004) from the City Clerk advising that City Council at its meeting held on March 1, 2 and 3, 2004, referred a Motion by Councillor Moscoe, seconded by Councillor Stintz, to the Works Committee, wherein it is resolved that:

- (1) the policy on driveway widening be referred to the Works Committee for review; and
- (2) the Commissioner of Works and Emergency Services be requested to submit a report on this matter to the Works Committee by June 2004.”

- (ii) (June 29, 2004) from Councillor Karen Stintz, Ward 16 – Eglinton-Lawrence, with respect to appeals being made to the Front Yard Parking Policy; and requesting that the current policy for her ward be reviewed, specifically in the areas where front yard parking is allowed, and updated if appropriate.

On motion by Councillor Giambrone, the Committee referred the communications from the City Clerk and Councillor Stintz to the Acting Commissioner of Works and Emergency Services for a report to the Committee for its next regular meeting

on September 8, 2004.

(Acting Commissioner of Works and Emergency Services; c: Councillor Howard Moscoe; Councillor Karen Stintz; Acting General Manager, Transportation Services – June 29, 2004)

(Report 6, Clause 19(q))

7.34 Request for Proposal No. 9144-04-7155 – Provision of Traffic Management Centre Control Room Operations

The Works Committee considered a report (June 17, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) Fortran Traffic Systems Limited, the proponent with the highest overall score, be retained for the provision of Traffic Management Centre Control Room operation services as described in the City's Request for Proposals at a total cost not to exceed \$596,760.40 including all taxes and charges for a one-year period, subject to negotiation and execution of an agreement satisfactory to the appropriate City officials;
- (2) the option to renew for the period of September 1, 2005 to August 31, 2006, in the estimated amount of \$596,760.40 including all taxes and charges and the period of September 1, 2006 to August 31, 2007, in the estimated amount of \$596,760.40 including all taxes and charges under the same terms and conditions be reviewed by the Commissioner of Works and Emergency 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 (2), the Commissioner of Works and Emergency 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;
- (4) the expenditure of the contracted amounts for the balance of year 1, optional year 1 and optional year 2 be conditional on Council approval of the associated Operating Budgets; and

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

On motion by Councillor Giambrone, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report.

(Report 6, Clause 8)

**7.35 Amendment to Purchase Order –
Road Rehabilitation and Reconstruction on
Bloor Street West from Kipling Avenue to The East Mall –
Contract No. 02D2-10RD, Tender Call No. 259-2002
(Ward 5 – Etobicoke-Lakeshore)**

The Works Committee considered a report (June 24, 2004) from the Commissioner of Works and Emergency Services respecting an amendment to the existing purchase order limit for Contract No. 02D2-10RD, Tender Call No. 259-2002, for road rehabilitation and reconstruction of Bloor Street West from Kipling Avenue to The East Mall.

Recommendations:

It is recommended that:

- (1) Purchase Order No. 6008396 be amended by \$300,000.00 from \$2,172,967.59 to \$2,472,967.59 including all taxes and charges; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Fletcher, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Works and Emergency Services.

(Report 6, Clause 18)

**7.36 Contract No. 04D1-63RD, Tender Call No. 104-2004 –
Reconstruction of Pavement, Curb and Sidewalk on
Woodbine Avenue from Gerrard Street East to Danforth Avenue**

(Ward 32 – Beaches-East York)

The Works Committee considered a report (June 24, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) Contract No. 04D1-63RD, Tender Call No. 104-2004, for the reconstruction of pavement, curb and sidewalk on Woodbine Avenue from Gerrard Street East to Danforth Avenue, be awarded to Furfari Paving Co. Ltd. in the amount of \$981,668.83 including all taxes and charges, being the lowest Tender received; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Fletcher, the Committee:

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (June 24, 2004) from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer; and
- (2) requested that the Manager, Fair Wage Office, report back to the Works Committee on the results of the audit of any of the companies bidding on this contract.

(Commissioner of Corporate Services - Manager, Fair Wage Office; c: Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; Executive Director, Technical Services – June 29, 2004)

(Report 6, Clause 17)

**7.37 American Public Works Association's
Management Innovation Award**

Erin Mahoney of Earth Tech presented staff of the Water and Wastewater Services Division with

Works Committee Minutes
Tuesday, June 29, 2004

the American Public Works Association Management Innovation Award, in appreciation and recognition of the City of Toronto's participation in the Canadian National Water and Wastewater Benchmarking Initiative.

(Report 6, Clause 19(s))

The Works Committee adjourned its meeting at 7:40 p.m.

Chair.