

**THE CITY OF TORONTO**

**City Clerk's Office**

**Minutes of the Works Committee**

**Meeting 9**

**Wednesday, September 8, 2004**

The Works Committee met on Wednesday, September 8, 2004, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:38 a.m.

Members Present:

	<u>9:38 a.m.-12:30 p.m.</u>	<u>2:30 p.m.-7:25 p.m.</u> (In Camera: 7:05 p.m.-7:20 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

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

**Confirmation of Minutes**

On motion by Councillor Fletcher, the Minutes of the meetings of the Works Committee held on June 29, 2004, and July 5, 2004, were confirmed.

## **9.1 Feasibility of Implementing the Walking Security Index**

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

The following persons appeared before the Committee:

- Rhona Swarbrick, Member, Pedestrian Planning Network, and filed a submission; and
- John Adams.

On motion by Councillor Balkissoon, the Committee:

- (1) received the report (June 15, 2004) from the Commissioner of Works and Emergency Services for information; and
- (2) requested that the Acting Commissioner of Works and Emergency Services report further to the Committee for its meeting on November 9, 2004, after consultation with the Toronto Pedestrian Committee as indicated in the staff report, and that Professor Barry Wellar be invited to appear before the Works Committee at that time.

(Acting Commissioner of Works and Emergency Services; Professor Barry

Wellar; c: Acting General Manager, Transportation Services; Rhona Swarbrick;  
John Adams – September 8, 2004)

**Report 8, Clause 20(a)**

**9.2 Publication Box Strategy –  
Beautiful City Initiative**

The Works Committee considered a report (August 26, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) no permits for the placement or installation of new publication dispensing boxes as defined in this report be issued during the period October 1, 2004 to October 1, 2006, except as a result of applications received by Transportation Services prior to September 8, 2004;
- (2) no permits be issued after October 1, 2004, for the placement or installation of new publication dispensing units (multi-publication boxes) or kiosks as defined in this report, except as a result of applications received by Transportation Services prior to September 8, 2004;
- (3) the Commissioner of Works and Emergency Services be authorized to seize and remove from the street any publication dispensing box, unit or kiosk which has been placed without first obtaining a valid permit from the Commissioner, or where the publication dispensing box, unit or kiosk has been installed or is being maintained contrary to the proposed by-law attached in Appendix A of this report, with the owner paying to the City the costs of removal and storage of the publication box, unit or kiosk, in the amount of \$300.00 per installation, including administration costs;
- (4) all existing licensees submit, prior to December 31, 2004, a detailed, accurate, up-to-date inventory of all existing publication dispensing boxes, units (multi-publication boxes) and kiosks deployed in the City's streets in a form satisfactory to the Commissioner of Works and Emergency Services;
- (5) a special fee, doubling the current annual fee per box (as outlined in Appendix C), be levied in 2005 and 2006 applicable to publication boxes, units or kiosks for which permits have been issued and those situations where the publication boxes, units or kiosks have been

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placed on the public right-of-way prior to the application being processed, and a permit issued;

(6) after hearing depositions, the Works Committee consider and forward the following recommendations to City Council:

(a) the existing publication or news vending by-laws/code chapters, including their respective schedules, of the former municipalities be consolidated and new provisions be added to Municipal Code Chapter 743, Streets and Sidewalks, Use of, for the uniform regulation of publication dispensing boxes, units and kiosks;

(b) authority be granted to submit any Bills required to enact the new code provisions pertaining to publication dispensing boxes, units and kiosks, generally in accordance with Appendix A of this report, subject to any necessary refinements as may be identified by the Commissioner of Works and Emergency Services and the City Solicitor;

(c) that, in order to minimize the impact of certain of the recommended regulatory changes on existing installations, the following new code provisions shall come into force as set out below:

[1] Identification on box of owner - Effective December 31, 2005;

[2] Requirement for identification marker re: number and location of box - Effective January 1, 2008;

[3] Maximum dimensions for existing boxes – Effective January 1, 2008;

[4] Publication advertising restrictions on existing boxes – January 1, 2008;  
and

[5] Extension of 40 percent recycled fibre requirement – January 1, 2006;

(d) the existing provisions in the sections of the by-laws/code chapters of the former municipalities as set out below, and any other provisions that may be identified that relate to or have been superseded or replaced by the new code provisions, be repealed or amended as necessary:

- By-law No. 1-87, Newspaper Boxes (East York);

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- By-law No. 3727-80 amending By-law No. 3343-79 (Section 3A), respecting Streets (York);
  - By-law No. 11683, Newspaper Boxes (Scarborough);
  - By-law No. 31680, Newspaper Vending Boxes (North York);
  - Municipal Code Chapter 171, Newspapers (Etobicoke); and
  - Municipal Code Chapter 313, Streets and Sidewalks, § 313-44 (Toronto); and
- (e) 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 provisions, in the amount of \$500.00 per offence; and
- (7) 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.

Andrew Koropeski, Director, Transportation Services – South District, Works and Emergency Services, gave a presentation to the Committee and submitted a copy of his presentation.

The following persons appeared before the Committee:

- Jason Ludwig, Single Copy and Provincial Manager, The Toronto Star, and filed a submission;
- Dale Heeley, The Toronto Sun, and filed a submission;
- Brian Martel, Director, Torstar Direct Services, and filed a submission;
- John Francis, President, Trader Media, and filed a submission;
- James L. Robinson, Executive Director, and Megan Winkler, Operations Co-ordinator, Downtown Yonge BIA, and filed a submission;
- Dino Bertucci, Advertising and Marketing Manager, Xtra newspaper, and filed a submission;
- John J. Kiru, Executive Director, Toronto Association of Business Improvement Areas (TABIA);

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- Briar de Lange, General Manager, Bloor/Yorkville Business Improvement Area, and filed a submission; and
- John Fisher.

The Committee:

(A) recommended that:

(1) City Council adopt the staff recommendations (1) to (5) in the Recommendations Section of the report (August 26, 2004) from the Acting Commissioner of Works and Emergency Services, subject to the following:

(i) the moratorium identified on the placement of new boxes apply to existing agreements and permit holders;

**(Motion by Councillor Balkissoon)**

(ii) the restriction on new permits for the placement or installation of new publication dispensing boxes not preclude the implementation of assessment or pilot projects to explore other types or forms of publication boxes;

(iii) approval for the assessment or pilot projects referred to in (ii) above be subject to approval by the Works Committee; and

**(Motions (ii) and (iii) by Deputy Mayor Bussin)**

(iv) there be a standard fee charged for permits for publication boxes anywhere in the City, and that the fee be \$100.00;

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**(Motion by Councillor Thompson)**

- (2) the proposed draft by-law be deferred for consideration at the Works Committee meeting on November 9, 2004; and that the Acting Commissioner of Works and Emergency Services be requested to consult with the Toronto Association of Business Improvement Areas (TABIA) and the Business Improvement Areas, owners of the publication boxes, members of the Toronto Pedestrian Committee and any interested Councillors, and report back at that time;
- (3) the report requested from the Acting Commissioner of Works and Emergency Services for the November 9, 2004 meeting include consideration of an interim inventory decal system to specifically identify the owner, location, contact information, and permit number/agreement number, to be placed on all licensed boxes, with implementation targeted for July 1, 2005;

**(Motions (2) and (3) by Councillor Balkissoon)**

- (4) the local Councillor and the BIA, where one is in existence, be consulted with respect to the placement of publication boxes, prior to permits being issued; and

**(Motion by Councillor Thompson)**

- (5) the Acting Commissioner of Works and Emergency Services be requested to:
  - (i) prepare a follow-up report to the Works Committee on a consolidation of boxes based on the Indianapolis model; and
  - (ii) advise all Councillors on a quarterly basis the number of boxes approved and the location of each by Ward; and

**(Motion by Councillor Del Grande)**

- (B) requested that the Acting Commissioner of Works and Emergency

Services report directly to Council for its meeting on September 28, 2004, with respect to the Committee's Recommendation (1)(i) on a process for providing street access during the moratorium to any new applicants to accommodate a reasonable number of boxes at locations where there are no boxes or less than ten boxes; these locations to meet the other criteria of the proposed by-law, and the approvals to be understood to be temporary pending any new location, selection and allocation process being considered for implementation in January 2008.

**(Motion by Councillor Balkissoon)**

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services – September 8, 2004)

**Report 8, Clause 1**

**9.3 Elimination of Duplicate/Triplicate Street Names -  
Completion of Phase 1 – Results of Public Consultation**

The Works Committee considered the following:

- (i) Report (January 23, 2004) from the Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the criteria and form set out in Attachments "D" and "E" to be used to compile the duplicate/triplicate street name change/no change list be approved;
- (2) the Commissioner of Works and Emergency Services be directed to compile the duplicate/triplicate street name change/no change list and to report the proposed changes to the Works Committee;
- (3) the report referred to in Recommendation (2) include consideration of potential financial subsidies and other mitigating measures to the parties who will be affected by the street renaming proposals;

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- (4) the process to compile and approve the change/no change list (Phase 3), as set out in the body of this report, be approved;
  - (5) the revised Policy for Naming Public and Private Streets and Lanes together with the proposed changes to such policy, as set out in Attachment "G", be approved;
  - (6) the Criteria for Name Selection, set out in the revised Policy for Naming Public and Private Streets and Lanes and referred to in Recommendation (5) therein, also be used for the naming of bridges as well as streets;
  - (7) the Commissioner of Works and Emergency Services be directed to compile a name bank to be based on input from groups representing the arts and the fields of medicine, science, engineering and social science;
  - (8) the steps for selecting replacement street names (Phase 4), as set out in this report, be approved;
  - (9) the businesses, agencies and institutions located on the streets proposed to be renamed be advised to keep stock material with their address at minimum levels until City Council has made a decision as to which of the duplicate and triplicate street names will be renamed; and
  - (10) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
- (ii) Confidential report (April 23, 2004) from the City Solicitor.
- (iii) Communication (June 14, 2004) from the Toronto North Community Council, advising that the Toronto North Community Council on June 8, 2004, considered a report (June 3, 2004) from the City Surveyor, Works and Emergency Services, on the naming of a public street after Esther Shiner at the proposed subdivision at Sheppard Avenue East at Provost Drive; and referred the question of the Street Naming Policy to the Planning and Transportation Committee and Works Committee with a request that the Commissioner of Works and Emergency Services review the street naming policy with a view to establishing an arms length review of all proposed street names and a revised rationale for establishing street names that reflect the history and cultural life of the City.
- (iv) Communications from the following:

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- (March 18, 2004) from Terry Dollard;
- (April 7, 2004) from L. Southern;
- (April 23, 2004) from Rob Draper, President, Weston Ratepayers and Residents Association;
- (April 23, 2004) from Cherri Hurst, Weston Historical Society;
- (April 26, 2004) from George Berger;
- (undated) from Judith Ross;
- (May 25, 2004) from Dan Harris;
- (May 27, 2004) from Faith Steeves;
- (May 28, 2004) from Frederick Austin Lindsay;
- (May 29, 2004) from Clive E. Holloway;
- (May 31, 2004) from Councillor Gay Cowbourne, Ward 44 – Scarborough East;
- (May 31, 2004) from E. Phillips;
- (May 31, 2004) from Nina Lerner;
- (May 31, 2004) from Carley Sala;
- (May 18, 2004) from Rob Draper, President, Weston Ratepayers and Residents Association;
- (April 27, 2004) from Deb Garnich, Communications, Canada Post Corporation, addressed to the Toronto Star;
- (May 31, 2004) from Suri Weinberg-Linsky, Proprietor, Squibb's Stationers, and Weston Business Improvement Area Streetscape Chair;
- (May 31, 2004) from Albert and Margaret Pietersma;

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- (May 31, 2004) from Ciro Polsinelli and family;
- (May 31, 2004) from Charles Furlong, President of Board of Directors, City Park Co-operative Apartments Inc.;
- (May 31, 2004) from Nora Currie;
- (May 31, 2004) from a resident of Weston;
- (May 31, 2004) from Frances and Ricardo Francis;
- (June 1, 2004) from Drew MacPherson;
- (June 1, 2004) from Anja Walhelm;
- (June 1, 2004) from Candy Coleman;
- (June 4, 2004) from Rodolfo Arenas;
- (June 1, 2004) from Doug King, Vice Chair, Little Avenue Memorial Park Committee;
- (June 1, 2004) from Karen Bastin;
- (June 1, 2004) from Cristina Buset;
- (June 1, 2004) from the Dorbolo family;
- (June 1, 2004) from Lisa Kogan;
- (June 1, 2004) from Don Powell;
- (June 1, 2004) from Alan Tonks, M.P., York-South Weston;
- (June 1, 2004) from Jane Ross;
- (June 1, 2004) from Laurie Lockhart;
- (June 1, 2004) from Garry Muchos;

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- (June 1, 2004) from Councillor David Soknacki, Ward 43 – Scarborough East;
- (undated) from Councillor Cliff Jenkins, Ward 25 – Don Valley West;
- (undated) from Alice Kemp;
- (May 28, 2004) from Neil Saito;
- (undated) from Greg Gatenby;
- (undated) from Max Allen;
- (undated) from Paula Elphick;
- (undated) from Ralph Baddour;
- (undated) from Jay Yedvab;
- (undated) from Mary Louise Ashbourne;
- (undated) from Ian Wheal;
- (June 2, 2004) from Susan and Robert Dennis;
- (June 2, 2004) from Valeria Moniz;
- (June 2, 2004) from Carol Latimer and Rick Stevens;
- (June 3, 2004) from Virginia and Ken Albright;
- (June 16, 2004) from Angie Ceniti; and
- (September 7, 2004) from Mike Sullivan.

The Committee deferred considered of the reports and communications until its next meeting on October 6, 2004.

(Acting Commissioner of Works and Emergency Services; City Solicitor;

Interested Parties; c: Executive Director, Technical Services; Administrator,  
Toronto North Community Council – September 8, 2004)

**Report 8, Clause 20(b)**

**DEFERRED**

**9.4 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;

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- (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
  - (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;
  - (iii) (August 27, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

The recommendations in this report supersede and replace those contained in the joint report from the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, dated June 17, 2004 and entitled "Request for Proposals No. 9155-03-5280, Processing Capacity for Source Separated Organic Material", which Works Committee had before it at its meeting held on June 29, 2004.

It is recommended that:

- (1) the Acting Commissioner of Works and Emergency Services be authorized to

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negotiate and enter into contracts for processing capacity for source separated organic material with the following respondents, 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 In Camera report dated June 17, 2004, and entitled, "Processing Capacity for Source Separated Organic Material – Supplemental Report on the Cost of Services Request for Proposal No. 9155-03-5280", on terms and conditions described in this report, including Attachment 1: Key Terms of SSO Processing Contracts, and otherwise on terms and conditions consistent with this report, 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;
  - (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 Acting Commissioner of Works and Emergency Services be authorized to enter into discussions with other GTA municipalities regarding possible co-operation in the development of a municipally owned and operated organics processing facility; and
  - (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also considered the following communications:

- (i) (June 24, 2004) from Stephen M. Quigley, Conestoga-Rovers & Associates;
- (ii) (August 31, 2004) from Bruce Hunt, Director, Planning Services, Department of Development Services, City of Oshawa, advising that on August 30, 2004, the Development Services Committee of the City of Oshawa adopted the following recommendation:

“That the City of Toronto Works Committee be requested to defer consideration of that portion of the June 17, 2004, report of the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer regarding contractual arrangements with Courtice Auto Wreckers Limited/Northwood Recycling and Energy Inc. involving the use of their Thornton Road North facility in Oshawa for the processing of source separated organic material until Oshawa City Council has concluded a position on future land use in the Northwood Industrial Park.”

Albert Sweetnam, Senior Vice-President and General Manager, SNC Lavalin Engineering & Construction Inc., appeared before the Committee.

The Committee deferred consideration of the reports and communications until its next meeting on October 6, 2004, and requested that the Acting Commissioner of Works and Emergency Services:

- (1) submit a report to the Committee for its next meeting on all options for the Dufferin facility;

**(Motion by Councillor Balkissoon)**

- (2) report to the next meeting specifically on:
  - (i) a business plan for a publicly owned and operated facility, in regard to the budget implications and possible inclusion in the 2005 budget;

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- (ii) a comparison of estimated tipping costs (based on the 10-year amortization) that compares the four preferred proponents' cost, and a publicly operated facility; and
- (iii) the possibility of a publicly owned and operated facility generating extra revenue from the sale of compost and excess capacity;

**(Motion by Councillor Giambrone)**

- (3) meet with interested members of the Committee to clarify the information requested for the next meeting;
- (4) provide to members of the Committee all reports on the Dufferin facility since its inception; and
- (5) provide to members of the Committee a copy of the RFP and specifications.

**(Motions (3), (4) and (5) by Councillor Balkissoon)**

(Acting Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services; Bruce Hunt, City of Oshawa; Stephen M. Quigley, Conestoga-Rovers & Associates; Albert Sweetnam, SNC Lavalin Engineering & Construction Inc.)

**Report 8, Clause 20(c)**

**DEFERRED**

**9.5 Prohibition of Materials from Landfills in Michigan**

The Works Committee considered a report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that the Acting Commissioner of Works and Emergency Services be directed to:

- (1) add tires to the list of prohibited materials cited in Schedule C of the City of Toronto's Residential Collection By-law and remove tires as a waste eligible for special collection under that By-law;

- (2) enforce the prohibition of prohibited materials listed in the City of Toronto's Residential and Commercial Collection By-laws at the City's transfers stations, as an operational policy of the City of Toronto;
- (3) in conjunction with the City Solicitor, submit to City Council a proposed amendment to the Residential Collection By-law to include tires as a prohibited material, and to submit a proposed Transfer Station By-law governing the receipt of materials at City transfer stations; and
- (4) post notices at all transfer stations of prohibited materials and enforcement measures;

and, it is further recommended that:

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

Rod Muir, Waste Diversion Toronto, appeared before the Committee.

On motion by Councillor Del Grande, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services.

### **Report 8, Clause 2**

#### **9.6 Residual Solid Waste Disposal – Contingency Disposal Capacity**

The Works Committee considered a report (August 18, 2004) from the Acting Commissioner of Works and Emergency Services responding to a City Council request to investigate the feasibility of any potential emerging interest in the provision of contingency disposal capacity to the City of Toronto by landfill proprietors in Ontario, to address the short-term closure of the U.S.-Canada international border; advising that a collaborative planning process between the City and neighbouring GTA Regional Municipalities has been initiated to identify contingency options and develop a contingency response plan; and also advising that the outcome of that process will be the

subject of a future staff report.

Recommendation:

It is recommended that this report be received for information.

On motion by Deputy Mayor Bussin, the Committee received the report (August 18, 2004) from the Acting Commissioner of Works and Emergency Services for information.

**Report 8, Clause 20(d)**

**9.7 Emergency Purchase of  
Solid Waste Disposal Capacity**

The Works Committee considered a confidential report (August 16, 2004) from the Acting Commissioner of Works and Emergency Services respecting the emergency purchase of solid waste disposal capacity, 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 (August 16, 2004) from the Acting Commissioner of Works and Emergency Services for information.

**Report 8, Clause 20(e)**

**9.8 Solid Waste Collection in  
New Residential Developments**

The Works Committee considered a report (August 23, 2004) from the Acting Commissioner of Works and Emergency Services responding to Council's request for a report on two matters related to solid waste collection in new residential developments:

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- (a) reducing the need for private pick-up on small developments; and
- (b) reducing the number of centralized garbage locations in new residential developments.

Recommendations:

It is recommended that:

- (1) this report regarding solid waste collection in new residential developments be received for information; and
- (2) the harmonization of geometric design standards for public streets be reported upon through the interdepartmental Development Infrastructure Policy and Standards Review (DIPS) process which is currently underway.

Rod Muir, Waste Diversion Toronto, appeared before the Committee.

The Committee:

(A) recommended to City Council that:

- (1) staff recommendation (1) in the Recommendations Section of the report (August 23, 2004) from the Acting Commissioner of Works and Emergency Services be deleted;

**(Motion by Councillor Balkissoon)**

- (2) staff recommendation (2) be adopted, and that the Acting Commissioner of Works and Emergency Services be requested to report back on this recommendation to the Works Committee in January 2005;
- (3) a moratorium be issued on the approval of private roads and laneways in new residential developments until staff report back on the standards for public streets; and

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

- (4) as the Works Committee does not support centralized garbage locations in new residential developments, Works and Emergency Services staff be directed to not provide garbage collection services to centralized locations in new residential developments; and

**(Motion by Councillor Balkissoon)**

- (B) requested the Acting Commissioner of Works and Emergency Services to report back to the Works Committee on harmonizing the by-laws governing the placing of garbage on private roads and laneways.

**(Motion by Councillor Giambrone)**

(Acting Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services; Executive Director, Technical Services – September 8, 2004)

**Report 8, Clause 3**

**9.9 Getting to 60% Diversion and Beyond Report**

The Works Committee considered a report (August 25, 2004) from the Acting Commissioner of Works and Emergency Services responding to the request of the Committee on June 29, 2004, to report on a number of issues related to the Getting to 60% Diversion and Beyond report; and commenting on the standards for biodegradable plastic bags; public education and promotion; banning the use of expanded polystyrene; potential by-law requiring convenience stores to maintain a three-stream diversion bin; definition of scrap metal items; furniture and mattresses; and adoption of a waste diversion target of 70%.

Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Committee:

- Rod Muir, Waste Diversion Toronto;

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- Rob Davis and Earl Chapman, President, Degradable Plastic Products Inc.; and
- Michael Rosenberg, and filed a submission.

The Committee:

- (A) recommended that City Council request the Minister of the Environment to review and standardize the size of the recycling logo, in order to ensure that the logo is clearly visible to members of the public; and

**(Motion by Councillor Balkissoon)**

- (B) requested that:
  - (1) the Acting Commissioner of Works and Emergency Services report to the Works Committee for its next meeting on October 6, 2004 with recommendations on adjusting the source separated organic (SSO) collection pilot project in multi-residential buildings to allow full implementation by 2008;
  - (2) the Acting Commissioner of Works and Emergency Services develop a business plan for the creation of four reuse/recycling and Household Hazardous Waste depots, one in each of the four districts, and report back to the Works Committee for its next meeting with recommendations for placement to be forwarded to each of the Community Councils;

**(Motions (1) and (2) by Councillor Giambrone)**

- (3) the Acting Commissioner of Works and Emergency Services and appropriate City staff engage in discussions with NORANDA for the purpose of dealing with computer parts recycling, and report back to a future meeting of the Works Committee;

**(Motion by Deputy Mayor Bussin)**

- (4) the City Solicitor report back to the Works Committee as soon as possible on the City's authority, if any, to regulate the use of flexible plastic bags in the form of requiring a biodegradable bag for consumers, imposing an environmental deposit, and/or an all-

out ban on plastic bags; and

**(Motion by Councillor De Baeremaeker)**

- (5) the Acting Commissioner of Works and Emergency Services, in consultation with the local Councillor if necessary, ensure that the second language on the flip-side of the green bin promotional flyers is appropriate to the area.

**(Motion by Councillor Fletcher)**

The following motion by Councillor De Baeremaeker was voted on and **lost**:

“That the City adopt a waste diversion target of 70%, through City programs and by requesting regulatory and financial changes and incentives by other levels of government.”

(Acting Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services – September 8, 2004)

**Report 8, Clause 4**

**9.10 Halifax Resource Management Model**

The Works Committee considered a report (August 25, 2004) from the Acting Commissioner of Works and Emergency Services respecting the advantages and disadvantages of the Halifax resource management model, as requested by the Committee on July 5, 2004, and providing a description of the community development process leading to Halifax’s current residual resource management system.

Recommendation:

It is recommended that this report be received for information.

The Committee received the report (August 25, 2004) from the Acting Commissioner of Works and Emergency Services for information.

**Report 8, Clause 20(f)**

**9.11 Public Attitude Survey of**

### **Solid Waste Management Collection Calendars**

The Works Committee considered a report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services submitting the results of a public attitude telephone survey conducted among Toronto residents regarding their use of and satisfaction with the current Solid Waste Management collection calendars in order to determine if the current format should be continued; and advising that based on the results of this public attitude survey, residents appear to be very satisfied with the design and usefulness of the current month-by-month format.

#### Recommendation:

It is recommended that the current, month-by-month format of the Solid Waste Management collection calendars be maintained for 2005 and beyond.

On motion by Councillor Thompson, the Committee recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services.

### **Report 8, Clause 5**

#### **9.12 Purchase of Sole-Sourced Essential Goods and Services Required by the Solid Waste Management Services Division**

The Works Committee considered a report (August 16, 2004) from the Acting Commissioner of Works and Emergency Services.

#### Recommendations:

It is recommended that:

- (1) staff be authorized to award annually sole source contracts for goods and services from vendors mentioned in Appendix A to the extent of the estimated annual expenditure against each vendor beginning January 1, 2005;
- (2) the appropriate City officials review periodically the status of these vendors as sole sources and be authorized and directed to take necessary action to give effect to Recommendation (1); and

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- (3) Solid Waste Management staff report back annually with the amount incurred against each of these contracts in the fiscal year before March 31 of the following year.

Councillor Balkissoon moved that:

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (August 16, 2004) from the Acting Commissioner of Works and Emergency Services for one year only; and
- (2) the Acting Commissioner of Works and Emergency Services be requested to meet with the Auditor General and the Director of Purchasing and Materials Management, and report back on a process for sole source contracts.

**(Carried)**

Councillor Del Grande moved that the motion by Councillor Balkissoon be amended by deleting the words “one year” and substituting the words “six months”. **(Lost)**

**Report 8, Clause 13**

**9.13 Adjusting Blanket Contracts of  
Solid Waste Management Services Division**

The Works Committee considered a report (August 16, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the City’s sole source 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’ and the expiry date of the contracts be amended to December 31, 2004;

- (2) the City's non-sole source blanket contract with Industrial Aggregates & Ready-Mix, as outlined in Appendix A, that has and is projected to exceed the contract value by the end of the contract term be increased as indicated in Appendix 'A' on the same prices, terms and conditions established in this contract through a competitive bidding process; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

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

#### **Report 8, Clause 14**

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

The Works Committee considered the following communications:

- (i) (September 7, 2004) from the City Clerk with respect to the report (June 23, 2004) from the Commissioner of Works and Emergency Services on the formation of a Solid Waste Diversion Working Group, Environmental Assessment Steering Committee and Environmental Assessment Advisory Group, that was before the Committee at its meeting on June 29, 2004, which was referred to the Roundtable on the Environment to provide advice on the development of a citizen participation model for the public consultation process; and advising that, as the Roundtable has not yet met, this report was not properly before the Committee.
- (ii) (September 7, 2004) from Deputy Mayor Joe Pantalone, Chair of the Roundtable on the Environment, advising that the Environmental Roundtable at its first meeting on October 19, 2004, will be dealing with the staff report to provide advice on the development of a public consultation process.

Councillor Pitfield appointed Deputy Mayor Bussin Acting Chair, and vacated the Chair.

On motion by Councillor Pitfield, the Committee received the communications from the City Clerk and Deputy Mayor Joe Pantalone, Chair of the Roundtable on the

Environment, and requested that the Roundtable on the Environment provide its response to the Works Committee for its meeting on November 9, 2004.

(Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment; Acting Commissioner of Works and Emergency Services; c: General Manager, Solid Waste Management Services – September 8, 2004)

### **Report 8, Clause 20(g)**

Councillor Pitfield resumed the Chair.

#### **9.15 Compost Give-A-Way Days and Environment Days**

The Works Committee considered a report (August 18, 2004) from the Acting Commissioner of Works and Emergency Services respecting the feasibility of providing six additional loads of free compost per year to each Councillor for distribution to residents, and the holding of two Environment Days per Councillor per year, in response to the request of the Committee on June 29, 2004; and advising that Solid Waste Management Services could engage the necessary resources to provide each Councillor with six additional free loads of compost and hold two Environment Days per ward, but would require an additional \$270,000.00 and \$350,000.00 respectively, per year.

#### Recommendation:

It is recommended that this report be received for information.

Councillor De Baeremaeker moved that the Acting Commissioner of Works and Emergency Services be requested to include in the 2005 Budget funding in the amount of approximately \$180,000.00 for Councillors to be provided with the option of having four additional free loads of compost. **(Redundant)**

Councillor Balkissoon moved that the Acting Commissioner of Works and Emergency Services be requested to include in the 2005 Budget funding in the amount of approximately \$45,000 for Councillors to be provided with the option of having one additional free load of compost. **(Carried)**

(Acting Commissioner of Works and Emergency Services; c: General Manager,

Solid Waste Management Services – September 8, 2004)

**Report 8, Clause 20(h)**

**9.16 Consolidation of By-laws Regarding  
Littering and Dumping of Refuse and Waste**

The Works Committee considered a communication (July 26, 2004) from the City Clerk advising that City Council on its meeting July 20, 21, and 22, 2004, considered Clause 7, Report 5 of the Planning and Transportation Committee headed “Consolidation of By-laws Regarding Littering and Dumping of Refuse and Waste”; and that Council directed that this Clause be forwarded to the Works Committee for information.

On motion by Councillor Thompson, the Committee deferred consideration of the communication (July 26, 2004) from the City Clerk until its next meeting on October 6, 2004.

**Report 8, Clause 20(i)**

**DEFERRED**

**9.17 Disposal of Abandoned Shopping Carts**

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

Recommendations:

It is recommended that:

- (1) authority be delegated to the Acting Commissioner of Works and Emergency Services to renew, on an annual basis, the current abandoned shopping cart retrieval program;
- (2) the Acting Commissioner of Works and Emergency Services be directed to report to City Council when any changes or modifications to the program are required, or if the program should be terminated because it no longer meets the City’s needs; and
- (3) appropriate City officials be authorized to take the necessary actions to give effect to the

foregoing.

The Committee:

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 11, 2004) from the Acting Commissioner of Works and Emergency Services, subject to agreements being renewed on an annual basis with an adjustment to the fee to reflect the Consumer Price Index increase; and

**(Motion by Councillor Balkissoon)**

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

- (i) undertake an outreach program for small store owners; and

**(Motion by Councillor Del Grande)**

- (ii) make information and materials available to Councillors for distribution to local merchants affected by the program.

**(Motion by Councillor Thompson)**

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services – September 8, 2004)

### **Report 8, Clause 10**

#### **9.18 Avenue Road/Queen's Park Avenue and Bloor Street West – Operational Impacts and Potential Traffic Flow Restrictions (Ward 27 – Toronto Centre-Rosedale)**

The Works Committee considered a report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services responding to the request of the Committee on June 29, 2004, for more detailed documentation on the staff assessment of implications of the approved intersection modifications at Bloor Street West/Avenue Road/Queen's Park Avenue, and whether further turn restrictions are advisable.

Recommendations:

It is recommended that:

- (1) right turns during the red signal indication be prohibited at all times for westbound traffic on Bloor Street West at Avenue Road;
- (2) left turns be prohibited from 7:30 a.m. to 6:30 p.m., Monday to Friday except Public Holidays for southbound traffic on Avenue Road at Bloor Street West; and
- (3) the appropriate City officials be authorized to take whatever action is necessary to give effect to the foregoing, including the introduction in Council of any Bills that are required.

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

**Report 8, Clause 11**

**9.19 Yonge Street Class Environmental Assessment  
Study for Improvements to Surface Transit,  
Finch Avenue to Steeles Avenue  
(Wards 23 and 24 – Willowdale)**

The Works Committee considered a report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the upset limit for the Yonge Street Class Environmental Assessment Study for Improvements to Surface Transit, Finch Avenue to Steeles Avenue, be increased by \$95,070.00 to \$368,721.00 including all taxes and charges;
- (2) the appropriate City officials be authorized to give effect thereto; and

- (3) a copy of this report be forwarded to the Toronto Transit Commission (TTC) and GO Transit for their information.

On motion by Councillor Balkissoon, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services.

### **Report 8, Clause 12**

#### **9.20 Supply and Delivery of Vehicle Signal Heads – Quotation No. 1205-04-0143**

The Works Committee considered a report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer:

Recommendation:

It is recommended that Quotation No. 1205-04-0143 for the supply and delivery of Vehicle Signal Heads for a two-year period be awarded to Econolite Canada Inc., in the total amount of \$589,881.69, including all taxes and charges, being the lowest quotation received meeting the City's specifications.

On motion by Councillor Balkissoon, the Committee recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 20, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

### **Report 8, Clause 16**

#### **9.21 Unlicensed Limousines Scooping Airport Fares at Hotels**

The Works Committee considered a Notice of Motion from Councillor Howard Moscoe, Ward 15 – Eglinton-Lawrence, respecting unlicensed limousines scooping fares to the airport from Toronto hotels, in which it is resolved that:

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- (1) as a consumer protection measure, the City erect signs at the head of taxi stands located adjacent to each hotel, which indicate the average taxi and limousine fares from that hotel to the airport;
- (2) to be of benefit to the consumer, after consultation with the taxi industry for each hotel, the same signs be located at other locations adjacent to these hotels;
- (3) so that patrons can have access to the same information in the same manner, hotels that have taxi stands on site be requested to permit the City to install these signs on hotel property; and
- (4) Toronto hotels, through the Greater Toronto Hotel Association, be requested to add to the bottom of their hotel bill the following notation:

“Approximate fare to the airport from this hotel  
Taxi.....\$x                      Limousine....\$y  
Toronto Licensing Complaints (416) 392-3082”

On motion by Councillor Balkissoon, the Committee referred the Notice of Motion from Councillor Howard Moscoe to the Acting Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services for report back to the Works Committee.

(Acting Commissioner of Works and Emergency Services; Commissioner of Urban Development Services; c: Councillor Howard Moscoe; Acting General Manager, Transportation Services – September 8, 2004)

**Report 8, Clause 20(j)**

**9.22 Managing Pavements in the City of Toronto –  
Status Report**

The Works Committee considered a report (August 23, 2004) from the Acting Commissioner of Works and Emergency Services responding to the request of the Committee on June 29, 2004, for a report on the creation of a database to track potholes and utility cuts, including the location and detail of each, and the likelihood of utility cuts contributing to the creation of potholes; and advising that databases are already in place to track the location and repair of potholes, and that work is

ongoing in demonstrating a detailed relationship between utility cuts and potholes.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Giambrone, the Committee requested that the Acting Commissioner of Works and Emergency Services report to a further meeting of the Works Committee on a policy that ensures that:

- (1) sidewalk/utility cut contracts go out for tender as soon as possible, and if there is a delay in a particular Ward, the local Councillor be informed with regard to the nature of the delay; and
  
- (2) each member of Council be advised of the sidewalk work being done in their Ward for each year, before the start of the construction season.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services – September 8, 2004)

**Report 8, Clause 20(k)**

**9.23 Toronto Police Service –  
Cycle Right Campaign**

The Works Committee considered a communication (August 10, 2004) from the Toronto Cycling Committee recommending to the Works Committee that City Council request:

- (1) the Toronto Police Service Board and the Chief of Police, Toronto Police Service, to consider hosting a forum on cycling safety, in order to discuss such issues as:
  - (a) increasing the number of police officers on bikes patrolling bike lanes and recreation paths;
  - (b) improving various means of advocating to cyclists and motorists through:

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- (i) one-time campaigns;
  - (ii) year long measures;
  - (iii) bike rodeos; and
  - (iv) other new measures; and
- (c) providing ongoing education to Traffic Services Officers with regard to the *Highway Traffic Act* and how it relates to cyclists;
- (2) the Toronto Police Service Board and the Chief of Police, Toronto Police Service, to consider holding the Cycle Right Campaign at the end of June, in order to provide some time separation from the Bike Week Campaign hosted by the City of Toronto; and
- (3) the Chief of Police, Toronto Police Service, to assign a member of Toronto Police Service to liaise with the Toronto Cycling Committee and attend the meetings of the Toronto Cycling Committee.

On motion by Councillor De Baeremaeker, the Committee referred the communication (August 10, 2004) from the Toronto Cycling Committee to the Acting Commissioner of Works and Emergency Services for a report to the Works Committee.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services; Secretary, Toronto Cycling Committee; Interested Parties – September 8, 2004)

**Report 8, Clause 20(1)**

**9.24 R.C. Harris Filtration Plant – Residue Management Facility  
Contract No. 04FS-50WS, Tender Call No. 170-2004  
(Ward 36 – Scarborough Southwest)**

The Works Committee considered a report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

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It is recommended that:

- (1) a project cost of \$58,088,000.00 net of GST, be approved for the construction of the R.C. Harris Filtration Plant - Residue Management Facility, with 2004 cashflow of \$1,874,000.00 and future years commitment of \$28,037,000.00 in 2005, \$26,168,000.00 in 2006 and \$2,009,000.00 in 2007;
- (2) subject to approval of Recommendation (1), Contract No. 04FS-50WS, Tender Call No. 170-2004 for the construction of Residue Management Facility at the R.C. Harris Filtration Plant be awarded to Kenaidan Contracting Ltd in the total amount of \$62,150,000.00.00 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 officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also considered a Notice of Motion by Deputy Mayor Sandra Bussin recommending that the staff report be amended by adding Recommendations (5) and (6) as follows:

- “(5) the award of the contract set out in Recommendation (2) be conditional on the Contractor agreeing to remove all fill from the R.C. Harris Filtration Plant site through the use of barges, and not trucks; and
- (6) the Acting Commissioner of Works and Emergency Services report to the Policy and Finance Committee at the time this report is before that Committee on the effects, if any, that the barging required in Recommendation (6) may have on the issues of costs of the project, approvals and permits needed, and scheduling.”

The Committee referred the report back to the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer to issue an Addendum to the contract to the pre-qualified vendors, and report back to the Works Committee on the barging option.

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; c: Deputy Mayor Sandra Bussin; General Manager, Water and Wastewater Services; Executive Director, Technical Services – September 8, 2004)

**Report 8, Clause 20(m)**

**9.25 Ashbridges Bay Treatment Plant  
Plant-Wide Heating System – Phase 2 Design/Build  
Site Engineering Services, RFP No. 9117-04-7238  
(Ward 32 – Beaches-East York)**

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

Recommendations:

It is recommended that:

- (1) a project cost of \$929,005.19 be approved for the site engineering services for the construction of Phase 2 of the Plant Wide Heating System at Ashbridges Bay Treatment Plant, with a 2004 cash flow of \$154,205.61 and future year commitments of \$500,000.00 in 2005, \$195,331.95 in 2006 and \$18,691.59 in 2007 for a total of 868,229.15 net of GST;
  
- (2) subject to approval of Recommendation (1), R.V. Anderson, being the highest scoring proponent meeting the requirements, be retained to provide engineering services for general office administration and site engineering services during design, construction, commissioning and post construction of the Plant Wide Heating System Phase 2 design/build project at the Ashbridges Bay Treatment Plant, for an estimated cost not to exceed \$929,005.19 including all taxes and charges, and including contingencies as follows:
  - (a) for general office administration and site engineering services during construction, an amount not to exceed \$889,637.23 including disbursements and GST for a construction period of up to 20 months, including a contingency allowance of \$80,250.00 including GST to cover services beyond a period of 20 months at a rate not to exceed \$8,316.00 per week including disbursements and GST, if necessary and authorized by the Commissioner of Works and Emergency Services; and

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- (b) for post construction services, an amount not to exceed \$39,367.96 including disbursements and GST to cover engineering services during the two-year warranty period of the construction contract, including a contingency allowance of \$3,600.00 including GST, for additional services if necessary and authorized by the Commissioner of Works and Emergency Services;
- (3) this report be forwarded to the Policy and Finance Committee for consideration; and
- (4) the appropriate officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor De Baeremaeker, the Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Policy and Finance Committee; c: Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; Executive Director, Technical Services – September 8, 2004)

**Report 8, Clause 20(n)**

**9.26 Rehabilitation and Reconstruction of Royal York Road –  
Phase III, including Sanitary Sewer, Storm Sewer and Watermain –  
Contract No. 04D2-03RD, Tender Call No. 186-2004  
(Ward 5 – Etobicoke-Lakeshore)**

The Works Committee considered a report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) Contract No. 04D2-03RD, Tender Call No. 186-2004, for the rehabilitation and

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reconstruction of Royal York Road – Phase III from The Gardiner Expressway to north of Delroy Drive including sanitary sewer, storm sewer and watermain, be awarded to Pave-Tar Construction Ltd., in the amount of \$3,729,760.58, including all taxes and charges, being the lowest Tender received; and

- (2) this award be reported to the Administration Committee and City Council in accordance with the requirements of The Municipal Code, Chapter 195, Purchasing.

The Committee noted a technical amendment to the above staff report deleting Recommendation (2).

On motion by Councillor Thompson, the Committee awarded the contract as recommended in the staff recommendations in the Recommendations Section of the report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, as amended.

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; c: Executive Director, Technical Services; Director, Purchasing and Materials Management – September 8, 2004)

**Report 8, Clause 20(o)**

**9.27 Reconstruction of TTC Track Allowance and Sidewalk on  
College Street from Spadina Avenue to Bay Street –  
Contract No. 04D1-04RD, Tender Call No. 217-2004  
(Ward 20 – Trinity-Spadina and Ward 27 – Toronto Centre-Rosedale)**

The Works Committee considered a report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

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- (1) Contract No. 04D1-04RD, Tender Call No. 217-2004 for the reconstruction of TTC track allowance and sidewalk on College Street from Spadina Avenue to Bay Street, be awarded to Warren Bitulithic Limited, in the amount of \$3,183,504.86, including all taxes and charges, being the lowest Tender received; and
- (2) this award be reported to the Administration Committee and City Council in accordance with the requirements of The Municipal Code, Chapter 195, Purchasing.

The Committee noted a technical amendment to the above staff report deleting Recommendation (2).

On motion by Councillor Thompson, the Committee awarded the contract as recommended in the staff recommendations in the Recommendations Section of the report (August 19, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer, as amended.

(Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; c: Executive Director, Technical Services; Director, Purchasing and Materials Management – September 8, 2004)

**Report 8, Clause 20(p)**

**9.28 Amendment to Purchase Order No. 6008709 –  
Resurfacing of Pavement on Wellesley Street East –  
Contract No. 02D1-63RD, Tender Call No. 261-2002  
(Ward 27 – Toronto Centre-Rosedale)**

The Works Committee considered a report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services on amending the existing purchase order limit for Contract No. 02D1-63RD, Tender Call No. 261-2002, for the resurfacing of pavement and reconstruction of curb and sidewalk on Wellesley Street East from Yonge Street to Jarvis Street.

Recommendations:

It is recommended that:

- (1) Purchase Order No. 6008709 be amended by \$111,166.52 from \$649,532.71 to \$760,699.23 excluding all taxes and charges; and
- (2) the appropriate City officials be authorized 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 (August 24, 2004) from the Acting Commissioner of Works and Emergency Services.

**Report 8, Clause 18**

On motion by Councillor Balkissoon, 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.

**9.29 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 confidential report (August 4, 2004) from the Manager, Fair Wage Office, respecting 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, in response to the request of the Committee at its June 29, 2004 meeting, such report to remain confidential having regard that the subject matter relates to the security of the property of the municipality.

On motion by Councillor Balkissoon, the Committee requested the Manager, Fair Wage Office, to report to the Administration Committee, with a copy of the report to the Works Committee for information, on revising the Fair Wage Policy to provide that if the contractor does not provide requested documentation on complaints, audits and other processes within 24 hours, the contractor is not allowed to bid on City contracts for two years.

(Manager, Fair Wage Office; c: Acting Commissioner of Works and Emergency Services; City Solicitor – September 8, 2004)

### **Report 8, Clause 20(q)**

#### **9.30 Using Selected Native and Recycled Materials for Backfilling Roads and Trenches**

The Works Committee considered a report (August 9, 2004) from the Acting Commissioner of Works and Emergency Services respecting the use of recycled aggregates and selected native and recycled materials for backfilling roads and utility trenches in the City's construction contracts and disposal of surplus excavated materials from City construction contracts, as requested 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 a communication (September 3, 2004) from Salvatore Morra, Executive Director, Greater Toronto Sewer and Watermain Contractors Association, and Michael O'Connor, Executive Director, Toronto and Area Road Builders Association. Salvatore Morra, Executive Director, Greater Toronto Sewer and Watermain Contractors Association, appeared before the Works Committee.

Councillor Balkissoon moved that:

- (1) the report (August 9, 2004) from the Acting Commissioner of Works and

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Emergency Services be received for information; and

- (2) the Acting Commissioner of Works and Emergency Services be requested to continue discussions with the Greater Toronto Sewer and Watermain Contractors Association.

**(Redundant)**

Councillor Del Grande moved that consideration of the report (August 9, 2004) from the Acting Commissioner of Works and Emergency Services be deferred until the next meeting of the Committee on October 6, 2004. **(Carried)**

(Acting Commissioner of Works and Emergency Services; Acting General Manager, Transportation Services; Salvatore Morra – September 8, 2004)

**Report 8, Clause 20(r)**

**DEFERRED**

**9.31 Execution of a Release for the Cured-in-Place  
Sanitary Sewer Rehabilitation Project  
Within G. Ross Lord Park  
(Ward 8 – York West)**

The Works Committee considered a communication (June 28, 2004) from the City Clerk advising that City Council on June 22, 23 and 24, 2004, referred Works Committee Report 3, Clause 8a, headed “Execution of a Release for the Cured-in-Place Sanitary Sewer Rehabilitation Project Within G. Ross Lord Park (Ward 8 – York West)”, back to the Works Committee; and that City Council also adopted the following:

“That:

- (1) the Commissioner of Works and Emergency Services be requested to undertake an independent assessment of any environmental damage that may have resulted from this discharge, and report to the Works Committee prior to the finalization of the settlement;
- (2) the cost of the environmental assessment be added to the settlement, as well as any remediation required as a result of the environmental assessment; and
- (3) the Acting Medical Officer of Health be consulted on this matter and be requested

to report to Council, through the Board of Health.”

On motion by Councillor Del Grande, the Committee referred the communication (June 28, 2004) from the City Clerk to the Acting Commissioner of Works and Emergency Services for a report to the Committee.

(Acting Commissioner of Works and Emergency Services; General Manager, Water and Wastewater Services; Acting Medical Officer of Health – September 8, 2004)

### **Report 8, Clause 20(s)**

#### **9.32 Increase in Blanket Contract Amounts for Contracts 04D1-510WS, 04D1-520WS and 04D1-530WS – Installation of Water and Sewer Services at Various Locations (Various Wards)**

The Works Committee considered a report (August 26, 2004) from the Acting Commissioner of Works and Emergency Services seeking authority to increase the amount of the blanket contracts for Contracts 04D1-510WS, 04D1-520WS and 04D1-530WS, for the installation of water and sewer services at various locations within District 1.

#### Recommendations:

It is recommended that:

- (1) the blanket contracts contained in the report be amended to the increased amount of \$3,451,394.96 as indicated; 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

(August 26, 2004) from the Acting Commissioner of Works and Emergency Services.

### **Report 8, Clause 15**

#### **9.33 Request for Reports and Storm Water and Flood Management Initiatives**

The Works Committee considered a communication (July 30, 2004) from Councillor Glenn De Baeremaeker, Ward 38 – Scarborough Centre, requesting that staff report to the Works Committee meeting on October 6, 2004, on the following:

- (1) the possibility of acquiring the Toronto District School Board property located on Wanita Road in Scarborough for the purposes of storm water and flood management purposes;
- (2) the feasibility and benefits of conducting a mandatory downspout disconnection program; and
- (3) the feasibility and benefits of increasing tree cover similar to Fayetteville, Arkansas, to reduce storm water runoff.

On motion by Councillor Del Grande, the Committee referred the communication from Councillor De Baeremaeker to the Acting Commissioner of Works and Emergency Services for a report to the Committee.

(Acting Commissioner of Works and Emergency Services; c: Councillor Glenn De Baeremaeker; General Manager, Water and Wastewater Services – September 8, 2004)

### **Report 8, Clause 20(t)**

#### **9.34 Establishment of a Grants Sub-Committee of the**

**Works Committee for the Community Program for  
Stormwater Management**

The Works Committee considered a communication (August 25, 2004) from Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, requesting support for the following:

- (1) that a Grants Sub-Committee of the Works Committee be established to select and recommend candidate community projects for funding to the Works Committee;
- (2) that the Grants Sub-Committee, Community Program for Stormwater Management, be comprised of two Members of the Works Committee; two representatives of the Toronto and Region Conservation Authority; one representative each of Works and Emergency Services (Water and Wastewater Services Division) and Economic Development, Culture and Tourism (Natural Environment and Horticulture Unit); and two to four citizen members (to be selected by the Works Committee);
- (3) that the Grants Sub-Committee will co-ordinate with other departments at their request to ensure that the projects being funded are aligned corporately; and
- (4) that the Grants Sub-Committee will evaluate the community stormwater management projects and report to the Works Committee on an annual basis.

On motion by Councillor Fletcher, the Committee:

- (1) established a three-person Grants Sub-Committee of the Works Committee for the Community Program for Stormwater Management, comprised of Councillor De Baeremaeker, Councillor Fletcher and Councillor Pitfield; and
- (2) recommended to City Council that:
  - (i) applications for grants under the Community Program for Stormwater Management be reviewed through the application process already developed by Works and Emergency Services staff and Toronto and Region Conservation Authority staff;
  - (ii) City Council approve the recommendation that former City Councillor and Water Advocate Irene Jones chair the application and initial recommendation process;

- (iii) all of the applications, including the recommended list, be forwarded to the Grants Sub-Committee of the Works Committee for the Community Program for Stormwater Management for final review and recommendation;
- (iv) the recommended projects be forwarded to the Works Committee for final approval;
- (v) this method be used for applications received by September 15, 2004, for the October 6, 2004 meeting of the Works Committee, and for all further applications; and
- (vi) a further report be provided recommending any changes to the application process and criteria, based on comments from the Grants Sub-Committee in consultation with those who applied, and the funding review team; and further, that any changes in the application process for the November 1, 2004 be communicated to the Non-Governmental Organization (NGO) community using the same methods as the initial announcement.

(Councillor Glenn De Baeremaeker; Councillor Paula Fletcher; Councillor Jane Pitfield; c: Acting Commissioner of Works and Emergency Services; General Manager, Water and Wastewater Services – September 8, 2004)

### **Report 8, Clause 6**

#### **9.35 Inclusion of Corn Gluten Meal in City of Toronto Pesticide By-law (Municipal Code ch. 612)**

The Works Committee considered a communication (May 11, 2004) from the Secretary, Board of Health, advising that the Board of Health at its meeting on May 10, 2004, endorsed a report (April 21, 2004) from the Acting Medical Officer of Health, giving the rationale for including corn gluten meal on the list of pest control products exempted from further control under the pesticide by-law; and directed that this report be forwarded to the Works Committee, the Economic Development and Parks Committee, the Ontario Ministry of the Environment, and Health Canada's

Pest Management Regulatory Agency for their information and appropriate action.

The Committee received the communication (May 11, 2004) from the Secretary, Board of Health, for information.

(Acting Medical Officer of Health; c: Secretary, Board of Health – September 8, 2004)

**Report 8, Clause 20(u)**

**9.36 Council's Priorities for the 2003-2006 Term**

The Works Committee considered a communication (July 26, 2004) from the City Clerk advising that City Council at its meeting on July 20, 21 and 22, 2004, considered Clause 4, Report 6 of the Policy and Finance Committee headed "Council's Priorities for the 2003-2006 Term"; and that Council adopted a recommendation that the Budget Advisory Committee, Standing Committees, Departments and Agencies, Boards and Commissions be guided by the priorities set out in this Clause during the 2005 and 2006 budget processes.

The Committee received the communication (July 26, 2004) from the City Clerk for information.

**Report 8, Clause 20(v)**

**9.37 Wet Weather Flow Management Master Plan –  
Outstanding Issues**

The Works Committee considered a report (August 26, 2004) from the Acting Commissioner of Works and Emergency Services on the Council amendment to Clause 42 of Report 9 of the Policy and Finance Committee approving the Wet Weather Flow Management Master Plan and Wet Weather Flow Management Policy on September 22, 23, 24 and 25, 2003.

Recommendations:

It is recommended that:

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- (1) the environmental assessment process be initiated to develop an integrated set of solutions, both short term and long term, that address all options for resolving water pollution along the Western Beaches caused by the Humber River discharge;
- (2) funding of \$50,000.00 from the approved 2004 Water and Wastewater Services Capital Budget be used to initiate the environmental assessment process in 2004; and
- (3) staff be authorized to undertake the environmental assessment that will address pollution along the Western Beaches caused by the Humber River discharge.

Councillor Pitfield appointed Deputy Mayor Bussin Acting Chair, and vacated the Chair.

On motion by Councillor Pitfield, the Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 26, 2004) from the Acting Commissioner of Works and Emergency Services.

**Report 8, Clause 7**

Councillor Pitfield resumed the Chair.

**9.38 Agreement with Republic Services of Canada Inc.,  
Republic Services Inc., Republic Services of Michigan I, LLC,  
Doing Business as Carleton Farms and Wilson  
Logistics Inc. for Hauling and Disposal Services for  
Water and Wastewater Program**

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

Recommendation:

It is recommended that Council ratify the payment provisions of the contract entered into between the City of Toronto and Republic Services Inc., Republic Services of Canada Inc., Republic Services of Michigan I, LLC, (doing business as Carleton Farms) and Wilson Logistics Inc. effective January 1, 2003, which provide that for incinerated sewage sludge ash (Type 3), the City shall pay a price that is the greater of \$1,122.00 per load (minimum of 34 tonnes) or \$33.00 per tonne for haulage and \$19.64 per tonne for disposal, including all applicable taxes; and for contaminated/organic soils, spoils, sludges and slurries (Type 4), a price that is the greater of

\$1,122.00 per load (minimum of 34 tonnes) or \$33.00 per tonne for haulage and \$19.64 per tonne for disposal, including all applicable taxes, with the prices to be adjusted on an annual basis beginning January 1, 2004, by the Consumers Price Index (CPI), Toronto Index, All Items.

On motion by Councillor Balkissoon, the Committee recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (August 23, 2004) from the Acting Commissioner of Works and Emergency Services.

#### **Report 8, Clause 8**

On motion by Councillor Balkissoon, the Committee met privately to discuss the following matter, as the subject matter being considered relates to litigation or potential litigation, in accordance with the Municipal Act.

#### **9.39 Harbour Remediation and Transfer Inc. – Claim and Related Third Party Claim of Fred Dominelli**

The Works Committee considered a confidential report (September 1, 2004) from the City Solicitor respecting the claim by Harbour Remediation and Transfer Inc. and related third party claim of Fred Dominelli; this report to remain confidential having regard that the subject matter relates to litigation or potential litigation.

On motion by Councillor Fletcher, the Committee submitted to City Council without recommendation the confidential report (September 1, 2004) from the City Solicitor.

#### **Report 8, Clause 9**

#### **9.40 Leaside Bridge over Don Valley Utility Relocation and Bearing Replacement –**

**Contract No. 04FS-28S, Tender Call No. 223-2004  
(Ward 26 – Don Valley West; Ward 29 – Toronto-Danforth)**

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

Recommendations:

It is recommended that:

- (1) Contract No. 04FS-28S, Tender No. 223-2004 for the Leaside Bridge Over Don Valley Utility Relocation and Bearing Replacement be awarded to Grascan Construction Ltd., Grascan Holdings Ltd., Corzic Construction Ltd., Grascan Leasing Corp. & Torbridge Construction Ltd., in the amount of \$3,167,200.00 including all taxes and charges, being the lowest Tender received; and
- (2) this report be forwarded to the Policy and Finance Committee for consideration.

On motion by Councillor Fletcher, the Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Policy and Finance Committee; c: Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; Executive Director, Technical Services – September 8, 2004)

**Report 8, Clause 20(w)**

**9.41 Amendment to Purchase Order No. 6011185 –  
Road Widening on Rimrock Road and Sidewalks on  
Allen Road and Kennard Avenue to Steeprock Drive –**

**Contract No. 03D3-15RD, Tender Call No. 214-2003  
(Ward 8 – York West)**

The Works Committee considered a report (August 25, 2004) from the Acting Commissioner of Works and Emergency Services on amending the existing purchase order limit for Contract No. 03D3-15RD, Tender Call No. 214-2003, for road widening on Rimrock Road from Allen Road to 90m west and sidewalks on Allen Road from Rimrock Road to Kennard Avenue and Kennard Avenue to Steeprock Drive.

Recommendations:

It is recommended that:

- (1) Purchase Order No. 6011185 be amended by \$29,000.00 from \$246,303.30 to \$275,303.30 including all taxes and charges; and
- (2) the appropriate City officials be authorized to take the necessary action to give effect thereto.

The Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (August 25, 2004) from the Acting Commissioner of Works and Emergency Services.

**Report 8, Clause 19**

**9.42 Unilateral Access to Final and Binding Arbitration as an  
Option for Works and Emergency Services  
Construction Contracts**

The Works Committee considered a report (September 2, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

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It is recommended that:

- (1) unilateral access to final and binding arbitration be continued as another alternative dispute resolution option for resolving Works and Emergency Services construction contract claims valued at \$150,000.00 or less; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Committee also considered a communication (September 6, 2004) from Salvatore Morra, Executive Director, Greater Toronto Sewer and Watermain Contractors Association, and Michael O'Connor, Executive Director, Toronto and Area Road Builders Association.

Salvatore Morra, Executive Director, Greater Toronto Sewer and Watermain Contractors Association, appeared before the Committee.

On motion by Councillor Balkissoon, the Committee recommended that:

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (September 2, 2004) from the Acting Commissioner of Works and Emergency Services;
- (2) a combined Alternative Dispute Resolution/unilateral access to final and binding arbitration process be incorporated in the City's General Conditions document; and
- (3) the Greater Toronto Sewer and Watermain Contractors Association and the Toronto and Area Road Builders Association be notified, at least two months in advance, of any revisions that may be contemplated to the combined process referred to in Recommendation (2) above.

**Report 8, Clause 17**

**9.43 Second Quarter Operating Financial Report**

The Works Committee considered a report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services providing a summary of the financial reports for the period ending June 30, 2004, and projections for the year ending December 31, 2004, for the programs reporting

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to the Works Committee, as requested by the Committee.

Recommendation:

It is recommended that the financial reports for the programs reporting to the Works Committee be received.

On motion by Councillor Del Grande, the Committee:

- (1) received the report (August 24, 2004) from the Acting Commissioner of Works and Emergency Services for information; and
- (2) requested the Acting Commissioner of Works and Emergency Services to provide SAP line-by-line output for the next meeting of the Committee on October 6, 2004.

(Acting Commissioner of Works and Emergency Services – September 8, 2004)

**Report 8, Clause 20(x)**

**9.44 Contract No. 04D1-56RD, Tender Call No. 232-2004 –  
Reconstruction of TTC Track Allowance,  
Adjacent Pavement and Sidewalk on Carlton Street, and  
TTC Track Allowance on Parliament Street  
(Wards 27 and 28 – Toronto Centre-Rosedale)**

The Works Committee considered a report (September 7, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendation:

It is recommended that Contract No. 04D1-56RD, Tender Call No. 232-2004, for the reconstruction of TTC Track Allowance, adjacent pavement and sidewalk on Carlton Street, and reconstruction of TTC Track Allowance on Parliament Street, be awarded to Dufferin Construction Company, a Division of St. Lawrence Cement Inc., in the amount of \$2,646,035.10 including all taxes and charges, being the lowest tender received.

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On motion by Councillor Fletcher, the Committee awarded the contract as recommended in the staff recommendations in the Recommendations Section of the report (September 7, 2004) from the Acting 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 – September 8, 2004)

**Report 8, Clause 20(y)**

The Works Committee adjourned its meeting at 7:25 p.m.

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Chair.