

THE CITY OF TORONTO

City Clerk's Office

Minutes of the Works Committee

Meeting 12

Tuesday, November 9, 2004

The Works Committee met on Tuesday, November 9, 2004, in Committee Room 1, 2nd Floor, City Hall, Toronto, commencing at 9:40 a.m.

Members Present:

	<u>9:40 a.m.-12:30 p.m.</u>	<u>2:10 p.m.-6:05 p.m.</u> (In Camera: 5:45-6:04 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 Del Grande, the Minutes of the meetings of the Works Committee held on October 6 and 13, 2004, were confirmed.

**12.1 2005 Water and Wastewater Rate Increase,
2006-2007 Rate Strategy and Rate Projections for 2008-2014**

The Works Committee held a statutory Public Meeting on November 9, 2004, and appropriate notice of this meeting was given in accordance with the *Municipal Act, 2001*.

The Works Committee considered the following:

- (i) report (October 28, 2004) from the Chief Financial Officer and Treasurer and the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the water rate and the wastewater rate be increased by 6 percent, effective January 1, 2005, for metered and flat rate customers;
 - (2) water and wastewater rate increases of 7 percent and 7 percent effective January 1 of 2006 and 2007 respectively, be approved in principle;
 - (3) the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer be requested to report back on Toronto's current water and wastewater rate structure review in 2005;
 - (4) this report be referred to the Policy and Finance Committee (through the Budget Advisory Committee); and
 - (5) the appropriate City officials be authorized to take the necessary action to give effect thereto;
- (ii) communication (March 5, 2004) from the City Clerk advising that the City of Toronto Council at its meeting on March 1, 2 and 3, 2004, adopted, as amended, Clause 35 contained in Report 2 of the Policy and Finance Committee, headed "2004 Water and Wastewater Rate Increase, 2005-2006 Rate Strategy and Rate Projections for 2007-2013"; and advising that Council referred the issue of water rate increase

Works Committee Minutes
Tuesday, November 9, 2004

projections, beyond 2004, to the Budget Advisory Committee and the Works Committee for further analysis and review; and

- (iii) report (November 2, 2004) from the Chief Financial Officer and Treasurer in response to the request by the Works Committee relating to the impact of the proposed 2005 water and wastewater rate increases in the context of all other increases facing Toronto residents and businesses.

Recommendation:

It is recommended that this report be received for information.

The General Manager, Toronto Water, gave a presentation to the Committee and filed a copy of his presentation.

Tony O'Donohue, President, Environmental Probe Ltd., appeared before the Works Committee.

Councillor De Baeremaeker moved that:

- (1) the staff recommendations in the Recommendations Section of the report (October 28, 2004) from the Chief Financial Officer and Treasurer and the Acting Commissioner of Works and Emergency Services be adopted;
- (2) staff be directed to create a reserve account for acquiring land for the purpose of source water protection;
- (3) the City dedicate 1/2 of one percent from within the 2005 rate increase to the source water reserve account; and
- (4) staff report back within three months with proposed terms of reference for applying this fund.

Councillor Thompson moved that the Acting Commissioner of Works and Emergency Services review the contract between the City of Toronto and York Region for the delivery of water for the provision of a detailed review of the financial records from the Finance Department to verify that York Region does not receive a financial benefit from the supply of water from the City of Toronto to is

Works Committee Minutes
Tuesday, November 9, 2004

residents, and report to the Budget Advisory Committee.

Councillor Giambrone moved that the Chief Financial Officer and Treasurer and the Acting Commissioner of Works and Emergency Services report to the special meeting of the Works Committee on November 15, 2004, on the 2005 Water and Wastewater Operating and Capital Budgets on the implication of the following:

- (i) that the amount dedicated to water conservation be increased by \$4.5 million, and that the Acting Commissioner of Works and Emergency Services report to the first meeting of the Works Committee in 2005 on ways of affecting an increase in water diversion, especially but not exclusively among high volume users; and
- (ii) the possibility of allowing the Toronto Atmospheric Fund and/or another City body to administer a revolving capital fund that would allow users to access loans to complete water reduction capital projects, and that staff further report on an appropriate time frame for such a loan.

Councillor Pitfield moved that:

- (1) the Province of Ontario be requested to bring into force Bill 175, the Sustainable Water and Sewage Systems Act, 2002, and the regulations under the Act, and make it a priority;
- (2) the Acting Commissioner of Works and Emergency Services report to the Works Committee outlining an approach to utility pricing for water and wastewater services, and on possible benefits experienced by municipalities where these have been utilized; and
- (3) parts (2), (3) and (4) of the motion by Councillor De Baeremaeker be referred to staff for a report.

Councillor Balkissoon moved that:

- (1) Municipal Code 227, Reserves and Reserve Funds – Schedule C be

Works Committee Minutes
Tuesday, November 9, 2004

amended to limit the purpose of the Water Capital Reserve Fund to the provision of water infrastructure, and that no change to this purpose be effected by Council without two-thirds of the Members of Council voting in favour of the change;

- (2) City Council rescind the changes made to Municipal Code 227, Reserves and Reserve Funds – Scheduled C, related to the Water Capital Reserve Fund, on January 23, 2003, on a go-forward basis such that it does not affect any previously approved draw, in view of the current plans to improve deteriorating water infrastructure with long-term water rate increases, and in view of the ambiguous language of this amendment; and
- (3) any proceeds to the City resulting from its investment in Enwave Energy Corporation be first applied to replenish funds used for capital calls, with accumulated interest.

Councillor Del Grande moved that City Council be requested to reverse its position of taking funds for Enwave from the Water Wastewater Reserve Capital Fund.

Councillor Fletcher moved that the motions by Councillor Balkissoon be referred to the Policy and Finance Committee without recommendation.

Upon the question of the adoption of parts (i) and (ii) of the motion by Councillor Giambrone, **they were carried**.

Upon the question of the adoption of part (1) of the motion by Councillor De Baeremaeker, **it was carried, with Councillor Del Grade in opposition**.

Upon the question of the adoption of part (3) of the motion by Councillor Pitfield referring parts (2), (3) and (4) by Councillor De Baeremaeker to staff for a report, **it was lost on a tie vote**.

Upon the question of the adoption of parts (2), (3) and (4) by Councillor De Baeremaeker, **it was lost on the following recorded tie vote:**

FOR: Deputy Mayor Bussin, Councillors De Baeremaeker,

Fletcher and Giambrone – 4.

AGAINST: Councillors Balkissoon, Del Grande, Pitfield and Thompson – 4.

Upon the question of the adoption of parts (1) and (2) of the motion by Councillor Pitfield, **they were carried**

Upon the question of the adoption of the motion by Councillor Thompson, **it was carried**

Upon the question of the adoption of the motion by Councillor Fletcher referring the motions by Councillor Balkissoon to the Policy and Finance Committee without recommendation, **it was lost on a tie vote.**

Upon the question of the adoption of part (1) by Councillor Balkissoon, **it was lost on a tie vote.**

Upon the question of the adoption of part (2) of the motion by Councillor Balkissoon, **it was carried.**

Upon the question to reopen part (2) of the motion by Councillor Balkissoon, **it was lost on a tie vote.**

Upon the question of the adoption of part (3) of the motion by Councillor Balkissoon, **it was lost on a tie vote.**

Upon the question of the adoption of the motion by Councillor Del Grande, **it was lost.**

The following is a summary of the action taken by the Committee:

The Works Committee:

(A) recommended to the Budget Advisory Committee that:

Works Committee Minutes
Tuesday, November 9, 2004

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (October 28, 2004) from the Chief Financial Officer and Treasurer and the Acting Commissioner of Works and Emergency Services;

(Motion by Councillor De Baeremaeker)

- (2) City Council rescind the changes made to Municipal Code 227, Reserves and Reserve Funds – Schedule C, related to the Water Capital Reserve Fund, on January 23, 2003, on a go-forward basis such that it does not affect any previously approved draw, in view of the current plans to improve deteriorating water infrastructure with long-term water rate increases, and in view of the ambiguous language of this amendment; and

(Motion by Councillor Balkissoon)

- (3) the Province of Ontario be requested to bring into force Bill 175, the Sustainable Water and Sewage Systems Act, 2002, and the regulations under the Act, and make it a priority; and

(Motion by Councillor Pitfield)

- (B) requested that:
 - (1) the Chief Financial Officer and Treasurer and the Acting Commissioner of Works and Emergency Services report to the special meeting of the Works Committee on November 15, 2004, on the 2005 Water and Wastewater Operating and Capital Budgets on the implications of the following:
 - (i) that the amount dedicated to water conservation be increased by \$4.5 million, and that the Acting Commissioner of Works and Emergency Services report to the first meeting of the Works Committee in 2005 on ways of affecting an increase in water diversion, especially but not exclusively among high volume users; and
 - (ii) the possibility of allowing the Toronto Atmospheric Fund

and/or another City body to administer a revolving capital fund that would allow users to access loans to complete water reduction capital projects, and that staff further report on an appropriate time frame for such a loan;

(Motion by Councillor Giambrone)

- (2) the Acting Commissioner of Works and Emergency Services report to the Works Committee outlining an approach to utility pricing for water and wastewater services, and on possible benefits experienced by municipalities where these have been utilized; and

(Motion by Councillor Pitfield)

- (3) the Acting Commissioner of Works and Emergency Services review the contract between the City of Toronto and York Region for the delivery of water for the provision of a detailed review of the financial records from the Finance Department to verify that York Region does not receive a financial benefit from the supply of water from the City of Toronto to its residents, and report to the Budget Advisory Committee.

(Motion by Councillor Thompson)

(Budget Advisory Committee; c: Chief Financial Officer and Treasurer; Acting Commissioner of Works and Emergency Services; General Manager, Toronto Water – November 9, 2004)

Report 10, Clause 11(a)

12.2 Toronto Water 2005 Multi-Year Business Plan

The Works Committee considered a report (October 29, 2004) from the Acting Commissioner of Works and Emergency Services advising Council of the completion and submission of the 2005 Multi-Year Business Plan for Toronto Water, and outlining the key elements of the business plan.

Recommendation:

It is recommended that this report be received for information.

Bill Guthrie, Jim Tracey and Bozena Mathlin, Toronto Civic Employees' Union Local 416, appeared before the Works Committee, and submitted a communication dated November 9, 2004.

The Committee:

- (1) deferred consideration of the Toronto Water 2005 Multi-Year Business Plan until Committee Members have a chance to review the plan, and not before the Committee meeting on January 5, 2005;

(Motion by Councillor Fletcher)

- (2) requested that the Acting Commissioner of Works and Emergency Services arrange a tour of an appropriate facility for Members of the Committee and interested Members of Council, prior to the report coming back to the Committee; and

(Motion by Councillor Balkissoon)

- (3) recommended that City Council direct the Acting Commissioner of Works and Emergency Services to rescind the layoff notices until staff have reported to the Works Committee on critical issues outlined in the November 9, 2004 communication and attachments from Toronto Civic Employees' Union Local 416, and have met with Local 416 about their communication.

(Motion by Councillor Fletcher)

(Acting Commissioner of Works and Emergency Services; c: General Manager, Toronto Water; Mr. Bill Guthrie – November 9, 2004)

Report 10, Clause 5

**12.3 EMT Recommended Operating and Capital
Budgets for Water and Wastewater Services**

On motion by Councillor Del Grande, the Works Committee directed that a special meeting be held to consider the 2005 EMT Recommended Operating and Capital Budgets for Water and Wastewater Services, which was set for November 15, 2004.

Report 10, Clause 11(b)

**12.4 Execution of a Release for the Cured-in-Place
Sanitary Sewer Rehabilitation Project within
G. Ross Lord Park**

The Works Committee considered a report (October 14, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) this report regarding additional information requested by City Council in regard to the execution of a release for the Cured-in-Place Sanitary Sewer Rehabilitation Project within G. Ross Lord Park be received for information; and
- (2) the Acting Commissioner of Works and Emergency Services be authorized to execute a release to Aventis Pasteur, for the sewer repairs at G. Ross Lord Park performed under agreement with Aventis Pasteur.

On motion by Deputy Mayor Bussin, the Works Committee recommended that City Council adopt staff recommendation (2) in the Recommendations Section of the report (October 14, 2004) from the Acting Commissioner of Works and Emergency Services.

Report 10, Clause 6

12.5 Mandatory Installation of Ultra Low Flush Toilets in New Buildings

The Works Committee considered a report (October 19, 2004) from the Commissioner of Urban Development Services on the possibility of making the implementation of ultra low flush toilets mandatory in new buildings, as requested by the Works Committee at its meeting on February 3, 4 and 10, 2004; and advising that since July 1996, the Ontario Building Code has required the installation of ultra low flush toilets in new buildings, and that these requirements are enforced by the Building Division through the building permit plan review and inspection process in new construction or renovation projects where toilets are installed.

Recommendation:

It is recommended that this report be received for information.

The Works Committee also considered a communication (November 9, 2004) from Citizens for a Safe Environment submitting consolidated questions, comments and recommendations.

On motion by Deputy Mayor Bussin, the Works Committee received the report (October 19, 2004) from the Commissioner of Urban Development Services for information.

Report 10, Clause 11(c)

12.6 The City's Investment in Enwave Energy Corporation

The Works Committee considered a confidential report (October 28, 2004) from the Chief Financial Officer and Treasurer on the City's investment in Enwave Energy Corporation, such report to remain confidential as the subject matter relates to the security of the property of the municipality.

On motion by Councillor Del Grande, the Works Committee received the confidential report (October 28, 2004) from the Chief Financial Officer and

Treasurer for information.

Report 10, Clause 11(d)

12.7 1599 Jane Street – Sanitary Sewer Hook-up

The Works Committee considered a communication (October 5, 2004) from Councillor Frank Di Giorgio, Ward 12 – York South-Weston, with regard to the City providing a sewer connection for the property at 1599 Jane Street which is currently on a septic system, which was considered by the Works Committee at its meeting on June 2, 2004; advising that further to the Works Committee direction to have the applicant pursue options for a sanitary sewer hook-up at 1599 Jane Street that required an easement over neighbouring properties, no workable solutions were found; and requesting that this matter be brought back to the Works Committee for further deliberation and the design of a feasible and acceptable solution.

On motion by Councillor Del Grande, the Works Committee deferred consideration of the communication (October 5, 2004) from Councillor Frank Di Giorgio, Ward 12 – York South-Weston, until its next regular meeting on December 8, 2004.

(Acting Commissioner of Works and Emergency Services; c: Councillor Frank Di Giorgio; General Manager, Toronto Water – November 9, 2004)

Report 10, Clause 11(e)

**12.8 Disposal of Biosolids from Ashbridges Bay
Treatment Plant at Michigan Landfills**

The Works Committee considered the following:

- (i) communication (October 6, 2004) from the City Clerk advising that City Council at its meeting on September 28, 29, 30 and October 1, 2004, considered Clause 2 of Report 8 of the Works Committee, headed “Prohibition of Materials from Landfills in Michigan”, and referred the communication dated September 27, 2004, from Tony O’Donohue,

Works Committee Minutes
Tuesday, November 9, 2004

President, Environmental Probe Ltd., with respect to the disposal of biosolids from the Ashbridges Bay Treatment Plant at Michigan landfills, to the Works Committee for consideration;

- (ii) communication (November 9, 2004) from Deputy Mayor Sandra Bussin, Ward 32 – Beaches-East York; and Councillor Paula Fletcher, Ward 30 – Toronto Danforth, expressing concern with respect to a number of issues related to the Biosolids and Residuals Master Plan; and
- (iii) communication (November 9, 2004) from Citizens for a Safe Environment submitting consolidated questions, comments and recommendations.

Tony O'Donohue, President, Environmental Probe Ltd., appeared before the Works Committee.

On motion by Councillor Fletcher, seconded by Deputy Mayor Bussin, the Works Committee requested that:

- (A) the City Solicitor report back to the Committee on the following:
 - (1) the legal status of the 1999 Mediator's Report, including the commitment to discontinue the use of incineration in Section 10.0 of the Ashbridges Bay Treatment Plant (ABTP) Environmental Assessment Mediator's Report;
 - (2) the legal status, if any, of the 1995 Master Treatment Plan (MTP) Environmental Assessment (EA); and
 - (3) the relationship between the requirements in the MTP EA and the current Biosolids and Residuals Master Plan EA where it concerns the ABTP; and
- (B) the Acting Commissioner of Works and Emergency Services report on the following:
 - (1) increasing the nutrient level of pellets;
 - (2) alternative disposition and beneficial use options;
 - (3) air quality;

- (4) Board of Health reports;
- (5) downstream health and environmental costs of incineration; and
- (6) the fire at the Ashbridges Bay pelletizer building,

as requested in the communication (November 9, 2004) from Deputy Mayor Sandra Bussin, Ward 32 – Beaches-East York, and Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, on the Biosolids and Residuals Master Plan; and

- (C) that the December 14, 2004, deadline be rescinded, and the deadline for the public review and comment period on the Biosolids and Residuals Master Plan be established by the Works Committee once staff have reported on the above questions and the three studies being conducted by the Medical Officer of Health have been released and evaluated as to their relevance to the BRMP.

(City Solicitor; Acting Commissioner of Works and Emergency Services; c: Deputy Mayor Sandra Bussin; Councillor Paula Fletcher; General Manager, Toronto Water; Mr. Tony O'Donohue – November 9, 2004)

Report 10, Clause 11(f)

12.9 Development of a Citizen Participation Model for Public Consultation Related to Solid Waste

The Works Committee considered the following communications:

- (i) (October 25, 2004) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, forwarding the document from the Roundtable on the Environment's meeting of October 19, 2004.

Recommendations:

That the Works Committee approve for Council consideration the following recommendations:

- (1) The Environmental Assessment process must be led by the community. We are proposing that a group of citizens be appointed to ensure that broad consultation takes place. To be effective over a long period of time, the Community Environmental Assessment Team should be reasonably large but not unwieldy. 15–25 members should suffice.
- (2) The role of City staff will be to support the work of the Community Environmental Assessment Team. The Community Environmental Assessment Team must not be viewed as advisors to staff. Staff should provide administrative support and technical assistance when asked. Decisions taken by the Community Environmental Assessment Team should be reported directly to the Works Committee of Council. These reports should be presented by the Community Environmental Assessment Team.
- (3) The Community Environmental Assessment Team should recommend directly to the Works Committee when they believe consultants are needed for the process. The Community Environmental Assessment Team should propose terms of reference for any relevant consulting contracts to the Works Committee. The Community Environmental Assessment Team should score RFP respondents, and recommend a preferred consultant to Works.
- (4) To ensure that the City's internal contracting standards are met, staff should manage the contractors in regards to payments, timely completion of work and other similar matters.
- (5) Selecting members of the Community Environmental Assessment Team will be critical. Environmental assessment is a rigorous legal process. The Community Environmental Assessment Team members must have ample expertise in environmental issues (preferably in waste management) and in community engagement and law (preferably in environmental assessment). These strengths need to be considered in selecting all members. The group must function as a whole not as two camps – amateurs and experts.
- (6) The call for members must be broad and the selection process must be fair. A call for members should be made through paid advertising, lists of interested parties

held by Councillors, the Works Department, and other appropriate bodies. Applicants will be asked to show knowledge of Environmental Assessment, Waste Management, or other related areas such as community engagement, or environment. Applicant resumes or application letters should be reviewed by members of the Works Committee. Every effort should be made to have the Community Environmental Assessment Team functioning as soon as possible.

- (7) Potential vendors, i.e., representatives of waste firms and their trade associations, must not be included in the Community Environmental Assessment Team. The process must neither be tainted by commercial interest nor seen to be tainted.
 - (8) Members of the Community Environmental Assessment Team must also be residents of Toronto.
 - (9) The City should set a budget for the work of the Community Environmental Assessment Team for the first phase of the Environmental Assessment – developing a Terms of Reference Statement, which is a requirement of the Act. The Community Environmental Assessment Team may wish to retain consultants to support their consultation work and funds should be allocated for this.
 - (10) The committee must conduct its work in public.
 - (11) Build in a process to interface with other communities with whom there may be a conflict.
 - (12) That an honorarium be considered for citizen members.
 - (13) That the appropriate City officials be authorized and directed to take the necessary action to give effect thereto;
- (ii) (October 27, 2004) from the New and Emerging Technologies, Policies and Practices Advisory Group advising that the Advisory Group at its meeting on October 27, 2004, adopted the following resolutions:

Public Consultation for an Environmental Assessment for Waste Management

The Advisory Group fully supports the 10-point proposal for a Community Consultation Group submitted to the Roundtable on the Environment, with the following clarifications and additions:

Works Committee Minutes
Tuesday, November 9, 2004

- (1) the Group should ensure that there is broad consultation with those potentially interested;
- (2) the Group will direct consultants and the EA process based on the public consultation, and with input from City staff on an ongoing (not on an only-when-asked) basis;
- (3) the Group will include citizens with proven experience (not only expertise) in environmental issues (preferably waste management), community engagement, and/or environmental assessment;
- (4) membership on the Group should be expanded to include citizens from potentially affected areas when those areas are identified; and
- (5) to better reflect its purpose, the Group should be named the “Toronto Solid Waste EA Group.”

Solid Waste Diversion Working Group

Consistent with its previous resolutions, the Advisory Group adopted the following set of resolutions:

- (1) the City should establish a Waste Diversion Working Group to oversee the planning, design, implementation, promotion and monitoring of diversion programs. The Working Group should include members of the public, City staff, frontline collection workers, and possibly Works Committee members. It should also establish plans with timelines, and clear reporting structures for its work and for implementation and operation of diversion programs, and should co-ordinate its work with that of the working groups for apartments, ABCDs and schools;
 - (2) the Waste Diversion Working Group should report directly to Works Committee; and
 - (3) the Waste Diversion Working Group should be established as soon as possible, and no later than April 1, 2005; and
- (iii) (November 9, 2004) from the Citizens for a Safe Environment submitting consolidated questions, comments and recommendations.

Tony O'Donohue, President, Environmental Probe Ltd. appeared before the Works Committee.

The Works Committee recommended that:

- (1) City Council approve in principle the Citizen Participation Model for Public Consultation Related to Solid Waste recommended by the Roundtable on the Environment;

(Motion by Councillor Fletcher)

- (2) the Acting Commissioner of Works and Emergency Services be requested to report to the Works Committee meeting on December 8, 2004, regarding administration, accountability and financial aspects of the model; and

(Motion by Councillor Fletcher)

- (3) the Chair and Vice-Chair of the Works Committee be authorized to select the Community Environmental Assessment Team.

(Motion by Councillor Pitfield)

Councillor Del Grande noted his opposition to the action taken.

The following motion by Councillor Balkissoon was voted on and did not carry:

“That the recommendations of the Roundtable on the Environment be referred to the Acting Commissioner of Works and Emergency Services for a report to the next regular meeting of the Works Committee on an appropriate process.”

Report 10, Clause 1

**12.10 Amendment to Blanket Contract Purchase Order
for Removal of Household Hazardous Waste
Collected at Environment Day Events**

The Works Committee considered a report (October 19, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) Blanket Contract Purchase Order No. 47008330 with Hotz Environmental Services for the removal of household hazardous wastes collected at Environment Days be amended by increasing the amount from \$191,433.70 (including full GST) to \$311,433.70 (including full GST) to account for the increased volume of HHW collected at Environment Days in 2004 and diverted from landfill, with all other terms and conditions remaining unchanged; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Giambrone, the Works Committee recommended that:

- (1) City Council adopt the staff recommendations in the Recommendations Section of the report (October 19, 2004) from the Acting Commissioner of Works and Emergency Services; and
- (2) the City Clerk be requested to write a letter encouraging the Minister of the Environment to expedite the designation of household hazardous waste for a waste diversion plan under the Waste Diversion Act, and that this Clause be forwarded to the Association of Municipalities of Ontario.

12.11 Request for Approval of Amendment to Blanket Contract Purchase Orders for Processing Leaf and Yard Waste in the Solid Waste Management Program

The Works Committee considered a report (October 19, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) Blanket Contract Purchase Order No. 47007389 with All Treat Farms Limited for the processing of leaf and yard waste between January 1, 2004 and December 31, 2004 be amended by increasing the amount from \$2,298,445.60 (including full GST) to \$2,820,819.60 (including full GST) to account for the estimated increased tonnage that will be processed in 2004, with all other terms and conditions remaining unchanged;
- (2) Blanket Contract Purchase Order No. 47007627 with Integrated Municipal Services Inc. for the processing of leaf and yard waste between January 1, 2004 and December 31, 2004 be amended by increasing the amount from \$500,695.80 (including full GST) to \$623,593.86 (including full GST) to account for the estimated increased tonnage that will be processed in 2004, with all other terms and conditions remaining unchanged; and
- (3) Blanket Contract Purchase Order No. 47007628 with Miller Waste Systems, a division of Miller Paving Limited for the processing of leaf and yard waste between January 1, 2004 and December 31, 2004 be amended by increasing the amount from \$580,025.00 (including full GST) to \$1,054,378.00 (including full GST) to account for the estimated increased tonnage that will be processed in 2004, with all other terms and conditions remaining unchanged; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

The Works Committee also considered a communication (November 8, 2004) from Mr. Brian Cochrane, Toronto Civic Employees' Union, Local 416.

On motion by Councillor Fletcher, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the

report (October 19, 2004) from the Acting Commissioner of Works and Emergency Services.

Report 10, Clause 3

12.12 Implementation of Source Separated Organic Programs in Multi-Residential Buildings

The Works Committee considered a report (October 27, 2004) from the Acting Commissioner of Works and Emergency Services responding to a request from the Works Committee at its meeting on September 8, 2004, to report on the possibility of accelerating source separated organics (SSO) collection in multi-residential buildings; and advising that the main roll-out of SSO collection in multi-residential buildings cannot commence until: (1) the results of the pilots are available and indicate that SSO can be effectively collected; (2) a waste limits/fees policy for multi-residential buildings has been implemented; and (3) a firm date for the operation of a new publicly owned SSO processing facility has been established; and that staff will be in position in early 2006 to report on the feasibility of accelerating the roll-out schedule.

Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Works Committee:

- Rod Muir, Waste Diversion Toronto; and
- Karen Buck, Citizens for a Safe Environment, and filed a submission.

The Committee:

- (1) referred back the report (October 27, 2004) from the Acting Commissioner of Works and Emergency Services for a report to the Committee in March 2005 that more accurately reflects the 2008 target approved by Council;

(Motion by Councillor Giambrone)

- (2) requested that a meeting of the Apartment Recycling Working Group be convened;

(Motion by Councillor Pitfield)

- (3) requested that the Acting Commissioner of Works and Emergency Services report back to the Works Committee on the use of garbage processors and food waste processors, in multi-residential buildings; and

(Motion by Councillor Pitfield)

- (4) requested that the Acting Commissioner of Works and Emergency Services provide to the Committee a quarterly update on the progress of these programs.

(Motion by Councillor Del Grande)

The following motion by Councillor De Baeremaeker was voted on, and did not carry:

“That the City increase the pilot program to up to 190 multi-residential buildings by 2006; and further that staff contact Members of Council to see if they have buildings suitable/willing to undertake the pilot project.”

(Acting Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services; Mr. Rod Muir; Ms. Karen Buck – November 9, 2004)

Report 10, Clause 11(g)

**12.13 Development Review Process:
Harmonized Site Remediation Peer Review for
Contaminated or Potentially Contaminated Sites –
Report on Updated Procedures**

The Works Committee considered a report (October 25, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) the Harmonized Peer Review Process replace all previous policies and directives including those that were adopted by the former municipalities on environmental site assessment processes for potentially contaminated sites and for land conveyances to the City. These include, but may not be limited to, the former City of Toronto Report No. 11, Clause 46 of the Executive Committee adopted by Council on June 21 and 22, 1993, and the former City of Etobicoke "Policy and Procedures for Dealing with Contaminated or Potentially Contaminated Sites", adopted by the former Etobicoke Council meeting on September 15, 1997, and any policies in the former Cities of North York, Scarborough, York, the Borough of East York and Metropolitan Toronto;
- (2) when lands are conveyed to the City for new roads or road widening purposes (including for sight triangles or corner roundings), as part of a development application, the process/policies for environmental site assessment described in Appendix 'A' will be implemented; and
- (3) staff be authorized to implement the updated Harmonized Peer Review Process outlined in this report effective immediately and on applicable current projects until such time as a complete review of the implications of the Brownfields Statute Law Amendment Act and its associated regulations is completed by City staff and reported to Council.

On motion by Councillor Fletcher, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (October 25, 2004) from the Acting Commissioner of Works and Emergency Services.

Report 10, Clause 7

**12.14 Engineering Contracted Professional Services
Wastewater Treatment Plants**

The Works Committee considered a report (October 18, 2004) from the Acting Commissioner

of Works and Emergency Services providing an update on the annual expenditures pertaining to existing long-term engineering contracted professional service agreements for the three major Wastewater Treatment Plants, and identifying actual annual expenditures for 1992 to 2003, and estimated 2004-2005 expenditures for each agreement.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Del Grande, the Works Committee:

- (1) received the report (October 18, 2004) from the Acting Commissioner of Works and Emergency Services for information; and
- (2) requested that future updates include an additional column providing the actual project costs.

Report 10, Clause 11(h)

**12.15 Finch Avenue West Bridge over Don River –
Amendment to Contract 03FS-11S and
Purchase Order 6010732
(Ward 10 – York Centre)**

The Works Committee considered a report (October 27, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

- (1) authority be granted to amend the value of the construction contract with Bridgecon Contracting Ltd. & Bridgecon Holdings Ltd. by an additional amount of \$180,936.00 from \$962,214.22 to \$1,143,150.22, inclusive of GST, for the rehabilitation of the Finch Avenue West Bridge over the Don River, Contract 03FS-11S; and
- (2) authority be granted to amend the contracted professional services agreement with LEA

Consulting Ltd. by an additional amount of \$29,194.95 from \$78,731.67 to \$107,926.62 inclusive of GST for the provision of additional contract administration and site supervision services related to the Bell plant relocation work associated with the Finch Avenue West bridge rehabilitation, Contract 03FS-11S.

On motion by Councillor Balkissoon, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (October 27, 2004) from the Acting Commissioner of Works and Emergency Services.

Report 10, Clause 8

12.16 Conference of the Reducers

The Works Committee considered a report (October 22, 2004) from the Acting Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism providing a status update to the Works Committee regarding the Conference of the Reducers that was held in Toronto from May 8 to 12, 2004; and noting that this climate change conference focused on global greenhouse gas related issues, accelerated action to reduce global greenhouse gas emissions in an effective and efficient manner, and developed international consensus on these issues.

Recommendation:

It is recommended that this report be received for information.

On motion by Councillor Balkissoon, the Works Committee received the report (October 22, 2004) from the Acting Commissioner of Works and Emergency Services and the Commissioner of Economic Development, Culture and Tourism for information.

Report 10, Clause 11(i)

12.17 Review of Pedestrian Safety Assessment Tools

The Works Committee considered a report (October 26, 2004) from the Acting Commissioner of Works and Emergency Services providing information on alternative methods to the Walking

Works Committee Minutes
Tuesday, November 9, 2004

Security Index for evaluating pedestrian safety, as requested by the Committee on September 8, 2004.

Recommendations:

It is recommended that:

- (1) Transportation Services staff continue to evaluate pedestrian assessment safety tools, in consultation with the Pedestrian Committee; and
- (2) the Acting Commissioner of Works and Emergency Services report back to the Works Committee during 2005 on the recommended tools and strategies to be used by staff to assess pedestrian safety at intersections and other locations.

Janice Etter, Pedestrian Planning Network, appeared before the Works Committee, and filed a submission.

On motion by Councillor Balkissoon, with amendment to part (iv) by Councillor Fletcher, the Works Committee:

- (i) adopted the following staff recommendations contained in the Recommendations Section of the report (October 26, 2004) from the Acting Commissioner of Works and Emergency Services:
 - “(1) Transportation Services staff continue to evaluate pedestrian assessment safety tools, in consultation with the Pedestrian Committee; and
 - (2) the Acting Commissioner of Works and Emergency Services report back to the Works Committee during 2005 on the recommended tools and strategies to be used by staff to assess pedestrian safety at intersections and other locations;”
- (ii) requested that the Acting Commissioner of Works and Emergency Services provide an interim report in June 2005 outlining the methodology being used to assess the various tools, summarizing staff’s preliminary conclusions, and indicating whether it is possible to complete the review by the end of 2005;
- (iii) requested that staff identify a tool that can be used by pedestrians and

community groups, and one that can be integrated by staff into existing Transportation Services practices; and

- (iv) requested that the Acting Commissioner of Works and Emergency Services report back to the Committee on implementing some form of advertising program using the recycling/litter bins and transit shelters, in particular in Ward 37 – Scarborough Centre, to educate cyclists against riding on the sidewalks, this report to also address stepping up the implementation of bike lanes, including alternative standards.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services; Ms. Janice Etter – November 9, 2004)

Report 10, Clause 11(j)

**12.18 Snow Disposal Sites Environmental Mitigation
Measures Conceptual Study**

The Works Committee considered a communication (October 20, 2004) from the Task Force to Bring Back the Don advising that the Task Force to Bring Back the Don at its meeting held on October 20, 2004, requested the Works Committee to direct the Acting Commissioner of Works and Emergency Services to submit a report to the Works Committee, through the Task Force to Bring Back the Don, on a phase-out plan for the Pottery Road snow disposal site, such report to include a timeline of this phase-out plan; and, as a result of this plan, requested that no funds be allocated for any mitigation measures at this site.

On motion by Councillor Balkissoon, the Works Committee referred the communication (October 20, 2004) from the Task Force to Bring Back the Don to the Acting Commissioner of Works and Emergency Services for review and report back to the Works Committee.

(Acting Commissioner of Works and Emergency Services; c: Acting General Manager, Transportation Services; Committee Secretary, Task Force to Bring Back the Don – November 9, 2004)

Report 10, Clause 11(k)

12.19 Consolidation of By-laws Regarding Toronto Parks

The Works Committee considered a communication (October 4, 2004) from the City Clerk advising that City Council at its meeting on September 28, 29, 30 and October 1, 2004, considered Clause 10 of Report 6 of the Economic Development and Parks Committee, headed "Consolidation of By-laws Regarding Toronto Parks (City-wide)", and forwarded a copy to the Works Committee for information.

On motion by Councillor Del Grande, the Works Committee received the communication (October 4, 2004) from the City Clerk for information.

Report 10, Clause 11(1)

12.20 Request for Quotation 6617-03-3062 for the Supply and Delivery of Polyelectrolytes (Ward 44 – Scarborough East)

The Works Committee considered a report (October 25, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) project cost of \$965,250, net of GST, be approved in operating account WW1081 Dewatering Operations at the Highland Creek Treatment Plant, with 2005 cash flow of \$461,641 and future year commitment of \$503,609 in 2006;
- (2) subject to approval of Recommendation (1), authority be granted to award a contract for the supply and delivery of polyelectrolyte used for the dewatering of anaerobically digested sludge at the Highland Creek Treatment Plant which provides the most effective performance at the lowest evaluated cost for the period January 31, 2005 to December

31, 2006, as follows:

The polyelectrolyte submitted by SNF Canada Ltd., product designation CP608 at \$3177.90 per tonne, including all charges and taxes, for a total estimated contract amount of \$1,032,817.50;

- (3) this report be forwarded to the Policy and Finance Committee for consideration; and
- (4) the appropriate officials be authorized and direct to take the necessary action to give effect thereto.

On motion by Councillor Balkissoon, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations contained in the Recommendations Section of the report (October 25, 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; General Manager, Toronto Water; Director, Purchasing and Materials Management – November 9, 2004)

Report 10, Clause 11(m)

12.21 Feasibility of a Mandatory Downspot Disconnection Program

The Works Committee considered a report (November 1, 2004) from the Acting Commissioner of Works and Emergency Services on the feasibility and benefits of conducting a mandatory downspout disconnection program, as requested by the Committee on September 8, 2004, in response to a communication from Councillor De Baeremaeker; advising that in developing the Wet Weather Flow Management Master Plan, a mandatory program was not expected to increase the participation rate for downspout disconnection beyond the expected 40 percent participation rate without applying a significant level of inspection and enforcement; further advising that a mandatory program is not being recommended at this time, due to the effort required to achieve a maximum participation rate of 75 percent and the limited benefits accrued; and noting that the implementation of a mandatory program, funded by the City, based on an 11-year cycle with downspouts disconnected across four wards per year was estimated to increase the program costs from \$80 million to \$150 million.

Recommendation:

It is recommended that this report be received for information.

The following persons appeared before the Works Committee:

- Shelley Petrie, Toronto Environmental Alliance; and
- Karen Buck, Citizens for a Safe Environment, and filed a submission.

On motion by Councillor De Baeremaeker, the Works Committee:

- (1) recommended to the Budget Advisory Committee that City Council adopt a mandatory Downspout Disconnection Program, to be implemented over a period of 11 years starting in 2005, to be funded from the Water Reserve Account; and
- (2) requested that the Acting Commissioner of Works and Emergency Services report back to the Works Committee on what additional incentives the City can offer to single-family homeowners to encourage the installation of non-structural source control measures on individual properties to minimize stormwater runoff using the Home Isolation Program as a model.

The following motion by Councillor Balkissoon was voted on, and did not carry:

“That the report be referred to staff for a report to the Budget Advisory Committee, through the Works Committee, during the 2005 budget process.”

(Budget Advisory Committee; c: Acting Commissioner of Works and Emergency Services; General Manager, Toronto Water – November 9, 2004)

Report 10, Clause 11(n)

12.22 Adequacy of Perpetual Care of Landfill Reserve

The Works Committee considered a report (November 3, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendations:

It is recommended that:

- (1) approval in principle be given for the 40-year financing plan shown in Appendix A for the adequate provision of funding for perpetual care activities for known former landfill sites under the jurisdiction of the City of Toronto;
- (2) a 2005 contribution of \$3.0 million to the Perpetual Care Reserve Fund (XR1013) be funded from the 2004 operating surplus of Solid Waste Management Services, if any, and the balance, if any, be considered as part of the 2005 Solid Waste Management Operating Budget submission;
- (3) for 2006 and future years until 2024, the contribution to the Perpetual Care Reserve Fund (XR1013) be increased by 5.55 percent annually as shown in Appendix A and included in future Solid Waste Management Operating Budget submissions;
- (4) the Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer review and update the long-term financing plan every three years and report back to Council with financing recommendations;
- (5) this report be referred to the Budget Advisory Committee for consideration; and
- (6) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

On motion by Deputy Mayor Bussin, the Works Committee recommended to the Budget Advisory Committee that City Council adopt the staff recommendations contained in the Recommendations Section of the report (November 3, 2004)

from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

(Budget Advisory Committee; c: Acting Commissioner of Works and Emergency Services; Chief Financial Officer and Treasurer; General Manager, Solid Waste Management Services – November 9, 2004)

Report 10, Clause 11(o)

**12.23 Litigation Process Related to Landfill Site
Landfill Gas Utilization Request for Proposals**

The Works Committee considered a confidential report (November 2, 2004) from the City Solicitor on the litigation process related to the Landfill Site Landfill Gas Utilization Request for Proposals, such report to remain confidential as the subject matter relates to the security of the property of the municipality.

On motion by Councillor Balkissoon, the Works Committee received the confidential report (November 2, 2004) from the City Solicitor for information.

Report 10, Clause 11(p)

**12.24 Sale of Over-the-Counter Maps, Survey
Field Notes and Related Products to the Public**

The Works Committee considered a report (October 28, 2004) from the Acting Commissioner of Works and Emergency Services.

Recommendations:

It is recommended that:

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

Works Committee Minutes
Tuesday, November 9, 2004

- (a) sell over-the-counter paper maps, survey field notes and related map products in accordance with the price schedule set out in Attachment "A";
 - (b) sell over-the-counter electronic map products in accordance with the price schedule set out in Attachment "B"; and
 - (c) add/delete map products to the price schedules set out in Attachments "A" and "B" based on the demonstrated consumer demand of map products;
- (2) the parties receiving the electronic map products referred to in Recommendation (2)(b) be required to execute the Standard Electronic Map Release Agreement set out in Attachment "C"; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Fletcher, the Works Committee recommended that City Council adopt the staff recommendations in the Recommendations Section of the report (October 28, 2004) from the Acting Commissioner of Works and Emergency Services.

Report 10, Clause 9

**12.25 Contract No. 04FS-47WP, Tender Call No. 226-2004
Humber Treatment Plant, Rehabilitation of Digesters 1-6
(Ward 5 – Etobicoke-Lakeshore)**

The Works Committee considered a report (November 3, 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 \$42,963,084, net of GST, be approved in capital account CWW005-92 Modification and Re-roofing of Digesters 1-6 at the Humber Treatment Plant with no cash flow requirement in 2004 and future year commitments of \$8,103,000 in 2005, \$13,367,290 in 2006, \$12,053,271 in 2007 and \$9,439,523 in 2008;

Works Committee Minutes
Tuesday, November 9, 2004

- (2) subject to approval of Recommendation (1), Contract No. 04FS-47WP, Tender Call No. 226-2004 for the rehabilitation of Digesters 1-6 at the Humber Treatment Plant be awarded to Kenaidan Contracting Ltd. in the total amount of \$45,970,500 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.

On motion by Councillor Fletcher, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations contained in the Recommendations Section of the (November 3, 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; Director, Purchasing and Materials Management – November 9, 2004)

Report 10, Clause 11(q)

**12.26 Contract 04FS-46WP, Tender Call 233-2004 –
Deteriorated Storm Sewer Outfalls Rejuvenation
(Wards 5, 11, 17, 22, 29, 30 and 31)**

The Works Committee considered a report (November 3, 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 \$838,522.62 including all taxes and charges be approved for the construction of Deteriorated Storm Sewer Outfalls Rejuvenation at various locations in Toronto with 2005 cash flow of \$838,522.62;
- (2) subject to approval of Recommendation (1), Contract 04FS-46WP, Tender

Works Committee Minutes
Tuesday, November 9, 2004

Call 233-2004, for the construction of Deteriorated Storm Sewer Outfall Rejuvenation at various locations in Toronto, be awarded to Dynex Construction Ltd. in the amount of \$838,522.62, including all taxes and charges, being the lowest Tender received;

- (3) subject to approval of Recommendation (1), authority be granted to amend Purchase Order No. 6009420 for contracted professional engineering services with Totten Sims Hubicki Associates by an additional amount of \$65,324.57 from \$74,793.00 to \$140,117.57 inclusive of disbursements and GST for the provision of contract administration and site supervision services during construction;
- (4) this report be forwarded to the Policy and Finance Committee for consideration; and
- (5) the appropriate officials be authorized and directed to take the necessary action to give effect thereto.

On motion by Councillor Balkissoon, the Works Committee recommended to the Policy and Finance Committee that City Council adopt the staff recommendations contained in the Recommendations Section of the report (November 3, 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; Director, Purchasing and Materials Management – November 9, 2004)

Report 10, Clause 11(r)

**12.27 Feasibility of Increasing Tree Cover
Similar to Fayetteville, Arkansas**

The Works Committee considered a report (November 3, 2004) from the Acting Commissioner of Works and Emergency Services on the feasibility and benefits of increasing tree cover similar to Fayetteville, Arkansas, as requested by the Committee in response to a communication from Councillor De Baeremaeker and information contained in a letter from the Toronto Environmental Alliance which claimed that Fayetteville was proposing to increase their tree cover from 27 percent to 40 percent; and advising that the City is committed to increased tree cover through ongoing activities, including the Tree Advocacy Program, by work in Economic Development, Culture and

Tourism on forestry and natural environment issues and their priority on tree planting and maintenance, by Urban Development Services during the development review process, and by Works and Emergency Services through tree planting in connection with road reconstruction projects and the implementation of the Wet Weather Flow Management Master Plan

Recommendation:

It is recommended that this report be received for information.

The Works Committee:

- (1) received the report (November 3, 2004) from the Acting Commissioner of Works and Emergency Services for information; and

(Motion by Councillor Balkissoon)

- (2) requested that the Acting Commissioner of Works and Emergency Services report back to the Works Committee as part of the 2006 budget process on including funding in the amount of \$500,000 to \$1 million to accelerate projects within the Wet Weather Flow Management Master Plan to expedite tree planting, and on specific locations where these funds could best be spent.

(Motion by Councillor De Baeremaeker)

Report 10, Clause 11(s)

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

The Works Committee considered a communication (November 1, 2004) from the City Clerk advising that the City of Toronto Council at its meeting on October 26, 27 and 28, 2004, considered Clause 12 contained in Report 8 of the Policy and Finance Committee, headed "Processing Capacity for Source Separated Organic Material Request for Proposal No. 9155-03-5280"; and directed that:

- (1) a sub-committee of the Works Committee be struck to develop and steer the SSO Business Plan for processing the remainder of Toronto's long-term SSO tonnage at a

Works Committee Minutes
Tuesday, November 9, 2004

publicly owned facility or facilities, with a focus on expansion of the Dufferin organics processing facility and an acceleration of that expansion; and that sub-committee meet bi-monthly to also ensure implementation and completion, and that Toronto Civic Employees' Union Local 416 be a full participant in the sub-committee; and

- (2) the discussions with other municipalities referred to in the following Recommendation (2) of the August 27, 2004 report from the Acting Commissioner of Works and Emergency Services, be carried out under the direction of the new sub-committee:

“(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”.

On motion by Councillor Giambrone, as amended by Councillor Balkissoon, the Works Committee:

- (1) appointed Councillors Balkissoon, De Baeremaeker, Fletcher, Giambrone and Thompson to the SSO Sub-Committee of the Works Committee, with Councillor Giambrone as Chair;
- (2) requested that the Clerk canvass other Members of the Committee with respect to their interest in also being appointed to the sub-committee; and
- (3) directed that the first meeting of the sub-committee be held within one month.

Report 10, Clause 11(t)

**12.29 Contract 04WD-04RD, Tender Call 274-2004
Park Lawn Reverse Ramp
(Ward 6 – Etobicoke-Lakeshore)**

The Works Committee considered a report (November 4, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Recommendation:

It is recommended that Contract 04WD-04RD, Tender Call 274-2004, for the Park Lawn Reverse Ramp, be awarded to Pave-Tar Construction Ltd., in the amount of \$879,999.99, including all taxes and charges, being the lowest acceptable Tender received.

On motion by Deputy Mayor Bussin, the Works Committee recommended that City Council adopt the staff recommendation in the Recommendation Section of the report (November 4, 2004) from the Acting Commissioner of Works and Emergency Services and the Chief Financial Officer and Treasurer.

Report 10, Clause 10

12.30 Solid Waste Collection in New Residential Developments

The Works Committee considered a communication (November 8, 2004) from the Planning and Transportation Committee advising that the Planning and Transportation Committee on November 8, 2004, considered a report (October 25, 2004) from the Acting Commissioner of Works and Emergency Services and the Commissioner of Urban Development Services, on the approach and timing of reporting on policies relating to solid waste collection in new residential developments; and that the Planning and Transportation Committee concurred with the recommendations in the Recommendations Section of the report and in so doing forwarded a copy of the report to the Works Committee for information.

On motion by Councillor Balkissoon, the Works Committee requested that the Acting Commissioner of Works and Emergency Services report back to the Committee at its next regular meeting on December 8, 2004, on staff of the Works and Emergency Services Department not supporting any laneways or single point collection plans for new developments, and communicating directly to Community Councils through an agenda item their objections and concerns with respect to waste collection services at these developments.

Report 10, Clause 11(u)

12.31 Status of Negotiations of Outstanding

Issues with Eastern Power Limited

The Works Committee considered the following:

- (i) confidential report (November 8, 2004) from the Acting Commissioner of Works and Emergency Services, such report to remain confidential having regard that the subject matter relates to the security of the property of the municipality; and
- (ii) report (November 5, 2004) from the Commissioner of Corporate Services, addressed to the Administration Committee.

Recommendations:

It is recommended that:

- (1) subject to the satisfactory resolution of the landfill gas royalty dispute at the Keele Valley Landfill site prior to the Council meeting of November 30, December 1 and 2, 2004:
 - (i) as per Clause No. 8 of Report No. 9 of the Works Committee adopted by Council on October 26, 27 and 28, 2004, as amended, authority be granted to enter into a long term lease and an amendment to an existing lease with Eastern Power Limited ("EPL") for a portion of the Brock West Landfill site, located on the north side of Concession 3, west of Valley Farm Road in the City of Pickering to facilitate the construction, maintenance and operation of a new natural gas fired electrical generation facility, in accordance with the terms and conditions set out in the body of this report and in a form acceptable to the City Solicitor;
 - (ii) the Commissioner of Corporate Services shall administer and manage these lease agreements including the provision of any consents, approvals, notices and notices of termination provided that the Commissioner may, at any time, refer consideration of such matter (including their content) to City Council for its determination and direction;
 - (iii) the Commissioner of Corporate Services, in consultation with the Acting Commissioner of Works and Emergency Services, be authorized to complete the transaction on behalf of the City, including amending the commencement date of the lease agreements to such earlier or later date

as she considers reasonable; and

- (iv) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and
- (2) this report be received by the Works Committee for information purposes.

On motion by Councillor Balkissoon, the Works Committee:

- (1) recommended that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (November 8, 2004) from the Acting Commissioner of Works and Emergency Services respecting the status of negotiations of outstanding issues with Eastern Power Limited; this report to remain confidential as the subject matter relates to the security of the property of the municipality; and
- (2) considered a report (November 5, 2004) from the Commissioner of Corporate Services addressed to the Administration Committee, headed "Long Term Lease and Amendment to Lease – Part of Brock West Landfill Site"; and received the report for information.

Report 10, Clause 4

12.32 Post Top Street Lamp Replacement Program

The Works Committee considered a communication (November 8, 2004) from Councillor Mike Del Grande, Ward 39 – Scarborough-Agincourt, regarding the Council-approved replacement program for post top-style street lamps, and the complaints received about these fixtures; and requesting that the Acting Commissioner of Works and Emergency Services be directed to report back to the Committee as soon as possible on the practical and financial implications of intensifying the replacement program for this model of street lamp so as to complete it over a five-year period.

On motion by Councillor Del Grande, the Works Committee referred the communication (November 8, 2004) from Councillor Mike Del Grande, Ward 39 – Scarborough-Agincourt, to the Acting Commissioner of Works and Emergency

Services for a report to the Works Committee as requested.

(Acting Commissioner of Works and Emergency Services; c: Councillor Mike Del Grande; Acting General Manager, Transportation Services – November 9, 2004)

Report 10, Clause 11(v)

12.33 Portlands Energy Centre

The Works Committee considered a communication (November 5, 2004) from Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, respecting the City Council motion with respect to the Minister of the Environment's granting of an environmental Certificate of Approval for the Portlands Energy Centre; and requesting that the Committee be informed of the status of co-generation capacity at the Portlands Energy Centre, and that this report come forward to the next regular meeting of the Committee.

On motion by Councillor Fletcher, the Works Committee referred the communication (November 5, 2004) from Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, to the Acting Commissioner of Works and Emergency Services for a report to the Works Committee as requested.

(Acting Commissioner of Works and Emergency Services; c: Councillor Paula Fletcher; Executive Director, Technical Services – November 9, 2004)

(Report 10, Clause 11(w))

12.34 Pape Avenue Reconstruction

The Works Committee considered a communication (November 9, 2004) from Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, forwarding a letter of support from a local resident regarding Pape Avenue, which is currently cut off at the railway tracks at Gerrard Street East; and that as there are few north-south corridors from Danforth Avenue to Eastern Avenue, requesting a report on the possibility and feasibility of reconnecting Pape Avenue.

On motion by Councillor Fletcher, the Works Committee referred the communication (November 9, 2004) from Councillor Paula Fletcher, Ward 30 – Toronto-Danforth, to the Acting Commissioner of Works and Emergency Services for a report to the Works Committee as requested.

(Acting Commissioner of Works and Emergency Services; c: Councillor Paula Fletcher; Acting General Manager, Transportation Services – November 9, 2004)

Report 10, Clause 11(x)

12.35 Collection of Electronic Waste Material

On motion by Councillor Balkissoon, the Works Committee requested the Acting Commissioner of Works and Emergency Services to report to the Committee on the collection of electronic waste material.

Report 10, Clause 11(y)

On motion by Councillor Balkissoon, the Works Committee met privately to discuss the matter of Waste Management Options having regard that the subject matter being considered relates to the security of the property of the municipality or local board, in accordance with the Municipal Act.

12.36 Waste Management Options

On motion by Councillor Balkissoon, the Works Committee gave instructions, in camera, as set out in the confidential communication (November 9, 2004) from the City Clerk.

(Acting Commissioner of Works and Emergency Services; General Manager, Solid Waste Management Services; Mayor David Miller; Councillor Jane Pitfield; Deputy Mayor Sandra Bussin; - November 9, 2004)

Report 10, Clause 11(z)

Works Committee Minutes
Tuesday, November 9, 2004

The Works Committee adjourned its meeting at 6:05 p.m.

Chair.