



ADMINISTRATION COMMITTEE AGENDA MEETING 7

Date of Meeting: Thursday, October 6, 2005 Enquiry: Yvonne Davies

Time: 9:30 a.m. Committee Administrator

Location: Committee Room 2 416-392-7039

City Hall

100 Queen Street West Toronto, Ontario

ydavies@toronto.ca

Under the *Municipal Act*, 2001, the Administration Committee must adopt a motion to meet In-camera (privately) and the reason must be given.

Declarations of Interest under the Municipal Conflict of Interest Act

Confirmation of Minutes – September 13, 2005

Speakers/Presentations – A complete list will be distributed at the meeting.

Communications/Reports:

CHIEF FINANCIAL OFFICER AND TREASURER

1. Parking Tag Activity Report

(Deferred from May 25, 2005)

Report (April 12, 2005) from the Chief Financial Officer and Treasurer reporting on the number and breakdown of parking infraction notices issued in the City of Toronto in 2004.

Recommendation:

It is recommended that this report be received for information.

TREASURER

2. Toner Cartridge Recycling

Report (September 21, 2005) from the Treasurer responding to the Administration Committee's request to report on the toner cartridge recycling rate in 2004 by the City's Agencies, Boards, Commissions and Corporations (ABCC's), including the Toronto Community Housing Corporation and the Toronto Economic Development Corporation.

Recommendation:

This report be received for information.

FACILITIES AND REAL ESTATE

3. Declaration as Surplus - Parcel of Vacant Land on the Southwest Corner of Finch Avenue West and Goldfinch Court and the adjoining one foot reserve strip (Ward 10 - York Centre)

Report (September 20. 2005) from the Chief Corporate Officer declaring the property surplus to municipal requirements.

Recommendations:

- (1) the parcel of vacant land located on the southwest corner of Finch Avenue West and Goldfinch Court and the adjoining one foot reserve strip, being part of Goldfinch Court (Closed) and 1 foot reserve on Registered Plan 6902, designated as Parts 1 and 2 on Plan 64R-9667 (the "Property"), be declared surplus to the City's requirements;
- (2) the Chief Corporate Officer be authorized to invite an offer to purchase the Property from the abutting owner of 12 Goldfinch Court, and if, in the opinion of staff, no recommendable offer is received, then the Chief Corporate Officer be authorized to list the Property for sale on the open market, as deemed appropriate by the Chief Corporate Officer;
- (3) all steps necessary to comply with the City's real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code be taken; and

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

4. Declaration as Surplus - 47 Terrace Avenue (Ward 23 - Willowdale)

Report (September 20, 2005) from the Chief Corporate Officer declaring the property surplus to municipal requirements.

Recommendations:

It is recommended that:

- (1) the property municipally known as 47 Terrace Avenue, being part of Lots 24, 25 and 26 on Plan 3178, designated as Part 3 on Reference Plan 64R-1480 (the "Property"), be declared surplus to the City's requirements, and the Chief Corporate Officer be authorized to list the Property for sale on the open market;
- (2) authority be granted to enter into an encroachment agreement with the purchaser of the Property to permit the encroachment of a portion of the house located within the Bathurst Street road allowance on such terms and conditions as are satisfactory to the General Manager of Transportation Services, and in a form acceptable to the City Solicitor;
- (3) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the Property without giving the original owners from whom the lands were expropriated the first chance to repurchase the land;
- (4) all steps necessary to comply with the City's real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code be taken; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

5. Declaration as Surplus - 514 Hounslow Avenue (Ward 23 - Willowdale)

Report (September 20, 2005) from the Chief Corporate Officer declaring the property surplus to municipal requirements.

Recommendations:

It is recommended that:

(1) the property municipally known as 514 Hounslow Avenue, being part of Lot 164 on Plan 2057, designated as Part 2 on Reference Plan 64R-1481 (the "Property"),

be declared surplus to the City's requirements and the Chief Corporate Officer be authorized to list the Property for sale on the open market;

- (2) authority be granted to enter into an encroachment agreement with the purchaser of the Property to permit the encroachment of the building located within the Bathurst Street road allowance on such terms and conditions as are satisfactory to the General Manager of Transportation Services, and in a form acceptable to the City Solicitor;
- (3) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the Property without giving the original owners from whom the lands were expropriated the first chance to repurchase the land;
- (4) all steps necessary to comply with the City's real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code be taken; and
- (5) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

6. Declaration as Surplus - Parcel of Vacant Land and Reserve Strip South of Eglinton Avenue East, East of Bellamy Road South, Adjacent to 140 Adanac Drive (Ward 36 - Scarborough Southwest)

Report (September 26, 2005) from the Chief Corporate Officer declaring the property surplus to municipal requirements.

Recommendations:

- the parcel of vacant land and reserve strip located south of Eglinton Avenue East, east of Bellamy Road South, adjacent to 140 Adanac Drive, being part of Lots 1 to 6 on Registered Plan 4197, and Part of Block A on Registered Plan 1834, also shown as Parts 1 to 4 on Sketch No. PS-2004-062, subject to the retention of an easement over Parts 3 and 4 on said Sketch for watermain purposes (the "Property"), be declared surplus to the City's requirements and the Chief Corporate Officer be authorized to invite an offer to purchase from the Toronto Community Housing Corporation ("TCHC");
- (2) City Council approve, as the approving authority under the provisions of the *Expropriations Act*, the disposal of the land identified above without giving the original owners from whom the lands were expropriated the first chance to repurchase the land;

- (3) all steps necessary to comply with the City's real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code be taken; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- 7. Former CN Leaside Spur Line Lands Acquired by the City Lands Located on the East Side of Leslie Street, Between Eglinton Avenue East And York Mills Road Applying New Market Rental Rate to the Licence Agreement between the City and Sun Canadian Pipe Line Company Limited ("Sun Canadian") (Ward 25 Don Valley West)

Report (September 15, 2005) from the Chief Corporate Officer seeking authority for applying a new market rental rate for the existing licence agreement between the City and Sun Canadian.

Recommendations:

It is recommended that:

- (1) a new market rental rate of \$24,000.00 per annum, net, plus GST be applied to the existing licence agreement with Sun Canadian for the ensuing ten (10) year period, effective August 25, 2003, subject to all other terms and conditions as in the original licence agreement; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- 8. Former CN Leaside Spur Line Lands Acquired by the City Lands Located on the East Side of Leslie Street, Between Eglinton Avenue East And York Mills Road Applying New Market Rental Rate to the Licence Agreement between the City and Trans-Northern Pipelines Inc. ("Trans-Northern") (Ward 25 Don Valley West)

Report (September 15, 2005) from the Chief Corporate Officer seeking authority for applying a new market rental rate for the existing licence agreement between the City and Trans-Northern.

Recommendations:

It is recommended that:

(1) a new market rental rate of \$24,000.00 per annum, net, plus GST be applied to the existing licence agreement with Trans-Northern for the ensuing ten (10) year

- period, effective August 1, 2002, subject to all other terms and conditions as in the original licence agreement; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- 9. Former CN Leaside Spur Line Lands Acquired by the City Lands Located on the East Side of Leslie Street, Between Eglinton Avenue East And York Mills Road Applying New Market Rental Rates for two Licence Agreements between the City and Imperial Oil Enterprises Limited ("Imperial") (Ward 25 Don Valley West)

Report (September 15, 2005) from the Chief Corporate Officer seeking authority for applying new rental rates to the two existing licence agreements between the City and Imperial.

Recommendations:

It is recommended that:

- (1) a new market rental rate be applied to the two existing licence agreements for the ensuing ten (10) year periods as follows:
 - (a) \$24,000.00 per annum, net, plus GST, for the underground pipeline, effective August 1, 2002;
 - (b) \$100.00 per annum, net, plus GST, for the wire crossing, effective October 15, 2002; and
 - (c) subject to all other terms and conditions as in the original licence agreements; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- **10.** 11 Bay Street Ground Lease Amendment (Ward 28 Toronto Centre-Rosedale)

(In-camera: - security of the property of the municipality or local board)

Confidential report (September 22, 2005) from the Chief Corporate Officer and City Solicitor.

11. Leasing of Office Space for Toronto Social Services - Located at 220 Attwell Drive (Ward 2 – Etobicoke North)

Report (September 21, 2005) from the Chief Corporate Officer seeking authority to renew the existing lease agreement with 220 Attwell Drive Inc. and Harold Holdings Inc. for a further five (5) year term from May 31, 2005 to May 30, 2010.

Recommendations:

It is recommended that:

- (1) a lease agreement with 220 Attwell Drive Inc. and Harold Holdings Inc. be approved in accordance with the terms and conditions set out in the body of this report and in a from acceptable to the City Solicitor;
- (2) the Chief Corporate Officer shall administer and manage the lease agreement including the provision of any consents, approvals, waiver notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

12. Leasing of Office Space for Toronto Social Services - Located at 5639 Finch Avenue East (Ward 42 - Scarborough Rouge River)

Report (September 21, 2005) from the Chief Corporate Officer seeking authority to renew the existing lease agreement with 651565 Ontario Limited for a further five (5) year term from May 1, 2005 to April 30, 2010.

Recommendations:

- (1) a lease agreement with 651565 Ontario Limited be approved in accordance with the terms and conditions set out in the body of this report and in a form acceptable to the City Solicitor;
- (2) the Chief Corporate Officer shall administer and manage the lease agreement including the provision of any consents, approvals, waiver notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction; and

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

13. Grant of Long-term Lease to Kraft Canada Inc., for a Portion of the Schick Court Road Allowance, Located at the North East Corner of Progress Avenue and Schick Court, Scarborough (Ward 37 – Scarborough Centre)

Report (September 7, 2005) from the Chief Corporate Officer seeking authority for the City to a long-term lease agreement with Kraft Canada Inc. ("Kraft") for a portion of the Schick Court road allowance, located at the north east corner of Progress Avenue and Schick Court, Scarborough.

Recommendations:

It is recommended that:

- (1) the City enter into a long-term lease agreement with Kraft for a portion of the Schick Court road allowance, shown as Part 2 on Sketch No. PS-2003-108a (the "Lease Lands"), on the terms and conditions outlined in the body of this report;
- Clause 14 of Toronto East Community Council Report 2, as adopted by City Council at its meeting held on March 1, 2 and 3, 2004 be amended by replacing all references to Part 2 on Sketch No. PS-2003-108 with Part 1 on Sketch No. PS-2003-108a and by replacing all references to Part 3 on Sketch No. PS-2003-108 with Part 2 on Sketch No. PS-2003-108a;
- (3) the permanent closure of the portion of Schick Court shown as Part 1 on Sketch No. PS-2003-108 and the transfer of jurisdiction thereof to the General Manager of Parks, Forestry & Recreation be deferred until such time as Schick Court is extended northerly, then easterly to Brimley Road; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

14. 2005 Third Quarterly Report on Property Sales and Purchases (All Wards)

Report (September 22, 2005) from the Chief Corporate Officer providing the 2005 Third Quarterly Report on property sales and purchases for the information of the Committee.

Recommendation:

It is recommended that this report be received for information.

15. Union Station – Amending Agreement to the Reciprocal Rights Agreement with GO Transit (Ward 28 – Toronto Centre-Rosedale)

Report (September 26, 2005) from the Chief Corporate Officer seeking approval of an amendment to the existing Reciprocal Rights Agreement to resolve an outstanding dispute with GO Transit.

Recommendations:

It is recommended that:

- (1) City Council approve the Reciprocal Rights Amending Agreement attached as Appendix A to this report in settlement of the outstanding title and repair issues with GO Transit;
- (2) City Council approve in principle GO Transit's proposal to create a central glass atrium over the train platforms encroaching into the City's airspace above as part of its Trainshed Roof Rehabilitation project on terms and conditions satisfactory to the Chief Corporate Officer and City Solicitor, to include execution of an encroachment agreement, ensuring that this element will not preclude or limit the City's ability to deal with the airspace, and that City staff continue to be involved in the design process; and
- (3) appropriate City staff be authorized and directed to take any action and execute any documents necessary to give effect thereto.

16. Union Station – Interim Building Management (Ward 28 – Toronto Centre-Rosedale)

Report (September 23, 2005) from the Chief Corporate Officer seeking authority to amend the Interim Building Management Agreements with Toronto Terminals Railway Company Limited to provide for a 3% increase in the monthly management fee for Union Station.

Recommendations:

- (1) the Interim Building Management Agreements with Toronto Terminals Railway Limited be amended to increase the fixed monthly management fee from \$217,740 in 2004 to \$224,272 in 2005 representing a 3% increase for this year of \$78,384; and
- (2) City staff be authorized to take the necessary action to give effect thereto.

DEPUTY CITY MANAGER AND CHIEF FINANCIAL OFFICER

17. Union Station – Status Report on Station Lease with The Union Pearson Group (Ward 28 – Toronto Centre-Rosedale)

Report (September 27, 2005) from the Deputy City Manager and Chief Financial Officer reporting on the status of negotiations with The Union Pearson Group and seek instructions from City Council.

Recommendations:

It is recommended that:

- (1) the Administration Committee direct the City negotiating team to advise The Union Pearson Group that the Committee supports the negotiating team positions on the outstanding issues as detailed on Attachment 2 and that The Union Pearson Group advise staff on or before October 19, 2005 whether it accepts the City positions;
- (2) City staff report directly to City Council on The Union Pearson Group's response;
- if The Union Pearson Group concurs with the City negotiating team's positions on the outstanding issues, City Council agree to a closing schedule whereby The Union Pearson Group must submit an executed Station Lease by November 30, 2005 for City Council's approval with a closing deadline of February 28, 2006; and
- (4) appropriate City staff be authorized and directed to take all necessary actions to give effect thereto.

18. Terms of Reference - Union Station Revitalization Public Advisory Group (Ward 28 - Toronto Centre - Rosedale)

Report (September 27, 2005) from the Deputy City Manager and Chief Financial Officer proposing a revised membership structure and Terms of Reference for the Union Station Revitalization Public Advisory Group established to provide community input and advice on the revitalization of Union Station.

Recommendations:

It is recommended that City Council:

- (1) approve the revised Terms of Reference for the Union Station Revitalization Public Advisory Group, including a revised membership structure as outlined in Attachment No.1;
- (2) approve the allocation of up to \$10,000 out of Union Station revenues for expenses related to the group's operations;
- (3) authorize the Union Station Revitalization Public Advisory Committee to seek new members up to a maximum of 21 citizen members, subject to the final approval of City Council; and
- (4) authorize and direct the appropriate City officials to take any necessary actions to give effect thereto.

INFORMATION AND TECHNOLOGY

19. IT Equipment Allocation for the Members of Council

Report (September 22, 2005) from Deputy City Manager and Chief Financial Officer outlining the process that was utilized to assess and allocate the new IT equipment for the Members of Council.

Recommendation:

It is recommended that this report be received for information.

CITY CLERK

20. 2006 Municipal Election By-laws

Report (September 20, 2005) from the City Clerk outlining the mandatory and permissive by-laws City Council may enact for the 2006 municipal election.

Recommendations:

- (1) Council authorize the dates and times for advance votes as set out in the draft bill attached as Appendix "A" to this report;
- (2) Council authorize certain election material to be made available in those languages set out in the draft bill attached as Appendix "B" to this report;

- (3) the City continue the practice of opening voting places at 10:00 a.m. on voting day;
- (4) institutional voting places be open for the full voting day (10:00 a.m. to 8:00 p.m.);
- (5) the City Clerk will report to Council on a by-law to authorize the electronic filing of candidate financial statements if the capital budget submission for this project (\$315,000) is approved as part of the 2006 capital budget;
- (6) the City Clerk will report to Council in early 2006 outlining its options for dealing with compliance audit requests; and
- (7) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

21. Municipal Election Date

Report (September 22, 2005) from City Clerk providing an update on the discussions with the Ministry of Municipal Affairs and Housing on moving the municipal election date.

Recommendations:

It is recommended that this report be received for information.

22. 2006 Election Contribution Rebate Program

Report (September 27, 2005) from the City Clerk respecting the enactment of a by-law to provide for a contribution rebate program for the 2006 municipal election.

Recommendations:

- (1) should Council decide to authorize a contribution rebate program for the 2006 election, the terms and conditions of the contribution rebate program be the same as that for the 2003 program, as outlined in Appendix "A" to this report;
- (2) (i) if a contribution rebate program is established, funding from the non-program account in the amount of \$0.6 million continue to be transferred to the Election Reserve in each of the years 2006, 2007 and 2008 to pay

for the program, provided that the 2006 rebate payment levels are identical to that of the 2003 election program; or

- (ii) if a contribution rebate program is established with increased rebate amounts payable, the contribution from the non-program account for the years 2006, 2007 and 2008 will need to be increased accordingly; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of a bill substantially in the form of Appendix "A".

23. Style of Staff Reports

Communication (September 22, 2005) from the North York Community Council advising that the North York Community Council on September 19, 2005, considered the following Motion submitted by Councillor Moscoe, Ward 15 – Eglinton-Lawrence:

"WHEREAS staff reports like those on applications for front yard parking, driveway widening and tree removal applications usually contain, within the body of the report, a specific set of recommendations for or against approval; and

WHEREAS recently in North York and increasingly, the style of these reports has been changed to provide optional, either/or sets of recommendations at the beginning of the report; and

WHEREAS this style often generates the impression that there is no council policy and undermines the professional integrity of staff reports;

THEREFORE BE IT RESOLVED THAT in the future, all reports tabled at the North York Community Council contain only a single set of recommendations that reflect the staff recommendations within the body of the report; and

BE IT FURTHER RESOLVED THAT this policy be recommended to Council to be adopted as a general policy by the City for all reports;

Or alternatively

BE IT RESOLVED THAT the style of recommendations in traffic calming reports be adjusted to conform with the style of recommendations in front yard parking, driveway widening and tree removal application reports."

Recommendations:

The North York Community Council referred the following recommendations to the Administration Committee:

- (1) that in the future, all reports tabled at the North York Community Council contain only a single set of recommendations that reflect the staff recommendations within the body of the report;
- (2) that in the event that Community Council does not support the staff recommendations in a report when the matter goes to Council, staff report on the best way to expedite Community Council's decision and that this additional staff report be submitted to City Council for consideration with the appropriate Community Council Clause;
- (3) that on the occasion when staff feel they cannot be definitive in their recommendations, staff be permitted to introduce an either/or recommendation in the staff report; and
- (4) this policy be recommended to Council to be adopted as a general policy by the City for all reports.

COURT SERVICES

24. Indefinite closure of the first attendance program in Toronto Provincial Offences Courts

Report (September 22, 2005) from the Director, Court Services Division reporting on the judicial direction to court staff to close, for an indefinite period, the first attendance program operating in Toronto Provincial Offences Courts as a further result of the continuing shortage of Justices of the Peace.

Recommendations:

It is recommended that Council:

- (1) again request the Premier and the Attorney General take action to ensure that appointment of sufficient Justices of the Peace are made to be assigned by the judiciary to Toronto Provincial Offences Courts to preside over the growing backlog of trial requests and to restore the first attendance program;
- (2) request the Attorney General support alternative programs that could be implemented that simplify current court based processes and reduce the requirement for Justices of the Peace, including programs that would give the

- City more flexibility to impose penalties on by-law matters through other adjudication mechanisms;
- (3) support the scheduling of police officers at Provincial Offences Courts when they are not on duty thereby ensuring trials proceed on their merits; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.



ADMINISTRATION COMMITTEE SUPPLEMENTARY AGENDA MEETING 7

Date of Meeting: Thursday, October 6, 2005

Time: 9:30 a.m.

Location: Committee Room 2

City Hall

100 Queen Street West Toronto, Ontario **Enquiry: Yvonne Davies**

Committee Administrator

416-392-7039

ydavies@toronto.ca

CITY MANAGER

1(a). Report (September 30, 2005) from the City Manager commenting, as requested by the Administration Committee, on a motion to decentralize parking enforcement to the Divisional level of the Toronto Police Service and providing an update on other parking enforcement issues under consideration by other committees.

Recommendation:

It is recommended that this report be received as information.

CITY SOLICITOR AND DEPUTY CITY MANAGER AND CHIEF FINANCIAL OFFICER

17(a). Union Station – Negotiations with Union Pearson Group – Legal and Financial Implications (Ward 28 – Toronto Centre-Rosedale)

(In-camera: - security of the property of the municipality or local board and litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

Confidential report (September 30, 2005) from the City Solicitor and Deputy City Manager and Chief Financial Officer.

NEW ITEMS:

DEPUTY CITY MANAGER AND CHIEF FINANCIAL OFFICER

25. Disclosure of Insurance Claims Information

Report (September 29, 2005) from the Deputy City Manager and Chief Financial Officer requesting authority to initiate regular public reports on property, automobile and general liability insurance claims by City division and insured Agencies, Boards and Commissions and to review the claims settlement process.

Recommendations:

It is recommended that:

- (1) disclosure of insurance claims information be provided on a quarterly basis in the format suggested in Attachment 1 to this report as a public agenda item to the Administration Committee for transmittal to City Council for information;
- (2) this report be forwarded to the Policy and Finance Committee for information; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

CHIEF CORPORATE OFFICER AND CHIEF GENERAL MANAGER, TORONTO TRANSIT COMMISSION

26. 2005 Status Update Report – Optimizing Revenue from Development Potential of Transit Sites (Various Wards)

Report (September 27, 2005) from the Chief Corporate Officer and Chief General Manager, Toronto Transit Commission, providing a status update with regard to the review to optimize revenue from the development potential of transit sites.

Recommendations:

It is recommended that this status report be received for information.

26(a). Item (i), titled "Redevelopment of Toronto Transit Commission Yonge-Eglinton Lands – Issues (Ward 22 – St. Paul's)", contained in Consolidated Other Items Clause 25 of Administration Committee Report 4, which was received for information by City Council on May 17, 18 and 19, 2005.

TORONTO PARKING AUTHORITY

27. Purchase of 749 Ossington Ave for Municipal Parking Purposes (Ward 19 - Trinity-Spadina)

(In-camera: - acquisition of land for municipal purposes)

Confidential report (September 29, 2005) from the President, Toronto Parking Authority

CITY MANAGER

28. Certification of Iron Workers, Local 721

(Speakers)

Report (October 6, 2005) from the City Manager reporting, as requested, on the certification proceedings, providing a copy of the City's submission to the Board as well as information as to whom they informed of the Iron Workers' application filed on May 30, 2005, and that it be scheduled as a deputation item.

Recommendation:

It is recommended that this report be received as information.