



**POLICY AND FINANCE COMMITTEE
AGENDA
MEETING No. 5**

Date of Meeting:	Tuesday, June 20, 2006	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Administrator
Location:	Committee Room 1		(416) 392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto		

If the Policy and Finance Committee wishes to meet in-camera (privately), a motion must be made to do so, and the reason given (*Municipal Act, 2001*).

Declarations of Interest under the *Municipal Conflict of Interest Act*.

Confirmation of Minutes – April 11, 2006 and May 16, 2006.

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

10:00 a.m. - Item 1
12:00 p.m. - Item 3
2:00 p.m. - Items 19 and 20

Communications/Reports

- 1. Implementation of a new Council Governance Model for the Next Term of Council 10:00 a.m.**

(Public Notice - Speakers)

Report (June 7, 2006) from the City Manager proposing a Council governance model that will help to prepare the City for powers under the new *City of Toronto Act*, support Toronto as an order of government, and strengthen Council's ability to deal with the significant challenges ahead.

Recommendations:

It is recommended that:

- (1) Council implement a new governance model that enables Toronto's government to act strategically, take a City-wide perspective while balancing local needs, uses an integrated policy approach, and builds on the strengths of its people through civic participation and engagement;
- (2) Council establish the positions of Speaker and Deputy Speaker effective December 1, 2006, subject to the necessary statutory powers being in effect, and subject to the consent of the Mayor at the commencement of each term of Council, and notice of the Mayor's consent being given to the City Clerk:
 - (a) *Duties* – The duty of the Speaker is to undertake the duties of the chair of City Council meetings when the Mayor vacates the chair. The duty of the Deputy Speaker is to act as chair when the Speaker cannot
 - (b) *Method of Appointment* – The Speaker and Deputy Speaker shall be elected by Council from among its members by secret ballot
 - (c) *Term of Office* – The Speaker and Deputy Speaker shall be elected for the Council term, unless removed from office by a two-thirds vote of Council
 - (d) *Relationship to Deputy Mayor(s)* – The Speaker and Deputy Speaker shall be separate and distinct offices from those of Acting or Deputy Mayor(s)
 - (e) *Privileges of the Speaker as Member* – Nothing shall prevent the Speaker or Deputy Speaker from voting, speaking, questioning or moving motions, provided that he or she vacates the chair to do so. The Speaker shall sit on a standing committee but will not be permitted to chair a standing committee, community council, or major agency, board or commission. However nothing shall prevent the Deputy Speaker from chairing a standing committee, community council, or major agency, board or commission
 - (f) *Mayor's Privileges* – Since the Mayor retains the statutory power to chair meetings, the Mayor may resume the chair at his or her discretion
- (3) the Executive Committee be established with the following composition:
 - (a) Mayor as chair;
 - (b) Deputy Mayor as vice-chair;

- (c) the chairs of the standing committees; and
 - (d) four other members of Council who are not members of any other standing committee or chair of a major agency, board or commission;
- (4) City Council delegate to the Mayor the authority to appoint the Deputy Mayor and the chairs of the standing committees to serve at the Mayor's discretion, subject to the necessary statutory powers being in effect;
 - (5) City Council appoint the remaining four members of the Executive Committee, for half terms;
 - (6) the Budget Advisory Committee be renamed the Budget Committee;
 - (7) the Budget Committee report to the Executive Committee and be composed of six members of Council at-large plus a chair to be selected by the Executive Committee from among Executive Committee members;
 - (8) the Employee and Labour Relations Committee report to the Executive Committee and be composed of six members of Council at-large plus a chair to be selected by the Executive Committee from among Executive Committee members;
 - (9) the committee structure, mandates, and composition described in this report and set out in Tables 1 and 2 and Appendix 1 be approved, and authority be delegated to the City Manager and the City Clerk to develop the detailed committee responsibilities based on the broad mandates in Tables 1 and 2, and giving consideration to the specific committee responsibilities currently described in the procedure by-law, and include such detailed committee responsibilities in the procedure by-law;
 - (10) the name of the Nominating Committee be changed to Civic Appointments Committee;
 - (11) Council proceed with delegation of authority to community councils for some local routine matters, subject to the necessary statutory powers being in effect, and the City Manager report early in the next term on the technical, legal and operational impacts of such delegation;
 - (12) the number of community councils be increased up to eight and the City Manager and City Clerk report in the first quarter of 2007 on options for the number, boundaries and operational issues required to implement this change;
 - (13) the City launch a community dialogue in the new term on reconnecting people with City government that:

- (a) considers processes and structures to improve engagement at the neighbourhood, community, ward and City-wide levels and improve public participation in the decision-making process; and
 - (b) addresses the civic engagement role of Council, the Mayor, committees, community councils, and advisory bodies
- (14) Council authorize the City Clerk to incorporate the following principles when planning the legislative calendar for the next term of Council:
- (a) separate routine, administrative matters from strategic planning and policy-making, at Committees and Council
 - (b) allow for staggered committee reporting cycles for different committees if necessary
 - (c) allow sufficient time for the preparation and review of reports and materials prior to meetings
- (15) authority be granted to the City Solicitor to submit any bills required to enact the new governance model including amendments to the Municipal Code, Chapter 27, Procedures, generally in accordance with the report recommendations and Tables 1 and 2 and Appendix 1 of this report, subject to any necessary refinements, including stylistic, format and organization as may be identified by the City Solicitor and City Clerk; and
- (16) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
- 1(a).** Communications from the following persons respecting the New Council Governance Model:
- (June 2, 2006) from Ms. T. Lazdins;
 - (June 2, 2006) from Mr. Bob Frankford;
 - (June 2, 2006) from Parminder Kaur Bharta;
 - (June 4, 2006) from Tatiana Slobodcicov;
 - (June 6, 2006) from Pratibha Bhole;
 - (June 6, 2006) from Emnet Yadeta;
 - (June 6, 2006) from Tanya Besharat,;
 - (June 7, 2006) from Mandeep Singh Rayat
 - (June 7, 2006) from Shyamali Pal
 - (June 7, 2006) from Leela Singh;
 - (June 7, 2006) from Lillian Li;
 - (June 7, 2006) from Miranda Oliver; and
 - (June 7, 2006) from Monica Hernandez.

2. Toronto Public Library – A Vision for Branch Open Hours

(Presentation Item)

Communication (May 16, 2006) from the Chair, Toronto Public Library Board, requesting an opportunity for the Toronto Public Library Board to make a brief presentation to the Policy and Finance Committee for its meeting scheduled to be held on June 20, 2006, regarding Toronto Public Library – A Vision for Branch Open Hours.

3. MPAC – Assessment Related Issues

12:00 p.m.

(Presentation Item)

Communication (March 8, 2006) from the Chair, MPAC Board of Directors, responding to a number of assessment related issues identified by the City of Toronto.

4. Provincial Ombudsman’s Report on the Municipal Property Assessment Corporation (MPAC)

Report (June 5, 2006) from the City Manager and the Deputy City Manager and Chief Financial Officer, reporting on the Provincial Ombudsman's report on the Municipal Property Assessment Corporation (MPAC); reviewing the implications for the City arising from the Ombudsman's recommendations; and advising that this reports also responds to motions referred to the Policy and Finance Committee pertaining to the Ombudsman's report

Recommendations:

It is recommended that:

- (1) Council endorse the 22 recommendations of the Ontario Ombudsman’s investigative report regarding MPAC released March 28, 2006, with the following additional comments:
 - (a) Recommendation No. 12 of the Ombudsman’s report “that MPAC standardize its inspection audit reports...”, should be broadened to require that MPAC undertake a review of its entire property inspection function, with the aim of improving the quality of the property information it relies on to complete assessments;
 - (b) Recommendation No. 15 of the Ombudsman’s report, “that MPAC should be bound to apply assessment reductions imposed by the ARB to future years’ market value assessments of the same property...”, should be

broadened to require that both assessment reductions as well as assessment increases imposed by the ARB should be applied to future years' assessments; and

- (c) Recommendation No. 17 of the Ombudsman's report, "that MPAC should be bound to apply reductions agreed to in minutes of settlement to future years' assessment of the same property...", should be broadened to require that both assessment reductions as well as assessment increases agreed to in minutes of settlement should be applied to future years' assessments;
- (2) Council petition the Government of Ontario to make the necessary legislative changes to assist MPAC in implementing the Ombudsman's recommendations;
- (3) the Mayor be directed to write to the provincial Ministers of Finance and Municipal Affairs and Housing, requesting that City of Toronto be consulted prior to the enactment of any legislative changes required to implement the Ombudsman's recommendations;
- (4) the City Manager be directed to write to the Municipal Property Assessment Corporation requesting that City of Toronto be consulted prior to the implementation of any changes stemming from the Ombudsman's report that may have financial implications for the City of Toronto;
- (5) the Clerk be directed to forward a copy of this report to the Ontario Ombudsman, the Municipal Property Assessment Corporation, and the provincial Ministers of Finance and Municipal Affairs and Housing, indicating Council's support of the Ombudsman's recommendations with the modifications as noted herein; and,
- (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

4(a). Provincial Education Tax Collected With Toronto's Property Tax

Communication (May 3, 2006) from the City Clerk advising that City Council on April 25 to 27, 2006, referred the following Motion, Moved by Councillor Walker, seconded by Councillor Jenkins and Councillor Stintz, to the Policy and Finance Committee:

"WHEREAS the City of Toronto collects education taxes on behalf of the provincial government; and

WHEREAS Toronto residents are paying a disproportionate share of provincial education taxes, because the calculation is based on property assessment and Toronto has high average home prices; and

WHEREAS Toronto's businesses are paying a disproportionate share of provincial education taxes (relative to the 905 area) because provincially-set tax rates are higher in Toronto; and

WHEREAS Toronto's businesses would pay less in property tax if the provincial government eliminated the education tax-rate penalty relative to the 905 area, thereby eliminating a disincentive for businesses to locate in Toronto; and

WHEREAS a reduced education tax rate on businesses in Toronto would eliminate any need for shifts in the tax burden from the commercial onto residential properties, such as 2005's City Council adoption of 'Enhancing Toronto's Business Climate: It's Everybody's Business'; and

WHEREAS school trustees no longer have authority to set tax rates;

NOW THEREFORE BE IT RESOLVED THAT Toronto City Council petition the provincial government for changes to the new *City of Toronto Act*, so that the City is no longer required to act as education tax collector for the Province;

AND BE IT FURTHER RESOLVED THAT the provincial government be requested to alter the method of apportioning education taxes among municipalities, so as to eliminate excess tax burdens on Toronto residents and businesses."

5. Municipal Property Assessment Corporation - Annual Report on Performance and Assessment Quality for the 2005 Taxation Year.

Report (June 6, 2006) from the Treasurer providing an annual report on the Municipal Assessment Corporation's performance and assessment quality for the 2005 taxation year.

Recommendation:

It is recommended that this report be received for information.

6. Veterans' Clubhouses and Legion Halls – Continuation of Property Tax Rebate Program

Report (June 5, 2006) from the Treasurer seeking Council approval to extend the current property tax rebate program for Veterans' Clubhouses and Legion Halls for the years 2007 to 2011 inclusive.

Recommendations:

It is recommended that:

- (1) Council approve the continuation of the 100 per cent property tax rebate program for eligible Veterans' Clubhouses and Legion Halls for the taxation years 2007 to 2011;

- (2) Council authorize amendments to Article IX of the City of Toronto Municipal Code, Chapter 767, Taxation, respecting the Tax Rebate Program for Veterans' Clubhouses and Legion Halls:
- (a) to eliminate the requirement that financial statements be submitted as part of the annual rebate application;
 - (b) to specify that an application for a tax rebate must be submitted annually to the City by a date and in the manner specified by the Treasurer, and that any information supplied on the form may be subject to verification by the City; and,
 - (c) to incorporate provisions to stipulate that rebates will not be payable/credited to the eligible organization where any taxes or other charges remain in arrears on the eligible property, or on non-eligible portions of the property occupied by the eligible organization;
 - (d) to implement the terms and conditions contained in this report;
- (3) authority be granted for the introduction of the necessary bill in Council; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

7. Impact of the 1 percent reduction on City's GST included fees

(Public Notice)

Report (June 5, 2006) from the Treasurer reporting on the effect of a 1 percent reduction in the GST rate on City revenues.

Recommendations:

It is recommended that:

- (1) City fees which are inclusive of GST not be adjusted for the reduction in the GST rate as of July 1, 2006 and Council authorize, effective July 1, 2006, the fixing of such fees at the total amounts set out as Option 2 in Appendix A to this report; and
- (2) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

8. City Initiated Assessment Appeals under Section 40 of the *Assessment Act* for 2006 Taxation Year – All Wards

Report (May 12, 2006) from the Treasurer seeking authority to proceed with assessment appeals related to 163 properties in the City of Toronto, for the 2006 taxation year, as listed in Appendix A of this report

Recommendations:

It is recommended that:

- (1) the assessment appeals initiated by the Treasurer, as identified in Appendix A of this report, be authorized by Council;
- (2) authorization be delegated to the Treasurer and/or the Director of Revenue Services, in consultation with the City Solicitor, to execute Minutes of Settlement on behalf of the City with respect to the appeals identified in this report;
- (3) authority be granted to the Treasurer and/or the Director of Revenue Services, in consultation with the City Solicitor, to withdraw appeals filed by the City if the need to proceed becomes unnecessary; and,
- (4) the appropriate City staff be authorized and directed to take the necessary actions to give effect thereto, including necessary changes to the Municipal Code.

9. Status Report on the Corporate Program “Property Tax Rebates – Ethno-Cultural Centres and Similar Organizations” – All Wards

Report (May 31, 2006) from the Treasurer reporting on the corporate program “Property Tax Rebates – Ethno-Cultural Centres and Similar Organizations”

Recommendation:

It is recommended that this report be received for information.

10. Interim Progress Report on the Implementation of Procurement Process Recommendations Made by Justice Bellamy

Report (May 30, 2006) from the Treasurer providing Council with an interim report on the progress being made implementing the procurement process recommendations made by Justice Bellamy as the result of her Toronto Computer Leasing Inquiry and the Toronto External Contracts Inquiry.

Recommendation:

It is recommended that Council reconfirm the existing 'Policy for Access to Information to Members of Council at Various Stages of the Procurement Process' approved by Council in July 2005 even though it conflicts with the Recommendations 130 and 131 made by Justice Bellamy.

11. Community Partnership and Investment Program – Program Standards and Performance Measures Update

Report (May 30, 2006) from Deputy City Manager, Sue Corke, reporting on the implementation of the Community Partnership and Investment Program – Program Standards and Performance Measures.

Recommendations:

It is recommended that:

- (1) the Review Panel Guidelines for Community Partnership and Investment Program, as presented in Appendix A, be approved; and
- (2) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

12. Feasibility of Creating a Construction Unit to Offset the Requirement of Having Paid Duty Officers

Report (June 2, 2006) from the City Solicitor responding to the Committee's request for a report from the City Solicitor regarding various concerns with the provision of paid duty officers for City construction projects

Recommendation:

It is recommended that this report be received for information.

13. 2005 Annual General Meeting – Toronto Hydro Corporation

Report (June 6, 2006) from the City Solicitor, transmitting the agenda and the annual report of Toronto Hydro Corporation for shareholder consideration.

Recommendations:

It is recommended that:

- (1) the recommendations embodied in the attached Toronto Hydro Corporation report, dated June 6, 2006, be adopted;
- (2) the report of the Deputy City Manager and Chief Financial Officer, dated June 6, 2006, "Annual Audited Financial Statements of Toronto Hydro Corporation" which is before this Committee be considered as part of the agenda of the Annual General Meeting;
- (3) the report of the Deputy City Manager and Chief Financial Officer, dated June 6, 2006, "Amendments to Toronto Hydro Corporation Shareholder Direction" respecting the distribution company capital expenditure reporting requirements and corporate business plan reporting to the shareholder, which is before this Committee be considered as part of the agenda of the Annual General Meeting;
- (4) Clause No. 7 of Policy and Finance Committee Report No. 4, adopted by Council at its meeting of May 23, 24 and 25, 2006, containing the report of the City Manager, dated May 2, 2006, "Amendment of the Shareholder Direction to Toronto Hydro Corporation" respecting the appointment of independent members of the board of the distribution company be forwarded to the Board of Directors of Toronto Hydro Corporation evidencing Council's resolution on this matter, as shareholder.

13(a). Annual Audited Financial Statements of Toronto Hydro Corporation

Report (June 6, 2006) from the Deputy City Manager and Chief Financial Officer providing the Shareholder with the annual audited financial statements of Toronto Hydro Corporation to the Shareholder for the year ended December 31, 2005, and the unaudited financial statements for the first quarter ended March 31, 2006.

Recommendation:

It is recommended that this report be received for information.

13(b). Amendments to Toronto Hydro Corporation Shareholder Direction

Report (June 6, 2006) from the City Manager and the Deputy City Manager and Chief Financial Officer seeking approval for amendments to the Shareholder Direction relating to Toronto Hydro Corporation ("the Corporation") that would a) remove the \$170 million annual dollar limit on distribution (Toronto Hydro- Electric System Limited – the "Distribution Company") related capital expenditures without shareholder approval and

b) change a reporting requirement so that the Corporation's annual business plan would be due at the end of each fiscal year, rather than 60 days prior and submitted to the Deputy City Manager and Chief Financial Officer, rather than the now defunct Finance Department

Recommendations:

It is recommended that:

- (1) the Shareholder Direction relating to Toronto Hydro Corporation be amended as follows:
 - (a) deletion of section 5.3 (e) that otherwise directs the Corporation to limit its distribution subsidiary (THESL) from making capital expenditures in any fiscal year in excess of \$170 million;
 - (b) to amend section 6.1 to change the requirement for submitting an approved Business Plan to the Deputy City Manager & Chief Financial Officer from 60 days prior to the end of each fiscal year, to no later than the end of each fiscal year; and,
- (2) the appropriate City officials be authorized to take the necessary action to give effect thereto, including the amendment and execution of the Shareholder Direction.

14. Enwave Energy Corporation Special Shareholders' Meeting

Report (June 5, 2006) from the City Manager requesting authority and providing instructions for the City Manager or her designate to act as the City's proxyholder at a Special Shareholders' Meeting of Enwave Energy Corporation (Enwave) to be held on July 5, 2006 to vote the City's shares to replace a BPC Penco nominee director with BPC Penco's new nominee in accordance with the City's obligations under the shareholders' agreement.

Recommendations:

It is recommended that:

- (1) Council appoint the City Manager or her designate as the City's proxyholder to attend and vote the City's common shares of Enwave Energy Corporation at a Special Meeting of Shareholders of Enwave to be held at 11:00 a.m., Wednesday, July 5, 2006 and at any continuation of that meeting;

- (2) Council direct the City's proxyholder to vote the City's common shares in Enwave as follows:
- (a) To elect Ms. Marian Lawson to the board of directors of Enwave effective July 5, 2006 to replace Mr. Tony Miele, to hold office until the third annual general meeting of the shareholders of Enwave to be held after the annual shareholders meeting held on February 13, 2006, or until her successor is elected or appointed;
 - (b) to allow for a variation in the term of the appointment of Ms. Lawson from the three year term provided for in the shareholders' agreement between the City, BPC Penco Corporation and Enwave; and
 - (c) to vote at her or his discretion on any other matter that may properly come before the Special Shareholders' Meeting or any adjournment thereof;
- (3) Council authorize and direct the City Clerk and the Deputy City Manager and Chief Financial Officer or their designates to execute, on behalf of the City, the proxy substantially in the form of Attachment 2 to this report; and
- (4) Council authorize and direct the City Manager or her designate and the City Clerk or her designate to take or cause to be taken all necessary action to give full effect to the foregoing.

15. Power Generating Facility - Port Lands - Ward 30, Toronto-Danforth

Report (June 8, 2006) from the City Manager responding to Motion J(30), adopted by City Council at its meeting on April 25, 26 and 27, 2006 on steps that the City can take to ensure that any power generation facility in the Port Lands addresses the issues discussed in the body of this report

Recommendation:

It is recommended that this report be received for information.

16. 2005 Implementation Status Report and Update of the City of Toronto Accessibility Plan

Report (June 5, 2006) from the City Manager reporting on the status of implementation and updating the City of Toronto's Accessibility Plan as required by the Ontarians with Disabilities Act.

Recommendations:

It is recommended that:

- (1) this report be approved as the City of Toronto's Status Report and that the new initiatives outlined in this report be integrated into the 2003 Accessibility Plan (Appendix 3) and submitted as the 2006 City of Toronto Accessibility Plan;
- (2) this report be filed with the Ontario Accessibility Directorate and forwarded to the City's Disability Issues Committee for information; and
- (3) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

17. Summary of City Applications Submitted to the FCM Green Municipal Fund

Report (June 5, 2006) from the City Manager providing a summary of recent applications from Toronto to the Federation of Canadian Municipalities (FCM) Green Municipal Fund.

Recommendation:

It is recommended that this report be received for information.

18. Prioritization and Funding for Development-Related Infrastructure

Report (June 8, 2006) from the City Manager and the Deputy City Manager and Chief Financial Officer responding to a request from the Policy and Finance Committee respecting the prioritization of new infrastructure necessary to accommodate growth and how such infrastructure is funded through development charges and the budget process.

Recommendation:

It is recommended that this report be received for information.

**19. Complaints pursuant to Section 20 of the *Development Charges Act, 1997*
137 Queens Plate Drive, 195 Cartwright Ave. and 85 Executive Drive**

(Public Hearing at 2:00 p.m.)

Confidential report (June 5, 2006) from the City Solicitor and the Deputy City Manager and Chief Financial Officer respecting complaints pursuant to Section 20 of the Development Charges Act, 1997.

- 19(a).** Report (June 5, 2006) from DCM Fareed Amin and DCM and Chief Financial Officer providing information relating to three complaints filed pursuant to Section 20 of the Development Charges Act, 1977 respecting development charges for self storage buildings.

Recommendation:

It is recommended that this report be received for information.

**20. Complaints pursuant to Section 20 of the *Development Charges Act, 1997*
Harmony Park Properties Inc., 3025 Finch Avenue West**

(Public Hearing at 2:00 p.m.)

Report (June 5, 2006) from Deputy City Manager Fareed Amin and the Deputy City Manager and Chief Financial Officer providing staff recommendations in response to a complaint filed under section 20 of the Development Charges Act, 1997 for a project at 3025 Finch Avenue West.

Recommendations:

It is recommended that:

- (1) the complaint dated March 14, 2006, with respect to 3025 Finch Avenue West, be dismissed;
- (2) staff be authorized to issue a refund of overpayment of development charges in the amount of \$45,292.00 to Harmony Park Properties Inc.; and
- (3) the appropriate City officials be authorized and directed to take necessary action to give effect thereto.

21. City Electricity Purchase and Results of Request for Expressions of Interest (REOI) 9119-06-7107

Report (June 2, 2006) from the Deputy City Manager and Chief Financial Officer advising on the results of the Request for Expressions of Interest (REOI) 9119-06-7107, issued for the purposes of establishing a pool of electricity counterparties once the City's current arrangements expire on December 31, 2006; to report on a recommended detailed electricity purchase strategy for the City and its Agencies, Boards, Commissions, and Corporations, and to seek related authorizations; and to adopt a Statement of Policies and Goals relating to the use of electricity commodity financial hedging arrangements to address commodity pricing and costs.

Recommendations:

It is recommended that:

- (1) Council adopt the Statement of Policies and Goals relating to the use of electricity commodity financial price hedging agreements to address commodity pricing and costs attached as Schedule "A" to this Report;
- (2) Council authorize the City's Deputy City Manager and Chief Financial Officer to negotiate and execute on behalf of the City Master Agreements with Coral Energy Canada Inc., Direct Energy Business Services, Ontario Power Generation Inc., Powerex Corp., WPS Energy Services of Canada Corp being the five highest scoring respondents of REOI 9119-06-7107, on terms and conditions that are:
 - (a) in accordance with Council direction of January 31, February 1, 2, 2006 (Policy and Finance Committee Report No. 1, Clause 5);
 - (b) satisfactory to the Deputy City Manager and Chief Financial Officer;
 - (c) in compliance with the Statement of Policies and Goals recommended in this report; and
 - (d) in a form that is satisfactory to the City Solicitor.
- (3) Council authorize the City's Chief Corporate Officer to negotiate and execute on behalf of the City related agency agreements as required with the City's Agencies, Boards, Commissions, and Corporations, on terms and conditions satisfactory to the Chief Corporate Officer and in form satisfactory to the City Solicitor;
- (4) Council authorize the Chief Corporate Officer to negotiate and execute on behalf of the City an agreement with Toronto Hydro Energy Services Inc. for the use or purchase of their electricity consolidated billing program, and/or their consolidated billing services, or services to maintain the current enrolment of the City's electricity accounts, on terms and conditions satisfactory to the Chief Corporate Officer and in form satisfactory to the City Solicitor;
- (5) all administrative costs relating to this exercise, including any consulting costs, consolidated billing costs and account enrolment costs, be shared proportionately with all City, Agency, Board, Commission, and Corporation end users participating in the program;
- (6) the Chief Corporate Officer or his designate be authorized to execute electricity commodity price hedging transactions for the period January 1, 2007 to December 31, 2009 that result from price quotations received from the approved pool of electricity supply counterparties;

- (7) the Deputy City Manager and Chief Financial Officer be authorized to report directly to Council with a supplementary report, as required, on additional matters that may arise relating to the negotiation of the various agreements and/or arrangements as recommended in this report;
- (8) Council authorize the Chief Corporate Officer to request the Province (Ministry of Energy) to amend Ontario Regulation 95/05 under the Ontario Energy Board Act, 1998 as outlined in this report in order to facilitate City Designated Accounts opting out of the Regulated Price Plan; and
- (9) the appropriate City officials be authorized to take any action necessary to give effect thereto.

22. The Toronto Green Development Standard

Report (June 5, 2006) from the Chief Planner and Executive Director, City Planning Division, advising that the Toronto Green Development Standard contains a number of detailed targets and practices aimed at encouraging more sustainable (green) development in the City.

Recommendations:

It is recommended that:

- (1) City Council adopt in principle the development of minimum thresholds for the performance of a variety of features of both site and building design that would promote better environmental sustainability of development within the City;
- (2) the attached report, *Making a Sustainable City Happen: The Toronto Green Development Standard 2006*, be made available for stakeholder and public comment;
- (3) the Chief Planner and Executive Director, City Planning Division, in consultation with affected Divisions, conduct a series of workshops in October 2006, inviting a range of stakeholders, and report back to City Council in the first quarter of 2007; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.

**23. Toronto Waterfront Revitalization Initiative
Completion of Environmental Assessment Terms of Reference
Don Mouth Naturalization and Port Lands Flood Protection Project
(Toronto Centre - Rosedale and Toronto-Danforth, Wards 28 and 30)**

Report (June 5, 2006) from Deputy City Manager Fareed Amin, As per the requirements of the Individual Environmental Assessment (EA) process, the Ministry of Environment (MOE) has circulated the Terms of Reference (ToR) for the Don River Naturalization and Port Lands Flood Protection Project to the City of Toronto for comment. This report advises Council as to the contents of the ToR and notes their consistency with the policy direction contained in the Central Waterfront Secondary Plan and waterfront revitalization objectives. Accordingly, there are no issues to be raised with the MOE as a result of its circulation.

Recommendation:

It is recommended that this report be received for information.

**24. Toronto Waterfront Revitalization Initiative
Addendum to the West Don Lands Class
Environmental Assessment Master Plan:
River Street Extension and Bayview-River Unnamed Road Connection
(Toronto Centre-Rosedale)**

Communication (June 2, 2006) from the Planning and Transportation Committee advising that the Planning and Transportation Committee on June 1, 2006, among other things, directed that a copy of the report (May 16, 2006) from the Deputy City Manager Fareed Amin, respecting Toronto Waterfront Revitalization Initiative, be forwarded to the Policy and Finance Committee for information.

**25. Final Report - Application for Draft Plan of Subdivision Approval 05 166163 STE
28 SB - Application of Zoning By-law Amendment and Lifting the "h" 05 166169
STE 28 OZ Toronto Waterfront Revitalization Corporation (Applicant)
Ontario Realty Corporation, City of Toronto
West Don Lands (185 Eastern Avenue)
Ward 28-Toronto Center-Rosedale**

Communication (June 2, 2006) from the Planning and Transportation Committee advising that the Planning and Transportation Committee on June 1, 2006, among other things:

- (1) directed that a copy of the report (May 17, 2006) from the Chief Planner and Executive Director, City Planning be forwarded to the Policy and Finance Committee for information; and

- (2) requested the West Don Lands Committee, Heritage Toronto and the Toronto and Region Conservation Authority to establish a Committee to meet as soon as possible to discuss the naming of the Streets and other sites on the development, including, but not limited to, parks and schools, to capture the history of the community.

26. Union Station District Plan
Area bounded by Bay Street, Wellington Street,
Simcoe Street, the Rail Corridor, Rees Street and
Lake Shore Boulevard/Harbour Street
Ward 20 - Trinity Spadina, and Ward 28 - Toronto Centre-Rosedale

Communication (June 2, 2006) from the Planning and Transportation Committee advising that the Planning and Transportation Committee on June 1, 2006, recommended to the Policy and Finance Committee that City Council adopt the following staff recommendations contained in the Recommendations Section of the report (May 18, 2006) from the Chief Planner and Executive Director, City Planning:

Recommendations:

It is recommended that City Council:

- (1) adopt the Union Station District Plan dated May, 2006 prepared by architects Alliance, in association with ERA Architects, Entra Consultants, Metropolitan Knowledge International, Bruce Mau Design and Diana Gerrard Landscape Architects;
- (2) authorize execution of the necessary agreements, satisfactory to the Deputy City Manager and Chief Financial Officer and the City Solicitor, to allow GO Transit to incorporate construction of the south access route as part of its Trainshed Rehabilitation Project to be cost-shared with the City over a two year period;
- (3) commit to debt funding in the amount of \$3,000,000 gross and net, in each of 2007 and 2008, for a total of \$6,000,000, to fund construction of the south entrance to Union Station below the rail corridor by GO Transit pending identification of other potential sources of funds and that staff be directed to include these amounts in the Union Station 5-Year Capital Plan;
- (4) authorize the Deputy City Manager and Chief Financial Officer, in consultation with the Master Plan Implementation Working Group, to pursue federal and provincial funding for the Master Plan initiatives, including prioritizing all or a portion of the \$25,000,000 offered by the federal government to implement these initiatives;

- (5) reconfirm the importance of requiring the owner of 25 York Street to build, operate and maintain a public building to function as the south entrance to Union Station in accordance with the Revised Precinct B Precinct Agreement and the Union Station District Plan as a major public space and south façade to Union Station;
- (6) authorize and direct the Chief Planner and Executive Director, City Planning Division to take the necessary action on a priority basis to commence environmental assessments for the creation of a northwest PATH connection and improvements to Front Street West between York and Bay Streets, in accordance with the design directions noted in the Union Station District Plan;
- (7) identify the Union Station District as a prime candidate for a pilot project to implement Intelligent Transportation Systems or other transportation initiatives to enhance pedestrian movement; and
- (8) appropriate City staff be authorized and directed to take all necessary actions to give effect thereto.

27. Toronto Hydro Energy Services Inc. Proposal to Provide Energy Retrofit Services for Community Recreation Centres in the Parks, Forestry and Recreation Division

Communication (June 7, 2006) from the Administration Committee advising that the Administration Committee on June 6, 2006, recommended to the Policy and Finance Committee that City Council adopt the following staff recommendations in the Recommendations Section of the report (May 23, 2006) from the Chief Corporate Officer:

"It is recommended that:

- (1) the Chief Corporate Officer and the General Manager of Parks, Forestry and Recreation in consultation with the City Solicitor, be authorized to negotiate and enter into an energy services agreement for the community recreation centres' energy retrofit project commencing in 2006 with Toronto Hydro Energy Services Inc. based on a maximum simple payback of 8 years and a total cost of \$6,000,000 with a cash flow of \$1,500,000 in 2006 and \$4,500,000 in 2007;
- (2) the Chief Corporate Officer, in consultation with the City Solicitor be authorized to facilitate disbursements totaling \$1,500,000 from the approved FCM low interest \$8,750,000 loan to community recreation centres' energy retrofit project subject to finalizing an energy services agreement with Toronto Hydro Energy Services Inc.;
- (3) energy cost savings to be realized in an amount of up to \$750,000 annually be budgeted separately in the operating budgets of Parks, Forestry and Recreation and used to fund the full debt service costs of the project and that any excess

annual savings be contributed to a separate corporate account according to the policy adopted by Council in the report entitled “A Framework for Establishing an Energy Retrofit Program and Financing Strategy”;

- (4) the Executive Director of Facilities and Real Estate bring forward a status report on the ERP program to the September 2006 Administration Committee meeting which includes a list of Parks, Forestry and Recreation Division facilities retrofitted as part of the ERP program along with a list facilities yet to be retrofitted and estimated costs for this work; and
- (6) the appropriate City Officials be authorized and directed to take any necessary action to give effect thereto including the execution of any agreements in a form and substance satisfactory to the Chief Corporate Officer, the General Manager Parks, Forestry and Recreation and the City Solicitor."

28. Purchase Order Amendment – Plant Wide Heating Phase 2 Design/Build – Ashbridges Bay Treatment Plant (Ward 32, Beaches–East York)

Communication (June 7, 2006) from the Works Committee advising that the Works Committee on June 7, 2006 recommended to the Policy and Finance Committee that City Council adopt the following staff recommendations contained in the Recommendations Section of the report (May 23, 2006) from the Executive Director, Technical Services and the Acting Director, Purchasing and Materials Management, respecting Purchase Order Amendment – Plant Wide Heating Phase 2 Design/Build – Ashbridges Bay Treatment Plant (Ward 32, Beaches-East York):

- “(1) the Toronto Water 2006 Capital Budget be amended by transferring \$750,000.00 from Account Number CWW029-04 - M&T Improvements, and \$667,100.00 from Account Number CWW029-07 - Instrument Air Rehabilitation, to Account Number CWW010-103 - Steam Heating Conversion;
- (2) subject to approval of Recommendation (1), authority be granted to amend the Purchase Order No. 47009681 for design/build services with Hatch Mott MacDonald [formerly known as AWS Engineers & Planners Corp.] for the design, construction, start-up and acceptance testing related to the Plant Wide Heating Phase 2 contract at the ABTP, by an additional amount of \$1,243,496.20, inclusive of GST, which includes a contingency allowance of \$100,000.00 including GST, if necessary, and authorized by the Executive Director, Technical Services, for a revised total of \$17,686,618.20 inclusive of GST;
- (3) subject to approval of Recommendation (1), authority be granted to amend the Purchase Order No. 47010252 for contracted professional engineering services with R.V. Anderson Associates Limited for site inspection and contract administration, by an additional amount of \$258,602.80, inclusive of GST, which includes a contingency allowance of \$25,000.00 including GST, if necessary and

authorized by the Executive Director, Technical Services, for a revised total of \$1,148,239.80 inclusive of GST;

- (4) this report be forwarded to the Policy and Finance Committee for consideration; and
- (5) the appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.”

29. Revised 5 – Year 2006 – 2010 Capital Budget and Plan for Toronto Public Health

Communication (May 16, 2006) from the Board of Health advising that the Board of Health on May 15, 2006, recommended to the Budget Advisory Committee and the Policy and Finance Committee that the Budget Advisory Committee and the Policy and Finance Committee adopt the following recommendations in the Recommendations Section of the report (May 2, 2006) from the Medical Officer of Health:

- (1) that the revised 2006 – 2010 Toronto Public Health Capital Budget and Plan totalling \$16,601.4 thousand as detailed in Appendix 1, “Toronto Public Health 2006 – 2010 Revised Capital Budget & Plan” be endorsed;
- (2) eight Information & Technology sub-projects for 2007-2010 with total project costs of \$13,950.4 thousand, including future year commitments of \$3,463 thousand for 2007, \$3,489.9 thousand for 2008, \$3,499.0 thousand for 2009, and \$3,498.5 thousand for 2010 be approved;
- (3) operating impacts of \$489.6 thousand for 2007, \$326.3 thousand for 2008, \$158.7 thousand for 2009 and \$1,262.6 thousand for 2010, totalling \$2,237.2 thousand as detailed in Appendix 2, “Toronto Public Health 2006 – 2010 revised Operating Impact of Capital” be considered within the overall scope of Toronto Public Health 2007 and future years’ operating budget submissions; and
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

30. Toronto Public Health 2006 Operating Budget – Adjustments to 100 percent Funded Programs

Communication (May 16, 2006) from the Board of Health advising that the Board of Health on May 15, 2006, recommended to the Budget Advisory Committee and the Policy and Finance Committee that the Budget Advisory Committee and the Policy and Finance Committee adopt the following recommendations in the Recommendations Section of the report (May 1, 2006) from the Medical Officer of Health:

- (1) that the Toronto Public Health 2006 Approved Operating Budget be reduced by \$579.9 thousand gross and \$0 net and increased by 1 position as detailed in Table 1; and
- (2) the appropriate city officials be authorized and directed to take the necessary action to give effect thereto.

31. Service Agreements Awarded and Executed by the Medical Officer of Health

Communication (May 16, 2006) from the Board of Health advising that the Board of Health on May 15, 2006, recommended to the Policy and Finance Committee that the report (May 1, 2006) from the Medical Officer of Health respecting Service Agreements Awarded and Executed by the Medical Officer of Health, be forwarded to Budget Advisory Committee and the Policy and Finance Committee for information.

32. Recommendations on Members of Council Providing Letters of Reference

Communication (June 1, 2006) from the City Clerk advising that City Council on May 23, 24 and 25, 2006, referred Clause 2 of Report 4 of the Policy and Finance Committee, entitled “Recommendations on Members of Council Providing Letters of Reference”, back to the Policy and Finance Committee for further consideration.

33. Request for Review of Ontario’s Workplace Safety and Insurance Act Firefighters’ Illness or Disease

Communication (June 1, 2006) from the City Clerk advising that City Council on May 23, 24 and 25, 2006, referred the following Motion Moved by Councillor Mihevc, seconded by Deputy Mayor Bussin, to the Policy and Finance Committee:

“WHEREAS firefighters provide an invaluable service to the public and often risk their own personal safety in order to protect the lives of residents of the City of Toronto; and

WHEREAS studies have shown that firefighters suffer from an incidence of some cancers and other diseases that is significantly greater than the normal population, and that this may be due to firefighters’ exposure to toxic chemicals and carcinogens during the course of fighting fires; and

WHEREAS in response to these studies, the Provinces of Manitoba, Alberta, Saskatchewan and Nova Scotia have amended their Workers’ Compensation legislation to include a presumption that, for identified types of cancer in firefighters, the disease is attributable to work as a firefighter; and

WHEREAS the City of Toronto wishes to demonstrate our support for a comprehensive review of Ontario's Workers' Compensation scheme as it specifically relates to firefighters;

NOW THEREFORE BE IT RESOLVED THAT Toronto City Council call on the Government of Ontario to review Ontario's Workplace Safety and Insurance Act in order to ensure that firefighters and their families receive fair and timely compensation for illness or disease that is attributable to their work as firefighters; and that this motion be forwarded to the Association of Municipalities of Ontario and the Federation of Canadian Municipalities."

34. Toronto/Markham Liaison Advisory Committee

Communication (June 1, 2006) from the City Clerk advising that City Council on May 23, 24 and 25, 2006, referred the following Motion, Moved by Councillor Del Grande, seconded by Councillor Ainslie, to the Policy and Finance Committee:

“WHEREAS the City of Toronto and the Town of Markham share a long border along Steeles Avenue; and

WHEREAS there are numerous issues of mutual interest along Steeles Avenue where open lines of communication and co-operation at both the bureaucratic and political levels are likely to produce more favourable outcomes; and

WHEREAS issues dealt with in adjacent municipalities, such as planning, transportation planning and construction, impact Toronto residents; and

WHEREAS there currently exists limited safeguards to ensure that the City of Toronto and its residents are given the opportunity to provide input into important issues in the Town of Markham that impact our City and vice versa; and

WHEREAS an informal meeting was held on Tuesday, May 16, 2006, between several City of Toronto Councillors and several Town of Markham Councillors to discuss the challenges with the status quo and alternatives for improving it; and

WHEREAS elected representatives from both municipalities recognize the need to maintain and enhance communication between and across Steeles Avenue;

NOW THEREFORE BE IT RESOLVED THAT the City of Toronto Council approve the establishment of a Toronto/Markham Liaison Advisory Committee as per the attached Terms of Reference and in accordance with Section 108 of the Toronto Municipal Code Council Procedural By-law."

35. Archeological Heritage of Publicly-owned Waterfront Lands**(Speaker)**

Communication (May 19, 2006) from the Toronto Preservation Board advising that the Toronto Preservation Board on May 18, 2006, during consideration of a presentation on the Queen's Wharf and Nordheimer Crypt, recommended that the Policy and Finance Committee request the Toronto Waterfront Revitalization Corporation, through the Waterfront Secretariat, to advise the Policy and Finance Committee how the archeological heritage of the publicly-owned waterfront lands is being both preserved and interpreted in their plans for the future.

36. Endorsement – Clear Language Project

Communication (June 5, 2006) from Councillor Gay Cowbourne, Chair, Working Group on Language Equity and Literacy advising that the Working Group on Language Equity and Literacy on November 20, 2005 and May 15, 2006, met to consider the City Clerk's Office Meeting Management Initiative to improve transparency and public access to the City's decision-making process and endorsed the Clear Language Project of the Meeting Management Initiative and in keeping with the principles of removing barriers and increasing public knowledge about City services and programs, the Working Group is requesting that the project be implemented throughout the City.

37. Utilization of an Equity Lens and an Equity Impact Statement

Report (June 5, 2006) from Councillor Joe Mihevc, Chair, Roundtable on Access, Equity and Human Rights, advising that the Roundtable on Access Equity and Human Rights recommends that:

- (1) City Council endorse the utilization of an "equity lens" as outlined in Appendix One and the inclusion of an equity impact statement in reports to Council; and
- (2) the City Manager be requested to utilize these tools for a six month trial basis and report back to Council on the results; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

38. 2005 Operating Variance Reports Year-End 2005 for the Toronto Police Services Board, Toronto Police Service, and Toronto Police Service – Parking Enforcement Unit, and the 2005 Year-End Capital Budget Variance Report for the Toronto Police Service

Communication (May 12, 2006) from the Chair, Toronto Police Services Board, advising the Policy and Finance Committee of the results of the 2005 operating budget variance reports for year ending 2005 for the Toronto Police Services Board, the Toronto Police Service and the Toronto Police Service –Parking Enforcement Unit, and the 2005 year-end capital budget variance report for the Toronto Police Service.

Recommendation:

It is recommended that the Policy and Finance Committee receive this report.

39. Annual Report of Outstanding Staff Report Requests

Report (June 2, 2006) from the City Clerk providing the Policy and Finance Committee with an annual update of outstanding items as required by Section 123 of Chapter 27 of the City of Toronto Municipal Code, Council Procedures.

Recommendation:

It is recommended that this report be received for information.

POLICY AND FINANCE COMMITTEE
SUPPLEMENTARY AGENDA No.1
MEETING No. 5

Date of Meeting:	Tuesday, June 20, 2006	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Administrator
Location:	Committee Room 1		(416) 392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto		

Additional Communications/Reports

**22(a). The Toronto Green Development Standard
(Making a Sustainable City Happen)**

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, advising that the Roundtable on the Environment on June 6, 2006, requested him to forward the following to the Policy and Finance Committee for consideration:

Recommendations:

It is recommended that the Policy and Finance Committee:

- (1) authorize a joint meeting of the Roundtable on the Environment and the Roundtable on the Beautiful City on Monday, July 10, 2006 at 6:00 p.m. in the Council Chambers on the Toronto Green Development Standard report and that city staff, in consultation with the two Chairs of the Roundtables report to the July 18, 2006 meeting of the Policy and Finance Committee;
- (2) request the Chief Planner and Executive Director, City Planning Division amend the report on the Toronto Green Development Standard so:
 - (a) green roof infrastructure be identified as the optimum roofing structure while not discouraging the use of reflective roof material;
 - (b) other major institutions in the City of Toronto such as the universities, hospitals, community colleges and boards of education be approached to

determine their willingness to comply with the voluntary standards once they are approved by City Council; and

- (c) include City of Toronto agencies, boards and commissions as well as City of Toronto-owned buildings for applicability of the voluntary Toronto Green Development Standard; and
- (3) request the Chief Planner and Executive Director, City Planning Division to begin a cost/benefit analysis on the implementation of the Toronto Green Development Standard and report back to the Roundtable on the Environment on the findings one year after Toronto Green Development Standards has been adopted by City Council.

40. Constructing an Alternative Parking Lot in the Median of Lakeshore Blvd. West; the Installation of a Mid-block Pedestrian Traffic Control Signal in the Vicinity of 1601 Lakeshore Blvd West; Terminating the Existing Agreement with Shoreline Entertainment Inc; and the Execution of an Agreement with the Palais Royale Corporation – Ward 14 Parkdale – High Park

(Speakers - For consideration at 3:00 – p.m.)

Report (June 13, 2006) from the General Manager, Parks, Forestry and Recreation, seeking Council authority for the Toronto Parking Authority (TPA) to fund and construct a parking lot in the centre median of Lakeshore Boulevard West; seeking Council authority to install a mid-block pedestrian traffic control signal in the vicinity of 1601 Lakeshore Boulevard West; and to negotiate and enter into a Lease Agreement with the Palais Royale Corporation for the operation of the Palais Royale and a License Agreement with the TPA for the parking lot in the median.

Recommendations:

It is recommended that:

- (1) subject to the approval of the Toronto and Region Conservation Authority (the “TRCA”) as owner of the land, authority be granted to the Toronto Parking Authority to construct a parking facility in the centre median of Lakeshore Boulevard West to the north of the Palais Royale and for the TPA to enter into a twenty year license agreement with the Palais Royale Corporation for the operation and maintenance of the parking facility; with the Palais Royale Corporation paying an annual License Fee of \$49,000.00 commencing on October 1, 2006 and expiring on September 30, 2026; and with terms and conditions acceptable to the Toronto Parking Authority and the TRCA;
- (2) City Council authorize the reallocation of funds within the Toronto Parking Authority’s 2006 Approved Capital Budget, the expenditure of funds not to exceed \$500,000.00, including all applicable taxes and charges, from Project TPA

906711 Danforth Main Trent Avenue – Variety Village to Project TPA 907012 Palais Royale;

- (3) authority be granted to the General Manager, Transportation Services to install a mid-block pedestrian traffic control signal on the south branch of Lake Shore Boulevard West in the vicinity of 1601 Lakeshore Boulevard West to allow safe pedestrian access to the parking lot in the centre median;
- (4) authority be granted to the General Manager, Parks, Forestry and Recreation to terminate the existing lease between the City and Shoreline Entertainment Corporation;
- (5) authority be granted to the General Manager, Parks, Forestry and Recreation to negotiate and execute a twenty year lease commencing on July 1, 2006 with the Palais Royale Corporation for the operation of the Palais Royale; with a minimum lease fee of \$25,000.00 in year one with an escalation of 2 per cent per year in the remaining years or the percentage rent as indicated above; and with terms and conditions similar to the existing lease and acceptable to the City Solicitor; and
- (6) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.

**41. Status Report on the Energy Plan for Toronto - Update
All Wards**

Report (June 8, 2006) from the Chief Corporate Officer seeking City Council's approval of conservation and demand management programs and projects that are being considered for implementation to contribute to the reduction of electricity demand by 2010; and seeking City Council's approval of a process to further develop an Energy Plan for Toronto, consisting of all major fuel types, renewable energy and additional short, medium and long term goals.

Recommendations:

It is recommended that:

- (1) City Council adopt a “Conservation First” energy strategy that positions conservation and demand management as the preferred first action to meet the energy needs of City of Toronto’s Divisions, Agencies, Boards, Commissions and Corporations and the city as a whole;
- (2) City Council endorse efforts by the Ontario Power Authority’s Conservation Bureau to seek 300 Megawatts of conservation and demand management in Toronto by 2010;

- (3) the Chief Corporate Officer, in consultation with the Deputy City Managers and Agencies, Boards, Commissions and Corporations, as appropriate, be authorized to coordinate the planning of conservation and demand management programs and projects of City of Toronto's Divisions, Agencies, Boards, Commissions and Corporations in the Energy Plan;
- (4) the City Manager, or her designate, examine the opportunities within the corporation to optimize the effective and efficient implementation of the "Conservation First" Strategy and report back to the Policy and Finance Committee;
- (5) City Manager, or her designate, be authorized to negotiate and enter into agreements for the identification, development, funding, financing, implementation, monitoring, evaluation and reporting of conservation and demand management programs and projects, which are in support of the 300 Megawatt target for conservation and demand management by 2010, jointly with major stakeholders, namely the Ontario Power Authority, Toronto Hydro Corporation, the Toronto Atmospheric Fund and other third-party proponents, as appropriate, including, but not limited to:
 - (a) agreements that may include non-negotiable terms in accordance with the requirements of the Ontario Power Authority;
 - (b) agreements that may include non-negotiable terms in accordance with the requirements of the Provincial Government or its Agencies;
 - (c) agreements that may include terms that are consistent with Ontario Energy Board requirements;
 - (d) confidentiality agreements relating to the protection of any confidential City of Toronto's Divisions, Agencies, Boards, Commissions and Corporations information provided for the purposes of preparing the Energy Plan, or submitting conservation and demand management programs and projects to the Ontario Power Authority and Toronto Hydro-Electric System Limited in order to fulfil their future Ontario Energy Board requirements; and,
 - (e) agreements including Letters of Intent and related documents with Toronto Hydro-Electric System Limited, Toronto Hydro Energy Services Inc., and other proponents with respect to participation on conservation and demand programs and projects;
- (6) City staff be authorized to provide information, to parties in the agreements listed in Recommendation No. 5 above that is required to perform the necessary technical analysis to ascertain the feasibility of undertaking conservation and demand management programs and projects, subject to the following:

- (a) negotiation and execution of the necessary Confidentiality Agreements as required with the City on terms, and in a form satisfactory to the City Solicitor;
 - (b) negotiation and execution of an agreement to share all resultant technical and financial data with the appropriate City staff, including related capital and operating costs and revenues, (both estimated and actual) on an ongoing basis; and
 - (c) the Deputy City Manager and Chief Financial Officer and Chief Corporate Officer, in consultation with the City Solicitor, are satisfied that there are no unreasonable risks relating to participation;
- (7) City staff be authorized to enter into discussions with the Ontario Power Authority to secure funding commitments for the following major areas of focus, which are in support of seeking 300 Megawatts of conservation and demand management referred to in Recommendation No. 2:
- (a) funding for a five-year conservation financial incentive program targeting commercial, retail and industrial business conversions to improved energy conservation;
 - (b) funding for a five-year demand management financial incentive program targeting commercial/retail and industrial businesses conversion to renewable energy and green building standards;
 - (c) funding to expand existing City energy efficiency programs; and
 - (d) creation of a Toronto Conservation Reserve Fund that utilizes energy savings for ongoing conservation and demand management initiatives;
- (8) the City Solicitor be authorized to retain outside legal counsel to provide expert legal advice including to assist in negotiation and drafting of related agreements, on the Conservation and Demand Management Plan and the Energy Plan, and be authorized to utilize up to \$80,000 from the 2006 Facilities and Real Estate Operating Budget (Other Locations – Energy and Waste Management – FA1357);
- (9) City Council endorse the request by the Toronto Atmospheric Fund Board of Directors for funding support from the Ontario Power Authority to finance a new energy efficiency initiative in the Greater Toronto Area, targeting public, institutional and high-rise residential buildings with a detailed report to Council to be provided;
- (10) City Council confirm its previous decisions that Toronto Hydro Energy Services Inc. and Enwave Energy Corporation are the City's preferred energy services providers and that the City Manager communicate the City's position to all City of Toronto's Divisions, Agencies, Boards, Commissions and Corporations;

- (11) City Council request the Province, including the Premier's Office, to communicate to the Minister of Energy, the Ministry of the Environment, the Ministry of Municipal Affairs and Housing, the Ontario Power Authority, the Ontario Energy Board, Toronto Hydro Corporation and other major renewable energy stakeholders, the need to simplify the planning and approvals process and reduce participation costs respecting the connection requirements, metering, settlements and other agreements relating to the Ontario Power Authority's Standard Offer Program, announced March 2006, in order to reduce barriers to participation at the earliest feasible date;
- (12) City Council request the Province, including the Premier's Office, to communicate to the Minister of Energy, the Ministry of the Environment, the Ministry of Municipal Affairs and Housing, the Ontario Power Authority, the Ontario Energy Board, Toronto Hydro Corporation and other major renewable energy stakeholders, the need to reduce barriers, including participation costs respecting the connection requirements, metering, settlements and other agreements, to participation in conservation and demand management programs and projects at the earliest feasible date;
- (13) the appropriate City staff identify details of the current and pending Provincial legislation that may provide the City with additional legislative authority to attain Toronto's preferred state of energy sustainability over the period 2008-2030;
- (14) City Council authorize the further development of the Energy Plan, over the next 18 months, to address medium and long term goals (2010-2030), the reduction in use of all fossil fuels, conservation and demand management and supply options, including renewable sources such as solar, wind, biomass and biofuels;
- (15) City staff report back semi-annually to the Policy and Finance Committee with a final report at the latest March 2008, on progress being made to meet the 300 Megawatt conservation and demand management target and on the final Energy Plan to advance the City from its current state of energy use to the preferred state of energy sustainability;
- (16) a public consultation process be undertaken to solicit further input for the development of the Energy Plan, that considers relevant environmental, economic and equity concerns of the city as a whole and identifies feasible options for meeting Toronto's preferred state of energy sustainability over the period 2008-2030;
- (17) the Deputy City Manager and Chief Financial Officer report back to the Policy and Finance Committee at its meeting of September 18, 2006 on a detailed work plan, including resource requirements and the progress made in the creation of a Toronto Conservation Reserve Fund, for undertaking of the implementation of the final Energy Plan, referred to in Recommendation #16 above; and

- (18) the appropriate City of Toronto officials be authorized and directed to take any necessary action to give effect thereto.

41(a). City of Toronto Energy Plan and Renewal Energy Action Plan

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone advising that the Roundtable on the Environment on June 6, 2006, requested him to forward the following to the Policy and Finance Committee for consideration:

Recommendations:

The Policy and Finance Committee direct Deputy City Manager, Fareed Amin and the Deputy City Manager and Chief Financial Officer to:

- (1) report on the feasibility of implementing the outcomes of the 2006 Dan Leckie Forum and that this work be completed in time for the 2007 Budget with an update report to be given to the Roundtable on the Environment for its September 6, 2006 meeting;
- (2) the City of Toronto Energy Plan include and build upon existing programs that address small-scale, neighbourhood-based initiatives and programs that are geared toward education and behavioural change;
- (3) Staff involved with the preparation of the Energy Plan meet with the members of Clean Air Toronto in order to provide input into (a) the preparation of the Plan and (b) review the consultant's report on the 10 point plan to see if more recent data load efforts improve the analysis;
- (4) the Energy Plan give consideration to:
 - developing a reliable supply of renewable energy, available year round by 2010;
 - transportation issues as well as electrical energy issues;
 - heat island effect and cool cities initiatives;
 - the potential for hot water or steam cogeneration as a source of district heating/cooling;
 - the potential of ground source heating and cooling technologies.
- (5) the Policy and Finance Committee consider the establishment of a Green Power Reference Group that would include city staff, Toronto Hydro, Toronto Atmospheric Fund, Councillors, members of Roundtable on the Environment and members of the community; and

- (6) Deputy City Manager Fareed Amin, Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer Joe Pennachetti fast track a report to the Policy and Finance Committee based on energy savings for all swimming pools including one located in school board facilities with a cost benefit analysis for different types of new technologies and systems.

42. Environmental Paper Usage Certification by the Forest Stewardship Council of the City's Print Shop

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, recommending that City Council:

- (1) concur with the report (April 3, 2006) from the City Clerk, regarding the current environmental initiatives at the Print Shop at 90 Niagara Street to obtain the Forest Stewardship Council of Canada Certification; and
- (2) consider the establishment of a policy for the City of Toronto to:
 - (a) use recycled post consumer 100 per cent paper first;
 - (b) use chlorine free paper; and
 - (c) not use paper from old growth forests.

43. 2006 Draft Clean Air Action Plan – Proposed Actions

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, advising that he was requested by the Roundtable on the Environment to forward the following recommendations to the Policy and Finance Committee for consideration:

Recommendations:

- (1) that Deputy City Manager Fareed Amin implement the following actions:
 - (a) immediate creation of a centralized office in Environmental Services to co-ordinate air quality and climate change issues including improved data collection and management to better understand local air quality and health impacts, and increase ability to monitor, evaluate and report on improvement measures;
 - (b) create a “Clean Air” web page as soon as possible where residents can learn how to improve air quality and the City can promote its air quality activities in a co-ordinated way;

- (c) develop an Integrated Transportation Plan working with City Divisions and City of Toronto Agencies, Boards and Commissions (ABCs);
 - (d) identify and explore ways to reduce City staff vehicle use; and
 - (e) identify innovative funding mechanisms to fund future air quality initiatives; and
- (2) that the Executive Director of Policy, Planning, Finance and Administration be requested to report back to the September 6, 2006 meeting of the Roundtable on the Environment on:
- (a) a further update on the status of the 2006 Draft Clean Air Action Plan; and
 - (b) the creation of the centralized office in Environmental Services to coordinate air quality and climate change issues for the City of Toronto.
- (3) recommend to Policy and Finance that the City make resources available to Toronto Public Health to add a staff person to their complement to work on air quality measures;
- (4) request Policy and Finance to consider the possibility of conducting consultation and providing information on clean air and climate change issues in other languages in addition to English.

44. Idling Control By-law: Improving Enforcement

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, advising that the Roundtable on the Environment requested him to forward the following to the Policy and Finance Committee for consideration:

Recommendations:

It is recommended that the Policy and Finance Committee:

- (1) receive the report (February 13, 2006) from the Deputy City Manager and Chief Financial Officer and the General Manager, Transportation Services;
- (2) receive the briefing note (May 2, 2006) from the Director, Fleet Services, Chief Corporate Officer Division; and
- (3) request City staff to provide an update on the Feasibility study to be prepared for the September 2006 meeting of the Roundtable on the Environment. The completed feasibility study will be reported out as part of Fleet's Future Plan update, scheduled for the Administration Committee meeting in January, 2007.

45. **City of Toronto's Bid for Expo 2015**

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, advising that the Roundtable on the Environment requested the Policy and Finance Committee to request staff to report to the September 6, 2006 meeting of the Roundtable on the Environment on the environmental and sustainability activities that are part of the City of Toronto's Bid for Expo 2015.

46. **Standard Offer Program**

Communication (June 9, 2006) from Deputy Mayor Joe Pantalone, Chair, Roundtable on the Environment, advising that the Roundtable on the Environment requested the Policy and Finance Committee to request the Deputy City Manager to report on implications of the Standard Offer Contract for the City of Toronto's Renewable Energy Action Plan.

47. **Smoke-Free Ontario Act - Impact on the Homes for the Aged**

Communication (June 8, 2006) from the Community Services Committee advising that the Community Services Committee on June 8, 2006, recommended to the Policy and Finance Committee that City Council adopt the following staff recommendations in the Recommendations Section of the report (May 23, 2006) from the General Manager, Homes for the Aged, respecting "Smoke-Free Ontario Act – Impact on the Homes for the Aged", as follows:

Recommendations:

It is recommended that:

- (1) Homes for the Aged submit an application to the Ministry of Health Promotion by June 30, 2006 as required under Regulation 48/06, requesting an exemption under the *Smoke-Free Ontario Act*, and indicating that the City intends to meet the requirements for controlled smoking areas by the required date of December 31, 2006;
- (2) plans be initiated immediately to retrofit three of the City of Toronto's Homes for the Aged, namely Castleview Wychwood Towers, Fudger House and Kipling Acres, to meet compliance with Ontario Regulation 48/06 of the *Smoke-Free Ontario Act*;
- (3) construction of controlled smoking areas in these three Homes be managed through the HFA Capital Maintenance Program budget, and if additional funding is required, a maximum of \$300,000.00 be provided from the HFA Capital Reserve Fund through the year-end Capital Variance Reporting;

- (4) staff report back to the July 5, 2006, meeting of the Community Services Committee with respect to the remaining seven of the City of Toronto's Homes for the Aged, indicating if they should also be retrofitted or whether they should be operated as smoke-free environments; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

48. Enhancements to Youth Civic Engagement and Integrated Service Delivery in Priority Neighbourhood Areas

Communication (June 8, 2006) from the Community Services Committee advising that the Community Services Committee on June 8, 2006, recommended to the Policy and Finance Committee that City Council adopt the following staff recommendations in the Recommendations Section of the report (May 23, 2006) from the Executive Director, Social Development, Finance and Administration, respecting "Enhancements to Youth Civic Engagement and Integrated Service Delivery in Priority Neighbourhood Areas":

Recommendations:

It is recommended that:

- (1) the \$150,000.00 for youth civic engagement activities under the 2006 Community Partnership and Investment Program be allocated as a part of the Identify 'N Impact Youth Investment Program, which has the following parameters:
 - (a) allocations will be made to youth-led groups and organisations in the City's 13 priority neighbourhood areas, with an emphasis on youth-led organisations that are comprised of and/or work with racialized youth, particularly African Canadian youth;
 - (b) funds will be allocated to eligible groups and organisations for activities that build their organisational capacity for needs identification, planning, problem solving, prioritisation, decision-making, and collective, community-focused action;
 - (c) a panel comprised of youth from the 13 priority neighbourhood areas will develop recommendations for allocations under the program; and
 - (d) the maximum individual allocation under the program will be \$10,000.00;
- (2) the Executive Director, Social Development, Finance and Administration be delegated the authority to allocate funds under the Identify 'N Impact Youth Investment Program;

- (3) the \$259,484.81 in under-expenditures from the Ontario Works Target Incentive Fund be used to support the development and implementation of integrated service delivery and innovative service partnerships in the City's 13 priority neighbourhood areas;
- (4) the Social Development, Finance and Administration 2006 operating budget be adjusted by an increase of \$259,484.81 gross, zero net; and
- (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

49. Funding of Major Strategic Capital Infrastructure Projects

Report (June 12, 2006) from the Deputy City Manager and Chief Financial Officer seeking Council approval for a strategy for financing major strategic tax-supported capital expenditures undertaken in partnership with other orders of government through the utilization of the proceeds of monetization of the City's Toronto Hydro Corporation Promissory Note.

Recommendations:

It is recommended that:

- (1) one time proceeds from the divestiture of the City's investment in the Toronto Hydro Corporation Promissory Note be contributed to a reserve fund account solely to offset capital costs associated with major tax supported strategic infrastructure projects funded in partnership with other orders of governments;
- (2) Council establish a reserve fund account called the "Strategic Infrastructure Partnership Reserve Fund Account", within the Corporate Discretionary Reserve Fund to fund the City's major strategic infrastructure projects in partnership with other orders of governments as specified in Attachment 1;
- (3) Municipal Code Chapter 227 (Administration of Reserves and Reserve Funds) be amended by adding the "Strategic Infrastructure Partnership Reserve Fund Account" to Schedule '3' –Corporate Discretionary Reserve Fund; and
- (4) the appropriate City Officials be authorized and directed to take the necessary action to give effect thereto, and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.

**50. Interest Rate on Promissory Note of Toronto Hydro Corporation
(Confidential - Security of the property of the municipality)**

Confidential report (June 12, 2006) from the City Manager and the Deputy City Manager and Chief Financial Officer respecting Interest Rate on Promissory Note of Toronto Hydro Corporation, such report to be considered in-camera as it relates to the security of the property of the municipality.

POLICY AND FINANCE COMMITTEE
SUPPLEMENTARY AGENDA NO. 2
MEETING No. 5

Date of Meeting:	Tuesday, June 20, 2006	Enquiry:	Patsy Morris
Time:	9:30 a.m.		Administrator
Location:	Committee Room 1		(416) 392-9151
	City Hall		pmorris@toronto.ca
	100 Queen Street West		
	Toronto		

Additional Communications/Reports

1(b). Implementation of a new Council Governance Model for the Next Term of Council

Communication (June 15, 2006) from Mr. John Sewell submitting the following recommendations respecting the New Council Governance Model for the next Term of Council:

- (1) Council launch a community dialogue to include discussion about matters found in Recommendation 13 and to include a restructuring of the megacity, and that this begin within the next few months in order to capture the attention to local governance matters that the November municipal election will bring;
- (2) Council appoint a task force of acknowledged community leaders to help lead this dialogue and that it allocate appropriate funds (not to exceed \$250,000) to help with information and facilitation;
- (3) the task force report by May 2007 on its proposals;
- (4) the remaining recommendations of the City Manger be referred to the task force for consideration; and
- (5) if Council is to establish an Executive Committee that its membership must have the support of a majority of Council.

**23(a). Toronto Waterfront Revitalization Initiative
Completion of Environmental Assessment Terms of Reference
Don Mouth Naturalization and Port Lands Flood Protection Project
(Toronto Centre - Rosedale and Toronto-Danforth, Wards 28 and 30)**

Communication (June 14, 2006) from Julie Beddoes forwarding a communication addressed to Solange Desautels, Senior Project Coordinator, Ministry of the Environment from Cynthia Wilkey, Chair, West Don Lands Committee; and a communication (May 16, 2006) addressed to the foregoing from Julie Beddoes, Community Liaison, West Don Lands Committee, respecting the Toronto Waterfront Revitalization Initiative.

**30(a). Toronto Public Health 2006 Operating Budget –
Adjustments to 100 Percent Funded Programs**

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt staff Recommendations (1) and (3) in the Recommendations Section of the report (May 1, 2006) from the Medical Officer of Health, as recommended by the Board of Health, as follows:

“It is recommended that:

- (1) that the Toronto Public Health 2006 Approved Operating Budget be reduced by \$579.9 thousand gross and \$0 net and increased by 1 position as detailed in Table 1; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”

40(a). Constructing an Alternative Parking Lot in the Median of Lakeshore Blvd. West; the Installation of a Mid-block Pedestrian Traffic Control Signal in the Vicinity of 1601 Lakeshore Blvd West; Terminating the Existing Agreement with Shoreline Entertainment Inc; and the Execution of an Agreement with the Palais Royale Corporation – Ward 14 Parkdale – High Park

Communication (June 15, 2006) from Ms. Vera Kolos respecting the construction of an alternative parking lot in the median of Lakeshore Blvd., West.

51. Toronto's Participation in the Homeownership Component of the Canada-Ontario Affordable Housing Program

Communication (June 15, 2006) from the Affordable Housing Committee, advising that the Affordable Housing Committee on June 15, 2006, recommended to the Policy and Finance Committee that Council:

- (A) adopt the staff recommendations in the Recommendations Section of the report (May 24, 2006) from Sue Corke, Deputy City Manager, subject to adding three new recommendations (6), (7) and (8) and renumbering Recommendation (6) to (9), so that the recommendations now read:

"It is recommended that:

- (1) Council authorize Deputy City Manager Sue Corke to communicate to the Province the City's intention to participate in the Homeownership Component of the Canada-Ontario Affordable Housing Program;
- (2) Deputy City Manager Sue Corke discuss with the Province changes to the program that would improve its effectiveness in meeting the needs of moderate to low-income first time homeowners and provide funding to absorb the full administrative costs of this program;
- (3) the Affordable Housing Office undertake a consultation with housing stakeholders, including TCHC, to determine their interest in administering the program on behalf of the City of Toronto;
- (4) Deputy City Manager Sue Corke be authorized to provide the Ministry of Municipal affairs and Housing, on behalf of the City, any needed supplementary information for the Housing Delivery Plan (2006 Action Plan for Affordable Housing Development) adopted by Council in January 2006;
- (5) Council direct Deputy City Manager Sue Corke to report early in 2007 on a recommended strategic approach to the administration of the remaining funds;
- (6) up to 25 percent of the City's allocation of 429 first time homeowner loans under the federal/provincial Affordable Housing Program be deployed to assist members of Toronto's Aboriginal community become homeowners;
- (7) the Affordable Housing Office consult with representatives of Toronto's Aboriginal community on options for the delivery of the reserved Aboriginal first time homeownership program allocation;

- (8) the Affordable Housing Office report to the Affordable Housing Committee and City Council on a recommended approach for delivery of the proposed Aboriginal first-time homeowner assistance initiative prior to implementation; and
 - (9) the appropriate City officials be authorized and take the necessary action to give effect thereto."; and
- (B) request the Minister of Municipal Affairs and Housing to provide capital funding to bring the former Ontario/MTHA Housing stock that was downloaded by the Province back to a state of good repair.

52. City of Toronto 2007–2010 Capital Plan and Debt Service Guideline

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council:

- (1) adopt the staff recommendations in the Recommendations Section of the report (June 13, 2006) from the City Manager and the Deputy City Manager and Chief Financial Officer, subject to the following amendments:
 - (a) amending Recommendation (26) by deleting the words “in principle”, so that the recommendation now reads:

“Print Shop

(26) the 2007-2010 Capital Plan for Print Shop Relocation totalling \$5.215 million in project estimates, comprised of \$2.770 million in 2007 and \$2.445 million in 2008, be approved;”;
 - (b) deleting the words “approve in principle” wherever they appear in the balance of the staff recommendations, and inserting instead the words “be submitted to the Budget Advisory Committee for a detailed review as part of the 2007 Capital Budget process”;
 - (c) deleting Recommendation (44) and inserting instead the following:

“Toronto Public Library

(44) that the adjustments to the 2007-2010 Capital Plan for Toronto Public Library, as outlined in the June 13, 2006 Briefing Note from the City Librarian, be adopted to meet the Debt Affordability Guidelines;”;

- (d) adopting the following recommendations contained in the report dated June 13, 2006, addressed to the Chair and Board Members, Toronto Police Services Board, from the Chief of Police:

- “(1) the Board approve a Radio Replacement project to begin in 2006 at a total amount of \$35.5 million;
- (2) the Board approve the borrowing of an estimated amount of \$4 million in 2008 and \$2 million in 2009 from the Toronto Police Service Vehicle and Equipment Reserve for Radio Replacement purchases as reflected in Attachment C of this report, to be repaid to the reserve over the estimated life of the equipment (15 years);
- (3) the Board approve a transfer of \$6.8 million from the 11 Division project, \$0.75 million from the 14 Division project, \$0.3 million from the Smartzone project and \$0.58 million from the Centracom project, for a total of \$8.43 million to fund the Radio Replacement project in 2006;
- (4) the Board approve the strategy of funding future Information Technology equipment lifecycle replacements from the Toronto Police Service Vehicle and Equipment Reserve, as reflected in Attachment C of this report; and
- (5) the Board approve the changes in the cost estimates for the projects outlined in Attachment B of this report, and a revised 2006-2020 Capital Program at a total net expenditure of \$168.2 million for 2006-2010, and a \$35 million average annual net expenditure for the years 2007-2010, as reflected in Attachment C of this report;”;
- (2) request the Province to commit \$392 million in funding over the 2007-2010 period as soon as possible to address the negative impact of the recent change in funding policy related to the OTVP and VFP provincial programs; and further, that City staff report back to the July 7, 2006 meeting of Budget Advisory Committee related to the City’s request of the Province;
- (3) request the Toronto Transit Commission to proceed to place orders to rebuild all 196 CLRV cars so as to ensure that the additional costs associated with splitting the rebuild order into two or more parts is avoided;

Transportation Capital

- (4) adopt the following recommendations with respect to Transportation Capital:
- (a) the City undertake \$2 million in 2006 to public realm enhancements for the St. Clair Row Project, such as hydro undergrounding, funded from

within the 2006 Transportation Capital Budget without affecting other projects;

- (b) any request for additional funds for the Row enhancements be subject to further discussions with Toronto Hydro and any other funding sources and analysis as part of the 2007 Capital Budget Process, including an analysis of which projects would be affected if such funds were to be provided from existing Transportation Capital budgets;
 - (c) staff be requested to report directly to City Council on June 27, 2006, on the amount of work that can be completed for the \$2 Million in 2006;
 - (d) Toronto Hydro be requested to provide a response directly to City Council on June 27, 2006, on its financial commitment to the undergrounding of Hydro poles on St. Clair Avenue West;
- (5) adopt the following staff Recommendations (1), (2), (3) and (5) in the Recommendations Section of the report (May 2, 2006) from the Medical Officer of Health, as recommended by the Board of Health:

“It is recommended that:

- (1) that the revised 2006–2010 Toronto Public Health Capital Budget and Plan totalling \$16,601.4 thousand as detailed in Appendix 1, “Toronto Public Health 2006–2010 Revised Capital Budget & Plan” be endorsed;
 - (2) eight Information and Technology sub-projects for 2007-2010 with total project costs of \$13,950.4 thousand, including future year commitments of \$3,463 thousand for 2007, \$3,489.9 thousand for 2008, \$3,499.0 thousand for 2009, and \$3,498.5 thousand for 2010 be approved;
 - (3) operating impacts of \$489.6 thousand for 2007, \$326.3 thousand for 2008, \$158.7 thousand for 2009 and \$1,262.6 thousand for 2010, totalling \$2,237.2 thousand as detailed in Appendix 2, “Toronto Public Health 2006-2010 revised Operating Impact of Capital” be considered within the overall scope of Toronto Public Health 2007 and future years’ operating budget submissions; and
 - (5) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.”; and
- (6) adopt the following recommendations contained in the communication (June 9, 2006) from the Administration Committee:
- “(1) that City Council adopt the staff recommendations in the Recommendations Section of the confidential report (May 26, 2006) from the City Clerk and Chief Corporate Officer regarding the potential

acquisition of 53-61 Ontario Street and 101-104 Berkeley Street for the relocation of the City's Offset Printing Facility and for other purposes; and

- (2) because the report relates to the proposed or pending acquisition of land for municipal purposes under the *Municipal Act, 2001*, discussions about this report be held in camera.”.

Note: A copy of the document entitled “2007 – 2010 Capital Plan, Supplementary Information: Program Summary, which was attached to the aforementioned report, was forwarded to all Members of Council with the June 16, 2006, Budget Advisory Committee agenda and a copy thereof is on file in the office of the City Clerk, City Hall.

- 52(b).** Communication (June 19, 2006) from Mr. David Fisher respecting the purchase of new LRT Equipment to replace the existing streetcar fleet.

53. Capital Variance for Four Months Ended April 30, 2006

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt staff Recommendations (1), (2), (3), (4), and (6) in the Recommendations Section of the report (June 7, 2006) from the Deputy City Manager and Chief Financial Officer, as follows:

Recommendations:

It is recommended that:

- (1) the 2006 Approved Capital Budget be adjusted to reflect a net reduction of 2005 additional carry-forward cash flow and related financing of \$1.713 million based on 2005 actual year-end expenditures as detailed in Appendix 2 attached;
- (2) the 2005 completed capital projects listed in Appendix 3 herewith attached be closed, and in accordance with the Financial Control By-law, any unspent funds be returned to the original funding source;
- (3) the Bloor/Gladstone District Library project (CLB139) with cash flow of \$1.8 million gross and \$0.826 million debt be deferred to 2007 and be replaced by accelerating the Jane/Dundas Library (CLB141) construction project with a cash flow of \$0.826 million gross and debt from 2007 to 2006, as the planning process for this project is nearly complete;
- (4) in order to align financing with capital expenditures, an amount of \$20.0 million be transferred from the Toronto Water Wastewater Capital Reserve Fund (XR6004) to the Toronto Water Capital Reserve Fund (XR6003) to ensure

sufficient funding for capital expenditures in 2006 without impacting the 2006 Toronto Water Operating Budget;

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

54. Operating Variance for the Four Months Ended April 30, 2006

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt staff Recommendations (1) and (3) in the Recommendations Section of the report (June 8, 2006) from the Deputy City Manager and Chief Financial Officer, as follows:

Recommendations:

It is recommended that:

- (1) the Deputy City Manager and Chief Financial Officer continue to monitor the City's operating budget and take necessary action to ensure a balanced budget at year-end;
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

55. Adjustment to Approved Cash Flows – I & T Capital Budget

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (May 25, 2006) from the Chief Corporate Officer, as follows:

Recommendations:

It is recommended that:

- (1) approved cash flow in the Enterprise Application Integration (EAI) Project, CAPTOR reference ITP000222-2 (SAP WBS CIT038-02-01) be reduced in 2006 to reflect the deferral of spending to 2007 totalling \$767,000.00;
- (2) approved cash flow for the Disaster Recovery Plan (DRP), CAPTOR Reference ITP000223-45 (SAP WBS CIT030-04-01) be increased in 2006 to reflect the acceleration of spending from 2007 to 2006 totalling \$767,000.00; and

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

56. Better Buildings New Construction Program Budget - Toronto Hydro Conservation and Demand Management Program (All Wards)

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (May 23, 2006) from the Deputy City Manager and Chief Financial Officer, as follows:

Recommendations:

It is recommended that:

- (1) the Facilities and Real Estate Division's 2006 Approved Operating Budget be increased by \$100,000.00 gross, zero net (\$100,000.00 in recoveries from the Better Buildings Partnership Reserve Fund), and a new cost centre be set up under FRE/BSI – "CDM Working Capital";
- (2) recoveries from Toronto Hydro be deposited to the Better Buildings Partnership Reserve Fund when received; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

57. Yonge-Dundas Square Stage Canopy Project Additional Funding (Ward 27 Toronto Centre-Rosedale)

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt staff Recommendations (1), (2) and (4) in the Recommendations Section of the report (May 30, 2006) from the Deputy City Manager and Chief Financial Officer, as follows:

Recommendations:

It is recommended that:

- (1) the Yonge-Dundas Square 2006 Capital Budget be increased by \$0.250 million gross, \$0.0 net, funded from available Section 37 funds secured for Yonge-Dundas Square, to allow completion of the stage canopy in 2006;

- (2) funds of \$0.250 million from the 21 Carlton Street Section 37 agreement currently held in deferred revenue be allocated to the Yonge-Dundas Square stage canopy capital project (CYD001);
- (4) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

58. Waterfront Revitalization Initiative – Revised 2006 Capital Budget

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (June 1, 2006) from Deputy City Manager Fareed Amin, as follows:

Recommendations:

It is recommended that City Council:

- (1) authorize the 2006 approved Capital Budget for the Waterfront Revitalization Initiative to be reduced by \$20.846 million (from \$50.764 million to \$29.918 million) and to be allocated as follows: a reduction to TWRC Corporate Costs (\$.309 million), Union Station Subway Platform (\$2.785 million), Front Street Extension (\$.753 million), Harbourfront Water's Edge (\$.072 million), Precinct Planning Studies (\$.133 million), Precinct Implementation Projects (\$16.573 million), Transportation Initiatives (\$5.941 million), Naturalization of the Don River (\$1.084 million), and Sports Fields and Facilities and Parks Development (\$.646 million), and an increase to John Quay - Pier 4 Rehabilitation (\$1.500 million), Port Union (\$3.784 million), Mimico (\$1.147 million), Sustainability Strategy (\$.979 million), and Waterfront Project Secretariat (\$.040 million);
- (2) authorize the reallocation of 2006 actual expenditures incurred to-date as follows: \$.033 million from Precinct Planning Studies to Precinct Implementation Projects (West Don Lands component) to realign these amounts with the revised cash flows; and
- (3) authorize and direct appropriate City officials to take the necessary action to give effect thereto.

59. 2005 Expenditures for Consulting Services – City Divisions and Major Agencies, Boards and Commissions

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council:

- (1) receive the report for information; and
- (2) request the City Manager to report to the Budget Advisory Committee on a proposed mechanism to verify expenses for consulting services incurred by agencies, boards and commissions.

60. Deep Lake Water Cooling – Old City Hall

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt staff Recommendations (1) and (3) in the Recommendations Section of the report (June 1, 2006) from the Chief Corporate Officer, as recommended by the Administration Committee, as follows:

“It is recommended that:

- (1) the appropriate City staff be authorized to negotiate and enter a long-term agreement of up to 20 years on a single-source basis with Enwave Energy Corporation (“Enwave”) in order to provide Deep Lake Water Cooling (DLWC) to Old City Hall, on terms and conditions that are satisfactory to the Chief Corporate Officer and the City Solicitor, and in a form that is satisfactory to the City Solicitor, the terms of which are to include:
 - (i) fixed capital costs related to implementing DLWC in Old City Hall;
 - (ii) fixed pricing related to the annual operating costs of DLWC, subject to periodic inflationary adjustments; and
 - (iii) performance monitoring, flexibility to accelerate payments, dispute resolution and remedies for unsatisfactory performance; and
- (3) the appropriate City officials be authorized and directed to take the necessary action including the negotiation of any agreement required between the City and Enwave to give effect thereto.”

61. Simcoe Street Underpass (Ward 20 Trinity-Spadina)

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendation in the Recommendation Section of the report (June 12, 2006) from the General Manager of Transportation Services and the Executive Director of Technical Services, subject to including the appropriate funding adjustments, inclusive of development charges, to ensure no increase in debt financing or impacts on any projects.

62. Adjustments to Approved Cash Flows – Facilities and Real Estate Division’s 2006 Approved Capital Budget

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendation in the Recommendation Section of the report (June 8, 2006) from the Chief Corporate Officer, as follows:

Recommendation:

It is recommended that the re-allocation of funding for the Facilities and Real Estate Division’s (F&RE), 2006 Approved Capital Budget, totalling \$3.693 million, as outlined in the attached Schedule “A” be approved.

63. Toronto Public Health Budget Adjustment for Summer Service Implementation

Communication (June 16, 2006) from the Budget Advisory Committee advising that the Budget Advisory Committee on June 16, 2006 recommended to the Policy and Finance Committee that City Council adopt the staff recommendations in the Recommendations Section of the report (June 9, 2006) from the Medical Officer of Health, as follows:

Recommendations:

It is recommended that:

- (1) the Toronto Public Health 2006 Operating Budget be reduced by \$1,306.2 thousand gross and \$1,306.2 thousand revenue consisting of the following adjustments and as outlined in Table 1 “Revised Budget Proposed for City Priority Services at Risk for Provincial Revenue”:
 - (a) Management Tools for Reporting reduced in the amount of \$992.5 thousand gross /\$347.4 thousand net;
 - (b) Community Crisis Response and Recovery be adjusted from \$190.4 thousand gross/\$66.6 thousand net to \$102.9 thousand gross/net;
 - (c) Heat Alert Outreach to Vulnerable Adults be adjusted from \$171.1 thousand gross/\$59.9 thousand net to \$171.1 thousand gross/net;
 - (d) Support for Youth in Priority Neighbourhoods be adjusted from \$345.6 thousand gross/\$121.0 thousand net to \$218.2 thousand gross/net;
 - (e) Toronto Comprehensive Drug Strategy be adjusted from \$246.7 thousand gross/\$86.4 thousand net to \$147.9 thousand gross/net;

- (f) One on One Youth Mentoring be adjusted from \$63.4 thousand gross/\$22.2 thousand net to \$63.4 thousand gross/net;
- (2) this report be forwarded to the Board of Health for information; and
- (3) the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**64. Request for Reimbursement – Sprinkler Repair Costs
Yorkdale Café Ltd. – 1900 O’Connor Drive
(Ward 34 – Don Valley East)**

Communication (June 16, 2006) from the North York Community Council advising that the North York Community Council on June 13, 2006, referred the request to reimburse Yorkdale Café Ltd. for sprinkler repair costs, outlined in the following Resolution submitted by Councillor Minnan-Wong, to the Policy and Finance Committee, for its consideration:

“WHEREAS D. Crupi Construction was under contract with the City of Toronto for construction work in the vicinity of the property located at 1900 O’Connor Dr. in December of 2004; and

WHEREAS it is alleged by the property owner, Yorkdale Café Ltd., at 1900 O’Connor Dr. that D. Crupi damaged an existing in-ground sprinkler system while performing the said construction; and

WHEREAS repairs to the damaged sprinkler system were performed in June of 2005 and paid for by Yorkdale Café Ltd.; and

WHEREAS the total cost of repairs to the damaged sprinkler system was \$2610.21; and

WHEREAS an insurance claim to McLarens Canada was filed by Yorkdale Café Ltd. in November of 2005; and

WHEREAS McLarens Canada responded to the Applicant in February, 2006 indicating that a condition in the contract between the City and D. Crupi provided that the contractor will indemnify the City of Toronto against any claims arising out of the performance of the work; and

WHEREAS on this basis, the claim for damages was referred by McLarens Canada to D. Crupi for consideration; and

WHEREAS it was determined by D. Crupi, that the sprinkler system was on the public right of way and as such, Yorkdale Café Ltd. cannot claim damages on public property;

NOW THEREFORE BE IT RESOLVED that the City of Toronto acknowledge that the sprinkler system, paid for, maintained and repaired by Yorkdale Café Ltd. is used in part to beautify public property; and

BE IT FURTHER RESOLVED that in recognition of the efforts of Yorkdale Café Ltd. to care for and maintain City property, North York Community Council be requested to approve a reimbursement for all or part of the sprinkler repair costs to Yorkdale Café Ltd.”

65. Occupational Health and Safety Report – First Quarter, 2006

Communication (June 19, 2006) from the Employee and Labour Relations Committee advising that the Employee and Labour Relations Committee on June 19, 2006, recommended that the report (May 18, 2006) from the City Manager and the Executive Director of Human Resources be received and forwarded to Council for information.

66. Human Rights 2005 Annual Report

Communication (June 19, 2006) on the Employee and Labour Relations Committee advising that the Employee and Labour Relations Committee on June 19, 2006, recommended that the report (June 1, 2006) from the City Manager presenting an overview of the Human Rights Office activities for 2005 report be forwarded to City Council for information.

67. Settlement of Class Action – Markle and Horsley vs. City of Toronto

(In-Camera – Labour Relations or Employee Negotiations)

Communication (June 19, 2006) from the Employee and Labour Relations Committee forwarding recommendations pertaining to the a Settlement of Class Action, such report to be considered in-camera as the subject matter relates to labour relations or employee negotiations.

**68. Development Charge By-law No. 547-2004
Settlement of OMB Appeal**

Confidential report (June 14, 2006) from the City Solicitor respecting Development Charge By-law No. 547-2004 – Settlement of OMB Appeal, such report to be considered in-camera as the subject matter relates to the receiving of advice that is subject to solicitor-client privilege, including communications necessary for that purpose.