

## Toronto City Council Decision Document

Meeting No.	5 (Special)	Contact	Marilyn Toft
Meeting Date	March 28, 2007	Phone	416-392-7032
Start Time	9:30 a.m.	E-mail	clerk@toronto.ca
Location	Council Chamber, City Hall, Toronto		

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City Council's actions on the following Item considered at the special meeting are contained in this Decision Document. **Council amendments are bolded.** Declarations of Interest, if any, are included and all additional material noted in this document is on file in the City Clerk's Office, Toronto City Hall. Please refer to the Council Minutes for the official record of Council's proceedings.

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### Item

CC5.1	Conformity with the Conditions of Closing for the Purchase of the Green Lane Landfill.....	1
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**Item**

CC5.1	AMENDED			
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**Conformity with the Conditions of Closing for the Purchase of the Green Lane Landfill****City Council Decision**

City Council on March 28, 2007, adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. The sole source limit for the legal services of Stikeman Elliott LLP be set at a maximum of \$1,200,000, including disbursements and excluding GST, funded from the Solid Waste Management Reserve for the provision of legal services and due diligence related to the Green Lane Landfill purchase.
3. The sole source limit for the professional services of Gartner Lee Ltd. and Jason Price Chartered Accountants be set at a maximum of \$345,000, including disbursements and excluding GST, funded from the Solid Waste Management Reserve for the provision of environmental and financial due diligence of the Green Lane Landfill.
4. Council authorize the public release of the confidential recommendations and related information provided in Attachment 1 (except those that are to remain confidential as described in Attachment 1) once the purchase of the Green Lane Landfill has been completed.
5. **The Corporation of the City of Toronto assure to all host communities surrounding the Green Lane Landfill that the City will use its best efforts not to impact negatively on the water table or any surface waters.**
6. **All users (customers) private and public, of the new City of Toronto landfill called Green Lane, be provided with advance notice that at the expiry of their current contracts the City will require that they meet the same goals of waste diversion that the City of Toronto has recently adopted, where possible.**

Confidential Attachment 1 to the report (March 26, 2007) from the Acting General Manager, Solid Waste Management Services, the Deputy City Manager and Chief Financial Officer and the City Solicitor, remains confidential, in its entirety at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality, litigation or potential litigation and is otherwise subject to solicitor-client privilege. The confidential recommendations and related information provided in Attachment 1 (except those that are to remain confidential as described in Attachment 1) will be made public once the purchase of the Green Lane Landfill has been completed.

### **Background Information (City Council)**

- Report (March 26, 2007) from the Acting General Manager, Solid Waste Management Services, the Deputy City Manager and Chief Financial Officer and the City Solicitor. ([Communication CC5.1](#))
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The following confidential information remains confidential, in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality, litigation or potential litigation and is otherwise subject to solicitor-client privilege:

- Presentation material submitted by the Acting General Manager, Solid Waste Management Services (Confidential Communication CC5.1a).
  - Agreement related to the purchase of the Green Lane Landfill (Confidential Communication CC5.1b).
  - Communication (March 23, 2007) from Jeffrey Gracer, Sive Paget & Riesel, P.C. (Confidential Communication CC5.1c).
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The following confidential material which was considered by City Council at its special meeting on September 19, 2006, remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, and the Municipal Freedom of Information and Protection of Privacy Act, as it contains information related to the security of the property of the municipality and is otherwise subject to the provisions of the Municipal Freedom of Information and Protection of Privacy Act, with the exception of those portions noted below:

- Confidential Report (September 18, 2006) from the General Manager, Solid Waste Management Services, and the Deputy City Manager and Chief Financial Officer. [Confidential Communication C.1(a)]. Staff Recommendations (1), (2), (5) to (8), (10) to (15), (16), as amended, and (18) are public.
- Confidential Appendix “A”, being the Term Sheet for the purchase of Green Lane Landfill and all related waste disposal assets, to the Confidential Report (September 18, 2006) from the General Manager, Solid Waste Management Services, and the Deputy City Manager and Chief Financial Officer. [Confidential Communication C.1(b)].
- Letter of Intent (September 15, 2006) for the purchase of the Green Lane Landfill [Confidential Communication C.1(c)].

**Released: March 30, 2007**