



Toronto City Council Decision Document

Meeting No.	13	Contact	Marilyn Toft
Meeting Date	October 22 and 23, 2007	Phone	416-392-7032
Start Time	9:30 a.m.	E-mail	clerk@toronto.ca
Location	Council Chamber, City Hall, Toronto		

City Council's actions on each Item in the following Reports and New Business Items and Motions considered at the 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.

Deferred Items:

Executive Committee Items EX10.1, EX10.2, EX10.10, EX10.44	1
Etobicoke York Community Council Item EY4.41	8
Scarborough Community Council Item SC8.4	9

New Reports:

Executive Committee Meeting 12	9
Audit Committee Meeting 4	22
Board of Health Meeting 7	31
Community Development and Recreation Committee Meeting 9	32
Economic Development Committee Meeting 8	33
Government Management Committee Meeting 8	35
Parks and Environment Committee Meeting 9	41
Planning and Growth Management Committee Meeting 9	42
Public Works and Infrastructure Committee Meeting 9	45
Etobicoke York Community Council Meeting 10	58
North York Community Council Meeting 9	59
Scarborough Community Council Meeting 9	66
Toronto and East York Community Council Meeting 9	69
New Business from City Officials	80
Business Previously Requested	82
Notices of Motions	82
Motions Without Notice	86

Deferred Items**Executive Committee Items EX10.1, EX10.2, EX10.10, EX10.44**

EX10.1	AMENDED			Ward: All
--------	---------	--	--	-----------

New Taxation Measures - City of Toronto Act, 2006**City Council Decision**

City Council on October 22 and 23, 2007, adopted the following motions:

1. **Council adopt a new Land Transfer Tax within the City of Toronto, as detailed further in this Item, at the following rates:**
 - i. **one-half of 1 percent of the value of the consideration for the conveyance, up to and including \$55,000.00;**
 - ii. **1 percent of the value of the consideration which exceeds \$55,000.00, up to and including \$400,000.00;**
 - iii. **1.5 percent of the value of the consideration which exceeds \$400,000.00, up to and including \$40 million;**
 - iv. **1 percent of the value of the consideration which exceeds \$40 million; and**
 - v. **notwithstanding 1.iii. and 1.iv., 2 percent of the value of the consideration for the conveyance which exceeds \$400,000.00, if the conveyance is a conveyance of land that contains at least one and not more than two single family residences.**
2. The Deputy City Manager and Chief Financial Officer and City Solicitor be authorized to negotiate a land tax administration agreement with Teranet and the Province as necessary, and execute user licence agreements with Teranet and the Province as necessary in order to facilitate an administration agreement.
3. **Council adopt a new Personal Vehicle Ownership Tax within the City of Toronto, as detailed further in this Item, and the Deputy City Manager and Chief Financial Officer be requested to report to Council, through the Executive Committee, no less than three months prior to the implementation of the Personal Vehicle Ownership Tax, on how to implement this tax so that the administration, collection and enforcement is in conjunction with the Provincial Government Vehicle Ownership Tax.**
4. The Deputy City Manager and Chief Financial Officer, in consultation with the City Solicitor, be directed and authorized to negotiate with the Province and other relevant parties regarding City Personal Vehicle Ownership Tax agreements for

administration, collection, and enforcement.

5. The Province of Ontario, in keeping with its commitments under the City of Toronto Act, to work co-operatively with the City and, in order to provide the most efficient and effective implementation and administration process, be requested to enter into a fair and equitable agreement with the City to collect and administer a City of Toronto Vehicle Ownership Tax, through its motor vehicle registration operations, and any necessary agreements to implement the City's Land Transfer Tax.
6. The Deputy City Manager and Chief Financial Officer report back to the Executive Committee in the Fall 2007 in regard to Parts 1 – 5, above, on the appropriate exemptions, rebates, collection and administrative procedures, enforcement provisions, administration agreement and any other implementation issues including establishment of appropriate reserves for adoption into a tax by-law.
7. The Deputy City Manager and Chief Financial Officer undertake further consultations in respect of alcohol tax on store sales to non-licensed consumers with Toronto based liquor, wine and beer retailers, and government taxing authorities, and report back to the Executive Committee in the fall 2007 on economic impacts and administrative options.
8. In conjunction with the development of a new City sign by-law, Deputy City Manager Richard Butts be directed to consider and report back to the Executive Committee on the potential application of a billboard or public signage tax, specifically for the purposes of raising revenue to administer the by-law and raise revenues for City beautification, arts or cultural initiatives.
9. The Province of Ontario be requested to vacate the Land Transfer Tax field.
10. In any future reports, the discussion of "parking tax" be referred to as a "parking lot tax".
11. **Council approve a Municipal Land Transfer Tax rebate for all residential home buyers and all commercial property buyers who demonstrate, to the satisfaction of the City Solicitor, that the purchaser and vendor entered into an Agreement of Purchase and Sale for the property on or before December 31, 2007.**
12. **Council approve a Municipal Land Transfer Tax rebate for all first time buyers of new and resale homes up to \$3,725.00 (i.e., a 100 percent rebate on homes valued up to \$400,000.00), similar to the current provincial rebate, with the exception that the rebate apply to both newly-constructed and existing homes.**
13. **Council approve an exemption from the Municipal Land Transfer Tax for City divisions, local boards as defined in the City of Toronto Act, 2006, and the following corporations:**
 - **Toronto Community Housing Corporation (TCHC)**

- **Toronto Economic Development Corporation (TEDCO).**
- 14. **Council approve an exemption from the Municipal Land Transfer Tax on property transfer transactions where the net tax revenue after transaction fees would result in revenue of less than \$2.00.**
- 15. **The Deputy City Manager and Chief Financial Officer report back to City Council, through the Executive Committee, by September 2008, after consultation with industry stakeholders, on a rebate program or lower rate structure for large non-residential property (commercial) class developments that will further the City's economic development priorities, such as the retention of employment lands and brown field conversions.**
- 16. **The Deputy City Manager and Chief Financial Officer be requested to report annually through the budget process on how the revenue from the new taxes is being utilized, the report to also provide, on a ward-by-ward basis, the impact of the Land Transfer Tax on the housing market.**
- 17. **City Council direct that, during this term of Council, a comprehensive review occur on the City's fiscal architecture, in the context of provincial uploading, with the objective of dedicating revenue from the new taxes exclusively to Capital and Operating costs of new municipal infrastructure.**
- 18. **At such time as the Province has uploaded at least 50 percent of the current \$729 million in downloaded costs, \$50 million of the resulting savings be used to decrease the Land Transfer Tax.**
- 19. **If other orders of government grant a municipal sales tax of 1 cent or more, the Deputy City Manager and Chief Financial Officer be requested to report to City Council, through the Executive Committee, on the feasibility of reducing the Land Transfer Tax by an additional \$50 million.**
- 20. **The Deputy City Manager and Chief Financial Officer be directed to provide appropriate notice to the public and related stakeholders on the implementation of Municipal Land Transfer Tax, which will come into effect on February 1, 2008.**
- 21. **The appropriate officials be authorized and directed to take necessary actions to give effect thereto, including the introduction of any necessary bills in Council to give effect to Council's decision.**

Background Information

New Taxation Measures - City of Toronto Act, 2006

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5118.pdf>

Additional Communications (City Council - October 22 and 23, 2007)

- Form letters about the proposed new taxation measures and City Services ([EX.10.1.246 to EX10.1.2419](#) and [EX10.1.3151 to EX10.1.3153](#))
- Form letters about the proposed taxation measures and funding for HIV/AIDS-related services ([EX10.1.2420 to EX10.1.2558](#) and [EX10.1.3154 to EX10.1.3156](#))
- Communications about the proposed new taxation measures ([EX10.1.2559 to EX10.1.3150](#), and [EX10.1.3157 to EX10.1.3182](#))

Petitions (City Council)

- Petition consisting of form letters from 300 individuals, requesting that Council support the proposed new taxation measures, submitted by Councillor Joe Mihevc, Ward 21, St. Paul's
- Petition consisting of communications from 720 individuals, in support of the proposed new taxation measures, submitted by Councillor Michael Thompson, Ward 37, Scarborough Centre
- Petition consisting of communications from 1,800 individuals, opposed to the proposed new taxation measures, submitted by Councillor Michael Thompson, Ward 37, Scarborough Centre
- Petition (August 15, 2007) containing the signatures of approximately 106 individuals, taken by a constituent of Ward 37, opposed to the proposed new taxation measures, submitted by Councillor Michael Thompson, Ward 37, Scarborough Centre

EX10.2	AMENDED			Ward: All
--------	---------	--	--	-----------

Enhancing Toronto's Business Climate – Update

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Recommendation (4) of the report "Enhancing Toronto's Business Climate – It's Everybody's Business" adopted by Council on October 26, 27, 28 and 31, 2005, be deleted and replaced by the following:
 - (4) (i) Council approve a program, for the taxation years 2008 to 2015, to provide property tax relief for the residual commercial class (consisting of all commercial properties which are not in any other optional commercial property class), in accordance with the following:
 - (a) Subject to the regulation requested by Recommendation (2) below being filed by the October, 2007 Council meeting, Council adopt the residual commercial class for the 2008 to 2015 taxation years;
 - (b) If the regulation requested by Recommendation (2) below has not been filed by the October, 2007 Council meeting, Council

adopt the Large Office Buildings property class, the Parking Lots property class, the Large Shopping Centres property class, and the Large Sports Facilities property class, resulting in the balance of commercial properties essentially being the residual commercial class;

- (ii) Council endorse two bands of assessment of property for the purposes of facilitating graduated tax rates for the residual commercial class;
- (iii) Council endorse an accelerated phase-in over a maximum 8-year period, commencing in 2008, to reduce the target tax ratio for the first band of assessed value in the residual commercial class to 2.5-times the municipal residential tax rate by 2015;
- (iv) The maximum tax ratios for the first band of assessment of the residual commercial class be as set out in Column II below, and the maximum tax ratio for the second band of assessment be as set out in Column III:

Column I	Column II	Column III
Tax Year	Maximum Tax Ratio – First Band of Assessment	Maximum Tax Ratio – Second Band of Assessment
2008	3.41	3.55
2009	3.28	3.46
2010	3.15	3.38
2015	2.5	3.0
2020	2.5	2.5

- (v) The assessed value threshold for the bands of assessment for the residual commercial class be initially established for the 2008 taxation year at \$1,000,000 assessed value, and that the Deputy City Manager and Chief Financial Officer be directed to report annually thereafter on the threshold for the bands of assessment as part of the annual tax levy report.
2. The Minister of Finance be requested to file a regulation to create the residual commercial class, as an optional class which municipalities may chose to adopt, and consisting of all commercial properties which are not in any other optional commercial property class.
 3. Recommendation (6)(a) of the report “Enhancing Toronto’s Business Climate – It’s Everybody’s Business”, adopted by Council on October 26, 27, 28 and 31, 2005, be deleted and replaced by the following:
 - 6(a)(i) Conditional upon the Province implementing new classes for all new commercial and industrial development for 2008, a City program be approved,

commencing in 2008, to provide for a lower municipal tax rate to apply for all new non-retail office and hotel development, and expansions of 50% or more in gross floor area related to non-retail office and hotel uses, with such a lower tax rate being based on a tax ratio of 3.0 times the residential rate, and determined from the time the Occupancy Permit is issued, and that this target ratio be reviewed in five years time (2012);

- (a)(ii) The Province be again requested to grant the City the authority to establish lower tax rates for a limited time period for new or expanded non-retail office, hotel and industrial properties described above.
4. The Province of Ontario be requested to accelerate the business education tax rate reductions for the City of Toronto announced as part of the March 22, 2007 Provincial Budget, by basing the reduction on the difference between Toronto's current commercial and industrial education tax rates and the target rate of 1.6% and by phasing in the reduction in equal instalments over seven years (2008-2014).
 5. The Province of Ontario be again requested to grant the City the authority to exclude any commercial (including neighbourhood retail), industrial or multi-residential property from any capping or claw back of taxes once such a property reaches its full CVA level of taxation, regardless of any future reassessment.
 6. The Province of Ontario be again requested to grant the City the authority provide a program to provide for the abatement of property taxes related to the vacant portion of new office construction during the initial lease-up period, for a period not to exceed two years on that portion that remains vacant from the time that the occupancy permit was issued.
 7. **Following a firm commitment from the Province of Ontario to upload the cost of social service/social housing programs and provide funding for the operating costs of public transit, City Council commit to an acceleration of the reduction of tax rates for non-residential properties by 2015.**
 8. **The Deputy City Manager and Chief Financial Officer establish a working group of Councillors and staff to review the small business category and make recommendations in respect of Recommendation 2 of the Executive Committee.**

Background Information

Enhancing Toronto's Business Climate - Update

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5039.pdf>

EX10.10	NO AMENDMENT			Ward: All
---------	--------------	--	--	-----------

Establishing the Toronto Ombudsperson

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve the Ombudsperson model in this report, including the jurisdiction as summarized in Attachment 1 and the operating framework discussed in section 6 and summarized in Attachment 2.
2. City Council authorize the City Solicitor to prepare and introduce in Council any bills required to enact the Ombudsperson function.
3. City Council authorize the City Manager to begin recruiting the Ombudsperson using an external recruitment firm.
4. A list of candidates be presented to a selection panel composed of the Mayor, as chair, and four members of Council appointed by the Mayor.
5. The selection panel recommend to Council the appointment of the Ombudsperson, as soon as possible, and the recommendation be ratified by an absolute 2/3 majority vote of Council.
6. The 2007 Operating Budget for the Office of the Ombudsperson of \$200,000 gross and net be approved.
7. Funding in the amount of \$200,000 be transferred from the 2007 Approved Non-Program Budget to the 2007 Operating Budget for the Office of the Ombudsperson.
8. The Ombudsperson report to Council as required with further operational and financial requirements to ensure the function is implemented effectively.

Background Information

Establishing the Toronto Ombudsperson

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5088.pdf>

EX10.44	REFERRED			
---------	----------	--	--	--

Service Increases to Respond to Unanticipated Ridership Growth

City Council Decision

City Council on October 22 and 23, 2007, **referred this Item to the Budget Committee for consideration during the 2008 Budget process.**

Background Information

Service Increases to Respond to Unanticipated Ridership Growth

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5235.pdf>)

Etobicoke York Community Council Item EY4.41

EY4.41	AMENDED		Transactional	Ward: 7
--------	---------	--	---------------	---------

148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007)

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. **City Council refuse the applications as presented in this report.**
2. **City Council adopt:**
 - a. **the following refusal recommendations contained in the Supplementary Report (Addendum) (January 5, 2007) from the Director, Community Planning, Etobicoke York District:**
 - “1. **City Council adopt the recommendations of the Supplementary Report from the Director, Community Planning, Etobicoke York District, dated December 21, 2006.**
 2. **City Council refuse the current revised proposal (submitted December 29, 2006) for the rezoning and subdivision of the lands at 148-156 Rowntree Mill Road.”;**
 - b. **the following refusal recommendations contained in the Supplementary Report (December 21, 2006) from the Director, Community Planning, Etobicoke York District:**
 - “1. **City Council adopt Recommendation 1 of the report from the Director, Community Planning, Etobicoke York District, dated April 25, 2006, to refuse the rezoning application and the Plan of Subdivision application as represented by the original proposal.**
 2. **City Council refuse the revised proposal discussed in the report from the Director, Community Planning, Etobicoke York District, dated May 31, 2006, and in this report.**
 3. **City Council direct the City Solicitor and appropriate City staff to attend, if necessary, the Ontario Municipal Board, to support City Council’s decision to refuse the rezoning and subdivision**

**applications as represented in the original or revised proposals.”;
and**

- c. the following refusal Recommendation 1 contained in the Final Report (April 25, 2006) from the Director, Community Planning, Etobicoke York District:**

“1. City Council refuse the Rezoning application 04 203855 WET 07 OZ and Draft Plan of Subdivision application 04 203864 WET 07 SB for 144-156 Rowntree Mill Road.”

- 3. In the event of an appeal to the Ontario Municipal Board or approval of the applications, City Council require that the statutory parkland dedication requirement be secured.**

Background Information

March 13, 2007 report

(<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-2074.pdf>)

Declared Interest (City Council - October 22 and 23, 2007)

Councillor Perruzza - in that his parents own a house on the subject street.

Scarborough Community Council Item SC8.4

SC8.4	NO AMENDMENT			Ward: 41
-------	--------------	--	--	----------

12 Lockie Avenue - Application to Remove Private Tree

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council deny the request for a permit to remove two (2) privately-owned trees at 12 Lockie Avenue.

Background Information

Report

(<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-5875.pdf>)

New Reports

Executive Committee Meeting 12

EX12.1	NO AMENDMENT			Ward: 28
--------	--------------	--	--	----------

Regent Park Social Development Plan – Approval

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The Social Development Plan for Regent Park be approved.
2. The Social Development Plan be forwarded to the Toronto District School Board, the Toronto Catholic District School Board and the Regent Park Inter-Governmental Coordinating Committee, led by the Housing Division of the Ministry of Municipal Affairs and Housing, to inform their efforts on Regent Park.

Background Information

Regent Park Social Development Plan - Approval

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6992.pdf>)

Regent Park Social Development Plan - Executive Summary

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-7300.pdf>)

EX12.2	NO AMENDMENT			Ward: 31
--------	--------------	--	--	----------

Update on the Development of a Community Service Hub in the Crescent Town Priority Neighbourhood and Negotiations with the Toronto Catholic District School Board for the Reuse of a Surplus School

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Staff be authorized to negotiate a lease agreement with the Toronto Catholic District School Board for St. Bernadette Catholic School, provided there is no net cost to the City of Toronto and in a form acceptable to the Chief Corporate Officer and City Solicitor.
2. The Executive Director of Social Development, Finance and Administration be directed to report to the Community Development and Recreation Committee on the recommended community-based board of management governance model, in consultation with local residents and tenant agencies, pending successful lease negotiations.
3. The Director of Community Resources be directed to work with the local Councillor and the community to develop a neighbourhood liaison committee to formalize input

into the development of the community service hub project.

4. The appropriate City staff be requested to undertake an assessment of the impacts to the neighbourhood of the community hub, including parking, traffic, noise and other concerns raised by neighbourhood residents.
5. The Local Board of Management be requested to consider alternative names for the neighbourhood, in consultation with the Neighbourhood Liaison Committee.
6. Staff be requested to report back to the Executive Committee on criteria that could be used to measure the success of this and similar initiatives.

Background Information

Update on the Development of a Community Service Hub in the Crescent Town Priority Neighbourhood and Negotiations with the Toronto Catholic District School Board for the Reuse of a Surplus School

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-7061.pdf>)

(July 24, 2007) letter from Toronto and East York Community Council

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3563.pdf>)

(June 25, 2007) memo from Councillor Janet Davis

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3566.pdf>)

EX12.3	AMENDED			Wards: All
--------	---------	--	--	------------

Amendments to Shareholder Direction to Toronto Hydro Corporation

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

- I. The following amendments be made to the City’s Shareholder Direction to Toronto Hydro Corporation:
 1. renumber subsection 2.3(a)(iii) to be 2.3(a)(iv) and add the following as subsection 2.3(a)(iii) “in a socially responsible manner that supports priority objectives of the City of Toronto that are consistent with Toronto Hydro’s business objectives”;
 2. amend subsection 2.3(b) to read “Toronto Hydro will provide a reliable, effective and efficient distribution system that meets changing demand utilizing emerging green technologies as appropriate”;
 3. amend subsection 2.3(g) to read “Toronto Hydro will promote energy conservation and environmental responsibility and work with the City of Toronto to achieve its climate change objectives”;

4. renumber subsection 2.3(h) to 2.3 (k) and subsection 2.3(i) to 2.3(h);
5. add subsection 2.3(i) that reads “Toronto Hydro will engage in recruitment practices designed to attract employees from the diverse community it serves”; and
6. add subsection 2.3(j) that reads “Toronto Hydro’s administrative strategies will support the City of Toronto priority objectives where consistent with Toronto Hydro’s business objectives, including procurement practices that encourage participation of equity-seeking groups”;

so that the Principles Section of the Shareholder Direction reads as in Appendix A.

- II. Toronto Hydro Corporation, through the City Manager’s office, be requested to submit an annual report to the Executive Committee outlining the progress made toward accomplishing the four objectives listed in the foregoing report, such annual report to include quantifiable objective data.
- III. **the City’s Shareholder Direction to Toronto Hydro Corporation be further amended as follows:**
 - a. **add as subsection 2.3(k) “that Toronto Hydro will keep its property and facilities clean and well maintained and free from graffiti”, and renumber the remaining subsection; and**
 - b. **add a requirement that Toronto Hydro provide an annual report to the City that includes performance data that demonstrates its progress toward accomplishing the principles set out by the City.**
- IV. **City Council authorize the City Manager to execute the amendments to the Shareholder Direction in accordance with recommendations approved by Council.**
- V. **City Council request Toronto Hydro to regularly hold an open public forum for members of the public to address Toronto Hydro directly, similar to the old Hydro Commission meetings before Bill 35 became law.**
- VI. **The Board of Directors of Toronto Hydro be requested to develop a process for input, consultation and feedback from the public and from elected local officials who do not sit on the Board and, further, the Board be requested to report to City Council, through the City Manager, on any new public processes that it develops.**

Background Information

Amendments to Shareholder Direction to Toronto Hydro Corporation
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6993.pdf>)
City Objectives in Shareholder Direction to Toronto Hydro Corporation

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-5245.pdf>)

(October 1, 2007) letter from Mr. Tony O'Donohue

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3810.pdf>)

Additional Background Information (City Council)

- Report (October 15, 2007) from the City Manager ([EX12.3c](#))

EX12.5	NO AMENDMENT			Wards: All
--------	--------------	--	--	------------

Administrative Amendments to Reserve Fund Accounts No. 2

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The reserve funds or reserve fund accounts as set out in Appendix A1-2 and B1-5 be established for the purposes set out in the respective Appendices, and Municipal Code Chapter 227, Reserves and Reserve Funds, be amended by adding the reserve funds or reserve fund accounts to their respective schedules as set out in the respective Appendix.
2. The reserve fund accounts indicated in Appendix C1 be amended accordingly.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and leave be granted for the introduction of any necessary bills in Council.

Background Information

Administrative Amendments to Reserve Fund Accounts No. 2

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6995.pdf>)

EX12.6	AMENDED			Wards: All
--------	---------	--	--	------------

Toronto Caribbean Carnival Festival Line of Credit Guarantee

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1.
 - a. the City renew the line of credit guarantee on behalf of the Toronto Caribbean Carnival Festival (TCCF) to its financial institution in the amount of \$100,000.00 (inclusive of all interest payable by TCCF), commencing on October 1, 2007, and ending on October 1, **2010**;
 - b. the City extend the agreement with the TCCF with respect to the line of credit

guarantee; and

- c. the City extend the tri-party agreement with the TCCF and with its financial institution with respect to the line of credit guarantee.
2. Such guarantee and all related agreements be on terms and conditions satisfactory to the City Solicitor, the Deputy City Manager and Chief Financial Officer as well as Deputy City Manager Sue Corke, and the Deputy City Manager and Chief Financial Officer be requested to negotiate appropriate and adequate safeguards, to the satisfaction of the City Solicitor, with the City being promptly advised in the event of default or delay in the payment of interest.
 3. The City retain the right to withhold a portion of outstanding grants that the City may provide to the TCCF in 2007 and 2008 to pay off the line of credit, if it is not retired by October 1, 2008.
 4. The TCCF to provide the Deputy City Manager and Chief Financial Officer with their 2007 and 2008 audited financial statements when they become available.
 5. The guarantee be deemed to be in the interest of the municipality.
 6. The appropriate officials be authorized to take the necessary action to give effect thereto

Background Information

Toronto Caribbean Carnival Festival Line of Credit Guarantee

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6996.pdf>

EX12.8	NO AMENDMENT			
--------	--------------	--	--	--

Terms of Reference – Disability Issues Committee for the term 2007-2010

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

City Council approve the following Terms of Reference for the Disability Issues Committee for the term 2007-2010:

A. Mandate:

The Disability Issues Committee will provide its advice to City Council on the elimination of barriers faced by people with disabilities and act as a liaison with external bodies on barriers to participation in public life and to the achievement of

social, cultural and economic well-being of people with disabilities.

The Disability Issues Committee will advise City Council each year about the preparation, implementation and effectiveness of the annual Accessibility Plan, to ensure that it addresses the identification, removal and prevention of barriers to persons with disabilities in the City's by-laws, policies, programs, practices and services, as required by the Ontarians with Disabilities Act.

B. Standing Committee Alignment:

The Disability Issues Committee will provide its advice to Council through the Executive Committee.

C. Membership:

1. The Disability Issues Committee will be composed of up to 20 local Disability organizations and at least 1 Member of Council.
2. Each of the local Disability organizations outlined in the attached list will be invited to assign a representative to serve on the Disability Issues Committee, such representative to have expertise and credibility in disability issues.
3. The majority of the representatives identified by the local Disability organizations will be people with disabilities, as defined by the Ontarians with Disabilities Act, 2001, and should reflect the diversity of Toronto's population. Members of the Disability Issues Committee should not be employees of the City of Toronto.
4. The Members of Council (except for the Mayor who is a member ex-officio of all Council Committees) will be appointed by City Council on the recommendation of the Striking Committee.
5. The Chair of the Disability Issues Committee will be a Member of Council and, at its first meeting, the Committee will elect two (2) Co-Chairs.

D. Term of Office:

1. Membership is for the 2007 - 2010 term of Council.
2. The local Disability organizations identified to serve on the Disability Issues Committee will be approved by City Council. If Council does not approve a recommended organization, the matter will be sent back to the Executive Committee for further action.
3. If a local Disability organization misses three consecutive meetings, the Disability Issues Committee or the Chair may request the Executive Committee to make a recommendation to Council that the community

member's seat be declared vacant.

4. If a local Disability organization wishes to resign during the term of their appointment, they will submit a letter of resignation to the Chair.

E. Role and Procedures:

1. The Disability Issues Committee is an advisory body to the Mayor and City Council.
2. The Disability Issues Committee is not a decision-making body.
3. The Disability Issues Committee will provide its advice through the Chair to the Executive Committee.
4. Any advice or recommendations that require action or implementation by staff must be considered by the appropriate Standing Committee and approved by City Council.
5. Without limiting the range of issues on which to advise the Mayor and Council, the Disability Issues Committee will:
 - advise on strategies and actions required to achieve the City's access, equity and human rights objectives;
 - advise on the implementation of Council's policies regarding access, equity and human rights policies and plans, including the Plan of Action for the elimination of racism and discrimination;
 - liaise with other Council-appointed Advisory Committees, as required;
 - seek input from community organizations in the provision of advice to the Mayor and Council.
6. The Disability Issues Committee will advise the Mayor and Council on the actions of other orders of government.
7. The Disability Issues Committee will meet at least four times per year, or at the call of the Chair.
8. Quorum of the Disability Issues Committee shall be 50 percent of its committee members.
9. All meetings of the Disability Issues Committee will be open to the public.
10. Diversity Management and Community Engagement, Strategic and Corporate Policy Division, City Manager's Office will provide policy-related staff support to the Disability Issues Committee.
11. The City Clerk's Office will provide meeting organization and administrative

support and will provide the Chair with transmittal documentation, as appropriate, for the Chair to forward advice and recommendations of the Disability Issues Committee to the appropriate Standing Committee.

12. The City Clerk will not provide support to any sub-committees or working groups of the Disability Issues Committee.
13. Membership on the Committee is voluntary and a public service.

Background Information

(September 12, 2007) memo from The Disability Issues Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3565.pdf>)

EX12.9	AMENDED			Wards: All
--------	---------	--	--	------------

Operating Variance Report (for the Six-month period ended June 30, 2007)

Considered with Item CC13.3, headed “City Manager’s Authority to Implement Cost Containment Measures”.

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council approve the budget adjustments to amend the 2007 Council-approved Operating Budget between Programs to ensure accurate reporting and financial accountability resulting in no net increase to the overall 2007 Council-approved Operating Budget as detailed in Appendix D.
2. Council receive, for information, the Member Motion by Councillor Walker, seconded by Councillor Stintz, contained in the communication (September 28, 2007) from the City Clerk, respecting M119, entitled “Special Meeting of Council to Discuss 2007 Operating Budget Cutbacks”.
3. **The following motion be referred to the Executive Committee, with a request that the Committee report back to City Council on the motion in January 2008:**

Moved by Councillor Minnan-Wong:

“That City Council amend the Toronto Municipal Code to require the City Manager or her staff to seek Council approval for decisions that would result in:

- a. **the closing of any public facilities; and/or**

- b. **the limiting of hours of operation of public services, such as swimming pools or community centres.”**

Background Information

(September 21, 2007) memo from the Budget Committee
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3704.pdf>
 Special Meeting of Council to Discuss 2007 Operating Budget Cutbacks
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-7283.pdf>
 Cost Containment Measures
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-7345.pdf>
 Service Level Adjustments in North York Community Council Area
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-7346.pdf>

Additional Background Information (City Council)

- Communication (October 16, 2007) from the Chair, Toronto Public Library Board
[\(EX12.9e\)](#)

EX12.10	NO AMENDMENT			Wards: All
---------	--------------	--	--	------------

Capital Variance Report (for the Six-month period ended June 30, 2007)

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. Council approve the budget adjustments to the 2007 Approved Budget as detailed in Appendix 2 attached, in order to reallocate funds between projects and to increase the 2007 Transportation Services Budget for the St. Clair Phase 2 - Tweedsmuir to Gunn's Rd. Project by \$1.6 million with no impact on debt.

Background Information

(September 21, 2007) memo from the Budget Committee
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3706.pdf>
 (September 21, 2007) memo from the Budget Committee
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3716.pdf>

EX12.11	NO AMENDMENT			Wards: 11, 16, 18, 20, 26, 27 32
---------	--------------	--	--	-------------------------------------

Arena Boards of Management 2006 Operating Surpluses/(Deficits) Settlement

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The surpluses of \$88,198.00 (including any excess funds advanced to the arenas during 2006) be paid to the City of Toronto from four Arenas (Larry Grossman Forest Hill, Leaside, Moss Park, Ted Reeve) and the City fund the payments of the outstanding deficits of \$117,464.00 to four other Arenas (George Bell, William H. Bolton, McCormick, North Toronto) as the final settlement of the net surpluses and deficits for the year 2006, resulting in a net deficit of \$29,266.00 to be funded by the City, as detailed in Appendix A.
2. A provision for the required \$9,355.00 be made through the 2007 3rd Quarter Operating Variance Report from under-spending, since \$19,911.00 of the \$29,266.00 net deficit funding requirement to the Arenas has already been provided through the 2006 Final Year-End Operating Variance Report.

Background Information

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3707.pdf>)

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3708.pdf>)

EX12.12	NO AMENDMENT			
---------	--------------	--	--	--

Adjustments to the FY2007 Parks, Forestry and Recreation Division's Capital Budget

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. A new Victoria Memorial Park (Ward 20) project be created with revenues and expenses of \$50,000.00, funded from a Section 45 Agreement from the development at 20 Stewart Street, and approval be given to receive the funds into this project.
2. The project known as Ward 27 Park Improvements, approved in 2006 as an in-year adjustment (Policy and Finance Committee Report 6, Clause 36, approved July 25, 26 and 27, 2006) in the amount of \$115,000.00, be increased by \$58,000.00 to \$173,000.00 to include additional donations received for this project.
3. A new Wabash Community Field House Project - 2007 (Ward 14) project be created with revenues and expenses of \$150,000.00, funded from a Section 37 Agreement from the development at 1100 King Street West, and that approval be given to receive the funds into this project, with the condition that this funding be replaced when monies dedicated to the Wabash Project are received by the City.

4. A new Three Valley Tennis Club Improvements (Ward 34) project be created with revenues and expenses of \$50,000.00 funded from a donation, and approval be given to receive the funds into this project.
5. The project known as Parkland Acquisition FY2007 (City-Wide), approved March 7, 2007, in the amount of \$100,000.00, be increased by \$100,000.00 to \$200,000.00, funded from the City-Wide Parkland Acquisition Reserve Fund, and approval be given to receive the funds into this project.

Background Information

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3709.pdf>)

EX12.13	NO AMENDMENT			Wards: All
---------	--------------	--	--	------------

Transportation Services – Mid-Construction 2007 Cashflow Reallocations and Deferrals

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council approve the deferred and accelerated cash flows in the amount of \$16,900,000.00 detailed in Table 1, attached, which will have no net impact on the approved 2007 debt.
2. Council approve the deferred cash flows in the amount of \$20,650,000.00 detailed in Table 2, attached, which represent uncontrollable third-party funding from others and will have no net impact on the approved 2007 debt.
3. The General Manager, Transportation Services Division, be requested to report back to the Budget Committee, as part of the 2008 Capital Budget process, on:
 - a. the impacts of the deferrals (Table 2) on the 2008 submitted cash flows; and
 - b. a revised five-year plan.

Background Information

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3710.pdf>)

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3711.pdf>)

EX12.14	NO AMENDMENT			Wards: All
---------	--------------	--	--	------------

City Planning Division – 2007 Operating Budget Adjustments

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. Council approve the following adjustments to the City Planning Division's 2007 Approved Operating Budget:
 - a. an increase of \$34,205.00 gross/\$0 net for heritage consultants for Joy Oil, with funding from Deferred Revenue generated by Section 37;
 - b. an increase of \$83,983.00 gross/\$0 net for the Bring Back the Don initiative, with funding from donations already received;
 - c. an increase of \$53,447.00 gross/\$0 net for the Downtown Growth Management Study (Tall Buildings), with funding from the City Planning Division's 2007 Capital Fund Account; and
 - d. an increase of \$30,000.00 gross/\$0 net for the Green Development Cost Benefit Analysis, funded by a grant already received from the Federation of Canadian Municipalities.

Background Information

(September 21, 2007) memo from the Budget Committee

<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3712.pdf>

EX12.15	WITHDRAWN			Wards: All
---------	-----------	--	--	------------

Toronto's Blind-Low Vision Early Implementation Plan

City Council Decision

This Item was withdrawn at City Council on October 22 and 23, 2007, as Council had already approved this matter on July 16, 17, 18 and 19, 2007. [[Ref. HL6.14](#)]

Background Information

(September 21, 2007) memo from the Budget Committee

<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3713.pdf>

EX12.16	NO AMENDMENT			Wards: All
---------	--------------	--	--	------------

Human Papillomavirus (HPV) Vaccination Program for Grade Eight Females – 2007/08

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. Council approve the Toronto Public Health 2007 Approved Operating Budget being increased by \$120,000.00 gross and \$0 net to reflect funding from the Ministry of Health and Long-Term Care (MOHLTC) for the administration of Human Papillomavirus (HPV) Vaccine in school clinics.

Background Information

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3714.pdf>)

EX12.17	NO AMENDMENT			Wards: All
---------	--------------	--	--	------------

Toronto Public Health 2007 Operating Budget Adjustments

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. Council approve the Toronto Public Health 2007 Operating Budget being increased by \$1,105.6 thousand gross and \$0.0 thousand net, and a staff increase of 32 temporary positions, to reflect confirmed funding from the Ministries of Health and Long-Term Care, Health Promotion and Children and Youth Services.

Background Information

(September 21, 2007) memo from the Budget Committee

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-3715.pdf>)

Audit Committee Meeting 4

AU4.1	AMENDED			
-------	---------	--	--	--

Management of Construction Contracts - Toronto Water and Sewer Emergency Repair Contracts

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The General Manager, Toronto Water, in consultation with the Deputy City Manager and Chief Financial Officer and the City Solicitor:
 - a. evaluate City business continuity and disaster management risks in contracting with a single contract provider for all City water and sewer emergency repairs;
 - b. evaluate the viability and impact of alternate procurement solutions, such as a roster of contractors, or restricting bidding contractors to a limited number of districts; and
 - c. develop appropriate criteria for the standardized use of contractual incentives, such as alternative liquidated damages provisions when emergency repairs are delayed, and include such criteria in future City water and sewer emergency contracts.
2. The Deputy City Manager and Chief Financial Officer ensure the tendering process is complied with and a comparative summary of bids is developed and authorized. Copies of key sections, including authorization and pricing sections of competitive bids, should be retained by the Purchasing and Materials Management Division.
3. The General Manager, Toronto Water, in consultation with the City Solicitor, review the content of all standard Toronto Water emergency repair contracts, in order to ensure that contract provisions are clear, consistent and enforceable.
4. The General Manager, Toronto Water, review payments to the contractor based on undocumented assumptions and informal agreements and, where appropriate, such payments be recovered.
5. The General Manager, Toronto Water, direct staff that any decisions, and in particular, decisions that involve financial commitments for contract terms which appear to be ambiguous, unclear or inconsistent only be made after consultation with the City's Legal Services Division and approval by the senior management. All such consultations and approval be documented.
6. The General Manager, Toronto Water, review the possibility of including criteria for emergency and non-emergency work in future contracts and obtaining separate rates for emergency and non-emergency work accordingly.
7. The General Manager, Toronto Water, ensure that where possible, estimated quantities contained in emergency repair contract tenders are reasonably accurate and are representative of actual quantities required to complete the contract. In addition, The General Manager in consultation with Purchasing and Materials Management, explore other procurement solutions for obtaining emergency repair services independent of fixed quantity estimates.

8. The General Manager, Toronto Water, take steps to develop policies and procedures for managing emergency repair contracts and ensure staff is appropriately trained.
9. The General Manager, Toronto Water, review 2006 and 2007 contractor payments for emergency repairs and take steps to determine and recover overpayments made to the contractor identified as part of the review.
10. The General Manager, Toronto Water, develop policies to ensure that:
 - a. Site Inspector's Daily Work Reports are prepared independently of contractor invoices and provide relevant details including services provided, calculations and measurements supporting payment; and
 - b. documentation supporting progress payments is reviewed in detail by supervisory staff.
11. The General Manager, Toronto Water, ensure that extra work is awarded through authorized change directives and that separate inspector reports are used for recording work pertaining to extra work orders.
12. The General Manager, Toronto Water, ensure that to the extent possible, all required work be included in the original contract and extra work orders be limited.
13. The General Manager, Toronto Water, develop a process for the periodic monitoring of contract expenditures and ensure that Purchasing by-law requirements for authorizing over-expenditures are complied with. Appropriate action is taken in circumstances where non-compliance of the by-law is identified.
14. The General Manager, Toronto Water, ensure contractor performance issues are consistently documented and monitored. Significant contractor performance issues that can not be resolved through the regular contract management process should be communicated to Purchasing and Materials Management for consideration in future contract award decisions.
15. The General Manager, Toronto Water, expedite the review and assessment of existing work management systems, including an assessment of the SAP Plant Maintenance Module. Following the selection of a work management system, its implementation should be expedited and the cost benefits of its integration with SAP be evaluated.
16. The General Manager, Toronto Water, develop procedures to ensure staff review repair requests to determine if the required work is covered under warranty.
17. The General Manager, Toronto Water Division, develop a process for District Contract Services and Operations and Maintenance staff to meet on a regular basis to discuss project status, and document and assess the priority of ongoing projects for re-assignment of pending projects to in-house staff.

- 18. The City Manager be requested to review the current training policies, using the results of this audit, and develop a plan to support appropriate training that would further support supervisory staff, in all City divisions, improving the effectiveness and efficiency of City operations.**

Background Information

Management of Construction Contracts - Toronto Water and Sewer Emergency Repair Contracts, report (July 30, 2007) from the Auditor General

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6695.pdf>)

Management of Construction Contracts - Toronto Water and Sewer Emergency Repair Contracts, Appendix 1

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6696.pdf>)

Management of Construction Contracts - Toronto Water and Sewer Emergency Repair Contracts, Appendix 2 Management's Response to the Auditor General's Review

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6697.pdf>)

AU4.2	NO AMENDMENT			
-------	--------------	--	--	--

Toronto Water Division, Review of Wastewater Treatment Program - Phase One

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The General Manager, Toronto Water Division, review the current process to monitor employee attendance during night and weekend shifts and determine whether or not it is practical or cost-effective to conduct random checks of employee attendance during night and weekend shifts.
2. The General Manager, Toronto Water Division, require management review and approval of all overtime worked and ensure that all plant staff use appropriate documentation approved by management that clearly explain the reasons for overtime worked.
3. The General Manager, Toronto Water Division, in consultation with the Director, Policy, Planning, Finance and Administration and the Director, Pension, Payroll and Employee Benefits, develop overtime reports to meet the information needs of the Managers responsible for reviewing overtime costs. Management should regularly review overtime reports to monitor overtime usage and costs and identify potential opportunities to reduce overtime.
4. The General Manager, Toronto Water Division, direct that detailed overtime analyses be performed to determine whether the amount of overtime is reasonable and necessary in the wastewater plants. Such overtime analyses should identify reasons for overtime and trends among work areas and positions within the plants.

5. The General Manager, Toronto Water Division, consult with the union the potential of adopting a common shift schedule for both the water filtration and wastewater plants that will reduce staff overtime.
6. The General Manager, Toronto Water Division, develop criteria for defining the exceptional circumstances where supervisors approve staff requests for changes to their scheduled vacation.
7. The General Manager, Toronto Water Division, ensure that the staff in the Toronto Water Division are aware of their responsibilities relating to the attendance management program and require that employee absenteeism is regularly monitored in accordance with City policy.
8. The General Manager, Toronto Water Division, ensure that:
 - a. divisional staff, independent of the payroll input process, review and verify the accuracy and completeness of payroll transactions; and
 - b. Toronto Water staff do not input their own payroll data into the payroll system.
9. The Treasurer take appropriate action to identify and recover payroll overpayments resulting from the incorrect use of payroll input codes prior to the enhancement of on-line system controls in August 2006.
10. The General Manager, Toronto Water Division, develop and implement standard payroll procedures in the Toronto Water Division that require supervisory staff to review and approve a standard time sheet that captures all staff time and attendance.
11. The General Manager, Toronto Water Division, review the use of alternate rate assignments to ensure that such assignments are necessary and properly processed in accordance with policies and procedures as well as the provisions in the collective agreement.
12. The General Manager, Toronto Water Division, consider the possibility of re-assigning payroll input duties to plant administrative staff.
13. The General Manager, Toronto Water Division, require that an evaluation of the use of the work management system be conducted following implementation of the system at each plant location. In addition, timely action should be taken to correct problems that are identified during the evaluation process.
14. The General Manager, Toronto Water Division, evaluate the feasibility of accelerating the timelines to implement the work management system at the wastewater plants.

15. The General Manager, Toronto Water Division, expedite the review and assessment of the existing work management systems and the SAP Plant Maintenance Module and consider the feasibility of creating an interface between the selected system and the SAP Financial Information system.
16. The General Manager, Toronto Water Division, develop a single time sheet to be used for payroll purposes and assess the feasibility to also use this time sheet for the work management system.
17. A copy of this Item be forwarded to the Employee and Labour Relations Committee for information, with a request that the Committee pursue changes to Toronto Water's current Shift Schedule Agreement with Local 416, including defining exceptional circumstances where supervisors approve staff requests for changes to their scheduled vacation and the mandate to negotiate changes to the current 18-day sick benefits program.

Background Information

Toronto Water Division, Review of Wastewater Treatment Program - Phase One, report (July 16, 2007) from the Auditor General

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6692.pdf>)

Toronto Water Division, Review of Wastewater Treatment Program - Phase One - Appendix 1

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6693.pdf>)

Toronto Water Division, Review of Wastewater Treatment Program - Phase One - Appendix 2 - Management's Response to the Auditor General's Review

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6694.pdf>)

AU4.3	REFERRED			
-------	----------	--	--	--

Internet Usage Review

City Council Decision

City Council on October 22 and 23, 2007, **referred this Item and the following motions to the City Manager for report to the Government Management Committee, and requested the Government Management Committee to review the Acceptable Use Policy prior to any consideration of the findings of the Auditor General:**

Moved by Councillor Del Grande:

- “A. That Council adopt the following Recommendations 1, 3 and 4 contained in the report (July 31, 2007) from the Auditor General:**
- 1. The Chief Information Officer implement a user authentication system for all users accessing the Internet.**
 - 3. The Chief Information Officer conduct an ongoing review of top**

sites visited that are likely for personal use, have highly automated activity, or carry security risks such as instant messaging or email and determine whether further site restrictions are warranted.

- 4. The Chief Information Officer take appropriate steps to ensure Internet connections of all City computers are consistently configured so that Internet logs record all Internet activity of all users but exclude visits to City internal sites.**
- B. That the following Recommendation 2 contained in the report (July 31, 2007) from the Auditor General, be referred to the Chief Information Officer with a request that he conduct a feasibility study during the next year in order to fully determine the technical requirements, resource implications and costs involved, given that the forensic and other resources required to fully support this monitoring option do not currently exist within the City, and report his findings to the Audit Committee no later than October 31, 2008:**
- 2. The Chief Information Officer, in consultation with the Executive Director of Human Resources Division and the City Solicitor, implement systematic Internet usage monitoring for compliance with the City's Acceptable Use Policy, including:**
 - a. developing criteria for Internet use that may not be in compliance with the policy, particularly relating to Internet time, bandwidth usage and visits or attempts to visit inappropriate sites;**
 - b. utilizing appropriate analysis tools to generate exception reports identifying users with Internet activity deemed to be inappropriate according to established criteria;**
 - c. providing Divisional management with detailed reports and technical support to facilitate review of apparent violations of the City's Acceptable Use Policy;**
 - d. establishing written procedures outlining the types and frequency of management reports on Internet usage and the responsibility for review and follow-up of such reports; and**
 - e. communicating to all City staff reiterating the City's Acceptable Use Policy, clarifying the responsibility of the City and users, and advising of the procedures in place to monitor compliance with the Policy."**

Moved by Councillor Moscoe:

“That Parts A3 and 4 and Part B of Motion 1 by Councillor Del Grande be referred to the City Manager to report to the Government Management Committee and the Committee be requested to review the Acceptable Use Policy prior to the consideration of Recommendations 2, 3 and 4 of the Auditor General.”

Background Information

Internet Usage Review - report (July 31, 2007) from the Auditor General

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6698.pdf>)

Internet Usage Review - Appendix 1

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6699.pdf>)

Internet Usage Review - Appendix 2 - Management's Response to Auditor General's Review

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6700.pdf>)

Additional Background Information (City Council)

- Acceptable Use Policy for Information and Technology Resources, submitted by the Chief Information Officer (AU4.3a)

AU4.4	NO AMENDMENT			
-------	--------------	--	--	--

Children’s Services Division – Review of the Administration of Child Care Fee Subsidy

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The General Manager, Children’s Services Division, review the policies and procedures relating to the processing of subsidy applications and ensure that all such policies and procedures are current, relevant and consistently applied. An effective quality assurance process be implemented and steps taken to address instances of non-compliance.
2. The General Manager, Children’s Services Division, review the specific criteria relating to the frequency of detailed financial reviews of child care centres. The frequency of the reviews be tied to the level of risk such that centres which appear to be less well managed would be reviewed more often. During ongoing financial and annual budget review, consideration be given to reviewing any management letters prepared by independent audit firms.
3. The General Manager, Children’s Services Division, ensure divisional policies for granting of subsidies are in compliance with Council’s direction of first-come first-serve. The General Manager, Children’s Services Division, develop a monitoring system to review granting of subsidy to ensure applicants are processed according to

their order of priority on the Ward waiting list.

4. The General Manager, Children's Services Division, ensure that contact information for applicants waiting for subsidy is kept sufficiently current, in order to allow for subsidy to be granted to eligible applicants on Ward waiting lists on a first-come first-serve basis.
5. The General Manager, Children's Services Division, develop a business case to consider the costs and the benefits of Toronto Children's Services Operating Criteria.
6. The General Manager, Children's Services Division, review the potential implementation of an information system which allows for the electronic exchange of information between the Division and its operators.
7. The General Manager, Children's Services Division, review the process for the accounting of subsidy overpayments, with a view to ensuring that all such amounts are accounted for appropriately.

Background Information

Children's Services Division - Review of the Administration of Child Care Fee Subsidy

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6676.pdf>)

Appendix 1 - Children's Services Division - Review of the Administration of Child Care Fee Subsidy

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6677.pdf>)

Appendix 2 - Management's Response to the Auditor General's Review of Children's Services Division - Review of the Administration of Child Care Fee Subsidy

(<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6678.pdf>)

AU4.10	NO AMENDMENT			
--------	--------------	--	--	--

Financial Statements for the Year Ended December 31, 2006 - Agencies, Boards and Commissions

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council receive, for information, the 2006 Financial Statements and related documents of the following agencies, boards and commissions:
 - Toronto Economic Development Corporation
 - TTC Insurance Company Limited
 - Toronto Coach Terminal Inc.
 - St. Lawrence Centre for the Arts.

Background Information

TEDCO Consolidated Financial Statements December 31, 2006 - REVISED report (September 11, 2007) from the Deputy City Manager and Chief Financial Officer (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-6752.pdf>)

Consolidated Financial Statements - City of Toronto Economic Development Corporation - December 31, 2006 (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-7168.pdf>)

Cover letter (June 26, 2007) from the Secretary, TTC Insurance Company Limited (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5902.pdf>)

Auditor's Cover Report (February 5, 2007) (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5903.pdf>)

TTC Insurance Company Limited - Balance Sheet, Statement of Income, Statement of Cash Flows (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5904.pdf>)

Notes to Financial Statements - TTC Insurance Company Limited (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5905.pdf>)

Cover letter (June 26, 2007) from the General Secretary, Toronto Transit Commission (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5909.pdf>)

Toronto Coach Terminal Inc. Report No. 1 (June 22, 2007) (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5910.pdf>)

Non-Consolidated Financial Statements of Toronto Coach Terminal Inc. (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-5911.pdf>)

St. Lawrence Centre for the Arts - Financial Statements December 31, 2006 (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-7070.pdf>)

St. Lawrence Centre for the Arts - Audit Results December 31, 2006 (<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-7071.pdf>)

Board of Health Meeting 7

HL7.2	NO AMENDMENT			
-------	--------------	--	--	--

Breastfeeding Promotion in Toronto

City Council Decision

City Council on October 22, 23 and 24, 2007, adopted the following motions:

1. City Council endorse the implementation of the Breastfeeding Friendly Recognition Symbol in Toronto as outlined in the report (September 5, 2007) from the Medical Officer of Health.
2. City Council require all City facilities, including agencies, boards and commissions, the Association of Community Centres (AOCCs) and Arenas which have City funding, to post the Breastfeeding Friendly Symbol.
3. City Council direct the City Manager to advise all City of Toronto grant recipients and all daycare centres receiving City funding of the City of Toronto's breastfeeding policy and request that they post the Breastfeeding Friendly Symbol.

Background Information

Breastfeeding Promotion in Toronto

<http://www.toronto.ca/legdocs/mmis/2007/hl/bgrd/backgroundfile-6597.pdf>**Community Development and Recreation Committee Meeting 9**

CD9.4	NO AMENDMENT			
-------	--------------	--	--	--

Request for a Tenant Support Grant under the Tenant Defence Fund from 25 St. Mary Street Tenants' Association**City Council Decision**

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve a grant of up to \$1,000.00 to the Tenants' Association of 25 St. Mary Street from the 2007 Tenant Support Grants Program, to assist the tenants towards the payment of their legal costs for disputing their landlord's application for above-guideline rent increases.
2. City Council authorize the General Manager, Shelter, Support and Housing Administration, to take the necessary actions to implement Council's approval.

Background Information

cd9.4-Letter

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-7254.pdf>

cd9.4-Attachment-Report from General Manager, Shelter, Support and Housing Administration

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-7255.pdf>

CD9.5	NO AMENDMENT			
-------	--------------	--	--	--

Amendment to the Terms of Reference for the Youth Strategy Panel**City Council Decision**

City Council on October 22 and 23, 2007, adopted the following motion:

1. Section (C)(2)(ii) of the terms of reference for the Toronto Youth Strategy Panel be amended to read as follows:
“(ii) three (3) representatives from community-based youth-led organizations;”.

Background Information

cd9.5-Letter

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-7256.pdf>**Economic Development Committee Meeting 8**

ED8.2	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Appointment of a Representative from the Royal Ontario Museum to the Collections, Conservation and Shared Resources Management Board**City Council Decision**

City Council on October 22 and 23, 2007, adopted the following motions:

1. Dan Rahimi, the representative from the Royal Ontario Museum, be appointed to the Collections, Conservation and Shared Resources Management Board for a term expiring on or before November 30, 2010, or until a successor is appointed.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

2007-10-11-ed08-2

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7295.pdf>

ED8.3	AMENDED			Wards: All
-------	---------	--	--	------------

Proposed Amendments to Municipal Code Chapter 19: BIA Advocacy and Delegation of Authority to Establish Boards**City Council Decision**

City Council on October 22 and 23, 2007, adopted the following motions:

1. The introductory phrase of Section 19-3 of Municipal Code Chapter 19, “Purpose of a business improvement area Board”, be amended to read “Where Council passes a designation by-law, Council, or community council under delegated authority, may establish a Board under this Chapter:”.
2. Section 19-3 of Municipal Code Chapter 19, be amended to add Clause G that reads “To advocate on behalf of the interests of the business improvement area.”.

3. Section 19-19 of the Municipal Code Chapter 19, “Limitations”, be amended to add Clause G that reads a Board shall not: “participate in a hearing of the Ontario Municipal Board, Committee of Adjustment, or other similar tribunal unless the Board has conducted a general meeting of the membership to obtain approval to participate, and to get approval of any related expenditures”.
4. Section 19-23 of Municipal Code Chapter 19, “Refusal to Appoint”, be amended to read “Council, or community council under delegated authority, may refuse to appoint a person selected by the members of a business improvement area, in which case Council, or community council under delegated authority, as the case may be, may leave the position vacant or direct that a meeting of the members of the business improvement area or the Board be held to elect or select another candidate for Council’s, or community council’s consideration”.
5. Authority be granted to the City Solicitor to submit any bills required to amend Municipal Code Chapter 19 in accordance with Parts 1 to 4 above.
6. **The Chief Planner and Executive Director, City Planning, in consultation with the City Clerk and the Acting Director of Small Business and Local Partnerships, report to the Planning and Growth Management Committee on possible measures to improve Business Improvement Area (BIA) notification of planning and other pertinent applications within the City’s control, such as notifying a BIA of any City Planning application or sign variance application occurring within 60 metres of the BIA’s boundary.**

Background Information

2007-10-11-ed08-3

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7289.pdf>

ED8.4	NO AMENDMENT			Wards: 18, 19
-------	--------------	--	--	---------------

Dundas Ossington Business Improvement Area (BIA) Poll Results

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council pass a by-law to designate the area described by Attachment No. 1 (Maps 1-2), as a Business Improvement Area, under Chapter 19 of the Municipal Code, based upon the results of the poll respecting the intention to designate the Dundas Ossington BIA.
2. Leave be granted for the introduction of the necessary Bill in Council to give effect thereto.

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

Background Information

2007-10-11-ed08-4

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7285.pdf>

2007-10-11-ed08-4-attach 1

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7286.pdf>

ED8.5	NO AMENDMENT			Ward: 20, 28
-------	--------------	--	--	--------------

Intention to Designate the Proposed Toronto Entertainment District Business Improvement Area (BIA)

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The area described by Attachment No. 1 (Maps 1 to 4) be designated as a Business Improvement Area (BIA) under Chapter 19 of the Toronto Municipal Code.
2. The City Clerk be authorized and directed to send out a notice of Council's intention to pass a by-law designating the area, as defined in Attachment No. 1 (Maps 1 to 4) as a Business Improvement Area (BIA), in accordance with Chapter 19 of the Toronto Municipal Code.
3. The Executive Director of Technical Services be requested to prepare designation by-law maps of the area, as described by Attachment No. 1 (Maps 1 to 4), and submit them to the City Solicitor.
4. The Acting Director of Small Business and Local Partnerships report on the poll results so that the BIA can be established and hold an annual general meeting in time for the 2008 budget cycle.

Background Information

2007-10-11-ed08-5

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7287.pdf>

2007-10-11-ed08-5-attach 1

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-7288.pdf>

Government Management Committee Meeting 8

GM8.3	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Microsoft Agreement and Microsoft Reseller Selection

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. Authority be granted for the Information and Technology Division to enter into an agreement with the contracting Microsoft affiliate, MSLI, GP (Microsoft Inc.) and the LAR selected by the Province of Ontario through a competitive process for the period ending September 30, 2010, in an amount not to exceed \$5,612,800.00 net of GST, subject to the Fair Wage Policy and the Right to Reject Debtors and Set Off Policy.

Background Information

Staff Report-Microsoft Agreement and Microsoft Reseller Selection

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7315.pdf>

GM8.4	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Digital Photocopier and Facsimile Equipment and Services - Amending Non-Exclusive Agreements

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Authority be granted to amend the non-exclusive agreement with Xerox Canada from an amount not to exceed \$1,000,000.00 including all taxes, \$947,368.42 net of GST, to a revised amount not to exceed \$100,000.00 including all taxes, \$94,736.84 net of GST, for the period ending July 3, 2008.
2. Authority be granted to amend the non-exclusive agreement with Pitney Bowes from an amount not to exceed \$500,000.00 including all taxes, \$473,684.21 net of GST, to a revised amount not to exceed \$100,000.00 including all taxes, \$94,736.84 net of GST, for the period ending July 3, 2008.
3. Authority be granted to amend the non-exclusive agreement with 4-Office Automation from an amount not to exceed \$1,500,000.00 including all taxes, \$1,421,052.63 net of GST, to a revised amount not to exceed \$2,500,000.00 including all taxes, \$2,368,421.05 net of GST, for the period ending July 3, 2008.
4. Authority be granted to amend the non-exclusive agreement with Ricoh Canada Inc. from an amount not to exceed \$1,000,000.00 including all taxes, \$947,368.42 net of GST, to a revised amount not to exceed \$1,300,000.00 including all taxes, \$1,231,578.95 net of GST, for the period ending July 3, 2008.

Background Information

Staff Report-Digital Photocopier and Facsimile Equipment and Services - Amending Non-Exclusive Agreements

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7316.pdf>)

GM8.5	NO AMENDMENT			Ward: 36
-------	--------------	--	--	----------

Cliffcrest Branch Library (2965 - 3049 Kingston Road) – Designation as a Municipal Capital Facility

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council pass a by-law, pursuant to section 252 of the City of Toronto Act, 2006, providing authority to:
 - a. enter into a municipal capital facility agreement with the owner, Cliffcrest Plaza Limited, of the property located at 2965-3049 Kingston Road in respect of lands leased by the Cliffcrest Branch Library; and
 - b. exempt the leased space at 2965-3049 Kingston Road (4,850 square feet) from taxation for municipal and school purposes, which tax exemption is to be effective from the latest of the following dates: the commencement date of the lease between the City and the property owner of 2965-3049 Kingston Road; the date the municipal capital facility agreement is signed; or the date the tax exemption by-law is enacted.
2. The City Clerk be directed to give written notice of the by-law to the Minister of Education, the Municipal Property Assessment Corporation, the Toronto District School Board, the Toronto Catholic District School Board, the Conseil Scolaire de District du Centre-Sud-Ouest, and the Conseil Scolaire de District du Catholique Centre-Sud.
3. Authority be granted for the introduction of the necessary bills to give effect thereto.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Staff Report-Cliffcrest Branch Library (2965 - 3049 Kingston Rd.) - Designation as a Municipal Capital Facility

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7317.pdf>)

GM8.6	AMENDED			Wards: All
-------	---------	--	--	------------

New User Fees and Fee Increase for Administration of Property Tax and Water Accounts

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Effective January 1, 2008, a new user fee be implemented to produce Final Notices for Overdue Property Tax Accounts (prior to issuance to bailiff), with a fee to be set at **\$21.00** per notice issued, per tax account.
2. Effective January 1, 2008, a new user fee be implemented to produce Notices of Issuance to Bailiff, with a fee to be set at **\$56.00** per notice issued, per tax account.
3. Effective January 1, 2008, a new user fee be implemented for setting up new Water/Utility accounts (New Account Set Up Fees), with a fee to be set at **\$60.00** per new account created.
4. New Account Set Up fees for new Water/Utility accounts be increased each year, effective January 1st, by a percentage equal to the percentage increase in the All Item Index of the Consumer Price Index (not seasonally adjusted) for the Toronto Census Metropolitan area (C.P.I.) for the period October 1 to September 30 of the immediately preceding year.
5. Effective January 1, 2008, the user fee for the issuance of Statements of Tax Accounts be increased from the current \$5.00 to **\$16.00** for overdue statements issued in March, May, July and September, for tax accounts with an outstanding balance of \$100.00 or more.
6. Municipal Code Chapter 441, Fees and Charges, be amended to give effect to these fee changes, and authority be granted for the introduction of the necessary bills.
7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Staff Report-New User Fees and Fee Increase for Administration of Property Tax and Water Accounts

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7318.pdf>)

Additional Background Information (City Council)

- Report (October 23, 2007) from the Treasurer ([GM8.6a](#))

GM8.7	NO AMENDMENT			Ward: 23
-------	--------------	--	--	----------

North York Civic Centre Underground Parking – Designation as a Municipal Capital Facility

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council pass a by-law pursuant to section 252 of the City of Toronto Act, 2006, providing authority to:
 - a. enter into a municipal capital facility agreement with the owner, SITQ National Inc., of the property located at 5150-5160 Yonge Street in respect of the underground parking spaces (180 stalls) leased by the City of Toronto; and
 - b. exempt the leased parking spaces at 5150-5160 Yonge Street from taxation for municipal and school purposes, which tax exemption is to be effective from the latest of the following dates: the date the municipal capital facility agreement is signed; or the date the tax exemption by-law is enacted.
2. The City Clerk be directed to give written notice of the by-law to the Minister of Education, the Municipal Property Assessment Corporation, the Toronto District School Board, the Toronto Catholic District School Board, the Conseil Scolaire de District du Centre-Sud-Ouest, and the Conseil Scolaire de District du Catholique Centre-Sud.
3. Authority be granted for the introduction of the necessary bills to give effect thereto.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Staff Report-North York Civic Centre Underground Parking - Designation as a Municipal Capital Facility

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7319.pdf>

GM8.9	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Revisions to the Fair Wage Policy

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council adopt the revisions to Municipal Code Chapter 67, Schedule A – the Fair Wage Policy, as set out in Appendix “A”.
2. Council adopt the amendments to Municipal Code Chapter 67- Fair Wage, as set out in Appendix “B”.
3. Council adopt the revisions to the Purchasing and Materials Management Divisions’ Procurement Processes Policy, as set out in Appendix “C”.
4. Council approve the new criteria, attached as Appendix “D”, to be used by the Manager, Fair Wage Office, in making a determination for disqualification of a company that has violated the Fair Wage Policy twice within a three-year period.
5. The City Solicitor be directed to submit the necessary bills to Council to implement the above noted recommendations.

Background Information

Staff Report-Revisions to the Fair Wage Policy

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7321.pdf>)

Appendix A-GM8.9

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7322.pdf>)

Appendix B-GM8.9

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7323.pdf>)

Appendix C-GM8.9

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7324.pdf>)

Appendix D-GM8.9

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7325.pdf>)

GM8.11	NO AMENDMENT			Ward: 23
--------	--------------	--	--	----------

Leasing 45 Sheppard Avenue East – Second Floor Premises, 4,462 sq. ft. of Rentable Area for Social Services Family Support Program

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council authorize the new lease for the premises at 45 Sheppard Avenue East, on the second floor, with Crown Property Management (the “Landlord”), consisting an area of approximately 4,462 sq. ft., at a basic rental rate for the term of \$15.00 per sq. ft., commencing on October 1, 2007, and expiring on September 30, 2012, with an option to renew for a further five (5) year term, and based substantially on the terms and conditions as set out in the attached Appendix “A” and in a form acceptable to the City Solicitor.

- The Chief Corporate Officer be authorized to administer and manage the lease agreement, including the provision of any consents, approvals, notices and notices of termination, provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.

Background Information

Staff Report-Leasing 45 Sheppard Avenue East - Second Floor Premises, 4,462 sq.ft. of Rentable Area for Social Services Family Support Program

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7329.pdf>)

Appendix B-GM8.11

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7330.pdf>)

GM8.12	DEFERRED			Ward: 17
--------	----------	--	--	----------

Proposed Acquisition of Part of 243 Alberta Avenue (Roseneath Gardens Parkette)

City Council Decision

City Council on October 22 and 23, 2007, **deferred consideration of this Item to the November 19, 2007 meeting of City Council.**

Background Information

Staff Report-Proposed Acquisition of Part of 243 Alberta Avenue (Roseneath Gardens Parkette)

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7332.pdf>)

Appendix A-GM8.12

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7331.pdf>)

Parks and Environment Committee Meeting 9

PE9.1	AMENDED			Wards: All
-------	---------	--	--	------------

Agencies, Boards, Commissions, Corporations and Divisions (ABCCDs) Presentations on Green Initiatives

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

- The following Recommendation 1 of the Parks and Environment Committee be referred to the Executive Committee for consideration:

- “1. The Toronto Economic Development Corporation (TEDCO), in conjunction with Deputy City Manager Richard Butts, the Medical Officer of Health and the General Manager of Parks, Forestry and Recreation, report back to the Parks and Environment Committee on the renewal of the Environmental Management Program Memorandum of Understanding (MOU) between TEDCO, the Ontario Ministry of Environment and the City of Toronto, and the potential of expanding this MOU on a City-wide basis.”**
2. The General Manager, Toronto Zoo, provide a supplementary report on renewables and energy efficiencies and include baseline greenhouse gas emissions information and reductions.

Additional Background Information (City Council)

- Communication (October 19, 2007) from the City Clerk ([PE9.1a](#))

Planning and Growth Management Committee Meeting 9

PG9.4	NO AMENDMENT			Wards: 12, 15
-------	--------------	--	--	---------------

Castlefield Caledonia Design and Décor District – Final Report

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council amend the former City of York Zoning By-law No. 1-83, as amended, for the portion of the Castlefield Caledonia Design and Décor District located in the former City of York, substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 4.
2. City Council amend the former City of North York Zoning By-law No. 7625, as amended, for the portion of the Castlefield Caledonia Design and Décor District located in the former City of North York, substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 5.
3. City Council adopt the urban design guidelines for use in reviewing development applications and implementing public realm improvements within the Castlefield Caledonia Design and Décor District, attached as Attachment No. 6.
4. City Council direct the General Manager of Transportation Services to undertake a Municipal Class Environmental Assessment (Class EA) on possible road connections as identified in the district structure plan contained in the attached Castlefield

Caledonia Design and Décor District Urban Design Guidelines.

5. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendments as may be required.
6. For identification and signage purposes, the design district be extended north of Lawrence Avenue to include those design and décor-related businesses clustered together adjacent to Caledonia Road and Lawrence Avenue.

Background Information

Castlefield Caledonia Design and Decor District - Final Report
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-7170.pdf>

Additional Communications (City Council)

- (October 2, 2007) from David A. McKay, MHBC Planning (PG9.4.3)

PG9.6	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Approval of 2007 Toronto Heritage Grant Awards

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve awards for the 2007 Toronto Heritage Grant Program for the 22 heritage properties in the City of Toronto, as set out below, to assist in funding the scope of restoration work generally described in Attachment No. 1 of this report, in accordance with the Terms and Conditions of the Toronto Heritage Grant Program previously approved by City Council:
 - a. 11 Bernard Avenue, house - \$8,000.00;
 - b. 13 Bernard Avenue, house - \$8,000.00;
 - c. 427 Bloor Street West, Trinity St. Paul – United Church \$32,500.00;
 - d. 58 Chestnut Park, house - \$10,000.00;
 - e. 9 Draper Street, house - \$8,000.00;
 - f. 10 Draper Street, house - \$10,000.00;
 - g. 12 Draper Street, house - \$10,000.00;
 - h. 13 Draper Street, house - \$10,000.00;
 - i. 18 Draper Street, house - \$10,000.00;
 - j. 22 Draper Street, house - \$10,000.00;
 - k. 30 Draper Street, house - \$7,500.00;
 - l. 90A Isabella Street, house - \$10,000.00;
 - m. 92 Isabella Street, house - \$10,000.00;
 - n. 23 Jason Road, Elmbank - \$10,000.00;
 - o. 64 King Street (Weston), Tyrrell House - \$10,000.00;

- p. 17 Manorpark Court, George S. Henry House - \$10,000.00;
 - q. 27 Old Kingston Road, John Richardson House - \$10,000.00;
 - r. 47 Rosedale Road, George Murray House - \$10,000.00;
 - s. 382 Sackville Street, Henry & Catherine Pettigrew House - \$10,000.00;
 - t. 608 Spadina Avenue, Toronto City Mission - \$10,000.00;
 - u. 8 St. Joseph Street, house - \$10,000.00; and
 - v. 53 Turner Road, John Agnew House - \$10,000.00.
2. Use of the grant awards outlined in Recommendation 1 of the report be limited to only the proposed restoration work approved by the Chief Planner and Executive Director, City Planning Division, and issuing of the grant award be subject to the grant recipient satisfying all conditions as set out in the Letter of Understanding between the City and the grant recipient.

Background Information

Report - Approval of 2007 Toronto Heritage Grant Awards

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-7160.pdf>

Att 1 - Approval of 2007 Toronto Heritage Grant Awards

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-7161.pdf>

PG9.7	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Citizen Appointments to the Toronto Pedestrian Committee

Confidential - Confidential Attachment 2 - Personal matters about an identifiable individual, including municipal or local board employees

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve the Toronto Pedestrian Committee's revised Terms of Reference (Attachment 1).
2. City Council approve the appointment of the eleven candidates listed on the attached Confidential List (Attachment 2) for membership to the Toronto Pedestrian Committee, for a term of office expiring on November 30, 2010, or until their successors are appointed.
3. City Council approve the appointment of the five alternate candidates listed on the attached Confidential List (Attachment 2), in the sequential order presented, in order to fill a mid-term vacancy, if the need arises.
4. City Council release the names of the approved citizen appointments and the alternative membership candidates for public information.

Confidential Attachment 2 to the report (September 18, 2007) from General Manager, Transportation Services, is now public and contains the following names:

List of Citizen Candidates:

Peter Tesar
 Dylan Reid
 Laurel Fortin
 Shawn Micallef
 Jennifer Niece
 Matthew Blackett
 Beth Milroy
 Stephanie Tencer
 Fred Sztabinski
 Greg Crompton
 Sean Marshall

List of Alternate Citizen Candidates:

Ken Brooks
 Antoine Belaieff
 Stephen Young
 Nicole Morgan Schulman
 Dylan Passmore

Background Information

Citizen Appointments to the Toronto Pedestrian Committee
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-7171.pdf>

Public Works and Infrastructure Committee Meeting 9

PW9.1	AMENDED			Ward: 42
-------	---------	--	--	----------

Markham By-pass - Morningside Avenue: Individual Environmental Assessment

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

- A. City Council adopt the following position regarding the Markham By-pass – Morningside Avenue Link:
 - 1. City Council does not support the project being divided into three sections as

proposed by the Provincial Development Facilitator;

2. City Council will only support the releasing of Section 1, between Highway 407 and 9th Line, conditional upon:
 - a. York Region supporting the City's preferred alternative west of 9th Line, via 9th Line, Steeles Avenue and the new alignment of Morningside Avenue; and
 - b. York Region agreeing to evenly share with the City all costs related to improving and maintaining Steeles Avenue across the entire length of our boundary;
 3. City Council direct City Planning Division to secure the Morningside Avenue 36-metre right-of-way between Passmore Avenue and Steeles Avenue as part of the Plan of Subdivision process when processing development applications by Manulife Insurance Company and Tap-Steele Investment Ltd. in the Tapscott Employment District;
 4. **Steeles Avenue East between 9th Line and Markham Road be widened to four lanes, instead of the two lanes initially approved by City Council on June 14, 15 and 16, 2005, conditional upon York Region supporting the City's preferred alternative west of 9th Line, via 9th Line, Steeles Avenue and the new alignment of Morningside Avenue;**
 5. any bridges on Steeles Avenue East between 9th Line and Markham Road when reconstructed be widened to accommodate six lanes; **and**
 6. **City Council approve the installation of "No Left Turn" signs for the morning rush hour and "No Right Turn" signs for the evening rush hour at the intersections (i.e. Staines Road and Tapscott Road) located between 9th Line and Markham Road.**
- B. City Council request the Provincial Government, the Greater Toronto Transportation Authority, the Regional Municipalities of Durham and York, and the Town of Markham to consider the building of a GO line on the CP Havelock rail line, that runs north-east through the Morningside Heights community, east Markham, on towards the future town of Seaton, North Pickering, Uxbridge and Peterborough, in order to address the issue of transit grid-lock.
- C. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

2007-06-27-pw09-1

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5612.pdf>)

2007-10-03-pw09-1a

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7192.pdf>)

Additional Background Information (City Council)

- Report (October 17, 2007) from the General Manager, Transportation Services ([PW9.1a](#))

Petition (City Council)

- Petition (undated) containing the signatures of approximately 888 individuals, in opposition to the widening of Steeles Avenue to more than four lanes, between 9th Line and Markham Road, submitted by Councillor Raymond Cho, Ward 42, Scarborough-Rouge River

PW9.2	AMENDED			Wards: All
-------	---------	--	--	------------

Sustainable Transportation Initiatives: Short-term Proposals

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council support, in principle, the short-term Sustainable Transportation Initiatives contained in Appendix 1 to this report, in order to achieve, in part, the reduction targets for greenhouse gas emissions contained in the “Climate Change, Clean Air and Sustainable Energy Action Plan” approved by City Council.

Re: Pedestrians:

2. City Council:
 - a. direct the General Manager, Transportation Services, to develop criteria for the establishment of temporary pedestrian streets and zones, such as “Pedestrian Sundays”, and identify the appropriate resources to assist in the implementation and promotion of events satisfying these criteria;
 - b. direct the Chief Planner and Executive Director, City Planning, in consultation with appropriate City staff, to assess opportunities to establish a permanent pedestrian street and report to the Planning and Growth Management Committee on a public consultation process for the review and implementation of such a facility;
 - c. endorse, in principle, the following four types of enhancements at signalized intersections, as described more fully in the body of this report and in Appendix 2, which give significantly greater priority to, and enhanced safety for, pedestrians:

- i. increasing the pedestrian crossing clearance times;
 - ii. replacing the flashing “DON’T WALK” displays with flashing “WALK” displays;
 - iii. introducing pedestrian scramble phases (Barnes’ dance) at appropriate locations on a pilot project basis; and
 - iv. expanding the “leading pedestrian intervals” or pedestrian head-start feature to other intersections;
- d. direct the General Manager, Transportation Services, in accordance with Recommendation 2.c.iii., above, to evaluate and implement “pedestrian scramble phases” on a pilot project basis, at the following intersections:
- i. Bloor Street and Bay Street;
 - ii. Bloor Street and Yonge Street;
 - iii. Yonge Street and Dundas Street; and**
 - iv. Bay Street and Dundas Street;**
- e. direct the General Manager, Transportation Services, in accordance with Recommendation 2.c.iv. above, to identify approximately 20 appropriate intersections for the installation, in 2008, of “Leading Pedestrian Intervals”;
- f. direct the General Manager, Transportation Services, in consultation with appropriate City staff, to assess opportunities for the narrowing of pavements, in order to widen sidewalks and enhance landscaping, in conjunction with the design of all road reconstruction projects, and any feasible narrowings, following appropriate public consultation, be incorporated accordingly;
- g. direct the Chief Planner and Executive Director, City Planning, to finalize the Streetscape Manual and this manual be used as the standard in the design and reconstruction of all City streets; and
- h. direct the Chief Planner and Executive Director, City Planning, in consultation with appropriate City staff, to develop and report back on a comprehensive “green corridor plan” that would establish priority north-south green corridors across the waterfront and identify opportunities to link these initiatives with capital works and development-related projects.

Re: Cycling:

3. City Council:

- a. direct the Executive Director, Facilities and Real Estate, to assess the feasibility of a bike station in the redevelopment of Union Station;
- b. direct the Chief Planner and Executive Director, City Planning, to assess the feasibility of a Bike Share program for City staff at all Civic Centres and to develop a business case for commuter and community public bike share

programs and report back to the Planning and Growth Management Committee on these initiatives;

- c. authorize the General Manager, Transportation Services, to retain a Transportation Consultant to undertake, in 2008, an Environmental Assessment of an east-west bicycle route through the downtown area, with the objective of implementing the recommended route in 2009;
- d. direct the General Manager, Transportation Services, to report on the feasibility of establishing a bikeway on Bloor Street and Danforth Avenue, from Royal York Road to Victoria Park Avenue, including the development of design options and an assessment of the parking and traffic impacts, and report to the Public Works and Infrastructure Committee on the results of this review;
- e. direct the General Manager, Transportation Services, in consultation with the General Manager, Parks, Forestry and Recreation, to investigate the feasibility, assess the maintenance requirements and responsibilities, undertake the detailed design and enter into negotiations with the owners and operators of the rail and hydro corridors for the implementation of the bicycle trails identified in the approved Bike Plan within these corridors, and to report back on the results of this review; **and**
- f. **direct the General Manager, Transportation Services to report back to the Public Works and Infrastructure Committee on options available to significantly improve cycling safety at intersections by:**
 - i. **identifying approximately three to four intersections on Queen Street or another street with a high volume of bicycle use and a high incidence of car-bicycle collisions at which to pilot ‘leading bicycle intervals’; and**
 - ii. **identifying approximately three to four intersections along College Street or another street that currently has a bike lane and a high volume of bicycle use at which to pilot the creation of ‘bike boxes’.**

Re: Parking:

4. City Council:

- a. direct the General Manager, Transportation Services, to review and report on modifications to the peak period stopping and parking restrictions on arterial roads, where appropriate, on a City-wide basis, in order to reduce traffic congestion, improve surface transit service and increase cyclist safety during the “shoulder” periods; and
- b. request the Greater Toronto Transportation Authority (GTTA) to develop, in

consultation with municipalities in the Greater Golden Horseshoe, GO Transit and other motor coach carriers, a strategy for the construction of commuter parking facilities throughout the Greater Toronto Area (GTA), in order to reduce the number and length of single-occupant vehicle trips.

Re: Transit:

5. City Council:

- a. direct the General Manager, Transportation Services, to review, in consultation with the Chief General Manager, Toronto Transit Commission, opportunities to introduce or extend left turn prohibitions at intersections, or alternatively introduce advanced exclusive left turn phases at signalized intersections, in order to reduce the delays to streetcar service and enact the necessary by-laws to implement these regulations as soon as possible;
- b. direct the General Manager, Transportation Services, in consultation with the Chief General Manager, Toronto Transit Commission, to explore opportunities to improve the current system of traffic signal priority for transit vehicles so that it would only apply to transit vehicles that are behind schedule or to maintain headways;
- c. direct the General Manager, Transportation Services, to review, in consultation with the Chief General Manager, Toronto Transit Commission, opportunities to introduce transit queue jump lanes and far side bus bays to improve transit service at congested intersections, keeping in mind the impact of these facilities on sidewalks and landscaping at these locations;
- d. endorse the implementation of shoulder bus lanes on the Don Valley Parkway, between York Mills Road and Lawrence Avenue East;
- e. direct the General Manager, Transportation Services, to request the Ministry of Transportation Ontario to undertake whatever amendments to the Highway Traffic Act are necessary to implement the shoulder bus lanes on the Don Valley Parkway and to report on the implementation as soon as possible;
- f. direct appropriate City and Toronto Transit Commission (TTC) staff to work with the Province to investigate the feasibility of a pilot project that would see the introduction of automated enforcement camera technology to enforce turning, stopping and parking prohibitions that are designed to improve transit service;
- g. direct the Chief General Manager, Toronto Transit Commission to ensure that all new Light Rail Transit (LRT) vehicles purchased by the TTC are equipped to handle some form of Proof-of-Payment (POP) system; **and**
- h. the General Manager, Transportation Services, be requested to bring**

forward an operational definition of ‘transit priority’ as it applies in Toronto with a view to determining how it might be enhanced to further assist the operations of the public transit system, and that he seek input from the Chief General Manager, Toronto Transit Commission in this regard.

Re: Transportation Demand Management (TDM) Initiatives:

6. City Council show leadership in promoting transportation demand management (TDM) strategies by:

a. directing staff to negotiate with the newly-created Greater Toronto Transportation Authority (GTTA) and other municipalities within the region to jointly fund and support the continuing TDM efforts of:

i. the region-wide Smart Commute Association; and

ii. the Smart Commute North Toronto, Vaughan and Smart Commute Northeast local transportation management associations;

and staff report back to the Public Works and Infrastructure Committee by the end of 2007 for funding approval upon completion of these negotiations; and further, in the meantime, Council authorize the extension of the terms of the existing Memorandum of Understanding between the City and the other regional municipal partners regarding the governance of the Smart Commute initiative until December 31, 2007;

b. supporting the implementation of the existing guidelines on alternative work arrangements (including compressed work weeks, flexible work hours and part-time hours) and directing the Executive Director, Human Resources to develop a policy on “teleworking”;

c. supporting the provision of on-street, reserved parking spaces for car sharing vehicles in selected locations;

d. encouraging the GTTA to undertake, as a priority, a region-wide study of road pricing; and

e. the General Manger, Transportation Services, in consultation with the Manager, Fleet Operations, undertake a review of the literature on hybrid vehicles with a particular emphasis on their physical capacity to withstand 24-hour use on an ongoing basis.

Re: Other Initiatives:

7. City Council:

- a. direct the General Manager, Transportation Services and the Chief Planner and Executive Director, City Planning, to report on:
 - i. the establishment of a permanent City staff committee to liaise with representatives of the cartage and courier industries, building owners, managers and tenants on commercial vehicle servicing issues, including the access and parking needs of pick-up, delivery and servicing vehicles; and
 - ii. possible strategies to encourage a greater proportion of courier deliveries and pick-ups to be made by bicycle, **transit and messengers on foot**;
- b. direct the General Manager, Transportation Services, to incorporate the assessment of both the off-street and on-street impacts of the loading/pick-up/delivery/servicing needs of major new developments as a requirement of the City's new Traffic Impact Study guidelines that staff are currently developing;
- c. endorse the use of taxis as an acceptable sustainable transportation alternative and direct the General Manager, Transportation Services, in consultation with representatives of the taxi industry, to examine opportunities and measures to make taxis more convenient and readily available to users;
- d. direct the General Manager, Transportation Services, to undertake a review of the existing operations and regulations of the High Occupancy Vehicle (HOV) lanes in the City and report on effective changes, and the GTTA take the lead in a review of HOV facilities throughout the GTA to ensure consistency and continuity on a region-wide basis; and
- e. request the GTTA to meet with the transportation agencies in the GTA to explore opportunities for collaborative Intelligent Transportation System (ITS) initiatives.

Background Information

2007-10-03-pw09-2

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7193.pdf>)

2007-10-03-pw09-2.app1

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7209.pdf>)

2007-10-03-pw09-2.app2

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7210.pdf>)

Additional Communications (City Council)

- (October 16, 2007) from Fred Sztabinski, Project Coordinator, Toronto Coalition for Active Transportation (PW9.2.15)

- (October 22, 2007) from the Toronto Lansdowne Residents' Association (PW9.2.16)

PW9.4	NO AMENDMENT			Wards: 1, 2, 3, 4, 5, 6
-------	--------------	--	--	----------------------------

Etobicoke Residential Curbside Collection - Request for Quotation (RFQ) 6033-07-3232

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Authority be granted to award a contract to Turtle Island Recycling Corporation being the lowest bidder for the Collection of Curbside Waste, Recyclables, Organics, Bulky Items and Yard Waste from Single Family, Small Multi-unit Residential Buildings, Townhouses, Agencies, Boards, Commissions and Divisions in the former Etobicoke area for the period from July 1, 2008 to June 30, 2015, for a total amount of \$59,547,250.00, net of GST and annual consumer price index (CPI) adjustments, with the option to renew for:
 - a. up to two (2) additional twelve (12) month extensions from July 1, 2015, to June 30, 2016, in the amount of \$8,506,750.00 net of GST and CPI adjustment and from July 1, 2016, to June 30, 2017, in the amount of \$8,506,750.00 net of GST and CPI adjustment for a total of \$17,013,500.00 net of GST and CPI adjustment, should both 12-month options be exercised; or
 - b. one (1) additional twenty-four (24) month extension from July 1, 2015, to June 30, 2017, in the amount of \$17,013,500.00 net of GST and CPI adjustment.

2. The General Manager, Solid Waste Management Services, be authorized to exercise the extension options as described in Recommendation 1 and, if he exercises the extension options, he be authorized to instruct the Chief Purchasing Official to process the necessary contract renewal(s) for option (a) two (2) additional twelve (12) month extensions from July 1, 2015, to June 30, 2016, in the amount of \$8,506,750.00 net of GST and CPI adjustment, and from July 1, 2016, to June 30, 2017, in the amount of \$8,506,750.00 net of GST and CPI adjustment, for a total of \$17,013,500.00 net of GST and CPI adjustment should both 12-month options be exercised; or for option (b) one (1) additional twenty four (24) month extension from July 1, 2015, to June 30, 2017, in the amount of \$17,013,500.00 net of GST and CPI adjustment, under the same terms and conditions.

Background Information

2007-10-03-pw09-4

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7195.pdf>

PW9.5	AMENDED			Wards: All
-------	---------	--	--	------------

Enactment of New Harmonized City Water Supply By-law 851

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The proposed Municipal Code, Chapter 851 - WATER SUPPLY, be approved and enacted substantially in accordance with the draft By-law attached as Appendix 1 to this report with an effective date of January 1, 2008, to consolidate and harmonize the existing water supply By-laws of the former municipalities, **subject to amending Subsection 851-7C(3)(b) to now read as follows:**
 - “(b) **The credit adjustment provided for under § 851-7C(3)(a) shall cover a period of no more than 24 months and shall be subject to any limitations contained in Chapter 441, Fees and Charges, Chapter 681, Sewers, and Chapter 849, Water and Sewage Services, unless the owner can verify that the City was notified at an earlier date of concerns about over-registration in which case the owner shall be entitled to a credit adjustment from at least that date.**”
2. Authority be granted to the City Solicitor to submit any Bills required to enact the new Municipal Code Chapter 851 - WATER SUPPLY, substantially in accordance with Appendix 1 of this report, **as amended**, subject to any necessary refinements, including stylistic, format and organization, as may be identified by the City Solicitor and the General Manager of Toronto Water.
3. Municipal Code, Chapter 849 - WATER AND SEWAGE SERVICES, be amended in accordance with the draft By-law attached as Appendix 2 to this report to update Chapter 849, and, as may be necessary, to effect changes necessitated by the enactment of Chapter 851 and the consequential repeal of water supply By-laws of the former municipalities.
4. Appendix A, Schedule 3 of Municipal Code, Chapter 441 - FEES AND CHARGES, be amended in accordance with the draft By-law attached as Appendix 3 to this report to update Chapter 441, and, as may be necessary, to effect changes necessitated by the enactment of Chapter 851.
5. The City Solicitor be given the authority to amend any City By-laws or Code Chapters, or sections therein, which may contain references to any By-law or Code Chapter, or section therein, which is superseded by the proposed Chapter 851 and the proposed amendments to Chapters 441 and 849 to eliminate and, where appropriate, correct such references.
6. **The General Manager of Toronto Water and the Deputy City Manager and**

Chief Financial Officer be requested to report back to the Public Works and Infrastructure Committee on the implications of providing an appeal mechanism to owners that receive a notice of water shut-off initiated by the City under Section 851-11 of Appendix 1.

7. The appropriate City officials and staff be authorized and directed to take the necessary action to give effect to these recommendations.

Background Information

2007-10-03-pw09-5

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7196.pdf>)

2007-10-03-pw09.5.appA

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7197.pdf>)

2007-10-03-pw09.5.appB

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7198.pdf>)

2007-10-03-pw09.5.appC

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7205.pdf>)

2007-10-03-pw09.5.att1

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7199.pdf>)

2007-10-03-pw09.5.att2

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7200.pdf>)

PW9.6	NO AMENDMENT			Wards: All
-------	--------------	--	--	------------

Research Partnerships with Toronto Water

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. The General Manager be authorized to enter into and execute agreements in respect to City funding and participating in research initiatives or projects related to environmental impact assessment and the treatment and management of water, wastewater and stormwater, with post-secondary educational institutions, governmental agencies and/or non-profit professional organizations, including any procurement of services related thereto subject to meeting the following criteria:
 - a. the research initiative or project directly contributes to achieving the Goals and Objectives stated in Toronto Water's Business Plan;
 - b. the project participants are post-secondary educational institutions, other municipalities or governmental agencies and/or non-profit professional organizations who can provide objective, qualified and professional expertise;
 - c. the project is of a scientific or technical nature utilizing specialized academic or professional expertise at competitive rates;

- d. Toronto Water's contribution to each research initiative or project does not exceed a value of \$500,000 (before taxes) per year; and
 - e. an agreement be entered into among all participants in the research initiative or project on terms and conditions satisfactory to the City Solicitor.
2. Schedule 'A' of the Financial Control By-law, Chapter 71 of the Municipal Code, be amended to include payments to post-secondary educational institutions, other municipalities or governmental agencies and/or non-profit professional organizations in relation to research initiatives or projects which directly contribute to achieving the Goals and Objectives stated in Toronto Water's Business Plan.
 3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

2007-10-03-pw09.6

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7201.pdf>)

PW9.7	NO AMENDMENT			Ward: 44
-------	--------------	--	--	----------

Contract 07FS-49WP, Tender Call No. 136-2007 Highland Creek Treatment Plant - Replacement of Aeration System in Tank No. 12 - Amend Purchase Order No. 6022903

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Authority be granted to amend Purchase Order No. 6022903 for construction services with W.A. Stephenson Mechanical Contractors Limited for the construction related to the Replacement of Aeration System in Tank No. 12 at the Highland Creek Treatment Plant, by an additional amount of \$759,072.16 net of GST, which includes a contingency allowance of \$66,037.75 net of GST, if necessary, and authorized by the Executive Director, Technical Services, for a revised total of \$1,511,902.35 net of GST.
2. The appropriate officials be authorized and directed to take the necessary actions to give effect thereto.

Background Information

2007-10-03-pw09-7

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7202.pdf>)

PW9.8	NO AMENDMENT			Ward: 36
-------	--------------	--	--	----------

**Purchase Order Amendment - Residue Management Facility –
R.C. Harris Water Treatment Plant -Amendments to Contract 47009953
and Purchase Order 6015044**

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Funds in the amount of \$4,390,000.00 net of GST be reallocated for payment of the enhancements made to the Residual Management Facility during construction as follows: \$1,500,000.00 from CPW543-05 Watermain Rehabilitation Cathodic Protection, \$400,000.00 from CPW537-05 Easement Acquisition, \$1,000,000.00 from CWW088-44 Humber WWTP Waste Activated Sludge Upgrade, \$900,000.00 from CWW037-07 New Groundskeeping Building, \$300,000.00 from CPW020-22 Controlled Substances Identification and Abatement and \$290,000.00 from CWW447 Wet Weather Flow Master Plan Design and Implementation to CPW007 R.C. Harris Residue Management.
2. Subject to approval of Recommendation 1, authority be granted to amend Contract 47009953 for the construction of the Residue Management Facility at the R.C. Harris Water Treatment Plant with Kenaidan Contracting Ltd. by an additional amount of \$2,757,460.41 excluding GST revising the current contract value from \$61,596,612.00 to \$64,354,072.41 excluding GST.
3. Subject to the approval of Recommendation 1, authority be granted to amend the Purchase Order 6015044 for contracted professional engineering services with CH2M Hill Canada Limited for the provision of general office administration and site supervision services during construction by an additional amount of \$570,000.00 excluding GST, revising the current value from \$1,792,251.30 to \$2,362,251.30 excluding GST.

Background Information

2007-10-03-pw09-8

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7203.pdf>

PW9.9	NO AMENDMENT			Ward: 14, 19
-------	--------------	--	--	--------------

Western Beaches Tunnel

Confidential - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and receiving of advice that is subject to solicitor-client privilege.

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. Council authorize the public release of Recommendation 1 of the confidential instructions to staff in Attachment 1 after Council has adopted the confidential instructions to staff.
3. The Confidential Information in Attachment 1 remain confidential.

The following Recommendation 1 contained in Confidential Attachment 1 to the report (September 19, 2007) from City Solicitor is now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board and the receiving of advice that is subject to solicitor-client privilege:

1. City Council ratify the commencement of legal proceedings by the City Solicitor against McNally-Frontier J.V. Inc., C & M McNally Engineering Inc., Frontier-Kemper Constructors, Inc., Acres International Limited, Acres & Associated Environmental Limited, Bennett Mechanical Installation, Ltd. Bennett Mechanical Installations Ltd. and KSB Pumps Inc. and further authorize the City Solicitor, in consultation with the General Manager for Toronto Water and the Executive Director of Technical Services, to commence legal proceedings against any other parties deemed necessary by the City Solicitor or add them as parties, to appeal any decision where warranted, to discontinue or settle any claim or legal proceeding where the City Solicitor concludes that it is reasonable to do so and execute any documents in furtherance thereof.

Background Information

2007-10-03-pw09-9

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-7204.pdf>

Etobicoke York Community Council Meeting 10

EY10.1	NO AMENDMENT		Transactional	Ward: 5
--------	--------------	--	---------------	---------

**515 Royal York Road - Common Elements Condominium Application
and Part Lot Control Exemption Application - Final Report**

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. In accordance with the delegated approval under By-law No. 229-2000, be advised that the Chief Planner or his designate intends to approve the draft plan of common elements condominium, as generally illustrated on Attachment 1, subject to:
 - a. the conditions as generally listed in Attachment 2, which unless otherwise noted must be fulfilled prior to the release of the plan of condominium for registration; and
 - b. such revisions to the proposed condominium plan or such additional or modified conditions as the Chief Planner or his designate may deem to be appropriate to address matters arising from the on-going technical review of this development.
2. City Council direct that a Part Lot Control Exemption By-law with respect to the subject lands be prepared to the satisfaction of the City Solicitor, and that such By-law shall expire one year after it has been enacted.
3. City Council authorize the City Solicitor to introduce the necessary Bill, provided that:
 - a. all tax arrears and current taxes owing be paid in full; and
 - b. the owner of the subject lands has registered, satisfactory to the City Solicitor, a Section 118 restriction under the Land Titles Act agreeing not to transfer or charge any part of the lands without the prior written consent of the Chief Planner or his designate.
4. City Council authorize the City Solicitor to take the necessary steps to release the Section 118 restriction at such time as final Site Plan Approval and the Common Elements Condominium Plan has been registered.
5. City Council authorize and direct the appropriate City officials to register the Part Lot Control Exemption By-law on title.

Background Information

September 18, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-7020.pdf>

North York Community Council Meeting 9

NY9.3	NO AMENDMENT			Ward: 26
-------	--------------	--	--	----------

Inclusion on Heritage Inventory - 150 Laird Drive

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council include the property at 150 Laird Drive (Durant Motors Office Building) on the City of Toronto Inventory of Heritage Properties.
2. City Council authorize and direct the appropriate City officials to take necessary action to give effect thereto.

Background Information

Inclusion on Heritage Inventory - 150 Laird Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6777.pdf>)

Heritage - 150 Laird Drive - attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6778.pdf>)

Heritage - 150 Laird Drive - attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6779.pdf>)

Heritage - 150 Laird Drive - attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6780.pdf>)

Letter from Toronto Preservation Board - Inclusion on Heritage Inventory - 150 Laird Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6776.pdf>)

Supplementary Report - 150 Laird Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7273.pdf>)

Supplementary Report - 150 Laird Dr - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7274.pdf>)

Supplementary Report - 150 Laird Drive - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7275.pdf>)

Supplementary Report - 150 Laird Drive - Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7276.pdf>)

NY9.4	NO AMENDMENT			Ward: 26
-------	--------------	--	--	----------

Inclusion on Heritage Inventory - 1325, 1351 and 1365 Bayview Avenue

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council include the property at 1325 Bayview Avenue (Glen-Leven Apartments) on the City of Toronto Inventory of Heritage Properties.
2. City Council include the property at 1351 Bayview Avenue (Strathavon Apartments) on the City of Toronto Inventory of Heritage Properties.
3. City Council include the property at 1365 Bayview Avenue (Kelvingrove Apartments) on the City of Toronto Inventory of Heritage Properties.
4. City Council state its intention to designate the properties at 1325 Bayview Avenue

(Glen-Leven Apartments), 1351 Bayview Avenue (Strathavon Apartments) and 1365 Bayview Avenue (Kelvingrove Apartments) under Part IV of the Ontario Heritage Act.

5. If there are no objections to the designation of the properties at 1325 Bayview Avenue (Glen-Leven Apartments), 1351 Bayview Avenue (Strathavon Apartments) and 1365 Bayview Avenue (Kelvingrove Apartments) in accordance with Section 29(6) of the Ontario Heritage Act, City Council authorize the City Solicitor to introduce the Bills in Council designating the property.
6. If there are any objections in accordance with Section 29(7) of the Ontario Heritage Act, City Council direct the City Clerk to refer the proposed designation of the properties at 1325 Bayview Avenue (Glen-Leven Apartments), 1351 Bayview Avenue (Strathavon Apartments) and 1365 Bayview Avenue (Kelvingrove Apartments) to the Conservation Review Board.
7. City Council authorize and direct the appropriate City officials to take necessary action to give effect thereto.

Background Information

Inclusion on Heritage Inventory - 1325, 1351 and 1365 Bayview Avenue

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7010.pdf>)

Heritage - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7013.pdf>)

Heritage - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7014.pdf>)

Heritage - Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7015.pdf>)

Heritage - Attachment 4

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7016.pdf>)

Letter from Toronto Preservation Board - Inclusion on Heritage Inventory - 1325, 1351 and 1365 Bayview Avenue

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7017.pdf>)

Additional Communications (City Council)

- (October 18, 2007) from Brian Athey, President, Leaside Property Owners' Association Incorporated (NY9.4.7)
- (October 19, 2007) from Ian James Lord, Weir Foulds LLP, Barristers and Solicitors (NY9.4.8)

NY9.6	NO AMENDMENT			Ward: 23
-------	--------------	--	--	----------

Encroachment Agreement Request - 19 Churchill Avenue

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council direct the Chief Building Official and Executive Director to report to the Planning and Growth Management Committee on the feasibility of requiring a builder to provide an as-built survey for large scale projects, such as those referred to in the report (September 24, 2007) from the Director of Building and Deputy Chief Building Official, North York District.

Background Information

Encroachment Agreement Request - 19 Churchill Avenue

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6782.pdf>)

NY9.9	REFERRED			Ward: 24
-------	----------	--	--	----------

Sign Variance Request - 24 Rean Drive

City Council Decision

City Council on October 22 and 23, 2007, **referred this Item back to the North York Community Council for further consideration.**

Background Information

Sign Variance Request - 24 Rean Drive

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6852.pdf>)

NY9.17	NO AMENDMENT			Ward: 15
--------	--------------	--	--	----------

Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council designate part or those parts of the private road or roads shown on the site plan filed with the Fire Chief in respect of the municipal address set out below as a fire route pursuant to Municipal Code Chapter 880- Fire Routes – 1100 Caledonia Road.
2. City Council authorize the Fire Chief and City Solicitor to take the appropriate action to make a designated Fire Route.

Background Information

Deferral Letter of Designation of Fire Route for 1100 Caledonia - NY8.41

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7037.pdf>)

Item NY8.41 - Deferral of Fire Route Designation - 1100 Caledonia Rd

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7038.pdf>)

Designation of Fire Routes

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6875.pdf>)

Designation of Fire Routes Chapter 880-Memo to Defer

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6954.pdf>)

NY9.20	NO AMENDMENT			Ward: 25
--------	--------------	--	--	----------

Direction Report and Status Report - 939 Lawrence Avenue East - Don Mills Centre - Site Plan Application

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council authorize the City Solicitor and appropriate City staff to attend the Ontario Municipal Board (OMB) hearing in support of Site Plan Control Application 07 115874 NNY 25 SA, subject to resolution of the transportation issues set out in the Technical Services comments dated September 26, 2007, and the conditions listed in the Notice of Approval set out in Attachment 9 of the report (September 28, 2007) from the Director, Community Planning, North York District.
2. City Council authorize the City Solicitor to request the OMB to withhold its Order until the pre-approval conditions in the Notice of Approval contained in Attachment 9 of the report (September 28, 2007) from the Director, Community Planning, North York District, have been satisfied.
3. City Council authorize the City Solicitor to advise the OMB of any other conditions of approval which may arise as a result of outstanding comments to be received from the Toronto Transit Commission.
4. City Council authorize staff to continue working with the applicant to resolve the transportation matters contained in Attachment 6 of the report (September 28, 2007) from the Director, Community Planning, North York District (Technical Services memorandum dated September 26, 2007).
5. City Council authorize the Director, Community Planning, North York District, to execute the Site Plan Agreement in a form satisfactory to the City Solicitor.
6. City Council approve the following additional condition:

“That the trees proposed be supported by an irrigation system connected to the water service at the Don Mills Centre to the satisfaction of the General Manager, Parks, Forestry and Recreation.”

7. City Council direct the appropriate City officials to advise Cadillac-Fairview, applicant, of the North York Community Council and City Council's disappointment with Cadillac-Fairview for not respecting the intent and spirit of working with the local community.

Background Information

939 Lawrence Avenue East - Don Mills Centre - Site Plan Application - Status Report

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6892.pdf>)

Request for Direction Report - 939 Lawrence Ave East

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7282.pdf>)

NY9.21	NO AMENDMENT			Ward: 9, 10
--------	--------------	--	--	-------------

Repeal and Adoption of New By-laws - Official Plan and Zoning By-law Amendments - Wilson Avenue, between Keele Street and Bathurst Street

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council repeal By-laws 637-2007 and 638-2007.
2. City Council amend the Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 1 to the report (September 17, 2007) from the Director, Community Planning, North York District.
3. City Council amend the Zoning By-law for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 2 to the report (September 17, 2007) from the Director, Community Planning, North York District.
4. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required.
5. City Council delete Places of Worship, listed under Section 45.3(a) of the implementing By-law.
6. In view of the reduction in residential parking standards and Planning Staff's specific reference to the "high level of public transit service along Wilson Avenue" in their report (December 22, 2006), each condominium unit sold within the Wilson Avenue Study area, the developers provide, at no cost to the purchasers, a one year transit pass.
7. City Council direct the Director, Community Planning, North York District, to

undertake a further review of the lands surrounding the Wilson Avenue Station.

Background Information

Repeal and Adoption of New By-laws (September 17, 2007) Official Plan and Zoning By-law Amendments - Wilson Avenue, between Keele Street and Bathurst Street

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6929.pdf>)

Wilson Avenue, between Keele Street and Bathurst Street (September 17, 2007) - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6930.pdf>)

Supplementary Report (April 17, 2007) Wilson Avenue Study

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7072.pdf>)

Supplementary Report (April 17, 2007) - Wilson Avenue Study - Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7147.pdf>)

Supplementary Report (April 17, 2007) - Wilson Avenue Study - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7148.pdf>)

Final Report (December 22, 2006) Official Plan and Zoning By-law Amendment Application - Wilson Avenue, between Keele Street and Bathurst Street

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7073.pdf>)

Final Report (December 22, 2006) - Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7074.pdf>)

Additional Communications (City Council)

- (October 17, 2007) from Barnet H. Kussner, Weir Foulds LLP, Barristers and Solicitors (NY9.21.4)

NY9.22	AMENDED			Ward: 23
--------	---------	--	--	----------

Final Report - Bayview Avenue Area Study

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. **City Council adopt the urban design guidelines presented in Attachment 1 to the supplementary report (October 15, 2007) from the Chief Planner and Executive Director, City Planning, for use in reviewing development applications for the west side of Bayview Avenue from Finch Avenue to Hollywood Avenue, subject to amending the guidelines by adding to the first point under the heading “Transition Scenario ‘A’”, the words “in height”, so that it now reads:**
 - **No part of any building shall, in height, exceed 70% of the horizontal distance separating that part of the building from the nearest residential property line.**

Background Information

Final Report - Bayview Avenue Area Study

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7022.pdf>)

Bayview Avenue Area Study - Attachment 3 - Guidelines
<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-7023.pdf>

Additional Background Information (City Council)

- Report (October 15, 2007) from the Chief Planner and Executive Director, City Planning ([NY9.22a](#))

Scarborough Community Council Meeting 9

SC9.6	NO AMENDMENT			Ward: 38
-------	--------------	--	--	----------

Proposed Right-Turn Lane Designation - Northbound McCowan Road at Ellesmere Road

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council adopt the northbound curb lane designation, on McCowan Road at Ellesmere Road, as identified in the “One Way Traffic Lanes” regulation in Appendix 1 of this report.
2. City Council amend the appropriate by-laws.

Background Information

Report - McCowan Road at Ellesmere Road
<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-6983.pdf>

SC9.10	NO AMENDMENT			Ward: 39
--------	--------------	--	--	----------

4675 Steeles Avenue East - Zoning and Site Plan Control Applications Request for Direction Report

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council direct the City Solicitor and appropriate staff to attend the OMB hearing to ensure that the City’s interests are appropriately represented.
2. City Council authorize City staff to finalize the Section 37 benefits and Section 37 Agreement which shall provide for community benefits (a) and (b) and which shall secure transportation improvement matters (c), (d) and (e), prior to the release of

building permits:

- a. the provision and permanent use of 464 square metres (5,000 sq. ft.) of on-site, at-grade community space in the proposed development based on the term sheet attached as Attachment 5. The Section 37 Agreement will provide for a potential cash-in-lieu option to be used to expand the L'Amoreaux Community Centre;
 - b. provision of speed humps in the Heathwood Community;
 - c. conveyance of clear title to all land required for the proposed Redlea Avenue extension right-of-way, to the City, free and clear of all encumbrances and to the satisfaction of the Executive Director, Technical Services;
 - d. construction or provision of securities equal to 100 percent of the cost of implementation, of the proposed Redlea Avenue extension as a fully serviced municipal road from its present terminus southerly to Passmore Avenue together with the intersection improvements required at the Redlea Avenue and Steeles Avenue intersection; and
 - e. construction or provision of securities equal to 100 percent of the cost of the implementation, of the other transportation improvements identified in the applicants Traffic Impact Study.
3. City Council direct the applicant to submit a revised site plan application that addresses outstanding issues including: elevations, bicycle parking, landscaping, vehicular and pedestrian connections, lighting, vehicular access, stormwater management.
 4. City Council authorize City staff to support the application subject to Recommendations 2 and 3 being fulfilled, including amendments to the Milliken Employment Zoning By-law 24982, to permit an expansion of the existing retail mall, to a maximum density of 1.13 times the area of the lot and that such implementing zoning by-law include performance standards such as: a blended parking ratio, maximum density, maximum restaurant floor area and Section 37 provisions.
 5. Should the Board approve the application, City Council direct the City Solicitor to request the OMB to withhold its Final Order approving the zoning by-law amendment until the following matters have been addressed to the satisfaction of the City:
 - a. the execution of a site plan control agreement between the owner(s) and the City, secured by appropriate letters of credit to the satisfaction of the Director, Community Planning, Scarborough District;
 - b. the owner(s) entering into a Section 37 Agreement to the satisfaction of the Director, Community Planning, Scarborough District which shall also require the completion of transportation improvements prior to building occupancy;

and

- c. the owner(s) entering into a 100 percent financially secured Development Agreement for the construction of all improvements to the municipal infrastructure to the satisfaction of the Executive Director of Technical Services.
6. City Council direct the applicant to submit a condominium application once zoning and site plan approval are in place.

Background Information

Report - 4675 Steeles Avenue East

(<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-7080.pdf>)

SC9.11	NO AMENDMENT			Ward: 41
--------	--------------	--	--	----------

50-100 Scottfield Drive - Zoning Application - Request for Direction Report

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council provide direction to City staff to support the development as set out in the Final report from the Director of Planning, Scarborough District (March 8, 2007) at the OMB hearing which is scheduled to commence on November 13, 2007.
2. City Council request the OMB, should this application be approved, to withhold its Order approving the zoning by-law amendment until the following matters have been addressed to the satisfaction of the City:
 - a. arrangements for traffic control measures, including transit signal priority measures, to the satisfaction of the Executive Director of Technical Services; and
 - b. the execution of a site plan control agreement between the owner and the City secured by appropriate letters of credit to the satisfaction of the Director, Community Planning, Scarborough District, or alternative measures to secure placement of the seniors' apartment building which may include a "Holding" designation requiring site plan approval addressing built form objectives for the site.

Background Information

Report - 50-100 Scottfield Drive

(<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-7050.pdf>)

SC9.15	NO AMENDMENT			Ward: 41
--------	--------------	--	--	----------

Brilliant Court, Sandhurst Circle, and White Heather Boulevard – Part Lot Control Application – Final Report

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve the application for Part Lot Control and that a Part Lot Control Exemption By-law for Lots 1 to 6 (inclusive), Lots 10 to 13 (inclusive), and Lots 18 to 22 (inclusive) of Plan 66M-2438, be prepared to the satisfaction of the City Solicitor.
2. City Council authorize the City Solicitor to introduce the necessary Bill in Council for a Part Lot Control Exemption By-law to expire one (1) year from the date of enactment.
3. City Council require the owner to provide proof of payment of all current property taxes for the subject site, prior to the enactment of the Part Lot Control Exemption By-law.
4. City Council authorize the City Solicitor to make such stylistic and technical changes to the Part Lot Control Exemption By-law as may be required.

Background Information

Report

(<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-7301.pdf>)

Declared Interest (City Council - October 22 and 23, 2007)

Councillor Feldman - in that his son-in-law is the builder and developer of the project.

Toronto and East York Community Council Meeting 9

TE9.1	NO AMENDMENT			Ward: 21
-------	--------------	--	--	----------

Final Report - Approval of Official Plan Amendment and Draft Plan of Condominium Applications - 2 Ridelle Avenue

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council amend the Official Plan (application No. 07 107384 STE 21 OZ) substantially in accordance with the draft Official Plan Amendment found in Attachment No. 6.
2. City Council amend Attachment 7: Conditions of Draft Plan of Condominium Approval, by revising Condition 12(a) to read:
 - “12. (a) Provide and maintain a minimum of 16 single car spaces plus eight two-car tandem parking spaces on the site;”,

and authorize Draft Approval of the Plan of Condominium (application No. 07 107385 STE 21 CD) for 2 Ridelle Avenue, prepared by Wm. E. Bennett on December 19, 2007, and Date Stamped March 22, 2007, subject to the conditions set forth in Attachment No. 7, as amended, and authorize the Chief Planner and Executive Director to permit such red line revisions as he may deem appropriate, and that draft plan approval not be issued until the necessary Bill is in full force and effect.
3. City Council amend the Section titled “Parking and Access” in the body of the report (September 13, 2007) from the Director, Community Planning, Toronto and East York District, by deleting reference to “25 parking spaces”, and replacing with the words “24 parking spaces”.
4. City Council require the owner to fulfill the conditions of Draft Approval of Condominium set forth in Attachment No. 7, as amended, including the execution and satisfactory registration of any agreements deemed necessary by the City Solicitor, prior to the City’s consent for final registration, and authorize the City Solicitor to prepare any necessary agreements to secure the conditions, as the City Solicitor deems necessary.
5. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and Conditions of Draft Approval of Condominium as may be required.
6. City Council authorize and direct City officials to take necessary actions to give effect thereto.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7076.pdf>

TE9.2	AMENDED			Ward: 22
-------	---------	--	--	----------

Residential Demolition Application - 609 Avenue Road

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

- 1. City Council approve the application to demolish the residential building at 609 Avenue Road, contingent upon implementation of the demolition and excavation dust control measures approved by the Medical Officer of Health.**
- 2. City Council approve the application to demolish the residential building at 609 Avenue Road and instruct the Chief Building Official to issue the demolition permit once a building permit has been issued for a temporary sales office, on the condition that:**
 - a. prior to the issuance of the demolition permit, the applicant submit a Designated Substance Report, a Dust Control Plan and other information, if any, required for review and approval by the Medical Officer of Health;**
 - b. prior to the issuance of the demolition permit, the applicant submit a Temporary Landscape Plan to the satisfaction of the Director of Community Planning, Toronto and East York District, showing the:**
 - i. siting of the sales office;**
 - ii. location of temporary parking; and**
 - iii. temporary landscaping;**
 - c. prior to the issuance of the demolition permit, the applicant submit financial securities in the amount of 120% of the temporary landscaping estimate, as approved by the Director of Community Planning, Toronto and East York District, to guarantee provision of the temporary landscaping on site;**
 - d. the Owner remove all debris and rubble from the site immediately after demolition;**
 - e. the Owner erect a fence in accordance with the provisions of the Municipal Code, Chapter 363, Article III, if deemed appropriate by the Deputy Chief Building Official;**
 - f. the Owner maintain the site free of garbage and weeds, in accordance with the Municipal Code Chapters 632-5 and 629-10, Paragraph B;**
 - g. the Owner erect a replacement building on the site not later than three (3) years from the day demolition of the existing building is commenced;**
 - h. the Owner backfill any holes on the property with clean fill; and**

- i. **on the Owner's failure to complete the new building within the time specified in Condition 2g, the City Clerk shall be entitled to enter on the collector's roll, to be collected in like manner as municipal taxes, the sum of twenty-thousand (\$20,000) dollars for each dwelling unit contained in the building in respect of which the demolition permit is issued, and that such sum shall, until payment, be a lien or charge upon the land in respect of which the permit to demolish the residential property is issued.**

Background Information

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7165.pdf>)

Additional Background Information (City Council)

- Communication (October 19, 2007) from the Medical Officer of Health ([TE9.2a](#))

Additional Communications (City Council)

- (October 18, 2007) from Adam J. Brown, Sherman Brown Dryer Karol, Barristers and Solicitors (TE9.2.2)

TE9.3	NO AMENDMENT			Ward: 30
-------	--------------	--	--	----------

Public Right-of-Way Improvements to Boston Avenue from Queen Street East to Dundas Street East (Rail Spur)

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council amend the report (June 12, 2007) from the Director, Community Planning, Toronto and East York District by:
 - a. deleting Attachment 2b and replacing it with an additional Attachment 2c;
 - b. amending references to Attachments 4a and 4b in the Recommendations and replace with Attachments 2a and 2c; and

approve the Comprehensive Plan as shown in Attachment 2a and additional Attachment 2c of this report.
2. City Council direct staff to review development applications adjacent to the west side of Boston Avenue consistent with the recommended Comprehensive Plan discussed in the report and shown in Attachments 2a and 2c.
3. City Council direct staff to continue to negotiate a publicly accessible pedestrian

easement over the Rail Spur, from Queen to Dundas Street East.

4. City Council authorize staff to make substantially-in-accordance modifications to the approved Comprehensive Plan as may be required, when reviewing development application abutting the rail spur.
5. City Council request Toronto Hydro to investigate the feasibility of adding street lighting on the west side of Boston Avenue.

Background Information

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7125.pdf>)

Attachment - Additional 2C

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7348.pdf>)

TE9.29	NO AMENDMENT			Ward: 28
--------	--------------	--	--	----------

Request to amend Section 37 Agreement - 38 – 40 The Esplanade and 1 Scott Street

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Subject to Recommendation 2 of this report, City Council authorize the revisions to the Section 37 Agreement for 38-40 The Esplanade and 1 Scott Street, which will permit the required weather protection to be discontinuous in three locations and to have a depth reduced to 2.5 metres and reduced to 1.5 metres within 13 metres of the east property line.
2. The Section 37 Agreement be revised as set out in Recommendation 1 only on condition that:
 - a. the Committee of Adjustment grants minor variances to permit a reduced width of weather protection and interruptions in the weather protection; and
 - b. the applicant submit revised Site Plan drawings showing the revisions satisfactory to the Chief Planner.
3. City Council direct the City Solicitor to prepare revisions to the Section 37 Agreement necessary to implement the changes set out in Recommendation 1.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7134.pdf>

TE9.31	AMENDED			Ward: 28
--------	---------	--	--	----------

Application to remove the Holding Symbol (H) from the Zoning By-law and Application for Residential Demolition - Part of 620 Dundas Street East (230 Sumach Street, 202-208 Sumach Street, and 638-644 Dundas Street East) Regent Park Revitalization

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council amend the Zoning By-law to remove the Holding Symbol (H) from the lands shown on the map attached to this report as Attachment 1.
2. City Council approve the application to demolish the subject residential buildings with the following conditions, notwithstanding that there is no building permit for a replacement building on the site:
 - a. prior to the issuance of demolition permits for any buildings on the site, TCHC shall obtain the Provincial consent for the sale or lease of land as required under the Social Housing Reform Act;
 - b. the removal, handling and disposal of all hazardous materials including but not limited to asbestos, lead, mercury, silica and PCBs shall be conducted in accordance with the Ministry of the Environment and the Ministry of Labour regulations and guidelines;
 - c. the removal of ozone-depleting substances, if encountered, shall be performed by a licensed contractor in compliance with the Ministry of the Environment regulations;
 - d. the owner shall ensure the implementation of the demolition and excavation dust control measures approved by the Medical Officer of Health;
 - e. the owner shall not remove privately owned trees until permitted construction and/or demolition-related activities commence which warrant the destruction of trees;
 - f. the owner shall install tree protection hoarding for tree Nos. 216, 217, 218, 222, 223, 224, 225, 226, 228, 229, 244, and 245, as inventoried in the arborist report prepared by Bruce Tree Expert Company Ltd., dated August 9, 2007, in accordance with the tree protection zone listed in the above-noted arborist

report, prior to the commencement of any on-site construction and/or demolition activity;

- g. the owner shall erect a construction fence in accordance with the provisions of the Municipal Code, Chapter 363, Article III, if deemed appropriate by the Chief Building Official;
 - h. all debris and rubble shall be removed from the site immediately after demolition;
 - i. the site shall be maintained free of garbage and weeds, in accordance with the Municipal Code 632-5 and 629-10, Paragraph B; and
 - j. any holes on the property shall be back-filled with clean fill.
3. City Council advise TCHC that under the terms of their fee deferral, the private tree by-law application fees must be paid once the final proportion of the development to be comprised of non-profit housing is determined.
 4. **City Council authorize the transfer of title from Toronto Community Housing Corporation to the City of Toronto for parks purposes of that portion of block 15 shown on the attached Appendix A [to the supplementary report (October 12, 2007) from the General Manager, Parks, Forestry and Recreation (TE9.31a)] (“the Pool Lands”), in advance of the time set out in the approved subdivision conditions, subject to the prior consent of the Minister of Municipal Affairs under the Social Housing Reform Act, 2000.**
 5. **City Council authorize the City Solicitor to complete these transactions on behalf of the City, subject to amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may, from time to time, consider reasonable.**
 6. **City Council request the Chief Planner to amend or make red line changes to the Draft Plan of Subdivision and the conditions of subdivision approval, if necessary to reflect the transfer of title of the Pool Lands.**
 7. **the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.**

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7083.pdf>

Additional Background Information (City Council)

- Report (October 12, 2007) from the General Manager, Parks, Forestry and Recreation

(TE9.31a)

TE9.33	NO AMENDMENT			Ward: 27
--------	--------------	--	--	----------

Sign Variance - 95A Bloor Street West

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council approve the request for variances to maintain, for identification purposes, an illuminated projecting sign on the north elevation of the building at 95A Bloor Street West; and require that energy efficient lights be used.
2. City Council direct the City Clerk's Office to advise the applicant, upon approval of variances, of the requirement to obtain the necessary sign permits from the Chief Building Official.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7086.pdf>

TE9.40	NO AMENDMENT			Ward: 28
--------	--------------	--	--	----------

Toronto Waterfront Revitalization – West Don Lands Precinct – Surplus Land Declaration and Proposed Closing and Leasing of a Portion of the Un-named Link Road West of Old Brewery Lane, extending between River Street and Bayview Avenue

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council permanently close the portion of the un-named Link Road, shown as Part 1 on the attached Sketch No. PS-2006-027a (the "Link Road") as public highway, upon construction, conveyance to the City and dedication of the new Bayview Avenue extension, subject to compliance with the requirements of City of Toronto Municipal Code Chapter 162.
2. City Council direct Transportation Services staff to give notice of a proposed by-law to close the Link Road in accordance with the requirements of Chapter 162 of City of Toronto Municipal Code, with the Toronto and East York Community Council to hear any member of the public who wishes to speak to the matter.

3. City Council declare the Link Road surplus to the City’s requirements subject to the retention of a permanent easement in favour of the City for the protection and maintenance of an existing 1650 mm storm sewer, 150 mm water main, 375 mm combined sewer, a 300 mm combined sewer, and that all steps be taken to comply with the City’s real estate disposal process as set out in Chapter 213 of the City of Toronto Municipal Code.
4. City Council direct Ontario Realty Corporation (“ORC”), as agent for Her Majesty the Queen Right of Ontario (the “Province/Tenant”) and/or Waterfront Toronto (“WT”), to pay the cost to remove the existing street lighting infrastructure of Toronto Hydro located within the Link Road, with the cost to be determined prior to removal.
5. City Council direct ORC or WT to pay Toronto Hydro directly and provide the City Solicitor with written confirmation from Toronto Hydro that the cost to remove the street lighting infrastructure has been paid, prior to posting the Public Notice on the City’s web site.
6. City Council authorize the Chief Corporate Officer to negotiate with Toronto and Region Conservation Authority (“TRCA”) for the possible disposal of all or part of the Link Road.
7. City Council authorize the City to enter into a lease agreement to lease the Link Road, once closed, to ORC, as the Province/Tenant, for nominal rent, on the terms and conditions set out in Appendix “A” of this report, and that the lease agreement be in a form satisfactory to the City Solicitor.
8. City Council authorize the Chief Corporate Officer to administer and manage the lease agreement, including the provision of any consents, approvals, notices and notices of termination, provided the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.
9. City Council authorize the appropriate City officials to take the necessary action to give effect to the foregoing, including the introduction in City Council of any bills necessary to give effect thereto.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7082.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7103.pdf>

TE9.42	NO AMENDMENT			Ward: 20
--------	--------------	--	--	----------

Appointments to Scadding Court Community Centre

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council waive the length of service limit set out in section 3.2 of the Public Appointments Policy, based on the exceptions defined in section 3.7 of the policy.
2. City Council appoint Doug Lowry to the Scadding Court Community Centre Board of Directors for a further term of office ending November 30, 2010, or until his successor is appointed.

Background Information

Letter

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7162.pdf>)

TE9.43	NO AMENDMENT			Ward: 31
--------	--------------	--	--	----------

Appointments - Crescent Town Club Inc.

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council submit to the Annual General Meeting of Crescent Town Club Inc. on October 25, 2007, Councillor Davis as the nominee for a further three-year term to the Board of Directors. Crescent Town Club Inc.

Background Information

Letter

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7089.pdf>)

TE9.44	AMENDED			
--------	---------	--	--	--

Requests for Endorsement of Events for Liquor Licensing Purposes

City Council Decision

City Council on October 22 and 23, 2007, adopted the following **motion**:

City Council, for liquor licence purposes, advise the AGCO that it has no objection to:

1. the Fringe Festival of Toronto Theatre Festival taking place at The Factory Theatre from January 2 to 13, 2008, being permitted to sell and serve alcohol on an outside

patio from 6:00 p.m. to 12:00 midnight on weeknights, and 2:00 p.m. to 12:00 midnight on weekends for the duration of the event, which has been designated by Toronto and East York Community Council as an event of municipal significance;

2. **the Promotional Party for Bowmans.net taking place at The Roundhouse, 255 Bremner Boulevard, and advise the AGCO that it has no objection to the selling and serving of alcohol from 5:00 p.m. on Thursday, November 22, 2007, to 4.00 a.m. on Friday, November 23, 2007;**
3. **the Toronto Argonauts Neighbourhood Street Party taking place at the north side of Bremner Boulevard, between Van De Water Crescent and Rees Street, between the hours of 11:00 a.m. and 1:00 p.m. on either Sunday, November 11, 2007, or Sunday, November 18, 2007;**
4. **“Lullaby”, which is a production of Dark Horse Theatre in association with Factory Theatre, taking place from November 3-18, 2007, at Simone Interiors, 1690 Queen Street West;**
5. **VIP Opening of Ted Rogers School of Management taking place from 5:00 p.m. to 7:00 p.m. on November 12, 2007, at Ryerson University, 55 Dundas Street West;**
6. **Grey Cup 2007 Festival taking place at various locations, including Simcoe Street, Front Street and Bremner Boulevard, and advise the AGCO that it has no objection to the selling and serving of alcohol:**
 - a. **from 12:00 noon on November 22, 2007, to 5:00 p.m. on November 25, 2007 at these locations; and**
 - b. **from 12:00 noon on November 22, 2007, to 3:00 a.m. on November 26, 2007, at the Toronto Convention Centre, 255 Front Street West; and**
7. **the event, in conjunction with the Grey Cup 2007, taking place at St. Louis Bar and Grill, 313 Bremner Boulevard and advise the AGCO that it has no objection to the selling and serving of alcohol in a tent adjacent to this establishment from 11.00 a.m. on November 23, 2007, to 1:00 a.m. on November 26, 2007.**

Communications (City Council)

- (undated) from Jonah Midanik, Operations Director, Immersion Media Inc. (TE9.44.1)
- (undated) from Luke Boone, Toronto Argonauts (TE9.44.2)
- (October 5, 2007) from Dusan Dukic, Dark Horse Theatre (TE9.44.3)
- (October 16, 2007) from Clay Caporal, Events Manager, Ryerson University (TE9.44.4)
- (October 22, 2007) from Brad Watters, General Manager, Grey Cup 2007 (TE9.44.5)
- (undated) from Jim Soutar, Manager, St. Louis Bar and Grill (TE9.44.6)

TE9.51	NO AMENDMENT			Ward: 20
--------	--------------	--	--	----------

Committee of Adjustment Decision - 20 Brunswick Avenue

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council request the City Solicitor to support the residents appeal to the Ontario Municipal Board of the 20 Brunswick decision.
2. City Council request the City Solicitor to seek party status for the City of Toronto at this hearing based on the reasoning that this project was before the Ontario Municipal Board in 2001 and, therefore, it is not appropriate that the application is before the Board again as it is essentially the same application with minor changes.

Background Information

Member Motion

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-7339.pdf>)

TE9.53	NO AMENDMENT			Ward: 30
--------	--------------	--	--	----------

Planning Strategy - South of Eastern Lands

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council request appropriate City staff to analyze and consider incorporating recommendations to ensure that the land use planning and urban design guidelines for the South of Eastern incorporate a good relationship amongst three parcels of land being the West Donlands, the Portlands and the lands defined as the South of Eastern and such recommendations will be reflected in the further staff report from City Planning Staff in the winter of 2007.

New Business from City Officials

CC13.1	AMENDED			Ward: 20
--------	---------	--	--	----------

371-9 King Street West – King - Spadina

City Council Decision

City Council on October 22 and 23, 2007, **received the recommendations of the City Solicitor contained in Item CC13.1, and directed that the developer enter into a Section 37 Agreement with the City for \$80,000.00 for streetscape and other civic improvements in the local area.**

Link to Background Information

Council considered the following:

- Report (October 15, 2007) from the City Solicitor ([CC13.1](#))
- Communication (October 18, 2007) Adam J. Brown, Sherman Brown Dryer Karol, Barristers and Solicitors (CC13.1.1)

Confidential Attachment 1 to the report (October 15, 2007) from the City Solicitor, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege.

Declared Interest (City Council - October 22 and 23, 2007)

Councillor Shiner - in that his family owns property in the immediate area.

CC13.2	NO AMENDMENT			Ward: 20
--------	-----------------	--	--	----------

Legal Proceedings re Revocation of a Curb Lane Vending Permit – 50 St. George St.

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. The confidential instructions and information in Attachment 1 remain confidential.

Confidential Attachment 1 to the report (October 15, 2007) from the City Solicitor, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions and advice from the City Solicitor that is subject to solicitor-client privilege.

Link to Background Information

Council considered the following:

- Report (October 15, 2007) from the City Solicitor ([CC13.2](#))

Business Previously Requested

CC13.3	AMENDED			
--------	---------	--	--	--

City Manager’s Authority to Implement Cost Containment Measures

Considered with Executive Committee Item EX12.9, headed “Operating Variance Report (for the Six-month period ended June 30, 2007) (Ward: All)”

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

- The following motion be referred to the Executive Committee, with a request that the Committee report back to City Council on the motion in January 2008:**

Moved by Councillor Minnan-Wong:

“That City Council amend the Toronto Municipal Code to require the City Manager or her staff to seek Council approval for decisions that would result in:

- the closing of any public facilities; and/or**
- the limiting of hours of operation of public services, such as swimming pools or community centres.”**

Link to Background Information

Council considered the following:

- Report (October 11, 2007) from the City Manager, with attached Memorandum dated August 20, 2007, from Wendy Walberg, Solicitor, addressed to the Director of Financial Planning. ([CC13.3](#))
- Communication (September 4, 2007) from David C.K. Tang, Gowling Lafleur Henderson LLP, submitted by Councillor Walker, Ward 21, St. Paul’s (CC13.3.1)

Notices of Motions

M148	AMENDED			
------	---------	--	--	--

Amendment to Code of Conduct Complaint Protocol under Members Code of Conduct

Moved by Councillor Moscoe, seconded by Deputy Mayor Pantalone

City Council Decision

City Council on October 22 and 23, 2007, re-opened Item CC2.5, entitled “Amendments to the Code of Conduct Complaint Protocol under Members Code of Conduct” (City Council - February 5, 6, 7 and 8, 2007), as it relates to Recommendation 1c, and adopted the following motion:

1. The policy dealing with payment of legal costs be amended to include “**unless the Integrity Commissioner’s conclusion is overturned by Council or on judicial review**, or where City Council has received the Integrity Commissioner’s report and determined that no action be taken”, so that Recommendation 1c. contained in the report now reads as follows:
 - “c. That Members of Council, their staff, and local boards (restricted definition) be eligible for costs in any case where the Integrity Commissioner reaches the conclusion that there was a violation but that it was committed through inadvertence or an error in judgement made in good faith, **unless the Integrity Commissioner’s conclusion is overturned by Council or on judicial review**, or where City Council has received the Integrity Commissioner’s report and determined that no action be taken, and that the City Solicitor’s report under the policy will be in consultation with the Integrity Commissioner.”

Link to Background Information

Council considered the following:

- [Motion M148](#)
- Financial Impact Statement (October 23, 2007) from the Deputy City Manager and Chief Financial Officer

M149	NO AMENDMENT			Ward: 22
------	-----------------	--	--	----------

108 Boulton Drive – OMB Appeal

Moved by Councillor Walker, seconded by Councillor Jenkins

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council direct the City Solicitor and City Planning staff to appear at the Ontario Municipal Board to support the position of City Planning staff, which recommends refusal of this application respecting 108 Boulton Drive.

Link to Background Information

Council considered the following:

- [Motion M149](#)
- Excerpt from the Minutes of the Committee of Adjustment related to 108 Boulton Drive, CofA File: A0471/07TEY
- Report (August 17, 2007) from the Director, Community Planning, Toronto and East York District, addressed to the Chairman and Members of the Committee of Adjustment, Toronto and East York Panel, respecting 108 Boulton Drive
- Communication (August 22, 2007) from Councillor Michael Walker, Ward 21, St. Paul's, addressed to the Chair and Members, Committee of Adjustment - South Panel, respecting 108 Boulton Drive

M150	NO AMENDMENT			
------	-----------------	--	--	--

Toronto Police Service – 2007 Capital Budget Transfer of Funds *Moved by Councillor McConnell, seconded by Councillor Carroll*

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Toronto City Council approve the transfer of \$1.165M from the 2007 allocation for the Human Resources Management System (HRMS) project to the Radio Replacement Project (in 2007).
2. Toronto City Council approve the transfer of \$0.994M from the 2007 allocation for the 14 Division project to the Radio Replacement Project (in 2007).

Link to Background Information

Council considered the following:

- [Motion M150](#) with attached report (October 5, 2007) from the Chair, Toronto Police Services Board

M151	NO AMENDMENT			
------	-----------------	--	--	--

Appointment to the Board of Heritage Toronto to Replace a Vacancy *Moved by Councillor Rae, seconded by Councillor Vaughan*

City Council Decision

City Council on October 22 and 23, 2007, re-opened Civic Appointments Committee Item CA7.1 (City Council - April 23 and 24, 2007), as it relates to Recommendation 2, and adopted the following motion:

1. City Council waive, on a one-time basis, the Public Appointments Policy requirements to use the list of alternates, to use the established advertised recruitment process and the established qualifications, and Heritage Toronto be authorized to identify a suitable candidate through a selective search process.

Link to Background Information

Council considered the following:

- [Motion M151](#)

M152	REFERRED			
------	----------	--	--	--

City Council Endorse the Sale of VQA Wine and Ontario Microbrewery Beer at Convenience Stores

Moved by Councillor Walker, seconded by Councillor Jenkins

City Council Decision

City Council on October 22 and 23, 2007, referred Motion M152 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M152](#)

M153	REFERRED			
------	----------	--	--	--

Promoting Energy Conservation in Toronto

Moved by Councillor Mihevc, seconded by Councillor De Baeremaeker

City Council Decision

City Council on October 22 and 23, 2007, referred Motion M153 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M153](#)

M154	REFERRED			
------	----------	--	--	--

Elimination of Blue Jay Ticket Purchases for Councillors
Moved by Councillor Heaps, seconded by Councillor Stintz

City Council Decision

City Council on October 22 and 23, 2007, referred Motion M154 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M154](#)
- Financial Impact Statement (October 23, 2007) from the Deputy City Manager and Chief Financial Officer

M155	REFERRED			
------	----------	--	--	--

Transit Passes – New Condominium Units
Moved by Councillor Moscoe, seconded by Councillor Giambrone

City Council Decision

City Council on October 22 and 23, 2007, referred Motion M155 to the Planning and Growth Management Committee.

Link to Background Information

Council considered the following:

- [Motion M155](#) with attached copy of Planning and Transportation Committee Report 3, Clause 8, headed “Transit Pass and Parking Requirements”, considered by City Council on May 23, 24 and 25, 2006.

Motions Without Notice

M156	NO AMENDMENT			Ward: 29
------	-----------------	--	--	----------

550 Bayview Avenue – OMB Hearing – Ward 29 (Toronto Danforth)
Moved by Councillor Ootes, seconded by Councillor Minnan-Wong

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council authorize the City Solicitor and appropriate staff to appear at the Ontario Municipal Board to support the Committee of Adjustment's decision to approve the requested minor variances application.

Link to Background Information

Council considered the following:

- [Motion M156](#)
- Communication (June 20, 2007) from the Manager and Deputy Secretary-Treasurer, Committee of Adjustment, addressed to Councillors and Executive Assistants - Toronto and East York Community Council, and Commenting Civic Officials, entitled "Results List - Toronto and East York Committee of Adjustment Hearing - June 20, 2007"

M157	REFERRED			Wards: All
------	----------	--	--	------------

Manufacturing Matters to Toronto

Moved by Councillor Augimeri, seconded by Councillor Rae

City Council Decision

City Council on October 22 and 23, 2007, **referred Motion M157 to the Economic Development Committee.**

Link to Background Information

Council considered the following:

- [Motion M157](#)

M158	NO AMENDMENT			Ward: 23
------	-----------------	--	--	----------

Fence Exemption Request and Amendment to By-law 204-2007 - 116 Elmhurst Avenue

Moved by Councillor Filion, seconded by Councillor Moscoe

City Council Decision

City Council on October 22 and 23, 2007, re-opened North York Community Council Item NY3.2 (City Council – March 5, 6, 7 and 8, 2007) for further consideration, and adopted the following motion:

1. City Council refer North York Community Council Item NY3.2 back to the North York Community Council for further consideration.

Link to Background Information

Council considered the following:

- [Motion M158](#)

M159	NO AMENDMENT			Wards: All
------	-----------------	--	--	------------

Water Rate Restructuring – Results of Public Consultation and Recommended Rate Structure

Moved by Councillor Carroll, seconded by Councillor De Baeremaeker

City Council Decision

City Council on October 22 and 23, 2007, re-opened Executive Committee Item 9.2, as adopted by Council at its meeting on June 19, 20 and 22, 2007, as it pertains to Recommendation 5a, relating specifically to the effective date of the rebate on the water bill of low-income seniors and low-income disabled persons, for further consideration, and adopted the following motion:

1. Recommendation 5a of Executive Committee Item 9.2 be amended by deleting the effective date of July 1, 2008, for a rebate on the water bill for low-income seniors and low-income disabled persons, and replacing it with an effective date of January 1, 2008, so that Recommendation 5a now reads as follows:
 - “5. a. the rebate be initially set at a rate reflecting a 20% reduction from the general first block rate, effective commencing January 1, 2008;”

Link to Background Information

Council considered the following:

- [Motion M159](#)

M160	NO AMENDMENT			Ward: 27
------	-----------------	--	--	----------

Yonge Dundas Redevelopment Project – Consent to Transfer by Penex Dundas Square Limited Partnership – 259 Victoria Street

Moved by Councillor Rae, seconded by Mayor Miller

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. City Council grant its consent to the sale of the Torch Project at 259 Victoria Street by Penex Dundas Square Limited Partnership to Rogers Communications Inc., or the corporate entity Rogers might designate to hold title to the Torch Project.
2. City staff be authorized and directed to take the necessary steps to give effect thereto.

Link to Background Information

Council considered the following:

- [Motion M160](#)

M161	NO AMENDMENT			Ward: 28
------	-----------------	--	--	----------

2 St. James Court – OMB Hearing – Ward 28 - Toronto Centre Rosedale *Moved by Councillor McConnell, seconded by Councillor Rae*

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motion:

1. City Council authorize the City Solicitor and appropriate staff to appear at the Ontario Municipal Board to support the Committee of Adjustment's decision to refuse the requested minor variances application.

Link to Background Information

Council considered the following:

- [Motion M161](#)
- Notice of Decision, Minor Variance/Permission (August 14, 2007) for 2 St. James Court, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

M162	NO AMENDMENT			
------	-----------------	--	--	--

45 Lisgar Street - Litigation

Moved by Councillor Giambrone, seconded by Mayor Miller

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.

2. If the confidential instructions are adopted then those instructions in whole or in part, may be made public at the discretion of the City Solicitor at the appropriate time.

Confidential Attachment 1 to the report (October 23, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to litigation or potential litigation, including matters before an administrative tribunal, and that is subject to solicitor-client privilege. The instructions may be made public, in whole or in part, at the discretion of the City Solicitor at the appropriate time.

[Public release Confidential information – January 8, 2008.](#)

Link to Background Information

Council considered the following:

- [Motion M162](#) with attached report (October 23, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning

M163	NO AMENDMENT			
------	-----------------	--	--	--

150 Sudbury Street – Litigation
Moved by Councillor Giambrone, seconded by Mayor Miller

City Council Decision

City Council on October 22 and 23, 2007, adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. If the confidential instructions are adopted then those instructions in whole or in part, may be made public at the discretion of the City Solicitor at the appropriate time.

Confidential Attachment 1 to the report (October 23, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to litigation or potential litigation, including matters before an administrative tribunal, and that is subject to solicitor-client privilege. The instructions may be made public, in whole or in part, at the discretion of the City Solicitor at the appropriate time.

[Public release of confidential information – December 14, 2007](#)

Link to Background Information

Council considered the following:

- [Motion M163](#) with attached report (October 23, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning

Released: October 25, 2007