

**MINUTES OF THE COUNCIL  
OF THE  
CITY OF TORONTO**

**MONDAY, MARCH 5, 2007,  
TUESDAY, MARCH 6, 2007,  
WEDNESDAY, MARCH 7, 2007, AND  
THURSDAY, MARCH 8, 2007**

**CALL TO ORDER - 9:40 a.m.**

- 3.1 Speaker Bussin took the Chair and called the Members to order.

The meeting opened with *O Canada*.

3.2 **MOMENT OF SILENCE (Condolence Motions)**

Members of Council observed a moment of silence and remembered the following persons who passed away:

**March 5, 2007**

Celia Franca  
Barry Lowe

**March 6, 2007**

Jack Marks  
Doris Anderson

3.3 **CONFIRMATION OF MINUTES**

Councillor Mammoliti moved that the Council Minutes for the meeting held on February 5, 6, 7 and 8, 2007, be confirmed in the form supplied to the Members, which carried.

**3.4 INTRODUCTION OF REPORTS BY COMMITTEE CHAIRS AND  
INTRODUCTION OF NEW BUSINESS ITEMS**

Deputy Mayor Pantalone presented the Report from Meeting 4 of the Executive Committee for consideration.

Councillor Davis presented the Reports from Meetings 2 and 4 of the Civic Appointments Committee for consideration.

Councillor Mihevc presented the Report from Meeting 2 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 2 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 2 of the General Government Committee for consideration.

Councillor Moscoe presented the Report from Meeting 2 of the Licensing and Standards Committee for consideration.

Councillor Ashton presented the Report from Meeting 2 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 3 of the Public Works and Infrastructure Committee for consideration.

Councillor Nunziata presented the Report from Meeting 3 of the Etobicoke York Community Council for consideration.

Councillor Perruzza presented the Report from Meeting 3 of the North York Community Council for consideration.

Councillor Del Grande presented the Report from Meeting 3 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 3 of the Toronto and East York Community Council for consideration.

Councillor Perks presented the New Business from City Officials for consideration.

*Vote:*

The vote on the Introduction of the Committee Reports and New Business Items carried.

**3.5 DECLARATIONS OF INTEREST**

Councillor Augimeri declared an interest in Toronto and East York Community Council Item TE3.4, headed “Final Report - Zoning Amendment Application - 56 Blue Jays Way”, in that a member of her immediate family owns a suite in the neighbourhood.

Councillor Jenkins declared an interest in General Government Committee Item GG2.16, headed “Update on City’s 3-1-1 Project”, in that he has an interest in one of the companies listed in the confidential attachment.

Councillor Mihevc declared an interest in Recommendation 7 of the report (February 5, 2007) from the General Manager, Shelter, Support and Housing Administration, contained in Community Development and Recreation Committee Item CD2.1, headed “Federal Homelessness Funding: Authority to Negotiate a New Federal Agreement and Manage the Transition to the New Program”, in that his spouse works with East York East Toronto Family Resources.

Councillor Palacio declared an interest in Etobicoke York Community Council Item EY3.19, headed “167 Evelyn Avenue-Amendments to Parking Regulations”, in that his principal residence is in the immediate area.

Councillor Perks declared an interest in Toronto and East York Community Council Item TE3.54, headed “Proposed Amendments to Parking Regulations - Dundas Street West, between Dovercourt Road and Sterling Road”, in that his principal residence is in the immediate area.

Councillor Shiner declared an interest in Licensing and Standards Committee Item LS2.1, headed “Enhanced Property Standards for Designated Heritage Buildings”, in that his family owns a building which is listed and will be designated shortly.

Councillor Shiner also declared an interest in Toronto and East York Community Council Item TE3.4, headed “Final Report - Zoning Amendment Application - 56 Blue Jays Way”, in that his family owns property in the immediate area.

### 3.6 **PETITIONS**

Speaker Bussin called for Petitions.

No petitions were submitted.

**3.7 REVIEW OF THE ORDER PAPER****March 5, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Confirm the March 5, 2007 Order Paper:*

Speaker Bussin proposed that Council confirm the Order Paper.

1. Councillor Mammoliti moved that Item CA4.2, headed “Appointments to the Committee of Adjustment”, be considered as an urgent item.
2. Councillor Rae moved that Motion M27, respecting a Change to City Council Meeting Times, be considered as Council’s first item of business.
3. Deputy Mayor Pantalone moved that:
  - a. Council consider the held Items from Committee Reports in the order of presentation, regardless of the Item being identified as urgent or not, unless the matter includes a confidential matter that should be considered at the time set for closed session; and
  - b. Council consider the held Items from the Executive Committee Report as the first items of business on Tuesday, March 6, when Mayor Miller is in attendance.
4. Councillor Davis moved that Item CA4.2, headed “Appointments to the Committee of Adjustment”, be considered as the first item of business during the closed session.
5. Councillor Minnan-Wong moved that Council’s closed session at 5:00 p.m. today, continue if necessary, when Council reconvenes at 7:30 p.m.

*Vote to Confirm the Order Paper:*

Council adopted the March 5, 2007 Order Paper, as amended by the above-noted motions 1 to 5, and all other Items not held on consent.

**March 6, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Confirm the March 6, 2007 Order Paper:*

Speaker Bussin proposed that Council confirm the Order Paper.

1. Councillor Minnan-Wong moved that the Order Paper be amended to provide that

Council consider Item CA4.1, headed “Appointments to the Toronto Public Library Board” and Item CA4.2, headed “Appointments to the Committee of Adjustment”, no earlier than 2:00 p.m. on March 6, 2007, as some Members of Council would be absent from the Chamber to attend an announcement taking place at 11:00 a.m.

*Vote to Confirm the Order Paper:*

Council adopted the March 6, 2007 Order Paper, as amended by motion 1 by Councillor Minnan-Wong.

**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Procedural Motion to Confirm the March 7, 2007 Order Paper:*

Deputy Speaker Lindsay Luby proposed that Council confirm the Order Paper.

*Vote to Confirm the Order Paper:*

Council adopted the March 7, 2007 Order Paper.

**March 8, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Confirm the March 8, 2007 Order Paper:*

Councillor Ainslie moved that Council confirm the Order Paper.

*Vote to Confirm the Order Paper:*

Council adopted the March 8, 2007 Order Paper.

**CONSIDERATION OF REPORTS**

**3.8 EXECUTIVE COMMITTEE MEETING 4**

Under Section 27-70 of Council’s Procedures, a Committee’s recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration Minute 3.9	EX4.1	Advisory Bodies and Working Committees
Held for consideration Minute 3.10	EX4.2	Financial Assessment of Proposed Conference Centre Development at Exhibition Place
Held for consideration Minute 3.11	EX4.3	Multi-Year Temporary Borrowing Authority
Adopted by consent	EX4.4	Aboriginal Affordable Housing Opportunity at 244 Church St.
Held for consideration Minute 3.12	EX4.5	Capital Variance Report for the Nine-month Period Ended September 30, 2006
Held for consideration Minute 3.13	EX4.6	Operating Variance Report for the Nine-month Period Ended September 30, 2006
Adopted by consent	EX4.7	Line of Credit Guarantee for Caribana 2007
Adopted by consent	EX4.8	Funding for Severance Costs for Councillors' and Councillors' Staff and the Establishment of a Reserve
Held for consideration Minute 3.14	EX4.9	Toronto Just for Laughs Comedy Festival – Approval of Tourism Event Development Loan
Held for consideration Minute 3.15	EX4.10	Renaming the General Government Committee to the Government Management Committee
Held for consideration Minute 3.16	EX4.12	Proposed 2007 Development Application Fees Adjustments – City Planning Division
Adopted by consent	EX4.13	Amendment to By-law No. 591-2000 (Election Contracts Authority)

### Consideration of Items - Executive Committee Meeting 4

#### 3.9 Advisory Bodies and Working Committees

EX4.1	AMENDED		Policy	Wards: All
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Walker moved that the Item be amended by adding the following:

The Tenant Defence Sub-Committee continue to operate with its current terms of reference, reporting through the Community Development and Recreation Committee, until future requirements are determined, and that the City Clerk canvass Members of Council for their interest in being appointed to the current vacancies on the Tenant Defence Sub Committee.

**March 6, 2007**

Speaker Bussin in the Chair.

*Motions:*

2. Councillor Thompson moved that the Item be amended by:
  - a. amending Table 1 to provide that the Union Station Revitalization Public Advisory Group report to the Executive Committee; and
  - b. adding the following:
    1. That Council direct the Union Station Staff Working Group to consult with the Provincial Infrastructure Group on how the City deals with Union Station; and
    2. The Mayor, in his report on Table 2, indicate that the reporting relationship of the Community Safety Panel will be through the Executive Committee.
3. Councillor Kelly moved that the Item be amended by adding the Enterprise Toronto Advisory Committee to Table 1, with its reporting relationship to the Economic Development Committee.
4. Councillor Perruzza moved that the Item be amended by deleting the following Recommendation 7 of the Executive Committee:
  7. the Parc Downsview Park Operating Protocol Committee be re-established.

*Permission to Withdraw Motion:*

Councillor Thompson, with the permission of Council, withdrew Part 1 of his motion 2b.

*Votes:*

Adoption of motion 2a by Councillor Thompson:

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Yes - 17	
Councillors:	Ashton, Augimeri, Del Grande, Ford, Heaps, Jenkins, Kelly, Lee, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza, Saundercook, Stintz, Thompson, Walker
No - 19	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Giambrone, Hall, Holyday, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Perks, Vaughan

Lost by a majority of 2.

Adoption of Part 2 of motion 2b by Councillor Thompson:

Yes - 28	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 8	
Councillors:	Carroll, Ford, Giambrone, Heaps, McConnell, Mihevc, Parker, Perruzza

Carried by a majority of 20.

Motion 3 by Councillor Kelly carried.

Adoption of motion 4 by Councillor Perruzza:

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 2	
Councillors:	Ashton, Lee

Carried by a majority of 34.

Motion 1 by Councillor Walker carried.

Adoption of the Item, as amended:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Milczyn

Carried by a majority of 36.

Deputy Speaker Lindsay Luby in the Chair.

*Motion to Reconsider:*

Councillor Del Grande, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, which carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

5. Councillor Del Grande moved that the Item be further amended by:
  - a. adding the 3-1-1 Councillor-Staff Working Group to Table 1, with its reporting relationship to the Government Management Committee; and
  - b. deleting the 3-1-1 Councillor-Staff Working Group from Table 2.

*Votes:*

Motion 5 by Councillor Del Grande carried.

The Item, as further amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Council approve the re-establishment or continuation of the advisory bodies and working committees as set out in Table 1 (as amended), for the term of Council ending November 30, 2010, or until their work is completed within the term, under their present terms of reference, and with the reporting relationships and composition changes as noted in the table.
2. Council request staff to report, if necessary, to the relevant Standing Committee or Executive Committee with any required changes to the terms of reference for the advisory bodies and working committees in Table 1.
3. Council approve the referral of certain advisory bodies and working committees as set out in Table 2 (as amended), to the Mayor or Standing Committees to determine future requirements.
4. Council request the City Clerk to canvass members for their interest in being appointed to the advisory bodies and working committees in Table 1 and report to the Striking Committee.
5. Table 1 be amended, as it relates to the Community Partnership and Investment Program Appeals Sub-Committee, as follows:

“New Reporting Relationship: Appeals Sub-Committee report to either the Community Development and Recreation Committee or the Economic Development Committee, depending on the nature of the funding program concerned.

Composition Change Required: two members drawn from each of the Community Development and Recreation and the Economic Development Committees.
6. The Tenant Defence Sub-Committee continue to operate with its current terms of reference, reporting through the Community Development and Recreation Committee, until future requirements are determined, and that the City Clerk canvass Members of Council for their interest in being appointed to the current vacancies on the Tenant Defence Sub Committee.
7. Table 1 be amended by:
  - a. adding the 3-1-1 Councillor-Staff Working Group, with its reporting relationship to the Government Management Committee; and
  - b. adding the Enterprise Toronto Advisory Committee with its reporting

relationship to the Economic Development Committee.

8. Table 2 be amended by deleting the 3-1-1 Councillor-Staff Working Group.
9. The Mayor, in his report on Table 2, indicate that the reporting relationship of the Community Safety Panel will be through the Executive Committee.

**Background Information**

Advisory Bodies and Working Committees

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1475.pdf>

Communication respecting Item 1 - Advisory Bodies and Working Committees - City

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1481.pdf>

3.10 **Financial Assessment of Proposed Conference Centre Development at Exhibition Place**

<b>EX4.2</b>	AMENDED		Policy	Wards: 19
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This Item was considered during closed session.

(See Minute 3.80)

3.11 **Multi-Year Temporary Borrowing Authority**

<b>EX4.3</b>	NO AMENDMENT		Transactional	Wards: All
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

Adoption of the Item, without amendment:

Yes - 31	Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Walker
No - 1	

Councillor: Ford
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Carried by a majority of 30.

### **City Council Decision**

City Council adopted the following motions:

1. The annual temporary borrowing limit to meet the current expenditures in each of 2008, 2009 and 2010, pending receipt of tax levies and other revenues in each of those years, be calculated using the formula in Subsection 5(1) of Ontario Regulation 610/06, and authority be delegated to the Mayor and the Deputy City Manager and Chief Financial Officer to temporarily borrow for current expenditures up to this limit in each of 2008, 2009 and 2010.
2. The annual temporary borrowing limit for capital purposes for each of 2008, 2009 and 2010 be established at \$500,000,000 per year and authority be delegated to the Mayor and the Deputy City Manager and Chief Financial Officer to temporarily borrow for capital expenditures up to this limit in each of 2008, 2009 and 2010.
3. Authority be granted for the introduction of the necessary Bills in Council to give effect to the foregoing.
4. The appropriate City of Toronto officials be authorized to take the necessary actions to give effect thereto.

### **Background Information**

Multi-Year Temporary Borrowing Authority

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1482.pdf>

### 3.12 **Capital Variance Report for the Nine-month Period Ended September 30, 2006**

<b>EX4.5</b>	AMENDED		Transactional
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#### **March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Shiner moved that the Item be amended by adding the following:
  - a. The General Manager, Toronto Water be requested to provide an updated variance report based on the previous month-end when the 2008 rate

reconsideration is before Committee and Council.

- b. The most recent variance report include an update of the status of major capital projects in projecting capital budget completion percentages for the year.

*Votes:*

Motion 1 by Councillor Shiner carried.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. Council approve the technical adjustments in Appendix 2 (TTC) and Appendix 3 (EMS) of the report (January 12, 2007) from the Deputy City Manager and Chief Financial Officer, to reallocate funds between projects with no incremental impact on the 2006 Approved Capital Budget.
2. The General Manager, Toronto Water be requested to provide an updated variance report based on the previous month-end when the 2008 rate reconsideration is before Committee and Council.
3. The most recent variance report include an update of the status of major capital projects in projecting capital budget completion percentages for the year.
4. The appropriate staff be authorized and directed to take the necessary action to give effect thereto.

### **Background Information**

(January 29, 2007) Report from the Budget Committee - EXMainex4.5  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-519.pdf>)

### 3.13 **Operating Variance Report for the Nine-month Period Ended September 30, 2006**

EX4.6	NO AMENDMENT		Transactional	
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council on March 5, 6, 7 and 8, 2007, adopted the following motions:

1. Council approve the technical adjustments made to amend the 2006 Council Approved Operating Budget between Programs to ensure accurate accountability and reporting (no increase to the overall 2006 Council Approved Operating Budget) as detailed in Appendix D of the report.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### Background Information

(January 29, 2007) Report from the Budget Committee - EXMainex4.6  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-520.pdf>)

### 3.14 Toronto Just for Laughs Comedy Festival – Approval of Tourism Event Development Loan

EX4.9	NO AMENDMENT		Policy	
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#### March 7, 2007

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be received.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 5	
Councillors:	Ford, Holyday, Minnan-Wong, Nunziata, Parker
No - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Ootes,

Pantalone, Perks, Perruzza, Rae, Stintz, Vaughan,  
Walker

Lost by a majority of 24.

Adoption of the Item, without amendment:

Yes - 32	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Nunziata

Carried by a majority of 29.

### City Council Decision

City Council adopted the following motions:

1. Council authorize the approval of a Tourism Event Development Loan to the Toronto Just for Laughs Comedy Festival for \$500,000 to establish an annual Summer Comedy Festival in Toronto and that staff develop a formal agreement for the terms and conditions of the loan in a form satisfactory to the Deputy City Manager and Chief Financial Officer and the City Solicitor.
2. The General Manager of Economic Development, Culture and Tourism be directed to provide the organizers of the Just for Laughs Festival with any technical assistance and operational support and services necessary and work with all other City of Toronto Division's and Agencies who will be providing services to the organizers to establish the event in July 2007.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### Background Information

(January 29, 2007) Report from the Budget Committee - EXMainex4.9  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-523.pdf>)

3.15 **Renaming the General Government Committee to the Government Management Committee**

<b>EX4.10</b>	NO AMENDMENT		Policy	
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be amended by deleting Recommendation 1 of the Executive Committee, and replacing it with the following:
  1. the General Government Committee be renamed the “Administration Committee”.

*Votes:*

Adoption of Motion 1 by Councillor Ford:

Yes - 12 Councillors:	Ainslie, Augimeri, Del Grande, Ford, Holyday, Jenkins, Milczyn, Minnan-Wong, Moscoe, Ootes, Parker, Vaughan
No - 21 Mayor: Councillors:	Miller Carroll, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Nunziata, Pantalone, Perks, Perruzza, Rae, Stintz, Walker

Lost by a majority of 9.

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The General Government Committee be renamed the “Government Management Committee”.
2. The City Solicitor prepare and submit the necessary Bill to City Council to amend the Toronto Municipal Code, Chapter 27, Council Procedures.

**Background Information**

(January 29, 2007) Report from the General Government Committee - EXMainex4.10  
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-524.pdf>

3.16 **Proposed 2007 Development Application Fees Adjustments – City Planning Division**

EX4.12	AMENDED		Policy	Wards: All
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Vaughan moved that the Item be amended by deleting Recommendation 3 of the Executive Committee, and replacing it with the following:
  3. The issue of recovery of costs for research requests be referred to the Budget Committee for consideration of funding these costs through the fees applied to multi-residential applications.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled that further questions of staff would be permitted as other Members of Council had not yet had an opportunity to do so.

Councillor Giambrone challenged the ruling of the Chair.

*Vote to Uphold the Ruling of the Deputy Speaker:*

Yes - 20	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Davis, Del Grande, Di Giorgio, Filion, Grimes, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Vaughan, Walker
No - 13	
Councillors:	Augimeri, Carroll, De Baeremaeker, Ford, Giambrone, Hall, Kelly, McConnell, Ootes, Perks, Perruzza, Rae, Stintz

Carried by a majority of 7.

2. Councillor Ashton moved that the Item be amended by adding the following:

The Chief Planner and Executive Director, City Planning, be requested to report to the Planning and Growth Management Committee on an expanded criteria that would exempt community-based organizations and/or individuals from research request fees.

*Permission to Withdraw Motion:*

Councillor Vaughan, with the permission of Council, withdrew his motion 1.

*Votes:*

Motion 2 by Councillor Ashton carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Council amend the Toronto Municipal Code, Chapter 441, to increase all City Planning application fees listed in Schedule 16, Appendix C, which are subject to annual adjustments at a rate equal to the applicable annual wage adjustment increase, effective April 1st, commencing in 2007 and then each January 1st thereafter. In years where the wage adjustment increase is not known by January 1st, the fee would increase by the percentage increase in the All Items Index of the Consumer Price Index (not seasonally adjusted) for the Toronto Census Metropolitan Area, published by Statistics Canada, during the twelve month period ending on October 1st in the year immediately preceding the rate increase.
2. Council amend Toronto Municipal Code, Chapter 441, to increase application fees listed in Schedule 16, Appendix C, for Committee of Adjustment minor variance applications under s. 45 of the Planning Act related to multi-residential, which includes any development containing more than 3 dwelling units, and mixed use and non residential properties from \$1,383.71 to \$1,850.00 per application, effective April 1st, 2007 and annually thereafter at a rate equal to the applicable annual wage adjustment increase, effective January 1st.
3. Council amend the Toronto Municipal Code, Chapter 441, to establish a user fee of \$150.00 for Committee of Adjustment research requests, effective April 1st, 2007, which is not subject to an annual adjustment; and that this user fee not pertain to Members of Council.

4. The Chief Planner and Executive Director, City Planning, be requested to report to the Planning and Growth Management Committee on an expanded criteria that would exempt community-based organizations and/or individuals from research request fees.
5. Council authorize the City Solicitor to prepare the necessary changes to the Toronto Municipal Code, Chapter 441, and the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Background Information**

Proposed 2007 Development Application Fees Adjustments - City Planning Division  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1521.pdf>)

Council also considered the following:

- [Report \(March 1, 2007\) from the Chief Planner and Executive Director, City Planning \(EX4.12a\).](#)

### 3.17 **CIVIC APPOINTMENTS COMMITTEE MEETING 2**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent	CA2.1	Appointments to the St. Lawrence Centre for the Arts Board of Directors
Adopted by consent	CA2.2	Canadian National Exhibition Association (CNEA) - Appointments to the Board of Governors of Exhibition Place
Adopted by consent	CA2.3	Appointments to the Toronto Centre for the Arts Board of Directors
Adopted by consent	CA2.4	Appointment to the Board of Health - Education Representative

### 3.18 **CIVIC APPOINTMENTS COMMITTEE MEETING 4**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration CA4.1 Appointments to the Toronto Public Library Board  
Minute 3.19

Held for consideration CA4.2 Appointments to the Committee of Adjustment  
Minute 3.20

### Consideration of Items - Civic Appointments Committee Meeting 4

#### 3.19 Appointments to the Toronto Public Library Board

CA4.1	AMENDED		Transactional	Wards: All
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This Item was considered during closed session.

(See Minute 3.76)

#### 3.20 Appointments to the Committee of Adjustment

CA4.2	NO AMENDMENT		Transactional	Wards: All
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This Item was considered during closed session.

(See Minute 3.77)

#### 3.21 COMMUNITY DEVELOPMENT AND RECREATION COMMITTEE MEETING 2

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent CD2.1 Federal Homelessness Funding: Authority to Negotiate a New Federal Agreement and Manage the Transition to the New Program

Held for consideration CD2.3 Progress Report: Meeting Current Nutrition Needs of Toronto's Children and Youth  
Minute 3.22

Held for consideration CD2.4 Impact of Poverty on Children's Current and Future Health (considered with CD2.5)  
Minute 3.23

Held for consideration CD2.5 Cost of the Nutritious Food Basket – Toronto 2006 (considered with CD2.4)  
Minute 3.23

Adopted by consent      CD2.8      Grace Carmen Senior Citizens Home Inc. - Reserve  
Fund Withdrawal and Approval of a Second Mortgage

**Consideration of Items - Community Development and Recreation  
Committee Meeting 2**

3.22 **Progress Report: Meeting Current Nutrition Needs of Toronto's Children and Youth**

CD2.3	AMENDED		Policy	
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be amended by adding to Recommendation 5 of the Community Development and Recreation Committee, the words "Toronto Catholic District School Board", after the words "Toronto District School Board", so that Recommendation 5 now reads as follows:
5. requested the Medical Officer of Health to approach the Toronto District School Board, Toronto Catholic District School Board and the General Manager, Parks, Forestry and Recreation, to investigate opportunities for tying school gardens and allotment gardens into the Student Nutrition Program.

*Vote:*

Adoption of the Item, as amended by motion 1 by Councillor Moscoe:

Yes - 37	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3	
Councillors:	Del Grande, Holyday, Kelly

Carried by a majority of 34.

**City Council Decision**

City Council adopted the following motion:

City Council endorse the Board of Health recommendations in having:

1. endorsed continued planned growth of student nutrition programs currently serving 1 in 16 youth to reach 1 in 8 youth by 2008 at an additional municipal cost of \$867,956.00;
2. endorsed 2007 municipal funding for the programs serving children in grades JK-8 of \$2,574,340, to restore the \$200,000 reallocated in 2005 to address youth programs, and the \$100,000 funding reduction from 2004 (a net increase of \$300,000);
3. requested the Minister of Children and Youth Services to contribute to program sustainability by increasing its support from 7% of total program costs to a level matching the municipal contribution level; and adjusting future funding to keep pace with current food costs;
4. reiterated its request to the federal government to provide core funding for a national universal student nutrition program, including funding allocated for monitoring and evaluation of the program; and
5. requested the Medical Officer of Health to approach the Toronto District School Board, Toronto Catholic District School Board and the General Manager, Parks, Forestry and Recreation, to investigate opportunities for tying school gardens and allotment gardens into the Student Nutrition Program.

**Background Information**

2007-02-19-cd02-3-ATT1c

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1571.pdf>

2007-02-19-cd02-3-ATT1b

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1579.pdf>

2007-02-19-cd02-3-ATT1

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1570.pdf>

2007-02-19-cd02-3-ATT1d

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1580.pdf>

2007-02-19-cd02-3-ATT1a

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1573.pdf>

2007-02-19-cd02-3

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1569.pdf>

**3.23 Impact of Poverty on Children's Current and Future Health**

CD2.4	AMENDED		Transactional	
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The City of Toronto press its concern to the Premier of Ontario about the impact of poverty on children's health and well-being, and, as recommended by Campaign 2000, urge the Ontario Government to:

- a. increase the minimum wage to \$10.00 an hour, i.e. to a level sufficient for an adult working full-time to reach Statistics Canada's Low Income Cut off; and
  - b. eliminate the claw-back of the National Child Benefit Supplement as promised in the 2003 election, so that the Canada Child Tax Benefits can reach at least \$4,900.00 per year.
2. Councillor Kelly moved that the Item, and all motions moved to this point, be referred to the Executive Committee

*Vote on Referral:*

Adoption of motion 2 by Councillor Kelly:

Yes - 5 Councillors: Di Giorgio, Holyday, Kelly, Parker, Stintz
No - 31 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Ford, Giambrone, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker

Lost by a majority of 26.

*Proposal by Speaker:*

Speaker Bussin proposed that Council consider Item CD2.4 and Item CD2.5 together. Council concurred with the proposal by the Speaker.

As a result of the above decision, the following Item was brought forward to be considered with Item CD2.4:

**Cost of the Nutritious Food Basket - Toronto 2006**

CD2.5	NO AMENDMENT		Policy
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*Motion:*

3. Councillor Lee moved that Item CD2.4 be amended by adding the following:

The Medical Officer of Health be requested to report to the Board of Health on the state of Basic Dental Care among Toronto children as an indicator of their current and future health and well-being.

*Votes:*

Adoption of motion 1a by Councillor Moscoe:

Yes - 34	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker
No - 7	Councillors: Ford, Holyday, Kelly, Lee, Milczyn, Ootes, Parker

Carried by a majority of 27.

Adoption of motion 1b by Councillor Moscoe:

Yes - 40	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks,
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	Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 39.

Motion 3 by Councillor Lee carried.

Adoption of Item CD2.4, as amended, and Item CD2.5, without amendment:

Yes - 37	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Ford, Holyday, Kelly, Ootes, Parker

Carried by a majority of 32.

#### **City Council Decision - Item CD2.4**

City Council adopted the following motions:

- A. City Council endorse the Board of Health recommendations in having:
1. requested that the Children's Services Advisory Committee, in consultation with key stakeholders, identify key municipal policy levers and strategies for action to reduce child poverty including exploration of local options to reduce or eliminate the National Child Benefit Supplement claw back;
  2. requested the Medical Officer of Health to work with key stakeholders including other city divisions, community agencies, and coalitions to ensure that the serious consequences of living in poverty to the current and future health of Toronto children are considered in decision-making regarding programs and services, advocacy, policy, and research;
  3. advocated to the Ontario Minister of Health and Long-Term Care that the Mandatory Health Programs and Services Guidelines be revised to include specific objectives related to preventing poverty and mitigating the

- negative health impacts of poverty during childhood;
4. advocated to the Federal Minister of Health, Ontario Ministers of Children and Youth Services, Health Promotion, and Health and Long-Term Care and the Public Health Agency of Canada that a strategy be developed to monitor and report on disparities in child health outcomes;
  5. urged the Canadian Institutes of Health Research (Institute of Human Development, Child and Youth Health) to fund longitudinal research on:
    - a. pathways through which poverty during childhood exerts its effects on health; and
    - b. interventions to mitigate the impact of poverty during childhood on health;
  6. requested that the Conference Board of Canada, Caledon Institute, and Canadian Policy Research Networks expand their research to study the health implications of key policies and strategies to prevent poverty during childhood and mitigate its negative effects on health;
  7. forwarded the report to the Toronto Best Start Network, Child Health Network, Family Services Association, Children's Aid Society of Toronto, Catholic Children's Aid Society of Toronto, Jewish Child and Family Services of Toronto, Native Child and Family Services of Toronto, United Way of Greater Toronto, provincial Ministries of Children and Youth Services, Health Promotion, and Health and Long-Term Care, Ontario Public Health Association, Canadian Institutes of Health Research (Institute of Human Development, Child and Youth Health), Canadian Institute for Health Information, Canadian Public Health Association, Campaign 2000, Caledon Institute, Conference Board of Canada, Canadian Pediatric Society, Canadian Policy Research Networks and the Public Health Agency of Canada;
  9. endorsed the recommendations for action outlined in the Canadian Policy Research Network report prepared for Toronto Public Health;
  10. pressed its concern to the Premier of Ontario about the impact of poverty on children's health and wellbeing, and, as recommended by Campaign 2000, and urging the Ontario Government to:
    - a. increase the minimum wage to a level sufficient for an adult working full-time to reach Statistics Canada's Low Income Cut-off;
    - b. eliminate the claw-back of the National Child Benefit Supplement

- as promised in the 2003 election;
- c. allocate the \$300 million in provincial funding promised for child care in the 2003 election;
  - d. meet its target of building 20,000 affordable housing units and providing 35,000 housing allowances as promised in the 2003 election; and
  - e. increase the social assistance and Ontario Disability Support Payments rates to reflect the real costs of living and index benefits to inflation;
- 11. decided to engage its Local Health Committees in the ongoing development and implementation of Toronto Public Health's response to the impact of poverty on child and family health;
  - 12. requested Toronto Public Health to work with the Social Services Division in collaborating with community agencies and advocates on the upcoming campaign to end the provincial claw-back on social assistance, with adequate resources;
  - 13. decided to advise all Boards of Health in Ontario of the Board's action in this regard for endorsement and encourage them to undertake similar actions;
  - 14. in conjunction with other Boards of Health or Health Units throughout Ontario, requested a meeting before the next provincial budget with the Premier, the Minister of Health and Long-Term Care, the Minister of Community and Social Services and the Minister of Children and Youth Services, to call for the Government to commit to a Poverty Reduction Strategy for Ontario with targets and timetables that will substantially benefit the health and well-being of Ontario children and their families; and
  - 15. acknowledged the important role the Toronto District School Board Parenting and Family Literacy Centres play in the continuum of services for parents and the early identification and development of young children and:
    - a. expressing its concern about the implications of potential budget cuts to these programs on children, their parents and the community;
    - b. urging the Toronto District School Board to maintain these Centres through ongoing funding; and

- c. forwarding this concern to the Toronto Best Start Network for further discussion.
- B. the City of Toronto press its concern to the Premier of Ontario about the impact of poverty on children's health and well-being, and, as recommended by Campaign 2000, urge the Ontario Government to:
1. increase the minimum wage to \$10.00 an hour, i.e. to a level sufficient for an adult working full-time to reach Statistics Canada's Low Income Cut-off; and
  2. eliminate the claw-back of the National Child Benefit Supplement as promised in the 2003 election, so that the Canada Child Tax Benefits can reach at least \$4,900.00 per year.
- C. the Medical Officer of Health be requested to report to the Board of Health on the state of Basic Dental Care among Toronto children as an indicator of their current and future health and well-being.

### **Background Information**

2007-02-19-cd02-4

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrrd/backgroundfile-1582.pdf>

### **City Council Decision - Item CD2.5**

City Council adopted the following motions:

City Council:

1. endorse the Board of Health recommendations requesting the Premier of Ontario to:
  - a. increase social assistance benefit rates so that the Basic Allowance includes a nutrition allowance which meets daily nutritional needs as determined annually by the cost of the Nutritious Food Basket, and that the remainder of the Basic Allowance be set to enable recipients to afford other basic needs including transportation, clothing, and personal care items; and
  - b. publish annually the details of current social assistance rate components and how they are determined, including the nutrition allowance portion of the Basic Allowance;
2. re-affirm its decision of December 14 and 16, 2005, requesting the Social Services staff to ensure that social assistance recipients receive all the diet benefits related

to their condition and that proper training is given to staff to ensure that Social Services staff do not eliminate any benefit to which a social assistance recipient is entitled;

3. in the spirit of natural justice and in recognition of government's basic role to protect those citizens in our society most vulnerable and in need, endorse provincial Bill 150, An Act to amend the Employment Standards Act, 2000, which would raise the minimum wage to \$10.00 an hour;
4. petition Queen's Park to enact Bill 150; and
5. forward a copy of these recommendations to all municipalities in Ontario with a population over 50,000.

### **Background Information**

2007-02-19-cd02-5-ATT1

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1585.pdf>

2007-02-19-cd02-5

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-1584.pdf>

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Council also considered the following Briefing Notes:

- [\(March 1, 2007\) from the General Manager, Social Services \(CD2.5a\)](#)
- (March 5, 2007) from the General Manager, Economic Development, Culture and Tourism (CD2.5b)

### **3.24 ECONOMIC DEVELOPMENT COMMITTEE MEETING 2**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent	ED2.2	2007 Business Improvement Area Operating Budgets: Report No. 2
Adopted by consent	ED2.3	Roncesvalles Village Business Improvement Area (BIA) Poll Results on Boundary Expansion
Adopted by consent	ED2.4	York Eglinton Business Improvement Area (BIA) Poll Results on New Boundary and the Creation of a New BIA
Adopted by consent	ED2.5	Design Exchange (DX) 2007 Annual Grant Review

**3.25 GENERAL GOVERNMENT COMMITTEE MEETING 2**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent	GG2.5	Amending By-Law No. 637-2006 for the Levy on Certain Universities and Colleges
Held for consideration Minute 3.26	GG2.6	Approval to Initiate and Participate in Assessment Review Board Appeals and Respond to other Assessment Matters
Adopted by consent	GG2.7	775-779 The Queensway – Designation of a portion of the premises as a Municipal Capital Facility
Adopted by consent	GG2.8	Cancellation, Reduction or Refund of Property Taxes - Public Hearing - City of Toronto Act 2006
Adopted by consent	GG2.9	Apportionment of Property Taxes
Held for consideration Minute 3.27	GG2.10	Expiration of Parking Lease with Tartu College at City-owned 9 Madison Avenue
Adopted by consent	GG2.11	Land Lease Renewal - 1011 Dufferin Street
Held for consideration Minute 3.28	GG2.12	Proposed Sale of Surplus Property Portions of 3326 Bloor Street West and 1226 Islington Avenue
Held for consideration Minute 3.29	GG2.13	Authority for City Solicitor to Recover Costs for Clean Up of Coconut Oil Spill Into Sewer
Adopted by consent	GG2.14	Legal Proceedings regarding the Animal Shelter located at Exhibition Place
Held for consideration Minute 3.30	GG2.15	Ontario Water Resource Act Prosecution by the Ministry of the Environment (Brule Gardens)
Held for consideration Minute 3.31	GG2.16	Update on City's 3-1-1 Project

**Consideration of Items - General Government Committee Meeting 2****3.26 Approval to Initiate and Participate in Assessment Review Board Appeals and Respond to other Assessment Matters**

<b>GG2.6</b>	NO AMENDMENT		Transactional	Wards: All
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Appeals initiated by Revenue Services staff, as identified in Appendix A to this report, be authorized by Council.
2. City participation in the assessment appeals initiated by taxpayers, as identified in Appendix B to this report, be authorized by Council and actions taken to-date by Revenue and Legal Services staff in respect to these appeals be approved.
3. Authority be delegated to the Director of Revenue Services, in consultation with the City Solicitor, to take all steps appropriate to deal with the appeals identified in this report including authority to withdraw appeals filed by the City or end its participation or execute Minutes of Settlements or other settlement documentation on behalf of the City.
4. Authority be delegated to the Director of Revenue Services in consultation with the City Solicitor, to initiate and/or participate in appeals and execute Minutes of Settlement on behalf of the City where due to special circumstances, staff are not able to obtain authorization from Council before participating in and/or initiating the appeal.
5. Authority be delegated to the Director of Revenue Services, in consultation with the City Solicitor, to execute Minutes of Settlement that resolve disputes between taxpayers and MPAC that the City has not actively participated in.
6. Authority be delegated to the Director of Revenue Services, in consultation with the City Solicitor, to respond to court proceedings dealing with municipal assessment and taxation matters, including authority to execute settlement documentation.
7. The appropriate City staff be authorized and directed to take the necessary action to give effect thereto.

**Background Information**

Report-Approval to Initiate and Participate in Assessment Review Board Appeals

<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1492.pdf>

Appendix A - Appeals Initiated by the Treasurer

<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1491.pdf>

Appendix B - Appeals Initiated by Taxpayer in which the City will Fully Participate

<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1490.pdf>

3.27 **Expiration of Parking Lease with Tartu College at City-owned 9 Madison Avenue**

<b>GG2.10</b>	NO AMENDMENT		Transactional	Wards: 20
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. Council authorize an agreement which would allow for public parking at 9 Madison Ave. while, if possible, accommodating Tartu College's parking needs, on terms and conditions satisfactory to the Chief Corporate Officer in consultation with the Toronto Parking Authority, including that the lease will terminate if Tartu defaults under the agreement, and in a form satisfactory to the City Solicitor.
2. Council authorize the Chief Corporate Officer, or the Director of Real Estate Services, to approve revisions to the relevant leasing documentation, including amending all or part of the lease and extending or rescinding termination in whole or in part, on such terms and conditions (including any new terms) as are satisfactory to the Chief Corporate Officer, and in a form satisfactory to the City Solicitor.
3. Council authorize the Chief Corporate Officer, or the Director of Real Estate Services, to proceed with termination of the lease for the municipal purpose of providing public parking, in the event that an agreement, satisfactory to the Chief Corporate Officer in consultation with the Toronto Parking Authority, to allow for both public parking and Tartu's needs, cannot be reached.
4. Council grant authority for Tartu to have access over a portion (location on site to be determined) of 9 Madison Ave. to reach Tartu's surface parking on its site, in the event Tartu ceases to have leasehold rights.
5. Council authorize the Chief Corporate Officer, or his or her designate, to approve and deliver any documentation required to give effect to the foregoing.

**Background Information**

Report-Expiration of Parking Lease with Tartu College at City-owned 9 Madison Ave  
(<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1500.pdf>)

Appendix 1-Location Plan

(<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1501.pdf>)

Appendix 2-Site Plan

(<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1502.pdf>)

3.28 **Proposed Sale of Surplus Property Portions of 3326 Bloor Street West and 1226 Islington Avenue**

GG2.12	REFERRED		Transactional	Wards: 5
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Lindsay Luby moved that the Item be referred back to the Government Management Committee for further consideration.

*Vote on Referral:*

Motion 1 by Councillor Lindsay Luby carried.

**City Council Decision**

City Council referred this Item back to the Government Management Committee for further consideration.

**Background Information**

Report-Proposed Sale of Surplus Property-Portions of 3326 Bloor St W&1226 Islington  
(<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1507.pdf>)

3.29 **Authority for City Solicitor to Recover Costs for Clean Up of Coconut Oil Spill Into Sewer**

GG2.13	NO AMENDMENT		Transactional	Wards: 7
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motion:

1. Authority be granted to commence litigation against Gay Lea Foods Co-operative Ltd. to recover approximately \$225,000 in costs incurred as a result of the discharge of coconut oil into the sanitary sewer main, to appeal any decision where warranted, to discontinue or to settle the action or claim where it is concluded that it is reasonable to do so, and to execute any documents in furtherance hereto, all in consultation with the General Manager, Toronto Water.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect hereto.

### Background Information

Report-Authority for City Solicitor to Recover Costs for Clean Up of Coconut Oil Spill into Sewer

<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1508.pdf>

### 3.30 Ontario Water Resource Act Prosecution by the Ministry of the Environment (Brule Gardens)

GG2.15	NO AMENDMENT		Transactional	Wards: 13
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The Mayor be requested to approach the Minister of the Environment to determine if this matter can be informally resolved.

*Permission to Withdraw Motion:*

Councillor Moscoe, with the permission of Council, withdrew his motion 1.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision



Held for consideration LS2.5 Interpretation of the Sign By-law: Video Equipped  
Minute 3.34 Signs at Drive-Through Locations

### Consideration of Items - Licensing and Standards Committee Meeting 2

#### 3.33 Enhanced Property Standards for Designated Heritage Buildings

LS2.1	NO AMENDMENT		Transactional	Wards: All
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#### March 6, 2007

Speaker Bussin in the Chair.

#### *Motions:*

1. Councillor Ford moved that the Item be received.
2. Councillor Holyday moved that the Item be referred back to the Licensing and Standards Committee for public presentations.

#### *Vote on Referral:*

Adoption of motion 2 by Councillor Holyday:

Yes - 5	Councillors: Cho, Del Grande, Ford, Holyday, Kelly
No - 29	Councillors: Ainslie, Ashton, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 24.

#### *Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 2	Councillors: Ford, Holyday
No - 32	

Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Vaughan, Walker
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Lost by a majority of 30.

Adoption of the Item, without amendment:

Yes - 32	
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Vaughan, Walker

No - 2	
Councillors:	Ford, Holyday

Carried by a majority of 30.

### City Council Decision

City Council adopted the following motions:

1. Council:
  - a. prescribe minimum standards for the maintenance of the heritage attributes of property designated under Part IV (Individual Designation) or Part V (Heritage Conservation Districts) of the Ontario Heritage Act, as listed in Attachment 1; and
  - b. require designated properties that do not comply with the standards to be repaired and maintained to conform with the standards.
2. Municipal Code Chapter 629, Property Standards, be amended to include the heritage property standards listed in Attachment 1.
3. The Executive Director, Municipal Licensing and Standards, be directed to implement and enforce the amended property standards relating to designated heritage properties, with the assistance of the City Planning Division staff.
4. The Executive Director, Municipal Licensing and Standards, in consultation

with the City Solicitor, be directed to report to the Licensing and Standards Committee on the use of the City's powers under the City of Toronto Act to effect the immediate repair of deficiencies which could contribute to deterioration in the structural integrity of a designated heritage building.

5. The Executive Director, Municipal Licensing and Standards, and the Chief Planner and Executive Director, City Planning Division, be directed to report in one year to the Licensing and Standards Committee on any additional staff resources needed to effectively enforce the enhanced heritage property standards.
6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto, including the introduction of any necessary bills.

### **Background Information**

Jt. Rpt 2007-01-17 Enhanced Property Standards for Designated Heritage Buildings  
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-1524.pdf>)  
Planning Heritage Report - Attachment 1  
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-1126.pdf>)

### **Declared Interest (City Council)**

Councillor Shiner - declared an interest in this Item, as his family owns a building which is listed and will be designated shortly.

### 3.34 **Interpretation of the Sign By-law: Video Equipped Signs at Drive Through Locations**

LS2.5	REFERRED		Transactional	Wards: All
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#### **March 5, 2007**

Speaker Bussin in the Chair.

#### *Motion:*

1. Councillor Moscoe moved that the Item be referred to the Executive Director, Municipal Licensing and Standards, with a request that she report, in consultation with the Chief Building Official and Executive Director, Toronto Building, the Chief Planner and Executive Director, City Planning, the City Solicitor and the General Manager, Transportation Services, to the Licensing and Standards Committee, no later than December 2007, on potential amendments to the sign by-laws to permit video signs at drive-through locations, under certain criteria and to establish a fee to recover the costs of reviewing and processing these types of permit applications.

*Vote on Referral:*

Motion 1 by Councillor Moscoe carried.

**City Council Decision**

City Council referred this Item to the Executive Director, Municipal Licensing and Standards, with a request that she report, in consultation with the Chief Building Official and Executive Director, Toronto Building, the Chief Planner and Executive Director, City Planning, the City Solicitor and the General Manager, Transportation Services, to the Licensing and Standards Committee, no later than December 2007, on potential amendments to the sign by-laws to permit video signs at drive-through locations, under certain criteria and to establish a fee to recover the costs of reviewing and processing these types of permit applications.

**Background Information**

Ltr 2006-10-12 Sign By-Law Inter.: Video Equipped Signs at Drive Through Loc.  
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-1528.pdf>)

Council also considered the following:

- [Report \(March 1, 2007\) from the Chief Building Official and Executive Director, City Planning \(LS2.5a\).](#)

3.35 **PLANNING AND GROWTH MANAGEMENT COMMITTEE MEETING 2**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration Minute 3.36	PG2.1	Steeles Avenue Corridor (Jane Street to Keele Street) City of Vaughan Official Plan Amendment 620 - Request for Direction Report
Held for consideration Minute 3.37	PG2.2	Designation of Community Improvement Project Areas for the Business Improvement Area (BIA) Commercial Façade Program
Held for consideration Minute 3.38	PG2.3	Waterfront West Streetcar Transit Environmental Assessment - Terms of Reference
Held for consideration Minute 3.39	PG2.4	Official Plan Housing Policies Settlement

**Consideration of Items - Planning and Growth Management Committee Meeting 2**3.36 **Steeles Avenue Corridor (Jane Street to Keele Street) City of Vaughan Official Plan Amendment 620 - Request for Direction Report**

PG2.1	AMENDED		Transactional	Wards: 8
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**March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motions:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The City advance the premise that OPA 620 must be considered in conjunction with the York University secondary plan which is currently under review.

2. Councillor Perruzza moved that the Item be amended by adding the following:

The Chief Planner and Executive Director, City Planning, in consultation with the Councillor for Ward 8, be directed to hold a community information session to inform the abutting community to the south of the area of proposed OPA 620, and that the appropriate notice be circulated to the neighbourhood bounded by Keele Street to Highway 400, and Finch Avenue north to Steeles Avenue.

**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Votes:*

Motion 1 by Councillor Moscoe carried.

Adoption of motion 2 by Councillor Perruzza:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan, Walker

No - 0

Carried, without dissent.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

1. City Council instruct the City Solicitor and the appropriate City staff to attend the Ontario Municipal Board to support the position outlined in the following recommendations:
  - a. protect the City's interests at the Ontario Municipal Board vis-a-vis issues raised by the appellants as they relate, but are not limited to, infrastructure improvements, traffic and transit impacts, additional density and urban design policies;
  - b. the phasing mechanisms in OPA 620 be maintained and applied to all of the lands to ensure that the ultimate achievable densities in OPA 620 will not be met until:
    - i. funding for the subway extension has been committed;
    - ii. the environmental assessment for the new east-west road north of Steeles Avenue and any other roads are initiated;
    - iii. the City of Vaughan's Master Environmental Servicing Plan is completed; and
    - iv. the City of Vaughan's master plan for Recreation, Culture, Parks Buildings and Facilities evaluates needs and identifies an appropriate funding strategy in the OPA 620 area;
  - c. the wording of Section 37 policies dealing with implementation of community services be amended to clarify what are the "required" community services.
2. The City advance the premise that OPA 620 must be considered in conjunction with the York University secondary plan which is currently under review.
3. The Chief Planner and Executive Director, City Planning, in consultation with the Councillor for Ward 8, be directed to hold a community information session to inform the abutting community to the south of the area of proposed OPA 620,

and that the appropriate notice be circulated to the neighbourhood bounded by Keele Street to Highway 400, and Finch Avenue north to Steeles Avenue.

4. The City Clerk forward a copy of this report to the City of Vaughan and Region of York.

### **Background Information**

Staff Report - Steeles Avenue Corridor

(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1532.pdf>)

### 3.37 **Designation of Community Improvement Project Areas for the Business Improvement Area (BIA) Commercial Façade Program**

PG2.2	NO AMENDMENT		Transactional	Wards: All
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

### **City Council Decision**

City Council adopted the following motions:

1. The City Solicitor, in consultation with the Chief Planner and Executive Director, City Planning Division, and the General Manager of Economic Development, Culture, and Tourism, be authorized to prepare the necessary by-laws to designate six new BIAs as Community Improvement Project Areas and to amend five existing Community Improvement Project Areas, as set out in Attachments 1 and 2 of the report.
2. The Chief Planner and Executive Director, City Planning Division, in consultation with the General Manager of Economic Development, Culture and Tourism, and the Ministry of Municipal Affairs and Housing, be authorized to prepare new Community Improvement Plans and amendments to existing Community Improvement Plans for the areas indicated in Attachments 1 and 2 of the report.
3. In accordance with the requirements of the Planning Act, staff be authorized to hold a public meeting before the Planning and Growth Management Committee regarding the CIPA and CIP by-laws.

4. This report be forwarded to the Economic Development Committee for information.
5. The appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

**Background Information**

Staff Report - Designation of Community Improvement Project  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1534.pdf>)

3.38 **Waterfront West Streetcar Transit Environmental Assessment - Terms of Reference**

PG2.3	NO AMENDMENT		Transactional	Wards: 19
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**March 6, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

City Council endorse the Toronto Transit Commission's submission of the Terms of Reference for the Waterfront West Streetcar Environmental Assessment to the Minister of the Environment for approval in accordance with the requirements of the Ontario Environmental Assessment Act.

**Background Information**

Staff Report - Waterfront West Streetcar  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1535.pdf>)  
TTC Waterfront West Streetcars  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1536.pdf>)  
TTC Waterfront Report  
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1537.pdf>)

3.39 **Official Plan Housing Policies Settlement**

PG2.4	AMENDED		Transactional	Wards: All
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This Item was considered during closed session.

(See Minute 3.79)

### 3.40 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 3

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration Minute 3.41	PW3.2	Etobicoke, York, Multi-unit Residential and White Goods Collection Contracts
Held for consideration Minute 3.42	PW3.4	Street Name Signage Program
Adopted by consent	PW3.5	Community Program for Stormwater Management Grant Approvals
Adopted by consent	PW3.6	Research Project: Partnership with AUG Signals Inc. for Drinking Water Monitoring Pilot Project

### Consideration of Items - Public Works and Infrastructure Committee Meeting 3

#### 3.41 Etobicoke, York, Multi-unit Residential and White Goods Collection Contracts

PW3.2	AMENDED		Transactional	Wards: All
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This Item was considered during closed session.

(See Minute 3.81)

#### 3.42 Street Name Signage Program

PW3.4	AMENDED		Transactional	Wards: All
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**March 6, 2007**

Speaker Bussin in the Chair.

*Proposal by Speaker:*

Speaker Bussin proposed that City Council hear a staff presentation on the Street Name Signage Program, the vote on which was taken as follows:

Yes - 22	
Councillors:	Ainslie, Bussin, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Pantalone, Rae, Walker
No - 13	
Councillors:	Ashton, Carroll, Davis, Fletcher, Heaps, Kelly, Mammoliti, Milczyn, Ootes, Palacio, Perks, Saundercook, Vaughan

Carried by a majority of 9.

Deputy Speaker Lindsay Luby in the Chair.

*Motions:*

1. Councillor Vaughan moved that the Item be amended by adding the following:

The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee on the establishment of a protocol and program that would allow Councillors to retain the existing signs in heritage conservation districts or older neighbourhoods and historic communities in the City; and further, that areas with multilingual signs also be permitted to continue.

2. Councillor Ootes moved that the Item be amended by adding the following:

That those Business Improvement Area custom street sign projects that have been on hold pending Council approval of the new Street Name Sign Program be considered priority projects for 2007.

3. Councillor Davis moved that the Item be amended by adding the following:

That Council authorize the use of corporate logos of the former municipalities on neighbourhood identity signs.

4. Councillor Fletcher moved that the Item be amended by:

- a. deleting Recommendation 3 of the Executive Committee and inserting instead the following:

The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee on all available options for

disposal of the decommissioned signs, including on-line auction, with associated costs, staffing and location requirements provided for each option.; and

- b. adding the following:

Larger arterial signs be designed rather than created by enlarging the local road sign.

5. Councillor Moeser moved that motion 4a by Councillor Fletcher be amended to provide that the report also include the feasibility of allowing neighbourhoods, working with their local Councillor, to use the sale of old street signs, at a minimum price of \$10.00, as a venue for fundraising projects for local concerns.

*Votes:*

Motion 5 by Councillor Moeser carried.

Motion 4a by Councillor Fletcher, as amended, carried.

Motion 1 by Councillor Vaughan carried.

*Ruling by Deputy Speaker:*

Deputy Speaker Lindsay Luby ruled motion 2 by Councillor Ootes out of order, as the subject matter of the Item being considered relates to establishing the policy and the design only, while the motion relates to the implementation of the policy.

Councillor Ootes challenged the ruling of the Deputy Speaker.

*Vote to Uphold the Ruling of the Deputy Speaker:*

Yes - 19	
Councillors:	Ashton, Bussin, Cho, Davis, Di Giorgio, Fletcher, Hall, Heaps, Holyday, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Palacio, Pantalone, Perks, Rae, Walker
No - 15	
Councillors:	Ainslie, Carroll, Del Grande, Feldman, Ford, Grimes, Jenkins, Kelly, Mammoliti, Mihevc, Nunziata, Ootes, Saundercook, Thompson, Vaughan

Carried by a majority of 4.

*Votes:*

Adoption of motion 3 by Councillor Davis:

Yes - 13 Councillors:	Cho, Davis, Fletcher, Ford, Hall, Kelly, Lee, Moeser, Nunziata, Ootes, Perks, Vaughan, Walker
No - 21 Councillors:	Ainslie, Ashton, Bussin, Carroll, Del Grande, Di Giorgio, Feldman, Grimes, Heaps, Holyday, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Palacio, Pantalone, Rae, Saundercook, Thompson

Lost by a majority of 8.

Motion 4b by Councillor Fletcher carried.

Adoption of the Item, as amended:

Yes - 33 Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Rae, Saundercook, Thompson, Vaughan, Walker
No - 1 Councillor:	Davis

Carried by a majority of 32.

### **City Council Decision**

City Council adopted the following motions:

1. The sign shown in Appendix No. 2 of this report and the design guidelines outlined in detail as Appendix No. 3 of this report, be adopted as the street name sign style for the City of Toronto.
2. Street name signs be located on the right of way in accordance with the guidelines outlined in detail as Appendices No. 5A and No. 5B of this report.
3. The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee on all available options for disposal of the decommissioned signs, including on-line auction, with associated costs, staffing and location requirements provided for each option, and the report to also include the feasibility of allowing neighbourhoods, working with their local Councillor, to

use the sale of old street signs, at a minimum price of \$10.00, as a venue for fundraising projects for local concerns.

4. Transportation Services work with Heritage Preservation Services to consult with local heritage groups to determine their interest in acquiring decommissioned street signs.
5. The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee on the establishment of a protocol and program that would allow Councillors to retain the existing signs in heritage conservation districts or older neighbourhoods and historic communities in the City; and further, that areas with multilingual signs also be permitted to continue.
6. Larger arterial signs be designed rather than created by enlarging the local road sign.
7. The appropriate City officials be authorized to take whatever action is necessary to take effect thereto.

### **Background Information**

2007-02-14-pw03-4

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-1466.pdf>

Council also considered the following:

- [Report \(February 19, 2007\) from the General Manager, Transportation Services \(PW3.4a\).](#)
- (February 12, 2007) from Jane Dowsett (PW3.4.5)
- (March 1, 2007) from Joe Clark (PW3.4.6).

### 3.43 **ETOBICOKE YORK COMMUNITY COUNCIL MEETING 3**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration	EY3.1	Request for Endorsement of Events for Liquor Licensing Purposes (Ward 17 – Davenport)
Minute 3.44		
Adopted by consent	EY3.2	Gihon Spring Drive - Speed Limit Reduction

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Adopted by consent	EY3.3	Carlingview Drive Northbound at Attwell Drive - Proposed Exclusive Right Turn Lane
Adopted by consent	EY3.4	Lemsford Road - U-Turn Prohibition
Adopted by consent	EY3.5	Pinecone Drive - Speed Limit Reduction
Adopted by consent	EY3.6	Islington Avenue/Dundas Street West Community - Speed Limit Reduction
Adopted by consent	EY3.7	104 Advance Road - Commercial Boulevard Parking
Adopted by consent	EY3.8	3030 Bloor Street West – Standing Prohibition Removal
Adopted by consent	EY3.9	Brentwood Road South - Parking Prohibitions
Adopted by consent	EY3.10	Leland Avenue and Allan Park Road – All-Way Stop Sign Installation
Adopted by consent	EY3.11	Walsh Avenue ramp onto Weston Road – U-Turn Prohibition
Adopted by consent	EY3.12	690 – 730 Garyray Drive - No Standing Anytime
Adopted by consent	EY3.13	70 Guestville Avenue - Amendment to Parking Regulations
Adopted by consent	EY3.14	Disabled Person Parking Permit
Adopted by consent	EY3.15	Gulliver Road and Hurdman Street – All-Way Stop Sign Installation
Adopted by consent	EY3.16	2392 Keele Street - Amendments to Parking Regulations
Adopted by consent	EY3.17	Duckworth Street – Amendments to Parking Regulations
Adopted by consent	EY3.18	Dante Road and Demarco Boulevard – All-Way Stop Signs and Speed Limits
Adopted by consent	EY3.19	167 Evelyn Avenue-Amendments to Parking Regulations
Adopted by consent	EY3.21	Morningside Avenue and Beresford Avenue/Rennie Terrace – New All-Way Stop Signs
Adopted by consent	EY3.22	2220 Bloor Street West - Payment in lieu of Parking
Adopted by consent	EY3.23	Glenholme Avenue-Amendments to Parking Regulations
Adopted by consent	EY3.24	Poll Results - Request for Parking on Both Sides of Lauder Avenue, Between Regal Road and Rosemount Avenue
Adopted by consent	EY3.26	11 Placid Road - Application for Fence Exemption
Held for consideration	EY3.27	14 Symons Street – Private Tree Removal

Minute 3.45

Adopted by consent	EY3.28	Outdoor Café Encroachment Request – 3527 Lake Shore Boulevard West
Adopted by consent	EY3.29	45 Milvan Drive Sign Variance Report
Adopted by consent	EY3.30	2611 Eglinton Avenue West - Sign Variance Application
Adopted by consent	EY3.31	1747-1755 Jane St - Sign Variance Report
Adopted by consent	EY3.32	2343 Eglinton Avenue West - Sign Variance Application
Adopted by consent	EY3.33	68 Lightbourn Avenue - Application for Fence Encroachment Agreement
Adopted by consent	EY3.35	7-11, 19-25, 33-35 and 45 Zorra Street Zoning Application – Final Report
Adopted by consent	EY3.36	977, 979 and 981 Kipling Avenue Part Lot Control Application – Final Report
Adopted by consent	EY3.37	Dundas Street West/Highway 427 Planning Framework Study – Terms of Reference Outline
Adopted by consent	EY3.38	Mimico-By-The-Lake Community Study – Request for Direction
Adopted by consent	EY3.40	Lands at the Northwest Corner of Buttonwood Avenue and Charlton Settlement Boulevard – Part of Lots 7 and 8, Registered Plan 652 – Official Plan, Zoning, Applications – Request for Direction
Adopted by consent	EY3.45	Poll Results: Requests to Rescind the Alternate Side Parking on Rosemount Avenue, between Alberta Avenue and Oakwood Avenue and Implement the Parking Prohibition at All Times on the south Side of the Street
Adopted by consent	EY3.46	55 St. Phillip’s Road (Arthur Crumpton House) Inclusion on the City of Toronto Inventory of Heritage Properties and Intention to Designate under Part IV of the Ontario Heritage Act
Adopted by consent	EY3.48	Emery Village Business Improvement Area Revision of Entry Sign Location

### Consideration of Items - Etobicoke York Community Council Meeting 3

#### 3.44 Request for Endorsement of Events for Liquor Licensing Purposes (Ward 17 - Davenport)

EY3.1	AMENDED		Transactional	Wards: 17
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**March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Palacio moved that the Item be amended by deleting the time “10:30 p.m.” from Recommendation 2 of the Etobicoke York Community Council and replacing it with the time “11:00 p.m. daily”, so that Recommendation 2 now reads as follows:
  2. Corso Italia/CIRV FM Summerfest/2007, being held on June 15, 16 and 17, 2007, in Earls court Park from 11:00 a.m. to 11:00 p.m. daily.

*Votes:*

Motion 1 by Councillor Palacio carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motion:

City Council, for liquor licensing purposes, declare the following to be events of municipal and/or community significance, and advise the Alcohol and Gaming Commission of Ontario that it has no objection to these events taking place:

1. Corso Italia Toronto Festival to be held on July 6, 7 and 8, 2007, from 12:00 noon to 12:00 midnight daily, on St. Clair Avenue West, between Westmount Avenue and Lansdowne Avenue; and
2. Corso Italia/CIRV FM Summerfest/2007, being held on June 15, 16 and 17, 2007, in Earls court Park from 11:00 a.m. to 11:00 p.m. daily.

**Background Information**

communication

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrrd/backgroundfile-1240.pdf>

3.45 **14 Symons Street – Private Tree Removal**

EY3.27	NO AMENDMENT		Transactional	Wards: 6
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Ford moved that the Item be amended by deleting the recommendation of the Etobicoke York Community Council and that Council adopt the following instead:

The application to remove one privately owned tree at 14 Symons Street be approved.

*Votes:*

Adoption of motion 1 by Councillor Ford:

Yes - 5 Councillors: Ford, Holyday, Kelly, Minnan-Wong, Ootes
No - 23 Councillors: Ashton, Augimeri, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Vaughan, Walker

Lost by a majority of 18.

Adoption of the Item, without amendment:

Yes - 24 Mayor: Miller Councillors: Ashton, Augimeri, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 5 Councillors: Ford, Holyday, Kelly, Minnan-Wong, Ootes

Carried by a majority of 19.

**City Council Decision**

City Council adopted the following motion:

1. City Council deny the request for a permit to remove one (1) privately-owned tree at 14 Symons Street.

### **Background Information**

staff report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-1235.pdf>

### 3.46 **NORTH YORK COMMUNITY COUNCIL MEETING 3**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent	NY3.1	Removal of One Privately-owned Tree – 114 Stibbard Avenue
Adopted by consent	NY3.2	Fence Exemption Request -116 Elmhurst Avenue
Adopted by consent	NY3.3	Fence Exemption Request - 21 Truman Road
Adopted by consent	NY3.4	Fence Exemption Request – 24 Strathgowan Crescent
Adopted by consent	NY3.5	Fence Exemption Request – 8 Southgate Avenue
Adopted by consent	NY3.6	Fence Exemption Request – 77 Gordon Road
Adopted by consent	NY3.7	Request for an Encroachment Agreement - 1208 Glencairn Avenue
Adopted by consent	NY3.10	Sign Variance Request - 1840 Eglinton Avenue West
Adopted by consent	NY3.11	Parking Amendments - Newton Drive
Adopted by consent	NY3.13	Payment-In-Lieu of Parking - Mirarmar Investments Limited – 1643-1643A Bayview Avenue
Adopted by consent	NY3.14	Proposed Road Widening - Marlee Avenue at 221 Glen Park Avenue
Adopted by consent	NY3.15	All Way Stop Control - Almore Avenue at Yeomans Road
Adopted by consent	NY3.17	40 km/h Speed Zone - Overland Drive/Barber Greene Road - Veery Place to Broadpath Road

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Adopted by consent	NY3.18	Removal of On-Street Parking Spaces for Persons with Disabilities - Lauder Avenue
Adopted by consent	NY3.19	40 km/h Speed Zone - Laurentide Drive - Tetbury Crescent/Barnwood Court to York Mills Road
Adopted by consent	NY3.20	All Way Stop Control - Hove Street at Searle Avenue
Adopted by consent	NY3.21	Dedication and Naming of Transit Road
Adopted by consent	NY3.22	Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes
Adopted by consent	NY3.30	Request for Direction Report - Zoning By-law Amendment Application – 2709 Yonge Street
Adopted by consent	NY3.31	Final Report - Rezoning Application - 210 & 212 Finch Ave West
Adopted by consent	NY3.33	Ontario Municipal Board Hearing - Committee of Adjustment Application – 1 York Gate Boulevard
Adopted by consent	NY3.34	Parc Downsview Park - Process for Secondary Plan Review

### 3.47 **SCARBOROUGH COMMUNITY COUNCIL MEETING 3**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Held for consideration Minute 3.48	SC3.2	Proposed Addition of Bob Hunter's Name to the Scarborough Walk of Fame and the Appropriateness of a Plaque Outlining Bob Hunter's Accomplishments at Bob Hunter Greenspace
Adopted by consent	SC3.3	Request for Approval of a Variance from the Former City of Scarborough Sign By-law No. 22980, as amended, for One Wall Sign at 300 Borough Drive
Adopted by consent	SC3.4	Request for Approval of Variances from the Former City of Scarborough Sign By-law No. 22980, as amended, for Three Additional Facial Signs, Related to the Building, at 4675 Steeles Avenue East
Adopted by consent	SC3.5	Proposed Speed Limit Reduction on Knightsbridge Road

Adopted by consent	SC3.6	Proposed Minor Street Stop Controls at Two Locations in the Dorset Park Community
Adopted by consent	SC3.7	Proposed Stop Controls at Exford Drive and Blaisdale Road in the Dorset Park Community
Adopted by consent	SC3.8	Proposed Speed Limit Reduction on L'Amoreaux Drive
Adopted by consent	SC3.9	Proposed Parking Regulations on the North Side of McNicoll Avenue between Birchmount Road and Pharmacy Avenue
Adopted by consent	SC3.10	Assumption of Services - Monarch Construction Limited - Exchequer Place and Sandhurst Circle
Adopted by consent	SC3.11	18 Tideswell Boulevard – Part Lot Control Application – Final Report
Adopted by consent	SC3.15	90 Morningside Avenue - Draft Plan of Subdivision Application – Final Report

**Consideration of Item - Scarborough Community Council Meeting 3**

3.48 **Proposed Addition of Bob Hunter’s Name to the Scarborough Walk of Fame and the Appropriateness of a Plaque Outlining Bob Hunter’s Accomplishments at Bob Hunter Greenspace**

<b>SC3.2</b>	NO AMENDMENT		Transactional	Wards: 44
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

The Item was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. A commemorative plaque honouring Bob Hunter be installed at the Bob Hunter Greenspace.
2. Parks, Forestry and Recreation staff continues to work with the “Stand UP Scarborough” committee on the nomination of Bob Hunter into the Scarborough Walk of Fame.

**Background Information**

Bob Hunter's name to the Scarborough Walk of Fame

(<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-1193.pdf>)

**3.49 TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 3**

Under Section 27-70 of Council's Procedures, a Committee's recommendations on Items are considered adopted without amendment by consent, unless Council decides otherwise.

March 5, 2007

Adopted by consent	TE3.1	Naming of land at 1100 King Street West "Joe Shuster Way"
Adopted by consent	TE3.2	Naming of land at 1100 King Street West "Laidlaw Street"
Adopted by consent	TE3.3	Naming of land at 1100 King Street West "Machells Avenue"
Held for consideration Minute 3.50	TE3.4	Final Report - Zoning Amendment Application - 56 Blue Jays Way
Held for consideration Minute 3.51	TE3.5	Final Report - Official Plan Amendment and Rezoning Application - 151 Front Street West, 7 Station Street and 20 York Street
Adopted by consent	TE3.6	Final Report - Official Plan Amendment and Draft Plan of Condominium Applications – 480 Oriole Parkway and Intention to Designate, Part IV, Ontario Heritage Act
Adopted by consent	TE3.7	Request for Direction - Official Plan, Zoning and Site Plan Applications – 450-452 Dawes Road
Held for consideration Minute 3.52	TE3.8	Eden Smith Survey - Inclusion of 14 Properties on the City of Toronto Inventory of Heritage Properties
Adopted by consent	TE3.9	Inclusion on Heritage Inventory – 1006 Bloor Street West
Adopted by consent	TE3.10	Inclusion On Heritage Inventory – 109 Atlantic Avenue
Adopted by consent	TE3.11	Inclusion On Heritage Inventory – 6 Henry Street
Adopted by consent	TE3.12	Intention to Designate, Ontario Heritage Act - 334 Dundas Street West
Adopted by consent	TE3.13	Inclusion on Heritage Inventory and Intention to Designate, Part IV, Ontario Heritage Act - 285 Spadina Avenue (Standard Theatre)

Adopted by consent	TE3.14	Inclusion on Heritage Inventory – 21 Grenville Street
Adopted by consent	TE3.15	Inclusion On Heritage Inventory – 201 Carlaw Avenue
Adopted by consent	TE3.16	Sign Variance - 798 Richmond Street West
Adopted by consent	TE3.18	Residential Demolition Application – 1A Millbank Avenue
Adopted by consent	TE3.19	Residential Demolition Application – 742 Avenue Road
Adopted by consent	TE3.20	Front Yard Parking Appeal for a Second Vehicle - 11 Ritchie Avenue
Adopted by consent	TE3.21	Residential Boulevard Parking Appeal for Two Vehicles - 540 Spadina Crescent
Adopted by consent	TE3.22	Residential Boulevard Parking Appeal for Second Vehicle - 101 Colin Avenue
Held for consideration Minute 3.53	TE3.23	Front Yard Parking Appeal for a Second Vehicle - 15 Colin Avenue
Adopted by consent	TE3.24	Request for a fence exemption to Chapter 447-Fences of the Toronto Municipal Code at 32 Inglewood Drive
Adopted by consent	TE3.25	Privacy Fence Appeal - 238 Rosedale Heights Drive
Adopted by consent	TE3.26	Request for a Natural Garden Exemption, 234 Donlands Avenue
Adopted by consent	TE3.27	Tree Planting Fee Reimbursement – 116 Aldwych Avenue
Adopted by consent	TE3.34	Pedestrian Link - Intersection of King Street West and Shaw Street to Liberty Village (Deferred from January 16, 2007)
Adopted by consent	TE3.35	Sign Variance - 41 Fraser Avenue
Adopted by consent	TE3.36	Sign Variance - 901 King Street West
Adopted by consent	TE3.37	Sign Variance - 958 Bloor Street West
Adopted by consent	TE3.38	Sign Variance - 569 King Street West
Adopted by consent	TE3.39	Sign Variance - 730 Yonge Street
Adopted by consent	TE3.40	Sign Variance - 175 Avenue Road
Adopted by consent	TE3.41	Sign Variance - 55 University Avenue
Adopted by consent	TE3.42	Sign Variance - 429 Bloor Street East
Adopted by consent	TE3.43	Sign Variances - 55 Gould Street, 122 Bond Street, 125 Bond Street, 243 Church Street, 87 Gerrard Street East, 50 Gould Street, 240 Jarvis Street, 285 Victoria Street

Adopted by consent	TE3.44	Proposed Traffic Island - Ernest Avenue and Perth Avenue
Adopted by consent	TE3.45	Pedestrian Link Intersection of King Street West and Shaw Street to King Liberty Area
Adopted by consent	TE3.46	Traffic Control Signals - Dufferin Street and Saskatchewan Road
Adopted by consent	TE3.47	Sidewalk Construction - Barton Avenue
Adopted by consent	TE3.48	Rescind Turn Prohibition - Strachan Avenue at Canada Boulevard/Fleet Street
Adopted by consent	TE3.49	Northbound left turn prohibition - Hazelton Avenue and Davenport Road
Adopted by consent	TE3.50	Entry and Turn Prohibitions – 10 Delisle Avenue
Adopted by consent	TE3.51	Lane Closure for Construction – Carlton Street
Held for consideration Minute 3.54	TE3.52	Amendments to Parking Regulations - Roncesvalles Avenue
Adopted by consent	TE3.53	Daycare pick-up/drop-off area – 123 Glendale Avenue
Held for consideration Minute 3.55	TE3.54	Proposed Amendments to Parking Regulations - Dundas Street West, between Dovercourt Road and Sterling Road
Adopted by consent	TE3.55	Installation of On-Street Parking Spaces for Persons with Disabilities – February 2007
Adopted by consent	TE3.56	Daycare pick up/drop off area – 132 St. Patrick Street
Adopted by consent	TE3.57	Planter Box Installation - McCaul Street, north of Queen Street West
Adopted by consent	TE3.58	Hillcrest Community School – Student Loading Zone
Adopted by consent	TE3.59	Provision of a Passenger Loading Area – 112 Merton Street
Adopted by consent	TE3.60	Student Pick-up/Drop-off Area – 111 Manor Road East
Adopted by consent	TE3.61	Parking Regulations - Summerhill Avenue, between MacLennan Avenue and Jean Street
Adopted by consent	TE3.62	Parking Regulations - Hagerman Street, between Elizabeth Street and Bay Street
Adopted by consent	TE3.63	Rosedale Valley Road, north of Aylmer Avenue - proposed sidewalk
Adopted by consent	TE3.64	Provision of Taxicab Stand on Mill Street, east of Trinity Street
Adopted by consent	TE3.66	Disabled Persons Parking – Gainsborough Road

Adopted by consent	TE3.67	Disabled Persons Loading Zone – Cedarcrest Boulevard
Adopted by consent	TE3.69	Use of Nathan Phillips Square for Various Events up to July 2007
Held for consideration Minute 3.56	TE3.70	Requests for Endorsement of Events for Liquor Licensing Purposes
Adopted by consent	TE3.72	Authorize Sale of Vacant Land Adjoining 13 Balmuto Street
Held for consideration Minute 3.57	TE3.74	Intention to Designate Under Part IV, Ontario Heritage Act, 21 Swanwick Avenue
Held for consideration Minute 3.58	TE3.75	Proposed Heritage Conservation District Study Area, 1-15 and 2-26 Audley Avenue

**Consideration of Items - Toronto and East York Community Council Meeting 3**

3.50 **Final Report - Zoning Amendment Application - 56 Blue Jays Way**

<b>TE3.4</b>	AMENDED		Transactional	Wards: 20
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**March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

- Councillor Vaughan moved that the Item be amended by deleting from Recommendation 4 of the Toronto and East York Community Council, the words “The amount of \$100,000 payable to the City of Toronto, prior to the issuance of the first building permit, to be used for improvements to Clarence Square Park”, and replacing them with the words “the amount of \$100,000 payable to the City of Toronto, prior to the issuance of the first building permit, to be used for improvements as follows:

\$65,000.00 for Clarence Square;  
 \$25,000.00 for Victoria Square; and  
 \$10,000.00 for Public Housing Improvements in the Ward;”.

*Votes:*

Motion 1 by Councillor Vaughan carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council amend Zoning By-law 438-86 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7, to the report (January 26, 2007) from Director, Community Planning, Toronto and East York District.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. On the Zoning By-law Amendment for 56 Blue Jays Way coming into effect, the applicant shall withdraw their appeal to Zoning By-law Amendment 922-2006 for the King-Spadina Plan area.
4. Before introducing the necessary Bills to City Council for enactment, require the owner to enter into a Section 37 Agreement pursuant to Section 37 of the Planning Act, to secure the following:
  - the amount of \$100,000 payable to the City of Toronto, prior to the issuance of the first building permit, to be used for improvements as follows:

\$65,000.00 for Clarence Square;  
\$25,000.00 for Victoria Square; and  
\$10,000.00 for Public Housing Improvements in the Ward;
  - the amount of \$100,000 payable to the City of Toronto, prior to the issuance of the first building permit, to be allocated to restoration of the historic façade of the existing building on the site;
  - the provision and maintenance of public art works pursuant to a public programme, to be located on publicly accessible portions of the lot, in Clarence Square Park, or within publicly owned or publicly accessible locations in the King-Spadina Plan Area east of Spadina Avenue, of a value not less than one percent of the gross construction costs of all buildings and structures to be erected on the lot;
  - the incorporation, in the construction of the building, of exterior materials to the satisfaction of the Chief Planner and Executive Director, City Planning Division. This shall include, as part of the Section 37 Agreement, 1:50 scale drawings for the first three floors of the building along Blue Jays Way, including portions of the existing historic façade and portions of the new building, with building materials labelled and the drawings having a

sufficient level of detail to illustrate how the building will be perceived by the pedestrian;

- the introduction of measures to improve sound quality within residential units, as recommended by an acoustic consultant to be engaged by the applicant. Sound mitigation measures may include changing the thickness of glass sizes in double glazed window assemblies, increasing the solidity of the exterior walls on the lower floors, and/or refining podium setbacks. The sound mitigation measures shall be to the satisfaction of the Chief Planner and Executive Director, City Planning Division in consultation with the project architect;
  - submission of a landscape plan to be secured in an Agreement pursuant to Section 41 of the Planning Act, such plan to address hard and soft materials and lighting for the front yard setback from Blue Jays Way, the side yard setback along the public lane, and the outdoor residential amenity space on the second floor to the satisfaction of the Chief Planner, City Planning Division;
  - submission of a Pedestrian Level Wind Study to be secured in an Agreement pursuant to Section 41 of the Planning Act, such Agreement to specify that any required wind mitigation measures shall be subject to the satisfaction of the Chief Planner, City Planning Division;
  - the owner agrees to make revisions to the development or submit a Letter of Credit, if required, in accordance with the recommendations of a street lighting assessment;
  - the contributions for improvements to Clarence Square Park and the restoration of the historic façade shall be indexed to the Consumer Price Index from the date of execution of the first agreement under Section 37 of the Planning Act;
  - the inclusion of 28 knock-out panels between 56 dwelling units in the building in order to create opportunities for housing for larger families; and
  - a requirement to market, as constructed, a minimum of ten dwelling units in the building with an option of converting to three bedroom units.
5. Before introducing the necessary Bills to City Council for enactment require the owner to submit, to the satisfaction of the Manager of Heritage Preservation Services, the following:
- drawings that refine the elevations of the heritage façade and side addition facades to conserve existing heritage attributes;

- information regarding exterior architectural details, design and materials for the heritage façade and side addition facades;
  - a Heritage Impact Statement/Conservation Plan for the conservation and restoration of 56 Blue Jays Way;
  - a record of the as-found condition of 56 Blue Jays Way; and
  - a Stage One Archaeological Assessment;
6. Prior to the issuance of any building permit for 56 Blue Jays Way, including a permit for demolition, excavation and/or shoring of the subject property, the owner shall provide a letter of credit in a form and in an amount satisfactory to the Manager, Heritage Preservation Services, to secure all work included in the Heritage Impact Statement/ Conservation Plan. Prior to the release of the Letter of Credit, the owner shall provide two copies of the as-built Heritage Easement photographs to the satisfaction of the Manager, Heritage Preservation Services.
  7. No demolition, construction, grading or other soil disturbances shall take place on the subject property prior to the City Planning Division and Ministry of Culture confirming in writing that all archaeological licensing and technical review requirements have been satisfied.
  8. Provide all parking spaces for this project with minimum dimensions of 2.7 metres in width and 5.7 metres in length save and except for 6 spaces which can have a minimum length of 5.2 metres.
  9. Individually designate all parking spaces on the plans with lengths of 5.2 metres as “Small Car” parking spaces.
  10. Provide all driveway aisles for this project with minimum widths of 6.0 metres.
  11. Comply with the ramp slope requirements of the general Zoning By-law.
  12. Require the owner, at their expense, to provide and maintain an irrigation system for any proposed trees within the public road allowance, including an automatic timers, designed to be water efficient by a Certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer to the satisfaction of the Executive Director, Technical Services, including requirement to maintain in good order and operation.
  13. Require the owner, at their expense, to address any further conditions from Technical Services that may result from their review of the application.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1218.pdf>

**Declared Interests (City Council)**

Councillor Augimeri - declared an interest in this Item, in that a member of her immediate family owns a suite in the neighbourhood.

Councillor Shiner - declared an interest in this Item, in that his family owns property in the immediate area.

3.51 **Final Report - Official Plan Amendment and Rezoning Application  
- 151 Front Street West, 7 Station Street and 20 York Street**

TE3.5	AMENDED		Transactional	Wards: 20
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**March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Vaughan moved that the Item be amended by adding to the end of Recommendation 9.a.ii of the Toronto and East York Community Council, the words “Richmond Street West between University Avenue and Spadina Avenue”, so that Recommendation 9.a.ii now reads as follows:

- 9.a.ii. exclusive of the frontages of the subject lands, \$1,000,000 for streetscaping improvements on the south side of Richmond Street West between Spadina Avenue and Peter Street, Front Street West between University Avenue and Spadina Avenue, Simcoe Street between the railway corridor and Queen Street West including bicycle lanes, and University Avenue between Front Street West and King Street West and Richmond Street West between University Avenue and Spadina Avenue; and.

*Votes:*

Motion 1 by Councillor Vaughan carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Amend the new Official Plan of the City of Toronto substantially in accordance with Attachment No. 6, of the report (January 26, 2007) from the Director, Community Planning, Toronto and East York District.
2. Amend Zoning By-law 438-86 and 168-93 for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7 of the staff report.
3. Authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan and draft Zoning By-law amendments as may be required.
4. Authorize the City Solicitor to make changes to the Precinct B Precinct Agreement, other Railway Lands agreements (including, if appropriate, a further agreement pursuant to the City of Toronto Act, 1971, S.O. 1971, c. 130, as amended), service agreements, and easement agreements as required to secure the matters set out in the report (January 26, 2007) from the Director, Community Planning, Toronto and East York District.
5. Require the owner, before introducing the necessary Bills to City Council for enactment, to submit to the Executive Director, Technical Services, documentation and/or revised drawings for review and acceptance:
  - a. final approved drawings of the development with sufficient horizontal and vertical dimensions of the exterior walls of the proposed buildings to enable the preparation of building envelope plans, such plans should be submitted at least three weeks prior to the introduction of Bills in Council.
6. Require the owner, before introducing the necessary Bills to City Council for enactment, to execute one or more agreements pursuant to the City of Toronto Act, 1971, S.O. 1971, c. 130, as amended satisfactory to the Chief Planner and Executive Director, City Planning Division, and the City Solicitor, such agreement(s) to be registered against the title of the lands for the development to secure the following facilities, services, and matters:
  - a. City's right to use the pedestrian walkway in perpetuity through the building(s);
  - b. provide and maintain within the site a publicly accessible walkway (Galleria) connecting the SkyWalk to Front Street West generally as shown on the Plans prepared by Tampold Architects, dated December 7, 2006, which shall:
    - i. remain open and accessible to the public between the hours of 6:00 a.m. to 2:00 a.m., 365 days a year; and

- ii. be satisfactorily illuminated;
- c. provide space within the development site for the construction of any transformer vaults, hydro vaults, Bell maintenance structures, sewer maintenance holes, exhaust and intake vents and stairwell and associated enclosure satisfactory to the Chief Planner and Executive Director, City Planning Division;
- d. provide the incorporation, in the construction of the building, of exterior materials to be shown for the podium along Simcoe Street, Front Street West and Station Street, pedestrian weather protection and landscaping materials satisfactory to the Chief Planner and Executive Director, City Planning Division;
- e. provide and maintain an irrigation system for any proposed trees within the public road allowance, including an automatic timer, designed to be water efficient by a Certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer irrigation system for all new trees in the public rights-of-ways, satisfactory to the Executive Director, Technical Services and General Manager, Parks, Forestry and Recreation;
- f. provide and maintain the following to permit the installation and mature growth of all proposed plant material, in particular, large growing shade trees to the satisfaction of the Director of Urban Forestry:
  - i. sandy loam soil (comprising 50 to 60 percent sand, 20 to 40 percent silt, 6 to 10 percent clay, 2 to 5 percent organic, with pH of 7.5 or less) to a sufficient depth of not less than 1 metre;
  - ii. an engineered draining system which prevents soil saturation; and
  - iii. a continuous tree trench, in accordance with the Continuous Tree Pit details outlined in the Construction Details Section of the City of Toronto Streetscape Manual.
- g. before site plan approval, require the owner to provide an architectural plan and/or renderings of the roof of the podium, to include a green roof, or a combination of an appropriately landscaped roof and other architectural design treatment and exterior materials, to the satisfaction of the Chief Planner and Executive Director, City Planning Division;
- h. provision of knock-out panels to accommodate a potential future connection to the PATH system, satisfactory to the Chief Planner and Executive Director, City Planning Division, and the General Manager of

- Economic Development; and enter into the Wayfinding Agreement, and to be detailed in an agreement pursuant to Section 41 of the Planning Act;
- i. make all necessary improvements to the PATH system as required in the Wayfinding Agreement and Site Plan Agreement to the satisfaction of the City Solicitor, Transportation Services, City Planning and Economic Development and Culture;
  - j. revisions, if any, to the development to address the recommendations of a Pedestrian Level Wind Study;
  - k. revisions to the development, or a Letter of Credit, in accordance with the recommendations of a Street Lighting Assessment; and
  - l. comply with any other condition to ensure the orderly development and phasing of the lands as required by the Chief Planner and Executive Director, City Planning Division, acting reasonably.
7. Require the applicant to enter into a Site Plan Agreement under Section 41 of the Planning Act.
8. Require the following in the Zoning By-law amendment:
- a. reconstruct the intersection of Station Street and Simcoe Street with minimum curb radii of 12 metres at the southeast corner of the intersection;
  - b. enter into agreements satisfactory to City Legal, in consultation with Transportation Services, City Planning and GO Transit, to secure the proposed pedestrian access through the building, and the proposed pedestrian arcade on the Simcoe Street frontage of the site, as well as the pedestrian facilities on Station Street;
  - c. provide and maintain a minimum of 301 non-residential parking spaces and a maximum of 315 parking spaces within the proposed parking garage for this development;
  - d. provide and maintain 3 Type B, 3 Type C loading spaces and one additional loading space with minimum dimensions of 2.6 metres by six metres by three vertical;
  - e. submit, for review and acceptance prior to site plan approval, a Transportation Demand Management Plan to the General Manager of Transportation Services, including measures to reduce automobile use;
  - f. have a qualified Transportation Engineer/Planner certify, in writing, to the

- General Manager of Transportation Services that the development has been designed and constructed in accordance with the Transportation Demand Management Plan approved by the General Manager, Transportation Services;
- g. provide, maintain and operate the Transportation Demand Management measures, facilities and strategies stipulated in the Transportation Demand Management Plan approved by the General Manager, Transportation Services;
  - h. provide, prior to Site Plan Approval, for any improvements to the municipal infrastructure should it be determined that upgrades to the infrastructure are required to support this development, according to the site servicing review accepted by the Executive Director of Technical Services;
  - i. submit a traffic monitoring report within six months of occupancy of the office building to identify vehicular trip distribution patterns associated with the project and identify mitigating measures to address any poor levels of service experienced at Front Street West/Simcoe Street, Station Street/York Street, Station Street/Simcoe Street, York Street/University Street/Front Street West and York Street/Bremner Boulevard intersections, for the review and approval of the General Manager of Transportation Services;
  - j. provide a Letter of Credit in the amount of \$50,000 to cover the costs associated with the following measures, as deemed appropriate by the General Manager of Transportation Services:
    - i. implementing mitigating measures such as changes to traffic regulations and installation of regulatory signage; and
    - ii. implementing the approved signal timing modification and signal phasing adjustments identified at the Front Street West/Simcoe Street, Station Street/York Street, Station Street/Simcoe Street, York Street/University Street/Front Street West and York Street/Bremner Boulevard intersections, which are attributable, in part, to this development, if any;
  - k. prior to Site Plan Approval the owner shall:
    - i. submit revised drawings that further refine the design of the transition between the SkyWalk atrium and the new internal corridor to the satisfaction of the Manager of Heritage Preservation Services;

- ii. submit revised 1:50 scale drawings of the elevations of the front facades of 20 York Street and 151 Front Street West to the satisfaction of the Manager of Heritage Preservation Services;
  - iii. submit a detailed landscape plan for the subject property, to the satisfaction of the Manager, Heritage Preservation Services;
  - iv. provide plans for interpretive panels or other interpretive materials to communicate the development history of the property: the research, design, and location of the interpretive materials will be to the satisfaction of the Manager of Heritage Preservation Services; and
  - v. provide a Letter of Credit in a form and in an amount satisfactory to the Manager, Heritage Preservation Services to secure all work for the research, production and installation of interpretive materials referred to in condition (iv); and
- l. prior to the release of the Letter of Credit the owner shall obtain final approval for the interpretive materials erected on the property from the Manager, Heritage Preservation Services.
9. Before introducing the necessary Bills to City Council for enactment, authorize the appropriate City officials and require the owner to execute one or more agreements pursuant to Section 37 of the *Planning Act* satisfactory to the Chief Planner and Executive Director, City Planning Division, and the City Solicitor, such agreements to be registered on title to the lands in a manner satisfactory to the City Solicitor, to secure the following facilities, services and matters:
- a. a contribution of \$1.5 million, prior to the issuance of an above grade building permit for any development, for the following local community improvement initiatives:
    - i. \$50,000 for the capital improvement of 168 John Street and \$100,000 for 6-28 Henry Street, 40-42 Baldwin Street, 180-182 Beverley Street, and 15 Cecil Street;
    - ii. exclusive of the frontages of the subject lands, \$1,000,000 for streetscaping improvements on the south side of Richmond Street West between Spadina Avenue and Peter Street, Front Street West between University Avenue and Spadina Avenue, Simcoe Street between the railway corridor and Queen Street West including bicycle lanes, and University Avenue between Front Street West and King Street West and Richmond Street West between

University Avenue and Spadina Avenue; and

- iii. \$350,000 for weather protection and improvements to the four at-grade TCC stairways at St. Andrew subway station;
- b. provide a public art contribution in accordance with the City of Toronto's Percent for Public Art Program for a value not less than one percent of the gross construction cost, indexed annually, of all buildings and structures on the lands to be paid at time of first building permit;
- c. provide the City of documentation as to LEED certification of the development and the marketing materials that will include information on LEED certification as follows:
  1. in conjunction with the construction and marketing of the Development, the Owner shall provide to the Chief Planner such documentation as the Chief Planner shall request with respect to LEED Certification of the Development and the marketing materials that will include information on LEED Certification;
  2. the owner shall:
    - a. use reasonable commercial efforts to obtain LEED Certification of the buildings;
    - b. prior to receiving Site Plan Approval, register the development with the CaGBC (the "LEED Registration") and provide written confirmation of the LEED Registration to the Chief Planner;
    - c. prior to the occupancy of the building, to make the LEED Application and provide to the Chief Planner a copy of the LEED Application together with written confirmation that it has been submitted and, if requested by the Chief Planner, copies of all documentation submitted with the LEED Application to the CaGBC;
    - d. upon the receipt of a CaGBC Report provide, if requested to the Chief Planner, a copy of such CaGBC Report;
    - e. provide a response to the CaGBC regarding any CaGBC Report, provide if requested to the Chief Planner a copy of any documentation submitted to the CaGBC by the owner in response to such CaGBC Report;

- f. upon the owner receiving notification of the CaGBC's decision as to whether LEED Certification of the Building has been granted, to provide if requested to the Chief Planner a copy of such notification; and
  - g. provide, if requested by the Chief Planner, a copy of the owner's marketing materials for the Development that contain information regarding LEED and LEED Certification;
10. Authorize City officials to take all necessary steps, including the execution of agreements and documents, to give effect to the above-noted recommendations.
11. Request the General Manager of Transportation Services to report to the Toronto and East York Community Council by the end of 2007 on the installation of bicycle lanes on Simcoe Street between Queen Street West and Queens Quay in order for the bicycles lanes to be constructed and operational concurrent with the opening of the Simcoe Street tunnel in 2008.
12. Request the Toronto Parking Authority to weather protect the three stairways on University Avenue for the Toronto Parking Authority garage that is under University Avenue from Front Street West to north of Wellington Street West.
13. Request the Chief Planner and Executive Director, City Planning Division to require, prior to completion of Planning staff's review of site plan approval, continuous weather protection along the frontages of Simcoe Street and Front Street West and the removal of all parking on Station Street.
14. Request the Chief Planner and Executive Director, City Planning Division to report to the Toronto and East York Community Council on including in his Division's Work Program a report on a streetscape plan for Front Street West between University Avenue and Spadina Avenue, Simcoe Street between the railway corridor and Queen Street West including bicycle lanes, and University Avenue between Front Street West and King Street West.
15. Direct the General Manager, Transportation Services to paint, as soon as possible, the following crosswalks at traffic controlled (stop sign or traffic light) intersections in the Financial District in the vicinity of the site:
  - York Street at Piper Street, east side;
  - York Street at Pearl Street, west side;
  - University Avenue at Pearl Street, west and east sides;
  - Simcoe Street at Pearl Street, east side;
  - Richmond Street West at Simcoe Street, south side; and
  - Queen Street West at Simcoe Street, south side.

16. As part of the Site Plan process, request the Director, Community Planning, Toronto and East York District to:
  - a. investigate and resolve the issue of district heating as well as deep lake water cooling; and
  - b. consider extending the PATH system across Front Street at or near this location and report to the Toronto and East York Community Council on how these links can be made in the future.

**Background Information**

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1220.pdf>

3.52 **Eden Smith Survey - Inclusion of 14 Properties on the City of Toronto Inventory of Heritage Properties**

<b>TE3.8</b>	NO AMENDMENT		Transactional	Wards: 22
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Walker moved that the Item be amended to provide that the following 4 properties be excluded from listing, and that Council request Councillor Walker and Heritage Preservation Services staff to meet with the respective owners and report to the Toronto and East York Community Council at its next meeting:
  - 223 Balmoral Avenue;
  - 279 Russell Hill Road;
  - 109 Warren Road; and
  - 177 Warren Road.

*Votes:*

Adoption of motion 1 by Councillor Walker:

Yes - 10	
Councillors:	Del Grande, Ford, Holyday, Jenkins, Kelly, Lee, Minnan-Wong, Nunziata, Ootes, Walker
No - 22	
Mayor:	Miller

Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Lindsay Luby, McConnell, Mihevc, Moscoe, Parker, Perks, Perruzza, Rae, Vaughan
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Lost by a majority of 12.

Adoption of the Item, without amendment:

Yes - 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Parker, Perks, Perruzza, Rae, Vaughan, Walker
No - 5	
Councillors:	Ford, Holyday, Kelly, Nunziata, Ootes

Carried by a majority of 22.

### City Council Decision

City Council adopted the following motions:

1. City Council include the following 14 properties on the City of Toronto Inventory of Heritage Properties, subject to replacing the “Reasons for Listing” for 34 Warren Road (Francis Jemmett House) contained in Attachment 3L in the staff report dated July 21, 2006, with the “Revised Reasons for Listing” dated December 2006 attached to the letter (January 29, 2007) from the Toronto Preservation Board:
  - i. 233 Balmoral Avenue (Frederick Jones House);
  - ii. 72 Clarendon Avenue (Hamilton Cassels House);
  - iii. 75 Forest Hill Road (James McMurrich House);
  - iv. 77 Forest Hill Road (Michael McLaughlin House);
  - v. 217 Poplar Plains Road (Martha Wilkes House);
  - vi. 291 Russell Hill Road (Arthur Morrice House);
  - vii. 51 Russell Hill Road (Charles Weisner House);
  - viii. 279 Russell Hill Road (Kenneth Dunston House);
  - ix. 350 Russell Hill Road (Grace Church on the Hill);
  - x. 350 Russell Hill Road (convenience address: 352 Russell Hill Road – Grace Church Rectory);
  - xi. 9 Shorncliffe Avenue (George Lee House);
  - xii. 34 Warren Road (Francis Jemmett House);

- xiii. 109 Warren Road (Algernon Temple House); and
  - xiv. 177 Warren Road (Jane Thompson House).
2. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**Background Information**

Attachment 2 - Historical Overview

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1381.pdf>

Attachment 1B - Location Maps

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1383.pdf>

Attachment 1A - Location Map

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1380.pdf>

Attachment 3 - Reasons

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1382.pdf>

Attachment 3 - Reasons

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1384.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1371.pdf>

Council also considered the following communications:

- (February 132007) from Susan Stock (TE3.8.7)
- (February 132007) from Elayne Freeman (TE3.8.8)

3.53 **Front Yard Parking Appeal for a Second Vehicle - 15 Colin Avenue**

TE3.23	AMENDED		Transactional	Wards: 22
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Walker moved that the Item be amended by deleting the recommendation of the Toronto and East York Community Council, and that Council adopt the following instead:

Council grant the appeal for front yard parking for a second vehicle at 15 Colin Avenue, on the following conditions:

1. the parking areas not exceed 2.4 m by 5.9 m in dimension;

2. the existing asphalt paving be removed and restored with semi-permeable paving materials, as initially approved;
3. the applicant provide the landscape features substantially in accordance with the plan as shown on Appendix 'D' of the report (January 25, 2007) from the Manager, Right-of-Way Management, Transportation Services, Toronto and East York District, to the satisfaction of the General Manager of Transportation Services; and
4. the applicant pay all applicable fees and complies with all other criteria set out in the former City of Toronto Municipal Code Chapter 400, Traffic and Parking.

*Motion to End Debate:*

Councillor Carroll moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 21	
Councillors:	Ainslie, Augimeri, Carroll, Davis, De Baeremaeker, Filion, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Rae, Vaughan, Walker
No - 11	
Councillors:	Ashton, Bussin, Del Grande, Ford, Holyday, Jenkins, Lindsay Luby, Minnan-Wong, Nunziata, Ootes, Perruzza

Lost, less than two-thirds of Members present having voted in the affirmative.

*Votes:*

Adoption of motion 1 by Councillor Walker:

Yes - 25	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, De Baeremaeker, Di Giorgio, Filion, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Perruzza, Vaughan, Walker
No - 7	
Councillors:	Carroll, Davis, Del Grande, Fletcher, McConnell, Pantalone, Perks

Carried by a majority of 18.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motion:

Council grant the appeal for front yard parking for a second vehicle at 15 Colin Avenue, on the following conditions:

1. the parking areas not exceed 2.4 m by 5.9 m in dimension;
2. the existing asphalt paving be removed and restored with semi-permeable paving materials, as initially approved;
3. the applicant provide the landscape features substantially in accordance with the plan as shown on Appendix 'D' of the report (January 25, 2007) from the Manager, Right-of-Way Management, Transportation Services, Toronto and East York District, to the satisfaction of the General Manager of Transportation Services; and
4. the applicant pay all applicable fees and complies with all other criteria set out in the former City of Toronto Municipal Code Chapter 400, Traffic and Parking.

**Background Information**

Attachment C - Photos

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1180.pdf>

Attachment B - Map of Licensed Locations

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1182.pdf>

Attachment A - Sketch

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1179.pdf>

Attachment D - Sketch

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1181.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1178.pdf>

3.54 **Amendments to Parking Regulations - Roncesvalles Avenue**

TE3.52	NO AMENDMENT		Transactional	Wards: 14
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**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Vote:*

The Item was adopted, without amendment.

### City Council Decision

City Council adopted the following motions:

1. The existing “two hours from 9:00 a.m. to 6:00 p.m., Monday to Friday and 8:00 a.m. to 6:00 p.m. Saturday” maximum parking regulation on the west side of Roncesvalles Avenue, from The Queensway to Geoffrey Street be amended to operate between The Queensway and a point 38 metres south of Fern Avenue and from a point 29 metres south of Fern Avenue to Geoffrey Street.
2. The existing “three hours from 6:00 p.m. to 9:00 p.m., Monday to Saturday and 1:00 p.m. to 9:00 p.m. Sunday” maximum parking regulation on the west side of Roncesvalles Avenue, from The Queensway to Geoffrey Street be amended to operate between The Queensway and a point 38 metres south of Fern Avenue and from a point 29 metres south of Fern Avenue to Geoffrey Street.
3. The existing “one hour from 9:00 a.m. to 6:00 p.m., Monday to Friday and 8:00 a.m. to 6:00 p.m. Saturday” maximum parking regulation on the west side of Roncesvalles Avenue, from a point 21.3 metres south of Marmaduke Street to a point 91.4 metres north of Queen Street West, be rescinded.
4. The existing “No Parking 7:00 a.m. to 9:00 a.m., Except Saturdays, Sundays and Public Holidays” regulation on the west side of Roncesvalles Avenue, from a point 118 metres north of Queen Street West to Dundas Street West be amended to operate from a point 118 metres north of Queen Street West to a point 38 metres south of Fern Avenue and a point 29 metres south of Fern Avenue to Dundas Street West.
5. A “No Parking Anytime” regulation be introduced on the west side of Roncesvalles Avenue from a point 29 metres south of Fern Avenue to a point 9 metres further south thereof.

### Background Information

Attachment 1 - Map

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1391.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1246.pdf>

### 3.55 Proposed Amendments to Parking Regulations - Dundas Street West, between Dovercourt Road and Sterling Road

TE3.54	REFERRED		Transactional	Wards: 18
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**March 8, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Deputy Mayor Pantalone moved that the Item be referred back to the Toronto and East York Community Council so that solutions to the parking problem in this vicinity may be sought without hurting public transit, such as the TTC service on Dundas Street West.
2. Councillor Davis moved that motion 1 by Deputy Mayor Pantalone be amended to provide that the Toronto and East York Community Council consider this matter at its September 10, 2007 meeting.

*Votes on Referral:*

Adoption of motion 2 by Councillor Davis:

Yes - 23	
Mayor:	Miller
Councillors:	Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perruzza, Walker
No - 6	
Councillors:	Augimeri, Bussin, Del Grande, Milczyn, Minnan-Wong, Vaughan

Carried by a majority of 17.

Adoption of motion 1 by Deputy Mayor Pantalone, as amended:

Yes - 26	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perruzza, Walker
No - 3	
Councillors:	Giambrone, Minnan-Wong, Vaughan

Carried by a majority of 23.

**City Council Decision**

City Council referred this Item back to the Toronto and East York Community Council for consideration at its meeting on September 10, 2007, so that solutions to the parking problem in this vicinity may be sought without hurting public transit, such as the TTC service on Dundas Street West.

**Background Information**

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrrd/backgroundfile-1088.pdf>)

**Declared Interest (City Council)**

Councillor Perks - declared an interest in this Item, as his principal residence is in the immediate area.

3.56 **Requests for Endorsement of Events for Liquor Licensing Purposes**

TE3.70	AMENDED		Transactional	
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**March 6, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion:*

1. Councillor Davis moved that the Item be amended by adding the following additional events:
  - The Festival of the Holy Spirit taking place on June 16 and 17, 2007, at Santa Cruz Church, 142 Argyle Street;
  - The Festival of our Lady of the Angels taking place on August 18 and 19, 2007, at Santa Cruz Church, 142 Argyle Street; and
  - The Annual Save the Boathouse Event taking place on July 28 and 29, 2007 at The Boathouse, north of the Boardwalk between Lee Avenue and Leuty Avenue.

*Votes:*

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motion:

City Council, for liquor licence purposes, declare the following events to be of community and/or municipal significance and advise the Alcohol and Gaming Commission that it has no objection to their taking place:

1. Masala Mehndi Masti Festival taking place at Exhibition Place on July 27 to 29, 2007;
2. Senhor Santo Cristo Festival taking place on May 12 and 13, 2007, at St. Mary's Church, Portugal Square (Bathurst Street and Adelaide Street West);
3. CIRV 88.9 FM's Annual Summerfest taking place from Friday, June 15 to Sunday, June 17, 2007, at Earlscourt Park;
4. the Twelfth Annual Toronto's Festival of Beer taking place on August 10, 11 and 12, 2007, at Historic Fort York;
5. the TD Canada Trust Toronto Jazz Festival 2007, to be held at various locations from June 22 to July 1, 2007, and advise the AGCO that it has no objection to an extension of serving hours for the times stated for the following venues for the duration of the event:
  - i. Rex Jazz & Blues Bar, 194 Queen Street West (to 5.00 a.m.);
  - ii. Dominion On Queen, 500 Queen Street East (to 4.00 a.m.);
  - iii. Lolita's Lust, 513 Danforth Avenue, Toronto (to 4.00 a.m.); and
  - iv. The Courthouse, 57 Adelaide Street East (to 4.00 a.m.);
6. 1<sup>st</sup> Annual CHIN International Picnic taking place at Exhibition Place on June 30 to July 2, 2007;
7. Woofstock Festival, taking place in the St. Lawrence Market Neighbourhood Business Improvement Area on June 9 and 10, 2007, and indicate that it also has no objection to the following restaurants being permitted to sell and serve alcohol on an outside area for the duration of this event: Participating Restaurants for Woofstock
  - Biagio, 155 King Street East (Patio in Market Lane Park)
  - Bravi, 40 Wellington Street East
  - C'est What, 67 Front Street East
  - Foundation Room, 19 Church Street
  - Hernando's Hideaway, 52 Wellington Street East
  - Hot House, 35 Church Street (Patio is on Front Street)
  - Ichiban, 58 Wellington Street East

Izakaya, 69 Front Street East  
 Jamie Kennedy Restaurant, 9 Church Street  
 Le Papillon Restaurant, 16 Church Street  
 Nanoo, 57 Front Street East  
 Paddingtons, 91 Front Street East  
 Pravda, 36 Wellington Street East  
 Springrolls, 85 Front Street East  
 Sultans Tent, 49 Front Street East  
 The Flatiron and Firkin, 49 Wellington Street East  
 The Jersey Giant, 71 Front Street East  
 The Keg Restaurant, 12 Church Street  
 Trevor Kitchen & Bar, 38 Wellington Street East  
 Vagabondo, 32 Wellington Street East;

8. Toronto Freedom Festival taking place on May 5, 2007 at Queen's Park North;
9. Toronto Outdoor Art Exhibition taking place at Nathan Phillips Square from Friday, July 6 to Sunday, July 8, 2007;
10. The Festival of the Holy Spirit taking place on June 16 and 17, 2007, at Santa Cruz Church, 142 Argyle Street;
11. The Festival of our Lady of the Angels taking place on August 18 and 19, 2007, at Santa Cruz Church, 142 Argyle Street; and
12. The Annual Save the Boathouse Event taking place on July 28 and 29, 2007 at The Boathouse, north of the Boardwalk between Lee Avenue and Leuty Avenue.

Council also considered the following:

- (January 23, 2007) from Nancy Culver, Special Event and Volunteer Co-ordinator, Community Centre 55 (TE3.70.1)
- (undated) from Fr. Antonio Teixeira Pereira, Pastor of Santa Cruz Church. (TE3.70.2)

3.57 **Intention to Designate Under Part IV, Ontario Heritage Act, 21 Swanwick Avenue**

TE3.74	AMENDED		Transactional	Wards: 32
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motions:*

1. Councillor Davis moved that the Item be amended by deleting the recommendation of the Toronto and East York Community Council, and that Council adopt the following recommendations of the Toronto Preservation Board instead:
  1. City Council state its intention to designate the property at 21 Swanwick Avenue (Emmanuel Presbyterian Church) under Part IV of the Ontario Heritage Act.
  2. if there are no objections to the designation in accordance with Section 26(6) of the Ontario Heritage Act, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act.
  3. if there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board.
  4. the appropriate City officials be authorized and directed to take necessary action to give effect thereto.

*Votes:*

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. City Council state its intention to designate the property at 21 Swanwick Avenue (Emmanuel Presbyterian Church) under Part IV of the Ontario Heritage Act.
2. if there are no objections to the designation in accordance with Section 26(6) of the Ontario Heritage Act, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act.
3. if there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board.
4. the appropriate City officials be authorized and directed to take necessary action to give effect thereto.

**Background Information**

Member Motion

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1630.pdf>

Council also considered the following:

- [\(March 1, 2007\) from the Toronto Preservation Board \(TE3.74.1\).](#)

3.58 **Proposed Heritage Conservation District Study Area, 1-15 and 2-26 Audley Avenue**

TE3.75	RECEIVED		Transactional	Wards: 30
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**March 5, 2007**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Fletcher moved that the Item be received.

*Vote on Receipt:*

Motion 1 by Councillor Fletcher carried.

**City Council Decision**

City Council received this Item.

**Background Information**

Attachment 2 - Photos

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1634.pdf>

Attachment 1 - Map

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1633.pdf>

Member Motion

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-1632.pdf>3.59 **NEW BUSINESS FROM CITY OFFICIALS****March 5, 2007**

Speaker Bussin in the Chair.

Under Section 27-70 of Council’s Procedures, Items are considered adopted without amendment by consent, unless Council decides otherwise.

Held for consideration. CC3.1 (February 23, 2007) from the City Solicitor, headed  
 Minute 3.60 “Review of arbitration awards dated October 16, 2006 and January 17, 2007, Re: Rent for 2350-2360 Dundas Street West”

Held for consideration. CC3.2 (February 21, 2007) from the City Solicitor, headed  
 Minute 3.61 “Appeals to the Ontario Municipal Board, J.D.C. Property Management, 44 and 48-66 Havelock Street and 1-11 Sylvan Avenue, Official Plan and Zoning Amendment Applications”

**3.60 Review of arbitration awards dated October 16, 2006 and January 17, 2007, Re: Rent for 2350-2360 Dundas Street West**

<b>CC3.1</b>	NO AMENDMENT			
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**March 5, 2007**

Speaker Bussin in the Chair.

*Vote:*

Item CC3.1 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council adopt the confidential recommendations in Attachment 1.
2. Council’s instructions to staff in respect of the arbitration awards related to this matter be authorized for public release at the conclusion of the Council meeting.

The following Recommendations contained in Attachment 1 are now public and balance of the Attachment remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. The application for leave to appeal to the Superior Court of Justice from the Award on Costs by the arbitral tribunal dated January 17, 2007, respecting 2350-2360 Dundas Street West, Toronto, be confirmed and the City Solicitor be

instructed to proceed with the appeal if leave is granted by the Court.

2. The City Solicitor’s commencement of the application for leave to appeal from the Award of the arbitral tribunal dated October 16, 2006, fixing the rent for the renewal term, be confirmed and that the City Solicitor be instructed to abandon the application.
3. The appropriate City officials be authorized to pay any costs of the applications for leave to appeal and any subsequent appeal and the costs of the arbitration hearing to be funded from the Arbitration and Legal Awards Reserve Fund in the amount not to exceed \$643,000.00.
4. The Facilities and Real Estate Division’s 2007 Operating Budget be amended to reflect the gross expenditures for these costs, once known (not to exceed \$643,000.00) and the revenues be adjusted to reflect the contribution from the Legal Awards Reserve Fund, for a net zero impact.

**Link to Background Information**

Council considered the following:

- [Report \(February 23, 2007\) from the City Solicitor \(CC3.1\)](#)

3.61 **Appeals to the Ontario Municipal Board, J.D.C. Property Management, 44 and 48-66 Havelock Street and 1-11 Sylvan Avenue, Official Plan and Zoning Amendment Applications**

CC3.2	AMENDED			
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This Item was considered during closed session.

(See Minute 3.82)

**NOTICES OF MOTION**

3.62 **Hatzoloh Toronto’s Request to the Provincial Government to Permit the Use of Green Lights when Responding to Emergency Calls**  
*Moved by Councillor Shiner, seconded by Councillor Moscoe*

M19	AMENDED			
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**March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M19 be referred to the Community Development and Recreation Committee. A two-thirds vote of the Council Members present is required to consider Motion M19 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M19, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M19 at this meeting:*

Yes - 25	
Councillors:	Augimeri, Di Giorgio, Feldman, Fillion, Heaps, Holyday, Lee, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Thompson, Vaughan
No - 12	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Del Grande, Fletcher, Ford, Giambrone, Hall, Kelly, Lindsay Luby, Moeser

Carried, two-thirds of Members present having voted in the affirmative.

*Motion:*

Mayor Miller moved that Motion M19 be amended by:

1. revising Recommendation 2 by adding the words “be requested to” after the words “on behalf of City Council,”; and
2. adding a new Recommendation 3 which reads as follows:
  - “3. The Chief and General Manager, Emergency Medical Services, be requested to report, for information, to the Community Development and Recreation Committee with respect to this matter.”

*Votes:*

The motion by Mayor Miller carried.

Motion M19, as amended, carried.

**City Council Decision**

City Council adopted the following motions:

1. Toronto City Council endorse the request by Hatzoloh Toronto to permit the use of green lights on their vehicles when responding to emergency calls.
2. Mayor David Miller, on behalf of City Council, be requested to write to the Provincial Minister of Transportation supporting the request from Hatzoloh to permit the use of green vehicular lights during emergency calls.
3. The Chief and General Manager, Emergency Medical Services, be requested to report, for information, to the Community Development and Recreation Committee with respect to this matter.

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**Link to Background Information**

Council considered the following:

- [Motion M19](#)

3.63 **1100 King Street West – Settlement**

*Moved by Councillor Perks, seconded by Councillor Rae*

<b>M20</b>	NO AMENDMENT			
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**March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker*

Speaker Bussin advised the Council that Toronto and East York Community Council Item TE2.83, headed “Ontario Municipal Board Hearing - 1100 King Street West” (City Council Meeting – February 5 to 8, 2007), did not require re-opening, in order to consider Motion M20.

Speaker Bussin further advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20 be referred to the Toronto and East York

Community Council. A two-thirds vote of the Council Members present is required to consider Motion M20 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M20, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M20 at this meeting:*

Yes - 34	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Vaughan, Walker
No - 6	
Councillors:	Del Grande, Ford, Kelly, Saundercook, Stintz, Thompson

Carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M20 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. That the City Solicitor be instructed to attend the Ontario Municipal Board hearing in support of the variances relating to Committee of Adjustment application A0478/05TEY, subject to Recommendations 2 to 7 being agreed to and supported at the hearing by the owner.
2. That the application be amended to include 6 units, as opposed to the proposed 8 units.
3. That the owner provide a cash contribution of \$36,000.00, prior to the issuance of any building permit for the subject building, to be used for parks and parks improvements within Ward 14 as determined by the General Manager, Parks, Forestry, and Recreation in consultation with the Ward Councillor, and that any

necessary agreement to secure such contribution be entered into to the satisfaction of the City Solicitor.

4. That the west and south façades of the proposed building shall have no windows, or if windows are incorporated, that these façades be opaque, or oriented such that the overlook and privacy of adjacent buildings is protected.
5. That the owner provide a minimum of four canopy trees along the Joe Shuster Way frontage of the proposed building.
6. That any roof deck on the proposed building incorporate a privacy screen to protect the privacy of adjacent buildings.
7. That the owner undertake and maintain the proposed development substantially in accordance with the plans and drawings date stamped as received by the Committee of Adjustment on July 28, 2006.
8. That the Section 37 Agreement dated May 15, 2006, be amended to add a new Section 7.10(c) clause, worded to the satisfaction of the City Solicitor, which would provide, in the event that the Park Shortfall results in additional monies beyond those required for the Final Park Improvements, the surplus of the Park Shortfall shall be used for parks and parks' improvements within Ward 14 as determined by the General Manager, Parks, Forestry and Recreation, in consultation with the Ward Councillor. Further, the City Solicitor be authorized to support any necessary variance to the Section 37 provisions of the site specific zoning by-law to give effect to the use of the surplus of the Park Shortfall for parks and parks improvements within Ward 14 as determined above.

### **Link to Background Information**

Council considered the following:

- [Motion M20](#)

### 3.64 **Approval of the 2007 Agnes Macphail Award Recipient** *Moved by Councillor Rae, seconded by Councillor Fletcher*

M21	NO AMENDMENT			
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### **March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M21 be referred to the Toronto and East York Community Council and the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M21 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M21, a confidential Fiscal Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer.

*Procedural Vote:*

The vote to consider Motion M21 at this meeting carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M21 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motion:

1. It is recommended that Council approve the individual identified in the attached confidential appendix as the recipient of the 2007 Agnes Macphail Award.

The Confidential Attachment remains confidential in its entirety at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the release of the name of the award recipient to the media by the Agnes Macphail Committee, just prior to the Award Ceremony on March 24, 2007, as it contains personal information about an identifiable person.

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**Link to Background Information**

Council considered the following:

- [Motion M21](#)
- Confidential Fiscal Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer

- 3.65 **Leaf Blower Use Restriction in City of Toronto**  
*Moved by Councillor Walker, seconded by Councillor Mihevc*

<b>M22</b>	REFERRED		
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**March 6, 2007:**  
 Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M22 be referred to the Licensing and Standards Committee. A two-thirds vote of the Council Members present is required to consider Motion M22 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M22, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that the financial impact resulting from the adoption of this Motion would have to be determined. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M22 at this meeting:*

Yes - 13	
Councillors:	Feldman, Fletcher, Heaps, Lee, McConnell, Milczyn, Palacio, Perks, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 28	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Giambrone, Grimes, Hall, Holyday, Kelly, Lindsay Luby, Mammoliti, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perruzza, Rae, Thompson

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M22 to the Licensing and Standards Committee.

**Link to Background Information**

Council considered the following:

- [Motion M22](#)

3.66 **Temporary Lane Closing on Public Highways adjoining 3391 Bloor Street West**  
*Moved by Councillor Milczyn, seconded by Councillor Saundercook*

M23	NO AMENDMENT			
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**March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M23 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M23 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M23, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote:*

The vote to consider Motion M23 at this meeting carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M23 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. The recommendations contained in Etobicoke York Community Council Report 3, Clause 24, as adopted by Toronto City Council at its meeting of April 12-14, 2005, continue to apply until April 15, 2008 (See attachment 1).
2. Toronto City Council recommend that the developer of the property at 3391 Bloor Street West use their corporate best efforts to have the first public lane south of Bloor Street West, between Islington Avenue and Clissold Road, open to vehicle traffic by December 30, 2007.

**Link to Background Information**

Council considered the following:

- [Motion M23](#)
- [Etobicoke York Community Council Report 3, Clause 24, headed “Temporary Lane Closing on Public Highways Adjoining 3391 Bloor Street West \(Ward 5 - Etobicoke-Lakeshore\)”](#)

**3.67 Establish and Construct The Toronto Environmental Protection Centre (TEP) in the Eastern Portlands**

*Moved by Councillor Walker, seconded by Councillor Thompson*

<b>M24</b>	REFERRED			
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**March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M24 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M24 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M24, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M24 at this meeting:*

Yes - 14	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Filion, Lee, Milczyn, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Walker
No - 27	
Mayor:	Miller
Councillors:	Bussin, Carroll, De Baeremaeker, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly,

Lindsay Luby, Mammoliti, McConnell, Mihevc,  
Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone,  
Parker, Perks, Perruzza, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

### City Council Decision

City Council referred Motion M24 to the Executive Committee.

### Link to Background Information

Council considered the following:

- [Motion M24](#)

### 3.68 Toronto Environmental Protection Plan (TEPP): Toward Integrated Action on Climate Change and Air-Quality

*Moved by Councillor Walker, seconded by Councillor Thompson*

M25	REFEERED			
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### March 6, 2007:

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M25 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M25 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M25, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote to Consider Motion M25 at this meeting:*

Yes - 13  
Councillors: Del Grande, Feldman, Jenkins, Lee, Milczyn, Palacio,  
Parker, Saundercook, Shiner, Stintz, Thompson,

Vaughan, Walker	
No - 29	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae

Lost, less than two-thirds of Members present having voted in the affirmative.

**City Council Decision**

City Council referred Motion M25 to the Executive Committee.

**Link to Background Information**

Council considered the following:

- [Motion M25](#)

- 3.69 **To Seek Council Authority to Accept the Donation of Funds from the Province of Ontario for the Construction of the Air India Memorial**  
*Moved by Councillor Grimes, seconded by Councillor Milczyn*

<b>M26</b>	NO AMENDMENT			
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**March 6, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M26 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M26 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M26, a Fiscal Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 1)

*Procedural Vote:*

The vote to consider Motion M26 at this meeting carried, more than two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M26 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council accept the donation of funds from the Province of Ontario to be used towards the construction of the Air India Memorial.
2. Authority be given to the General Manager of Parks, Forestry and Recreation to enter into an agreement with the Province of Ontario for the purpose of stipulating terms related to the funding, design, development, construction and completion of the memorial that are satisfactory to the City Solicitor.

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**Link to Background Information**

Council considered the following:

- [Motion M26](#)
- Financial Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer

3.70 **Change to City Council Meeting Times**

*Moved by Councillor Rae, seconded by Councillor Stintz*

M27	AMENDED			
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**March 5, 2007:**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Speaker Bussin advised the Council that Striking Committee Item ST1.2 (City Council Meeting - December 5 and 6, 2006) would have to be re-opened as it relates to the meeting times for City Council, in order to consider Motion M27.

*Vote to Re-Open:*

The vote to re-open Striking Committee Item ST1.2 (City Council Meeting - December 5 and 6, 2006) as it relates to the meeting times for City Council, carried, two-thirds of Members present having voted in the affirmative.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M27, a Fiscal Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 2)

*Motions:*

1. Councillor Ford moved that Motion M27 be amended by deleting from the recommendation the words “with dinner provided during the half-hour dinner break”, and inserting instead the words “with no free dinners provided for Council meetings and Budget Committee meetings for Members of Council”.
2. Councillor Lindsay Luby moved that Recommendation 1 in Motion M27 be amended to read as follows:
  - “1. City Council approve the following new meeting times for Council meetings, effective immediately:
    - a. 9.30 a.m. to 12.30 p.m.; and
    - b. 2.00 p.m. to 8.00 p.m.;

and that the afternoon snack provided to Members of Council and staff on each Council meeting day be expanded to include sandwiches.”
3. Councillor Rae moved that meeting times be reviewed after two Council sessions.
4. Councillor Fletcher moved that motion 2 by Councillor Lindsay Luby be amended to include a provision that the Speaker and the City Clerk decide on the appropriate time to serve the afternoon snack and on the contents of that snack.

*Votes:*

Adoption of motion 4 by Councillor Fletcher:

Yes - 9 Councillors: Bussin, Cho, De Baeremaeker, Fletcher, Jenkins, Lindsay Luby, McConnell, Moeser, Ootes
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No - 33
Councillors: Ainslie, Ashton, Augimeri, Carroll, Davis, Del Grande, Di Giorgio, Feldman, Filion, Ford, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker

Lost by a majority of 24.

Adoption of motion 2 by Councillor Lindsay Luby, without amendment:

Yes - 12
Councillors: Bussin, Cho, De Baeremaeker, Fletcher, Grimes, Jenkins, Lindsay Luby, Minnan-Wong, Moeser, Ootes, Palacio, Shiner
No - 30
Councillors: Ainslie, Ashton, Augimeri, Carroll, Davis, Del Grande, Di Giorgio, Feldman, Filion, Ford, Hall, Heaps, Holyday, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker

Lost by a majority of 18.

Adoption of motion 1 by Councillor Ford:

Yes - 7
Councillors: Ainslie, Del Grande, Fletcher, Ford, Holyday, Nunziata, Vaughan
No - 35
Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Walker

Lost by a majority of 28.

Motion 1 by Councillor Rae carried.

Adoption of Motion M27, as amended:

Yes - 37

Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker

No - 5

Councillors: Ashton, Del Grande, Ford, Holyday, Lindsay Luby

Carried by a majority of 32.

### **City Council Decision**

City Council re-opened Striking Committee Item ST1.2 (City Council Meeting - December 5 and 6, 2006) as it relates to the meeting times for City Council, and adopted the following motions:

1. City Council approve the following new meeting times for Council meetings, effective immediately:
  - a. 9:30 a.m. to 12:30 p.m.;
  - b. 2:00 p.m. to 6:30 p.m.; and
  - c. 7:00 p.m. to 9:00 p.m. (meetings must finish on Fridays before sundown),

with dinner provided during the half-hour dinner break.
2. Meeting times be reviewed after two Council sessions.

### **Link to Background Information**

Council considered the following:

- [Motion M27](#)
- Petition from Members of Council in support of a change to the Council meeting times
- Financial Impact Statement (March 2, 2007) from the Deputy City Manager and Chief Financial Officer

### **MOTIONS WITHOUT NOTICE**

#### **3.71 Legal Proceedings Re The Docks By Cherry**

*Moved by Councillor Fletcher, seconded by Deputy Mayor Pantalone*

M28	NO AMENDMENT			
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**March 6, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Waive Notice:*

Councillor Fletcher moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M28, the vote on which was taken as follows:

Yes - 34	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Vaughan, Walker
No - 8	
Councillors:	Del Grande, Ford, Holyday, Kelly, Minnan-Wong, Ootes, Stintz, Thompson

Carried, two-thirds of Members present having voted in the affirmative.

*Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M28 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M28 at this meeting.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M28, a Fiscal Impact Statement (March 5, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 3)

*Procedural Vote to Consider Motion M28 at this meeting:*

Yes - 30	Miller
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Mayor:	
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Hall, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan, Walker
No - 12	
Councillors:	Del Grande, Feldman, Ford, Heaps, Holyday, Kelly, Minnan-Wong, Ootes, Saundercook, Shiner, Stintz, Thompson

Carried, two-thirds of Members present having voted in the affirmative.

### **March 8, 2007**

Speaker Bussin in the Chair.

#### *Motion to End Debate:*

Councillor Fletcher moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on Motion M28 and take the vote immediately, the vote on which was taken as follows:

Yes - 24	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Pantalone, Perks, Thompson, Vaughan
No - 3	
Councillors:	Lee, Perruzza, Walker

Carried, two-thirds of Members present having voted in the affirmative.

#### *Vote to Adopt Motion M28, without amendment:*

Yes - 20	
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 7	
Councillors:	Augimeri, Ford, Grimes, Holyday, Kelly, Minnan-Wong, Thompson

Carried by a majority of 13.

### City Council Decision

City Council adopted the following motion:

1. City Council instruct the City Solicitor to move for leave to appeal the decision of the Divisional Court granting the appeal of the Docks' revocation of its liquor licence and, to ratify any action already taken, to pursue the appeal if leave to appeal is granted by the Court of Appeal, to discontinue or settle such appeal where it is concluded that it is reasonable to do so and to execute any documents in furtherance thereof.

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### Link to Background Information

Council considered the following:

- [Motion M28 with attached report \(March 2, 2007\) from the City Solicitor](#)
- Financial Impact Statement (March 5, 2007) from the Deputy City Manager and Chief Financial Officer

### 3.72 Liquor Licence Application – Europe Bar and Restaurant, 3030 Bathurst Street *Moved by Councillor Moscoe, seconded by Councillor Mihevc*

M29	NO AMENDMENT			
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### March 6, 2007

Speaker Bussin in the Chair.

#### *Procedural Motion to Waive Notice:*

Councillor Moscoe moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M29, which carried, two-thirds of Members present having voted in the affirmative.

#### *Advice by Speaker:*

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M29 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M29 at this meeting.

#### *Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M29, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Procedural Vote:*

The vote to consider Motion M29 at this meeting carried, two-thirds of Members present having voted in the affirmative.

*Vote:*

Motion M29 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the issuance of a liquor licence for Europe Bar and Restaurant, 3030 Bathurst Street is not in the public interest having regard to the needs and wishes of the residents and that the Registrar should issue a Proposal to Review the liquor licence application.
2. The AGCO be requested to provide the City with an opportunity to participate in any proceedings with respect to the Premises to oppose the issuance of a liquor licence.
3. The City Solicitor be authorized to attend all proceedings before the AGCO in this matter and be directed to take all necessary actions so as to give effect to this Motion.

**Link to Background Information**

Council considered the following:

- [Motion M29](#)

- 3.73 **Davenport Road/Winona Drive Interim Control By-law**  
*Moved by Councillor Palacio, seconded by Councillor Mihevc*

M30	NO AMENDMENT			Ward 17
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**March 6, 2007**

Speaker Bussin in the Chair.

*Procedural Motion to Introduce Motion on Interim Control By-law:*

Councillor Palacio moved that, in accordance with the provisions of Chapter 27, Council Procedures, leave be granted to introduce Motion M30, which carried.

*Fiscal Impact Statement:*

City Council had before it, during consideration of Motion M30, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

*Vote:*

Motion M30 was adopted, without amendment.

**City Council Decision**

City Council adopted the following motions:

1. City Council request the Director of Community Planning Etobicoke York District to conduct a study of the Mixed Use Zoning District (MCR) in the area along the north side of Davenport Road between Alberta Avenue and Winona Drive, to determine the appropriateness of the existing zoning provisions for the area shown in Attachment 1.
2. City Council enact an Interim Control By-law in accordance with the draft Interim Control By-law attached as Attachment 2.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Interim Control By-law as may be required.

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**Link to Background Information**

Council considered the following:

- [Motion M30 with attached report \(March 5, 2007\) from the Chief Planner and Executive Director, City Planning](#)

3.74 **262-264 Poplar Plains Road – OMB Appeal**

*Moved by Councillor Walker, seconded by Councillor Jenkins*

<b>M31</b>	NO AMENDMENT			Ward 22
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**March 6, 2007**

Speaker Bussin in the Chair.

*Advice by Speaker:*

Councillor Walker sought the permission of Council to submit a late Motion Without Notice during the meeting. Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M31.

*Procedural Vote to Introduce:*

The vote to introduce Motion M31 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

*Vote to Adopt Motion M31, without amendment:*

Yes - 40	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 39.

**City Council Decision**

City Council adopted the following motion:

1. Council authorize the City Solicitor and City Planning staff to appear at the Ontario Municipal Board to support the position of City Planning respecting the below-grade integral garages and to support the Committee's refusal of the below-grade integral garages.

### **Link to Background Information**

Council considered the following:

- [Motion M31](#)
- Notice of Decision (December 14, 2006) from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel, for 262 Poplar Plains Road, File No. A0841/06TEY
- Notice of Decision (December 14, 2006) from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel, for 262 Poplar Plains Road, File No. A0842/06TEY
- Notice of Decision (December 14, 2006) from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel, for 262 Poplar Plains Road, File No. A0843/06TEY
- (December 13, 2006) from Councillor Michael Walker, Ward 21, St. Paul's, addressed to the Chair and Members, Committee of Adjustment, Toronto and East York Panel
- Report (November 29, 2006) from the Chief Planner and Executive Director, City Planning, addressed to the Chair and Members, Committee of Adjustment, Toronto and East York Panel

### **3.75 CLOSED MEETING SESSION OF THE COMMITTEE OF THE WHOLE**

#### **March 5, 2007 - Closed Session 1**

Speaker Bussin in the Chair.

#### *Procedural Motion:*

Councillor Moscoe, at 5:00 p.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the following confidential matters on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

- EX4.2 Financial Assessment of Proposed Conference Centre Development at Exhibition Place (as it pertains to the security of the property of the municipality or local board)
- CA4.1 Appointments to the Toronto Public Library Board (as it pertains to a personal matter about identifiable persons)
- CA4.2 Appointments to the Committee of Adjustment (as it pertains to a personal matter about identifiable persons)
- GG2.16 Update on City's 3-1-1 Project (as it pertains to the security of the property of the municipality and solicitor-client privilege)

- PG2.4 Official Plan Housing Policies Settlement (as it pertains to litigation or potential litigation affecting the municipality or local board)
- PW3.2 Etobicoke, York, Multi-unit Residential and White Goods Collection Contracts (as it pertains to litigation or potential litigation affecting the municipality or local board)
- CC3.1 Review of arbitration awards dated October 16, 2006 and January 17, 2007, Re: Rent for 2350 2360 Dundas Street West (as it pertains to solicitor-client privilege)
- CC3.2 Appeals to the Ontario Municipal Board, J.D.C. Property Management, 44 and 48-66 Havelock Street and 1-11 Sylvan Avenue, Official Plan and Zoning Amendment Applications (as it pertains to litigation or potential litigation affecting the municipality or local board)

*Vote:*

The motion by Councillor Moscoe carried.

Council recessed its public session at 5:02 p.m. to meet as Committee of the Whole in the Council Chamber to consider the above matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 6:25 p.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had not concluded its consideration of any of the confidential matters.

**March 5, 2007 - Closed Session 2**

Speaker Bussin in the Chair.

*Procedural Motion:*

Councillor Moscoe, at 7:10 p.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the confidential matters remaining on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006.

*Vote:*

The motion by Councillor Moscoe carried.

Council recessed its public session at 7:12 p.m. to meet as Committee of the Whole in closed session to consider the remaining confidential matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 8:55 p.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following Items:

CA4.1 - Appointments to the Toronto Public Library Board

CA4.2 - Appointments to the Committee of Adjustment

and that the Committee of the Whole had not concluded its consideration of the other confidential matters remaining on the Order Paper.

3.76 **Appointments to the Toronto Public Library Board**

CA4.1	AMENDED		Transactional	Wards: All
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**March 5, 2007 - Public Session**

Speaker Bussin in the Chair.

*Motion:*

1. Councillor Davis moved that the Item be amended by adding the following:

a. Council adopt the following recommendation contained in the communication (March 1, 2007) from the Mayor:

“I recommend that City Council appoint the members listed in my confidential attachment 1 to the Toronto Public Library Board, for a term at the pleasure of Council, ending November 30, 2010, and until their successors are appointed, under the Public Libraries Act and Council’s Public Appointments Policy. These names will be public once Council appoints them.”; and

- b. Council identify the candidates listed in confidential Attachment CA4.1b as alternates who the Civic Appointments Committee may consider for appointment to the Toronto Public Library Board if a vacancy occurs during the term, these names to remain confidential under the Public Appointments Policy.

### **March 6, 2007 - Public Session**

Speaker Bussin in the Chair.

#### *Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the Committee of the Whole had made no recommendation for consideration by Council with the Item.

#### *Motion:*

2. Councillor Perruzza moved that the Item be amended by adding the following:

The Civic Appointments Committee be requested to interview Candidate 111 for consideration as an additional alternate for the Toronto Library Board.

#### *Votes:*

Motion 1 by Councillor Davis carried.

Motion 2 by Councillor Perruzza carried.

The Item, as amended, carried.

#### *Motion to Reconsider:*

Councillor Ford, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote on this Item, the vote on which was taken as follows:

Yes - 20	
Councillors:	Ainslie, Bussin, Del Grande, Feldman, Ford, Hall, Holyday, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Walker
No - 18	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Davis, De Baeremaeker, Filion, Fletcher, Heaps, Jenkins, Kelly, McConnell, Mihevc,

Moeser, Moscoe, Pantalone, Perks, Rae, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

### **City Council Decision**

City Council adopted the following motions:

1. City Council appoint citizens to the Toronto Public Library Board as listed in confidential Attachment 1.
2. The term of office be at the pleasure of Council, ending November 30, 2010, and until their successors are appointed, under the Public Libraries Act and Council's Public Appointments Policy.
3. The City Clerk make the names public, once appointed by Council.
4. Council adopt the following recommendation contained in the communication (March 1, 2007) from the Mayor:

"I recommend that City Council appoint the members listed in my confidential attachment 1 to the Toronto Public Library Board, for a term at the pleasure of Council, ending November 30, 2010, and until their successors are appointed, under the Public Libraries Act and Council's Public Appointments Policy. These names will be public once Council appoints them."

5. Council identify the candidates listed in confidential Attachment CA4.1b as alternates who the Civic Appointments Committee may consider for appointment to the Toronto Public Library Board if a vacancy occurs during the term, these names to remain confidential under the Public Appointments Policy.
6. The Civic Appointments Committee be requested to interview Candidate 111 for consideration as an additional alternate for the Toronto Library Board.

Confidential Attachment 1 is now public in its entirety and contains the names of the following persons appointed to the Toronto Public Library Board:

Eman M. Ahmed  
Adam Chaleff-Freudenthaler  
Matthew Church  
Ann Decter  
Kathy Gallagher Ross  
Okeima R. Lawrence

Confidential Attachment 1 to the communication (March 1, 2007) from Mayor David Miller is now public in its entirety, and contains the names of the following persons appointed to the Toronto Public Library Board:

Tina Edan  
Kate Wilson

The confidential listing of alternates (CA4.1b) remains confidential, in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains personal information about identifiable persons.

### Background Information

Appointments to the Toronto Public Library Board  
(<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrrd/backgroundfile-1763.pdf>)

Council also considered the following:

- [\(March 1, 2007\) from Mayor David Miller \(CA4.1a\)](#).

### 3.77 Appointments to the Committee of Adjustment

CA4.2	NO AMENDMENT		Transactional	Wards: All
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#### March 6, 2007 - Public Session

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that Committee of the Whole had recommended confidential instructions to staff, such instructions to remain confidential as they relate to a personal matter about identifiable individuals.

*Procedural Motion:*

1. Councillor Moscoe moved that Council confirm the instructions to staff.

*Motions moved in Public Session:*

2. Councillor Mammoliti moved that the Item be amended in accordance with his confidential motion.

3. Councillor Lee moved that the Item be amended in accordance with his confidential motion.

*Procedural Motion:*

4. Councillor Kelly moved that Council take the vote in the following order:
1. motion 3 by Councillor Lee;
  2. motion 2 by Councillor Mammoliti; and
  3. motion 1 by Councillor Moscoe.

*Votes:*

Adoption of motion 4 by Councillor Kelly:

Yes - 17 Councillors:	Ainslie, Augimeri, Carroll, Del Grande, Di Giorgio, Ford, Holyday, Kelly, Lee, Mammoliti, Moeser, Nunziata, Ootes, Palacio, Saundercook, Stintz, Thompson
No - 25 Mayor: Councillors:	Miller Ashton, Bussin, Davis, De Baeremaeker, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Pantalone, Perks, Rae, Shiner, Vaughan, Walker

Lost by a majority of 8.

Adoption of motion 1 by Councillor Moscoe to confirm the confidential instructions to staff:

Yes - 12 Councillors:	Augimeri, Di Giorgio, Feldman, Giambrone, Holyday, Lee, Minnan-Wong, Moeser, Moscoe, Ootes, Shiner, Stintz
No - 30 Mayor: Councillors:	Miller Ainslie, Ashton, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Thompson,

Vaughan, Walker
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Lost by a majority of 18.

Adoption of motion 2 by Councillor Mammoliti:

Yes - 18 Councillors:	Del Grande, Di Giorgio, Feldman, Ford, Grimes, Holyday, Kelly, Lee, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson
No - 24 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Rae, Vaughan, Walker

Lost by a majority of 6.

Adoption of motion 3 by Councillor Lee:

Yes - 18 Councillors:	Del Grande, Di Giorgio, Feldman, Ford, Grimes, Holyday, Kelly, Lee, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson
No - 24 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Rae, Vaughan, Walker

Lost by a majority of 6.

Adoption of the Item, without amendment:

Yes - 28 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Grimes,
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	Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Ootes, Pantalone, Perks, Rae, Vaughan, Walker
No - 14 Councillors:	Del Grande, Di Giorgio, Feldman, Ford, Holyday, Kelly, Lee, Minnan-Wong, Nunziata, Palacio, Saundercook, Shiner, Stintz, Thompson

Carried by a majority of 14.

### **City Council Decision**

City Council adopted the following motions:

1. Waive the relevant provisions of Council's Public Appointments Policy to permit the appointment of individuals who would be ineligible under the Policy.
2. Appoint citizens to the Committee of Adjustment by by-law as listed in confidential Attachment 1.
3. Make the term of office effective on April 1, 2007, and ending November 30, 2010, and until their successors are appointed, under the Planning Act and Council's Public Appointments Policy.
4. Request the Chief Planner and Executive Director, City Planning to arrange training so that the new members will be ready on April 1, 2007.
5. The City Clerk make the members' names public, once appointed by Council.
6. City Council identify the candidates listed in confidential Attachment 2 as alternates who the Civic Appointments Committee may consider for appointment to the Committee of Adjustment if a vacancy occurs during the term, these names to remain confidential under the Public Appointments Policy.

Confidential Attachment 1 is now public in its entirety and contains the names of the following persons appointed to the Committee of Adjustment:

Scarborough Panel:

Aristotle (Telly) Christou  
Rick Froner  
S. Gopikrishna  
Asif A. Khan  
Prabhakar Basawant Mahant

Toronto and East York Panel A:

Fernando Costa  
Kay Gardner (who has served two consecutive terms)  
Corinne Anne Muccilli  
Heather Gardiner  
Sandeep Kumar Agrawal

Toronto and East York Panel B:

George Vasilopoulos  
Robert Brown  
Rebecca Condon  
Willie Macrae  
Gillian Burton

Etobicoke York Panel:

Douglas S. Colbourne  
Rick Florio  
Mary-Anne Popescu  
Paul M. Valenti (who has served two consecutive terms)  
Carlene Whittingham.

North York Panel A:

Donald R. Di Prospero  
Ronald F. Forbes  
David Gurin  
Shima Mirkarimi  
Robert Pletsch.

North York Panel B:

Isaac Lallouz  
Donna McCormick  
David Peacock  
Virginia A. Solomon  
Jason Tsang.

Confidential Attachment 2 remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act 2006, as it contains personal information about identifiable persons.

**Background Information**

Appointments to the C of A Etobicoke York and North York Panel  
(<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrd/backgroundfile-1762.pdf>)  
Appointments to the C of A of Adjustment Scarborough and Toronto and East York  
(<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrd/backgroundfile-1761.pdf>)

**March 6, 2007 - Closed Session 3**

Speaker Bussin in the Chair.

*Procedural Motion:*

Deputy Mayor Pantalone, at 5:02 p.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the confidential matters remaining on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006.

*Vote:*

The motion by Deputy Mayor Pantalone carried.

Council recessed its public session at 5:03 p.m. to meet as Committee of the Whole in closed session to consider the remaining confidential matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 6:29 p.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following Item:

GG2.16 - Update on City's 3-1-1 Project

and that the Committee of the Whole had not concluded its consideration of the other confidential matters remaining on the Order Paper.

3.78 **Update on City's 3-1-1 Project**

GG2.16	AMENDED		Transactional	Wards: All
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**March 6, 2007 - Public Session**

Deputy Speaker Lindsay Luby in the Chair.

*Report of the Committee of the Whole:*

Deputy Speaker Lindsay Luby, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that Committee of the Whole had recommended confidential instructions to staff.

*Vote:*

Adoption of the Item, as amended by the confidential instructions to staff:

Yes - 36	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson, Vaughan, Walker
No - 2	
Councillors:	Ford, Nunziata

Carried by a majority of 34.

**City Council Decision**

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. Council authorize the public release of recommendations adopted by Council subject to the ongoing protection of City and Proponent interests and information per the City of Toronto Municipal Code, Chapter 27, Council Procedures, section 27-10, In-camera meetings.

The following recommendations contained in Confidential Attachment 1 to the report (February 1, 2007) from Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer are now public, as amended. 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 the security of the property of the municipality and is otherwise subject to solicitor client privilege:

1. The two Proponents from RFP 3412-06-3061 that passed the technical analysis of their Proposed Solutions be considered as Pre-qualified Proponents for that part of

the 3-1-1 Customer Service Strategy Initiative that is detailed in RFP 3412-06-3061.

2. Staff be instructed to issue a new RFP only to the Pre-qualified Proponents on condition that those Proponents who submit a Response confirm that the technical part of their Response to RFP 3412-06-3061, with no changes of any kind, will become part of their Response to the new RFP and any agreement between a Successful Proponent and the City as a result of the new RFP. The new RFP will restate the need for a turnkey fixed price proposal.
3. The new RFP process be subject to fairness monitoring.
4. The Deputy City Manager and Chief Financial Officer report back on any financial implications arising from evaluation of new financial submissions of the Pre-qualified Proponents.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto and to report back to Council with the results.

### **Background Information**

Report-Update on City's 3-1-1 Project

<http://www.toronto.ca/legdocs/mmis/2007/gg/bgrd/backgroundfile-1513.pdf>

Attachment 1-Confidential Information

### **Declared Interest (City Council)**

Councillor Cliff Jenkins - in that he has an interest in one of the companies listed in the confidential attachment.

### **March 6, 2007 - Closed Session 4**

Speaker Bussin in the Chair.

#### *Procedural Motion:*

Councillor Grimes, at 7:25 p.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the confidential matters remaining on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006.

#### *Vote:*

The motion by Councillor Grimes carried.

Council recessed its public session at 7:26 p.m. to meet as Committee of the Whole in closed session to consider the remaining confidential matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 8:55 p.m., and met in public session in the Council Chamber.

Deputy Speaker Lindsay Luby took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following Items:

PG2.4 - Official Plan Housing Policies Settlement

EX4.2 - Financial Assessment of Proposed Conference Centre Development at Exhibition Place

and that the Committee of the Whole had not concluded its consideration of the other confidential matters remaining on the Order Paper.

### 3.79 Official Plan Housing Policies Settlement

PG2.4	AMENDED		Transactional	Wards: All
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#### *Report of the Committee of the Whole:*

Deputy Speaker Lindsay Luby, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the Committee of the Whole had made no recommendation for consideration by Council with the Item.

#### *Motion moved in Public Session:*

1. Councillor Moscoe moved that the Item be amended by adding the following:

The Chief Planner and Executive Director, City Planning, and the City Solicitor be authorized to accept this proposed settlement at their discretion but raise with the Urban Development Institute (UDI) issues that were raised in Committee of the Whole to see if the settlement can be further refined.

#### *Votes:*

Adoption of motion 1 by Councillor Moscoe:

Yes - 26	
Mayor:	Miller

Councillors:	Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Lee, Lindsay Luby, Mammoliti, Mihevc, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Thompson, Vaughan
No - 14	
Councillors:	Ashton, Bussin, Di Giorgio, Ford, Jenkins, Kelly, McConnell, Milczyn, Minnan-Wong, Moeser, Rae, Shiner, Stintz, Walker

Carried by a majority of 12.

Adoption of the Item, as amended:

Yes - 36	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Thompson
No - 4	
Councillors:	Ford, Minnan-Wong, Vaughan, Walker

Carried by a majority of 32.

### City Council Decision

City Council adopted the following motions:

1. City Council adopt the recommendations set out in Confidential Attachment 1 to the report.
2. The Chief Planner and Executive Director, City Planning, and the City Solicitor be authorized to accept this proposed settlement at their discretion but raise with the Urban Development Institute (UDI) issues that were raised in Committee of the Whole to see if the settlement can be further refined.
3. City Council authorize the public release of the confidential information and recommendations in Attachment 1, subsequent to the Ontario Municipal Board issuing its order in this matter and in the absence of any appeals or review of the Board's Decision/Order.

4. In accordance with the City of Toronto Act, City Council discuss Confidential Attachment 1 of the report in closed session of the Committee of the Whole, as the subject relates to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

Confidential Attachment 1 referred to above remains confidential in its entirety at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the Ontario Municipal Board issuing its order in this matter and in the absence of any appeals or review of the Board's Decision/Order, as it contains information regarding litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

### **Background Information**

Staff Report Official Plan Housing Policies Settlements

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-1540.pdf>

Council also considered the following:

- [Report \(February 27, 2007\) from the Chief Planner and Executive Director, City Planning with Confidential Attachment 1 \(PG2.4a\).](#)

Confidential Attachment 1 to PG2.4a remains confidential in its entirety at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the Ontario Municipal Board issuing its order in this matter and in the absence of any appeals or review of the Board's Decision/Order, as it contains information regarding litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

### 3.80 **Financial Assessment of Proposed Conference Centre Development at Exhibition Place**

EX4.2	AMENDED		Policy	Wards: 19
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#### **March 7, 2007 - Public Session**

Deputy Speaker Lindsay Luby in the Chair.

*Report of the Committee of the Whole:*

Deputy Speaker Lindsay Luby, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the Committee of the Whole had made no recommendation for consideration by Council with the Item.

*Motions moved in Public Session:*

1. Councillor Walker moved that the Item be amended by deleting the recommendations of the Executive Committee, and that Council instead receive staff Recommendations 1, 2, 3a, 3b and adopt Recommendations 3c, 3d, 4, 5, 6 and 7, contained in the Recommendations Section of the report (February 26, 2007) from the Deputy City Manager and Chief Financial Officer and the Chief Executive Officer, Board of Governors of Exhibition Place, so that the recommendations, as amended, read as follows:
  3. provide funding for the Conference Centre project in an amount estimated to be \$29.0 Million for the cost of construction and furniture and fixtures for the Conference Centre project to be incorporated into the 2009 Capital Budget for Exhibition Place as follows:
    - c. funding from the City of Toronto of \$21.2 Million to be repaid by the Board on terms and conditions to be negotiated by the City's Chief Financial Officer and Exhibition Place which repayment will be secured by the Direct Energy Centre naming rights agreement held by Exhibition Place and if a naming partner is secured for the Conference Centre then the City loan will be repaid with the proceeds of this naming rights fee; and,
    - d. within the Exhibition Place Capital Budget envelop for 2007 and 2008 of \$4.8 and \$5.0 Million respectively, include base building upgrades to the Automotive Building totalling \$1.86 Million given the requirements stated in the 2005 Building Assessment for the Automotive Building;
  4. request that Exhibition Place staff meet with the City Heritage Preservation staff to ensure the renovations of this designated building meet the requirements of the Heritage Act;
  5. direct the Board of Governors of Exhibition Place to place the revenues from the Direct Energy Centre naming rights agreement and any revenues from any future naming rights agreement for the new conference centre into a single-purpose interest bearing City reserve account from which any shortfalls in the City loan payments can be directly funded;
  6. direct that the terms of the City loan to the Board of Governors of Exhibition Place be to the satisfaction of the Deputy City Manager and Chief Financial Officer; and
  7. direct that the confidential information in Attachment 1 of the General Manager's previous report dated January 2, 2007 and Attachment 1 of this

report, not be released publicly in order to protect the competitive position of the facility and the future economic interests of the City of Toronto and The Board of Governors of Exhibition Place.

2. Deputy Mayor Pantalone moved that the recommendations of the Executive Committee be deleted, and that Council adopt instead the staff recommendations contained in the Recommendations Section of the report (February 26, 2007) from the Deputy City Manager and Chief Financial Officer and the Chief Executive Officer, Board of Governors of Exhibition Place.

*Votes:*

Adoption of motion 1 by Councillor Walker:

Yes - 9	
Councillors:	Carroll, Del Grande, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Stintz, Walker
No - 23	
Mayor:	Miller
Councillors:	Ashton, Augimeri, De Baeremaeker, Di Giorgio, Filion, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae

Lost by a majority of 14.

Adoption of motion 2 by Deputy Mayor Pantalone:

Yes - 24	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, De Baeremaeker, Di Giorgio, Filion, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae
No - 8	
Councillors:	Del Grande, Ford, Jenkins, Minnan-Wong, Nunziata, Ootes, Stintz, Walker

Carried by a majority of 16.

The Item, as amended, carried.

### **City Council Decision**

City Council adopted the following motions:

City Council:

1. authorize The Board of Governors of Exhibition Place (the “Board”) to enter into a Letter of Intent (“LOI”) with Servomation Inc. (Centerplate) and The National Hotel Corporation (NHC) (together herein called “FSP”) contemplating a food services agreement substantially on the terms and conditions contained in Letter of Intent attached as Attachment 1 to this report (February 26, 2007) revised as recommended by the Executive Committee so as to provide for an exclusive catering agreement with the FSP in the Conference Centre proposed for the renovated Automotive Building, and such further terms and conditions as may be satisfactory to the Board’s General Manager & CEO, the City’s Deputy City Manager & Chief Financial Officer and the City Solicitor;
2. authorize the Board’s General Manager & CEO, in conjunction with the City Solicitor and the City’s Deputy City Manager & Chief Financial Officer, to negotiate and finalize the agreement as required under the LOI, as amended;
3. provide funding for the Conference Centre project in an amount estimated to be \$29.0 Million for the cost of construction and furniture and fixtures for the Conference Centre project to be incorporated into the 2007 Capital Budget for Exhibition Place as follows:
  - a. expenditure of all funds held by City in the name of the Exhibition Place Capital Reserve Fund estimated as of December 31, 2006 to be in the range of \$1.94 million;
  - b. in consideration of the exclusive catering agreement, a contribution by the FSP to pay directly for the purchase of all necessary food and beverage equipment to completely outfit the food service and kitchen areas in the Conference Centre, which amount is estimated to be \$4.0 Million;
  - c. funding from the City of Toronto of \$21.2 Million to be repaid by the Board on terms and conditions to be negotiated by the City’s Chief Financial Officer and Exhibition Place which repayment will be secured by the Direct Energy Centre naming rights agreement held by Exhibition Place and if a naming partner is secured for the Conference Centre then the City loan will be repaid with the proceeds of this naming rights fee; and
  - d. within the Exhibition Place Capital Budget envelope for 2007 and 2008 of \$4.8 and \$5.0 Million respectively, include base building upgrades to the Automotive Building totalling \$1.86 Million given the requirements stated in the 2005 Building Assessment for the Automotive Building;

4. request that Exhibition Place staff meet with the City Heritage Preservation staff to ensure the renovations of this designated building meet the requirements of the Heritage Act;
5. direct the Board of Governors of Exhibition Place to place the revenues from the Direct Energy Centre naming rights agreement and any revenues from any future naming rights agreement for the new conference centre into a single-purpose interest bearing City reserve account from which any shortfalls in the City loan payments can be directly funded;
6. direct that the terms of the City loan to the Board of Governors of Exhibition Place be to the satisfaction of the Deputy City Manager and Chief Financial Officer; and
7. direct that the confidential information in Attachment 1 of the General Manager's previous report dated January 2, 2007, and Attachment 1 of this report, not be released publicly in order to protect the competitive position of the facility and the future economic interests of the City of Toronto and The Board of Governors of Exhibition Place.

Confidential Attachment 1 to the report (January 2, 2007) from the General Manager and Chief Executive Officer, Exhibition Place, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board.

Confidential Attachment 1 to the report (February 26, 2007) from the Deputy City Manager and Chief Financial Officer and the Chief Executive Officer, Board of Governors of Exhibition Place, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board.

### **Background Information**

Financial Assessment of Proposed Conference Centre Development at Exhibition Place (<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1476.pdf>)

Financial Assessment of Proposed Conference Centre Development at Exhibition Place (<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-1478.pdf>)

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Council also considered the following:

- [Report \(February 26, 2007\) from the General Manager, Economic Development, Culture and Tourism \(EX4.2c\)](#); and

- [Report \(February 26, 2007\) from the Deputy City Manager and Chief Financial Officer and the Chief Executive Officer, Board of Governors of Exhibition Place \(EX4.2d\).](#)

**March 8, 2007 - Closed Session 5**

Speaker Bussin in the Chair.

*Procedural Motion:*

Councillor Ainslie, at 9:47 a.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the confidential matters remaining on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006.

*Vote:*

The motion by Councillor Ainslie carried.

Council recessed its public session at 9:48 a.m. to meet as Committee of the Whole in closed session to consider the remaining confidential matters, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 12:32 p.m., and met in public session in the Council Chamber.

Speaker Bussin took the Chair and called the Members to order.

In accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, Speaker Bussin reported that Committee of the Whole had concluded its consideration of the following Items:

- PW3.2 - Etobicoke, York, Multi-unit Residential and White Goods Collection Contracts
- CC3.2 - Appeals to the Ontario Municipal Board, J.D.C. Property Management, 44 and 48-66 Havelock Street and 1-11 Sylvan Avenue, Official Plan and Zoning Amendment Applications

Council subsequently dealt with the following Item in public session only, with no discussion taking place during closed session:

- CC3.1 - Review of arbitration awards dated October 16, 2006 and January 17, 2007, Re: Rent for 2350-2360 Dundas Street West (See Minute 3.60)

**3.81 Etobicoke, York, Multi-unit Residential and White Goods Collection**

**Contracts**

PW3.2	AMENDED		Transactional	Wards: All
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This Item was submitted without recommendation.

**March 8, 2007**

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the Committee of the Whole had made no recommendation for consideration by Council with the Item.

*Motions moved in Public Session:*

1. Councillor Holyday moved that Council adopt the following:
  - a. The tenders for York and Etobicoke be issued in a timely fashion.
  - b. The Acting General Manager, Solid Waste Management Services be instructed to re-route the rest of the City to achieve the economies of scale referred to during Council's debate of this item.
  - c. The Acting General Manager, Solid Waste Management Services be requested to report to the Public Works and Infrastructure Committee on how a similar tender could be issued for the former City of North York, so that a comparison can be made between the costs of the outside contractor and the City's own force.

*Ruling by Speaker:*

Speaker Bussin ruled motion 1c by Councillor Holyday out of order as the subject of waste collection in the former City of North York is not included in the Item under consideration.

Councillor Ootes challenged the ruling of the Speaker:

*Vote to Uphold the Ruling of the Speaker:*

Yes - 20	
Mayor:	Miller
Councillors:	Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lee, Lindsay Luby,

	McConnell, Moeser, Pantalone, Parker, Perks, Perruzza, Vaughan, Walker
No - 10 Councillors:	Del Grande, Ford, Grimes, Holyday, Milczyn, Minnan-Wong, Nunziata, Ootes, Saundercook, Stintz

Carried by a majority of 10.

*Ruling by Speaker:*

Speaker Bussin also ruled motion 1b by Councillor Holyday out of order as Deputy City Manager Butts has confirmed that this re-routing is currently underway.

*Motion to End Debate:*

Councillor Minnan-Wong moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 15 Councillors:	Augimeri, Del Grande, Ford, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Nunziata, Ootes, Pantalone, Parker, Saundercook, Shiner, Stintz, Thompson
No - 19 Mayor: Councillors:	Miller Ashton, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Giambrone, Hall, Holyday, Jenkins, Kelly, McConnell, Mihevc, Moeser, Moscoe, Perks, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

2. Councillor Stintz moved that Council:
  - a. adopt the staff recommendations contained in the report (January 31, 2007) from the General Manager, Solid Waste Management Services, with the exception of Recommendation 4;
  - b. receive the confidential Attachment 1; and
  - c. request the Acting General Manager, Solid Waste Management Services to:
    1. complete and implement the Operational Review, and consult the residents of York; and

2. report to the Public Works and Infrastructure Committee, once the Operational Review is implemented and consultations with the residents of York are complete, with a recommendation on whether or not to re-tender York Curbside Collection Contract No. 121-2000.
3. Councillor Nunziata moved that Council request the Acting General Manager, Solid Waste Management Services, to hold public meetings to inform affected residents of the changes to the service delivery.
4. Councillor Di Giorgio moved that Council adopt the following:
  - a. The consolidation of works yards facilities on Ingram Avenue be restricted to City owned lands on the east side of the Ingram Transfer Station.
  - b. A Transportation Study be conducted by the City in the Ingram Transfer Station neighbourhood with a view to mitigating the adverse environmental impact of the substantive increase in truck trips in the area, including, but not limited to, the possible extension of Ingram Avenue eastward to connect with Caledonia Road.

*Ruling by Speaker:*

Speaker Bussin ruled motion 4 by Councillor Di Giorgio out of order as it does not relate to the Item under consideration.

Councillor Di Giorgio challenged the ruling of the Speaker:

*Vote to Uphold the Ruling of the Speaker:*

Yes - 18	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Fletcher, Hall, Kelly, Lee, Lindsay Luby, McConnell, Pantalone, Perks, Saundercook, Stintz, Thompson
No - 12	
Councillors:	Augimeri, Di Giorgio, Ford, Holyday, Jenkins, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Shiner, Vaughan

Carried by a majority of 6.

*Motion to End Debate:*

Councillor Saundercook moved that, in accordance with the provisions of Chapter 27,

Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 10 Councillors:	Augimeri, Del Grande, Ford, Milczyn, Nunziata, Ootes, Saundercook, Shiner, Stintz, Thompson
No - 23 Mayor: Councillors:	Miller Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Moeser, Pantalone, Perks, Perruzza, Vaughan

Lost, less than two-thirds of Members present having voted in the affirmative.

5. Councillor Davis moved that Council adopt the staff recommendations contained in the report (January 31, 2007) from the General Manager, Solid Waste Management Services.
6. Councillor Hall moved that:
  - a. motion 2 by Councillor Stintz be amended by deleting Parts c.1 and c.2 and replacing them with the following:
    1. consult with the residents of York on the savings that can be incurred if this service is done in-house; and
    2. report to the Public Works and Infrastructure Committee, once consultations with the residents of York are complete, with a recommendation on whether or not to re-tender York curbside collection Contract No. 121-2000; and
  - b. should residential collection in the former City of York be in-sourced, Council request the Acting General Manager, Solid Waste Management Services, to report in six months on whether the operational savings are realized, and should the savings not be realized, that the City reconsider contracting out in York.

*Motion to End Debate:*

Councillor Giambrone moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on this Item and take the vote immediately, the vote on which was taken as follows:

Yes - 23	Miller
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Mayor:	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Nunziata, Pantalone, Parker, Perks, Vaughan
No - 11	
Councillors:	Ashton, Ford, Holyday, Jenkins, Lee, Milczyn, Moeser, Ootes, Perruzza, Thompson, Walker

Carried, two-thirds of Members present having voted in the affirmative.

*Votes:*

Adoption of motion 1a by Councillor Holyday:

Yes - 12	
Councillors:	Augimeri, Ford, Grimes, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner
No - 24	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Pantalone, Perks, Perruzza, Thompson, Vaughan, Walker

Lost by a majority of 12.

Adoption of motion 6 by Councillor Hall:

Yes - 8	
Councillors:	Del Grande, Ford, Grimes, Hall, Lindsay Luby, Moeser, Nunziata, Ootes
No - 28	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Holyday, Jenkins, Kelly, Lee, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Pantalone, Parker, Perks, Perruzza, Shiner, Thompson, Vaughan, Walker

Lost by a majority of 20.

Adoption of motion 2 by Councillor Stintz, without amendment:

Yes - 16 Councillors:	Del Grande, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Thompson, Walker
No - 21 Mayor: Councillors:	Miller Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Kelly, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Vaughan

Lost by a majority of 5.

Adoption of motion 3 by Councillor Nunziata:

Yes - 21 Mayor: Councillors:	Miller Carroll, Del Grande, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Ootes, Parker, Perruzza, Shiner, Thompson, Walker
No - 16 Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Kelly, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Vaughan

Carried by a majority of 5.

*Ruling by Speaker:*

Councillor Holyday requested that Council vote separately on each of the staff recommendations. Speaker Bussin ruled that the vote had already started and that the request had been made too late.

Councillor Holyday challenged the ruling of the Speaker:

*Vote to Uphold the Ruling of the Speaker:*

Yes - 22 Mayor: Councillors:	Miller Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Pantalone, Parker, Perks, Thompson
No - 15	

Councillors:	Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Mihevc, Milczyn, Minnan-Wong, Nunziata, Ootes, Perruzza, Shiner, Vaughan, Walker
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Carried by a majority of 7.

*Motion to Reconsider:*

Councillor Di Giorgio, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote taken on motion 3 by Councillor Nunziata, the vote on which was taken as follows:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Shiner, Thompson, Vaughan, Walker
No - 4	
Councillors:	Bussin, Davis, Del Grande, Minnan-Wong

Carried, two-thirds of Members present having voted in the affirmative.

*Votes:*

Adoption of motion 3 by Councillor Nunziata:

Yes - 25	
Mayor:	Miller
Councillors:	Carroll, Cho, Del Grande, Di Giorgio, Ford, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Perks, Perruzza, Shiner, Thompson, Walker
No - 12	
Councillors:	Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Fletcher, Giambrone, McConnell, Mihevc, Moscoe, Pantalone, Vaughan

Carried by a majority of 13.

Adoption of motion 5 by Councillor Davis:

Yes - 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Thompson, Vaughan, Walker
No - 10	
Councillors:	Del Grande, Ford, Grimes, Holyday, Jenkins, Minnan-Wong, Nunziata, Ootes, Parker, Shiner

Carried by a majority of 10.

### **City Council Decision**

City Council adopted the following motions:

1. The General Manager, Solid Waste Management Services and the Chief Purchasing Officer be authorized to re-tender the former Etobicoke Residential Curbside Collection Contract No. 95-2001, with the exception of litter bin collection and commercial collection, which expires on June 30, 2008.
2. The General Manager, Solid Waste Management Services be authorized to out source the front-end, multi-unit portion of recycling collection in the former North York and Scarborough areas that is currently provided by City forces when the existing equipment reaches the end of its asset life.
3. The General Manager, Solid Waste Management Services and the Chief Purchasing Officer be authorized to re-tender the following Multi-unit Residential Collection Contracts – Contract No. 254 2002 (former North York and Scarborough expiring on January 31, 2008) and Contract No. 95-2000 (former East York, Etobicoke, Toronto and York expiring on June 30, 2008) into a single tender.
4. The former York Curbside Collection Contract No. 121-2000 not be re-tendered and that this operation be undertaken by City staff beginning August 7, 2007, subject to the approval of the confidential instruction to staff as noted in Attachment 1.
5. The former East York, Etobicoke, Scarborough and York White Goods Collection Contract No. 6033-03-3084 not be re-tendered and that these operations be undertaken by City staff beginning September 1, 2007.
6. The General Manager, Solid Waste Management Services be authorized to

amend the operating hours at the City's transfer stations to allow for improved access to City and contractor collection vehicles.

7. The Acting General Manager, Solid Waste Management Services, be requested to hold public meetings to inform affected residents of the changes to the service delivery.
8. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 remains confidential in its entirety at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board.

### **Background Information**

2007-02-14-pw03-2.att.3

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-1463.pdf>

2007-02-14-pw03-2.att.2

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-1462.pdf>

2007-02-14-pw03-2.report

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-1461.pdf>

Council also considered the following:

- [Report \(February 26, 2007\) from the Acting General Manager, Solid Waste Management Services \(PW3.2a\).](#)

### **3.82 Appeals to the Ontario Municipal Board, J.D.C. Property Management, 44 and 48-66 Havelock Street and 1-11 Sylvan Avenue, Official Plan and Zoning Amendment Applications**

<b>CC3.2</b>	AMENDED			Wards: 18
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**March 8, 2007**

Speaker Bussin in the Chair.

*Report of the Committee of the Whole:*

Speaker Bussin, in accordance with the provisions of the City of Toronto Act, 2006, and Chapter 27, Council Procedures, reported that the Committee of the Whole had recommended confidential instructions to staff, such instructions to remain confidential as they relate to litigation or potential litigation affecting the municipality or local board.

*Motion moved in Public Session:*

1. Councillor Walker moved that Council amend the confidential instructions to staff in accordance with his confidential motion.

*Votes:*

Adoption of motion 1 by Councillor Walker:

Yes - 14 Councillors:	Ashton, Davis, Del Grande, Fletcher, Hall, Holyday, Jenkins, Lee, McConnell, Milczyn, Nunziata, Perks, Vaughan, Walker
No - 17 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Di Giorgio, Ford, Giambrone, Grimes, Kelly, Lindsay Luby, Mihevc, Minnan-Wong, Moeser, Moscoe, Pantalone, Parker

Lost by a majority of 3.

Vote to confirm the confidential instructions to staff, without amendment:

Yes - 19 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, Di Giorgio, Giambrone, Grimes, Jenkins, Kelly, Lindsay Luby, Mihevc, Moeser, Moscoe, Pantalone, Parker, Perks, Vaughan
No - 12 Councillors:	Ashton, Del Grande, Fletcher, Ford, Hall, Holyday, Lee, McConnell, Milczyn, Minnan-Wong, Nunziata, Walker

Carried by a majority of 7.

**City Council Decision**

City Council adopted the following motions:

1. Council accept the offer to settle with an altered building configuration substantially in accordance with the attached massing model dated March 7, 2007, provided that:

- (a) the owner offer each of the four existing tenants with the right of first refusal for a replacement unit at 767 Dovercourt Road;
- (b) the owner provide a 1.5 metre landscaped strip along the courtyard and the south wing of the building which is unencumbered by a parking garage below;
- (c) the ramp to the underground garage be fully enclosed and the garage door be located at the top of the ramp; and
- (d) to ensure that multi-generational families, and in particular children, remain a characteristic of both the project and the neighbourhood the offer of settlement will include a provision to include four 3-bedroom units to be built as part of the project, and that the construction of these units be secured as part of the Section 37 agreement;

and that Council instruct the City Solicitor to attend at the Ontario Municipal Board in support of the settlement and authorize the City Solicitor to take the necessary steps to implement the settlement.

2. Council approve alterations to the heritage building at 48 Havelock Street, substantially in accordance with the plans by RGC Consulting Inc., dated April 2004 and revised June 3, 2005, on file with the Manager of Heritage Preservation Services, subject to the owner:
  - (a) prior to the issuance of an Ontario Municipal Board Order approving the Official Plan and Zoning Amendment applications:
    - (i) entering into a Heritage Easement Agreement with the City for the retained and reconstructed portion of 48 Havelock Street;
  - (b) prior to final site plan approval:
    - (i) providing a Conservation Plan for the reconstruction and restoration of 48 Havelock Street, satisfactory to the Manager, Heritage Preservation Services; and
    - (ii) providing a landscape plan for the subject property; and
  - (c) prior to the issuance of a demolition permit for 48 Havelock Street:
    - (i) providing a letter of credit, in a form and an amount satisfactory to the Chief Planner and Executive Director, City Planning Division, to secure the satisfactory completion of all work included in the Conservation Plan;

- (ii) providing a record of the as-found condition of 48 Havelock Street; and
- (iii) providing final plans satisfactory to the Manager of Heritage Preservation Services.

The Offer to Settle, as amended by Council above, is now public and on file in the City Clerk's Office.

Confidential Attachment 1 remains confidential in its entirety at this time, in accordance with the provision of the City of Toronto Act, 2006, as it contains confidential information related to litigation or potential litigation.

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### **Link to Background Information**

Council considered the following:

- [Report \(February 21, 2007\) from the City Solicitor \(CC3.2\)](#)
- [\(March 7, 2007\) Revised massing model for Sylvan/Havelock Development \(Recommendation 1 above\).](#)

### **Communications**

- (February 23, 2007) from Edna Khubyar (CC3.2.1)
- (February 27, 2007) from Lisa McPhee (CC3.2.2)
- (February 23, 2007) from Bill Lukachuk (CC3.2.3)
- (February 26, 2007) from Georgina Paszkowski (CC3.2.4)
- (February 26, 2007) from Patricia Bugaj (CC3.2.5)
- (February 26, 2007) from Dan McIntyre, Federation of Metro Tenants Associations (CC3.2.6)
- (February 26, 2007) from Janine Carter (CC3.2.7)
- (February 26, 2007) from Bill Wright (CC3.2.8)
- (February 26, 2007) from Jim Rawling (CC3.2.9)
- (February 26, 2007) from Carol Seljak, President, Bloor-Dufferin Residents' Committee Ltd. (CC3.2.10)
- (February 26, 2007) from M.E. Gillespie (CC3.2.11)
- (February 26, 2007) from Sheila Pin, President, Dufferin Grove Residents Association (CC3.2.12)
- (February 26, 2007) from Stan and Marjorie Adelman (CC3.2.13)
- (February 26, 2007) from Bonnie Burgess (CC3.2.14)
- (February 27, 2007) from Chris Murphy (CC3.2.15)
- (February 27, 2007) from Evelyne Dufour (CC3.2.16)
- (February 27, 2007) from Cheryl Sourkes (CC3.2.17)

- (February 27, 2007) from Harry Kopyto (CC3.2.18)
- (March 1, 2007) from Elizabeth Bohnen (CC3.2.19)
- (March 1, 2007) from Rebecca Vile (CC3.2.20)
- (February 28, 2007) from Annette Mangaard (CC3.2.21)
- (March 2, 2007) from Alix Davis and David Donald (CC3.2.22)
- (March 2, 2007) from Pat Zolf (CC3.2.23)
- (March 2, 2007) from Catherine Gordon (CC3.2.24)
- (March 3, 2007) from Marc Bendavid (CC3.2.25)
- (March 3, 2007) from Carol Seljak (CC3.2.26)
- (March 3, 2007) from Ken Bilton (CC3.2.27)
- (March 4, 2007) from Gary Popovich (CC3.2.28)
- (March 4, 2007) from Michael Chartrand and Marcie McCauley (CC3.2.29)
- (March 5, 2007) from Antonia Yee (CC3.2.30)
- (March 5, 2007) from Bonnie Burgess and Graham Connaughton (CC3.2.31)
- (March 5, 2007) from Carol Seljak, President, Bloor-Dufferin Residents' Committee Ltd. (CC3.2.32)
- (March 3, 2007) from Marc Bendavid and Hayley Penner (CC3.2.33)
- (March 6, 2007) from Della Golland (CC3.2.34)
- (March 7, 2007) amended Sylvan/Havelock Development Concept Sketch submitted by the Bloor-Dufferin Residents' Committee Ltd. (CC3.2.35)

## **BILLS AND BY-LAWS**

### **March 5, 2007 - 8:58 p.m.**

Speaker Bussin in the Chair.

- 3.83 Councillor Rae moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 253	By-law No. 159-2007	To confirm the proceedings of the Council at its Regular meeting held on the 5th day of March, 2007,
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the vote on which was taken as follows:

Yes - 37  
Councillors: Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan,

Walker	
No - 1	
Councillor:	Ford

Carried by a majority of 36.

**March 6, 2007 - 10:25 a.m.**

Speaker Bussin in the Chair.

- 3.84 Councillor Palacio moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law, which carried:

Bill No. 230	By-law No. 160-2007	To designate the area zoned Mixed Use District (MCR) on the north side of Davenport Road between Alberta Avenue and Winona Drive as an Interim Control Area.
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**March 6, 2007 - 9:21 p.m.**

Deputy Speaker Lindsay Luby in the Chair.

- 3.85 Councillor Filion moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 148	By-law No. 161-2007	To dedicate certain land on the east side of Dufferin Street, on the north side of Wilson Avenue, for public highway purposes to form part of the public highway Dufferin Street.
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Bill No. 149	By-law No. 162-2007	To dedicate certain land on the east side of Meadowvale Road, north of Bathgate Drive, for public highway purposes to form part of the public highway Meadowvale Road.
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Bill No. 150	By-law No. 163-2007	To dedicate certain land on the north side of Westwood Avenue, on the east side of Broadview Avenue, for public highway purposes to form part of the public highway Westwood Avenue.
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Bill No. 151	By-law No. 164-2007	To amend further By-laws Nos. 380-74 and 377-85 of the former City of Toronto respecting civic employees' pensions and other benefits.
Bill No. 152	By-law No. 165-2007	To amend further By-laws Nos. 10649 and 375-85 of the former City of Toronto respecting civic employees' pensions and other benefits.
Bill No. 153	By-law No. 166-2007	To amend Section 15 of By-law No. 438-86 of the former City of Toronto respecting the Index of Exceptions.
Bill No. 154	By-law No. 167-2007	To layout and dedicate certain land located at 1100 King Street West for public highway purposes to form a new public highway and to name that highway "Joe Shuster Way".
Bill No. 155	By-law No. 168-2007	To layout and dedicate certain land located at 1100 King Street West for public highway purposes to form a new public highway and to name that highway "Laidlaw Street".
Bill No. 156	By-law No. 169-2007	To layout and dedicate certain land located at 1100 King Street West for public highway purposes to form a new public highway and to name that highway "Machells Avenue".
Bill No. 157	By-law No. 170-2007	To dedicate land extending from the southerly limit of Laidlaw Street to the southerly limit of Machells Avenue for public lane purposes.
Bill No. 158	By-law No. 171-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 159	By-law No. 172-2007	To layout and dedicate certain land for public lane purposes to form a

		new public lane east of Sterling Road extending southerly from Bloor Street West.
Bill No. 160	By-law No. 173-2007	To dedicate certain land for public highway purposes to form part of the public highway Warrendale Court.
Bill No. 161	By-law No. 174-2007	To amend former City of Scarborough Kennedy Park Community Zoning By-law No. 9276, as amended, with respect to lands municipally known as 779-779A Danforth Road.
Bill No. 162	By-law No. 175-2007	To amend City of Toronto By-law No. 591-2000 to authorize the City Clerk to enter into agreements for the provision of election services by the City Clerk's staff.
Bill No. 163	By-law No. 176-2007	To delegate legislative authority over certain matters to Community Councils and to amend various Municipal Code Chapters.
Bill No. 164	By-law No. 177-2007	To amend further Metropolitan By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding St. Clair Avenue West.
Bill No. 165	By-law No. 178-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Strachan Avenue.
Bill No. 166	By-law No. 179-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Gainsborough Road.

Bill No. 167	By-law No. 180-2007	To amend further By-law No. 34-93, a by-law “To provide for disabled person parking permit holders”, being a by-law of the former Borough of East York, regarding Cedarcrest Boulevard.
Bill No. 168	By-law No. 181-2007	To authorize the alteration of Rosedale Valley Road from Alymer Avenue to the north end of the street for the purpose of installing a 1.6-metre wide sidewalk.
Bill No. 169	By-law No. 182-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queen Street West.
Bill No. 170	By-law No. 183-2007	To amend By-law No. 73-2007, being a by-law to amend Municipal Code Chapter 19, Business Improvement Areas, to include the new Sheppard East Village Business Improvement Area and to establish a Board of Management for the Sheppard East Village Business Improvement Area, to correct an error in the description.
Bill No. 171	By-law No. 184-2007	To dedicate certain land on the north west side of Kingston Road, south west of Mason Road, for public highway purposes to form part of the public highway Kingston Road.
Bill No. 172	By-law No. 185-2007	To dedicate certain land on the north side of Lawrence Avenue East, east of West Hill Drive, for public highway purposes to form part of the public highway Lawrence Avenue East.
Bill No. 173	By-law No. 186-2007	To dedicate certain land on the west side of Sunshine Street, on the north side of Brooke Avenue, for public highway purposes to form part of the public highway Sunshine Street.

Bill No. 174	By-law No. 187-2007	To dedicate certain land on the north side of Clearview Heights, on the west side of Trethewey Drive, for public highway purposes to form part of the public highway Clearview Heights.
Bill No. 175	By-law No. 188-2007	To dedicate certain land on the east side of Weston Road, south of Knob Hill Drive, for public highway purposes to form part of the public highway Weston Road.
Bill No. 176	By-law No. 189-2007	To dedicate certain land on the west side of Knob Hill Drive, north of Oak Street, for public highway purposes to form part of the public highway Knob Hill Drive.
Bill No. 177	By-law No. 190-2007	To dedicate certain land on the southerly side of Burnhamthorpe Road, west of Dundas Street West, for public highway purposes to form part of the public highway Burnhamthorpe Road.
Bill No. 178	By-law No. 191-2007	To dedicate certain land on the east side of Jayzel Drive, on the south side of Finch Avenue West, for public highway purposes to form part of the public highway Jayzel Drive.
Bill No. 179	By-law No. 192-2007	To amend City of Toronto Municipal Code Chapter 849, Water and Sewage Services, to provide a one time retroactive rebate to qualified consumers who discharge to private septic systems and to amend references to certain City officials.
Bill No. 180	By-law No. 193-2007	To authorize the alteration of the west side of McCaul Street, north of Queen Street by installing a planter box.

Bill No. 181	By-law No. 194-2007	To amend Chapters 320 and 324 of the former City of Etobicoke Zoning Code and Zoning By-law No. 747-2006 with respect to lands municipally known as 7-11, 19-25, 33-35 Zorra Street and part of 45 Zorra Street.
Bill No. 182	By-law No. 195-2007	To amend Article VI, Auditor General, Municipal Code Chapter 169, Officials, City, to assign certain duties and responsibilities to the Auditor General.
Bill No. 183	By-law No. 196-2007	To authorize the exemption from taxation for municipal and school purposes for the municipal capital facility for affordable housing located on land municipally known as 244 Church Street.
Bill No. 184	By-law No. 197-2007	To authorize the entering into an agreement for the provision of a municipal capital facility by Nishnawbe Homes Inc.
Bill No. 185	By-law No. 198-2007	To assume municipal services located in and on Goldene Way, being the street on Plan 66M-2339.
Bill No. 186	By-law No. 199-2007	To assume municipal services located in and on Block 10, Block 11, Tiffield Road lying north of Nashdene Road, and Tiffield Road, being the street widening and the street on Plan 66M-2120.
Bill No. 187	By-law No. 200-2007	To assume municipal services located in and on Block 40, Willowfield Mews west of Crocus Drive, and Willowfield Mews east of Crocus Drive, being the street widening and the street on Plan 66M-2357.

Bill No. 188	By-law No. 201-2007	To assume municipal services located in and on Dynamic Drive, Turbina Avenue and Passmore Avenue, Block 25, being the streets and the street widening on Plan 66M-2219.
Bill No. 189	By-law No. 202-2007	To assume municipal services located in and on Harrison Garden Boulevard, Everson Drive, Humberstone Drive, Blocks 19 and 20, Blocks 13, 14 and 15, being the streets, walkway and street widening on Plan 66M-2354.
Bill No. 190	By-law No. 203-2007	To assume municipal services located in and on Jinnah Court and Block 3, being the street widening on Plan 66M-2390.
Bill No. 191	By-law No. 204-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 116 Elmhurst Avenue from the maximum height requirements.
Bill No. 192	By-law No. 205-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the pool fence on the property municipally known as 21 Truman Road from the minimum standards for chain link fence construction.
Bill No. 193	By-law No. 206-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 24 Strathgowan Crescent from the maximum height requirements.
Bill No. 194	By-law No. 207-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 8 Southgate Avenue from the maximum height requirements.

Bill No. 195	By-law No. 208-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Dupont Street.
Bill No. 196	By-law No. 209-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 32 Inglewood Drive from the maximum height requirements.
Bill No. 197	By-law No. 210-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 77 Gordon Road from the maximum height requirements.
Bill No. 198	By-law No. 211-2007	To designate a reduced area that includes only part of the existing York-Eglinton Business Improvement Area in the former City of York as an Improvement Area.
Bill No. 199	By-law No. 212-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the reduced boundaries of the York Eglinton Business Improvement Area.
Bill No. 200	By-law No. 213-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Euclid Avenue and Richmond Street West.
Bill No. 201	By-law No. 214-2007	To amend By-law No. 637-2006, being a by-law "To levy an amount for the year 2006 on certain Universities and Colleges".
Bill No. 202	By-law No. 215-2007	To authorize the entering into of an agreement for the provision of a municipal capital facility at 775-779 The Queensway.
Bill No. 206	By-law No. 216-2007	To designate an area along Eglinton Avenue West, from the west side of

		Dufferin Street to the east, and to the east side of Chamberlain Avenue and Nairn Avenue to the west, as an improvement area.
Bill No. 207	By-law No. 217-2007	To designate an area that includes the existing Roncesvalles Village Business Improvement Area in the former City of Toronto as an Improvement Area.
Bill No. 208	By-law No. 218-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the expanded boundaries of the Roncesvalles Village Business Improvement Area.
Bill No. 209	By-law No. 219-2007	To exempt certain lands known municipally as 977, 979 and 981 Kipling Avenue from Part Lot Control.
Bill No. 210	By-law No. 220-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ernest Avenue.
Bill No. 211	By-law No. 221-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Rosedale Valley Road.
Bill No. 212	By-law No. 222-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Carlton Street.
Bill No. 213	By-law No. 223-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Carlton Street.
Bill No. 214	By-law No. 224-2007	To amend By-law No. 196-84 of the former City of York, being a By-law "To regulate traffic on City of York Roads", regarding Lauder Avenue.

Bill No. 215	By-law No. 225-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Lauder Avenue.
Bill No. 216	By-law No. 226-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 13-21 Balmuto Street.
Bill No. 217	By-law No. 227-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting High Park Avenue, Hounslow Heath Road, Salem Avenue North, Silverthorn Avenue and Windermere Avenue.
Bill No. 218	By-law No. 228-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Bloor Street West, Keele Street and Weston Road East Ramp from Walsh Avenue to Weston Road.
Bill No. 219	By-law No. 229-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Trinity Street.
Bill No. 220	By-law No. 230-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Trinity Street.
Bill No. 223	By-law No. 231-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Beresford Avenue, Evelyn Avenue, Morningside Avenue and Rennie Terrace.
Bill No. 224	By-law No. 232-2007	To amend By-law No. 196-84 of the former City of York, being a By-law

		“To regulate traffic on City of York Roads”, regarding Guestville Avenue.
Bill No. 225	By-law No. 233-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Guestville Avenue.
Bill No. 226	By-law No. 234-2007	To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Florence Crescent, Glenholme Avenue, McRoberts Avenue and Norval Street.
Bill No. 227	By-law No. 235-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Florence Crescent, Glenholme Avenue, McRoberts Avenue and Norval Street.
Bill No. 228	By-law No. 236-2007	To amend By-law No. 196-84 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Glenholme Avenue.
Bill No. 229	By-law No. 237-2007	To amend By-law No. 2958-94 of the former City of York, being a By-law “To regulate traffic on City of York Roads”, regarding Glenholme Avenue.
Bill No. 231	By-law No. 238-2007	To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.
Bill No. 232	By-law No. 239-2007	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.

Bill No. 234	By-law No. 240-2007	To amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 210 and 212 Finch Avenue West.
Bill No. 235	By-law No. 241-2007	To amend By-law No. 31001 of the former City of North York respecting the regulation of traffic on North York roads, regarding Almore Avenue at Yeomans Road.
Bill No. 236	By-law No. 242-2007	To amend By-law No. 31878 of the former City of North York respecting maximum rates of speed on North York roads, regarding Overland Drive and Barber Greene Road.
Bill No. 237	By-law No. 243-2007	To amend By-law No. 31878 of the former City of North York respecting maximum rates of speed on North York roads, regarding Laurentide Drive.
Bill No. 238	By-law No. 244-2007	To amend By-law No. 31001 of the former City of North York respecting the regulation of traffic on North York roads, regarding Hove Street at Searle Avenue.
Bill No. 239	By-law No. 245-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Pinecone Drive.
Bill No. 240	By-law No. 246-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Carlingview Drive.
Bill No. 241	By-law No. 247-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Chestnut Hills Parkway,

		Finchley Road, Herne Hill, Robin Hood Road and Nottingham Drive.
Bill No. 242	By-law No. 248-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Brentwood Road South.
Bill No. 243	By-law No. 249-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic – Chapter 240, Article I, regarding Leland Avenue and Allan Park Road.
Bill No. 244	By-law No. 250-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Garyray Drive.
Bill No. 245	By-law No. 251-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Gulliver Road and Hurdman Street.
Bill No. 246	By-law No. 252-2007	To amend By-law No. 31878, as amended, of the former City of North York, regarding Hurdman Street.
Bill No. 247	By-law No. 253-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Gulliver Road.
Bill No. 248	By-law No. 254-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Duckworth Street.
Bill No. 249	By-law No. 255-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Dante Road.
Bill No. 250	By-law No. 256-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Dante Road and DeMarco Boulevard.

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Bill No. 251	By-law No. 257-2007	To amend By-law No. 31878, as amended, of the former City of North York, regarding Dante Road and DeMarco Boulevard.
Bill No. 252	By-law No. 258-2007	Appointments to the Committee of Adjustment,

the vote on which was taken as follows:

Yes - 37	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker
No - 2	
Councillors:	Ford, Minnan-Wong

Carried by a majority of 35.

**March 6, 2007 - 9:22 p.m.**

Deputy Speaker Lindsay Luby in the Chair.

- 3.86 Councillor Del Grande moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 254	By-law No. 259-2007	To confirm the proceedings of the Council at its Regular meeting held on the 5th and 6th days of March, 2007,
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the vote on which was taken as follows:

Yes - 35	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc,

Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan, Walker
No - 2 Councillors: Ford, Moeser

Carried by a majority of 33.

**March 7, 2007 - 8:56 p.m.**

Deputy Speaker Lindsay Luby in the Chair.

- 3.87 Councillor Minnan-Wong moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 203	By-law No. 262-2007	To amend Chapter 27, Council Procedures, to change the name of the General Government Committee to the Government Management Committee.
Bill No. 204	By-law No. 263-2007	To authorize temporary borrowing for the years 2008, 2009 and 2010 for a capital work or permanent improvement to be financed by the issue of debentures or bank loan agreements.
Bill No. 205	By-law No. 264-2007	To authorize the temporary borrowing of moneys to meet the current expenditures of the City of Toronto for the years 2008, 2009 and 2010.
Bill No. 221	By-law No. 265-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Roncesvalles Avenue.
Bill No. 222	By-law No. 266-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Austin Terrace, Delisle Avenue, Glendale Avenue, Hagerman Street, Hazelton Avenue, Hilton Avenue, Manor Road East,

		Merton Street, Roncesvalles Avenue, St. Patrick Street and Summerhill Avenue.
Bill No. 233	By-law No. 267-2007	To amend City of Toronto Municipal Code Chapter 441, Fees, and Chapter 442, Fees and Charges with respect to Development Application Fees.
Bill No. 256	By-law No. 268-2007	To amend further By-law No. 23505 of the former City of Scarborough, respecting the speed limits on Toronto Roads.
Bill No. 257	By-law No. 269-2007	To amend By-law No. 23506 of the former City of Scarborough, respecting Pharmacy Avenue and to repeal By-law No. 65-2007.
Bill No. 258	By-law No. 270-2007	To amend various parking by-laws to conform with the requirement of the City of Toronto Act, 2006, and to eliminate voluntary payment amounts from parking by-laws,

the vote on which was taken as follows:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 32.

**March 7, 2007 - 8:57 p.m.**

Deputy Speaker Lindsay Luby in the Chair.

- 3.88 Councillor Moscoe moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 260	By-law No. 271-2007	To confirm the proceedings of the Council at its Regular meeting held on the 5th, 6th and 7th days of March, 2007,
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the vote on which was taken as follows:

Yes - 32
Mayor: Miller
Councillors: Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 1
Councillor: Ford

Carried by a majority of 31.

**March 8, 2007 - 5:02 p.m.**

Speaker Bussin in the Chair.

- 3.89 Councillor Lee moved that leave be granted to introduce the following Bill, and that this Bill, prepared for this meeting of Council, be passed and hereby declared as a By-law:

Bill No. 261	By-law No. 272-2007	To confirm the proceedings of the Council at its Regular meeting held on the 5th, 6th, 7th and 8th days of March, 2007,
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the vote on which was taken as follows:

Yes - 24
Councillors: Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Thompson, Vaughan, Walker
No - 3

Councillors: Ford, Grimes, Minnan-Wong
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Carried by a majority of 21.

## OFFICIAL RECOGNITIONS

### 3.90 Presentations/Introductions/Announcements:

#### March 5, 2007:

Speaker Bussin, during the afternoon session of the meeting, introduced students from Cardinal Newman Catholic High School, present at the meeting.

#### March 6, 2007:

Deputy Speaker Lindsay Luby, during the morning session of the meeting, introduced students from the Academy of Gifted Children, present at the meeting.

Deputy Speaker Lindsay Luby, during the morning session of the meeting, introduced students from Bathurst Heights School, present at the meeting.

### 3.91 MOTIONS TO VARY ORDER OR WAIVE PROCEDURE

#### March 6, 2007

Deputy Speaker Lindsay Luby in the Chair.

#### *Motions to Extend Meeting Time:*

Mayor Miller, at 8:55 p.m., moved that Council continue in session past its scheduled 9:00 p.m. recess in order to complete consideration of Item PG2.4, headed "Official Plan Housing Policies Settlement", as well as quick releases and bills, the vote on which was taken as follows:

Yes - 30	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Fillion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Vaughan
No - 10	

Councillors:	Bussin, Di Giorgio, Ford, Jenkins, Lee, Minnan-Wong, Moscoe, Shiner, Thompson, Walker
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Carried, two-thirds of Members present having voted in the affirmative.

Councillor Mammoliti, at 8:58 p.m., moved that Council continue in session until 10:00 p.m., the vote on which was taken as follows:

Yes - 17	
Mayor:	Miller
Councillors:	Augimeri, Carroll, Davis, De Baeremaeker, Giambrone, Holyday, Lindsay Luby, Mammoliti, Mihevc, Moeser, Moscoe, Palacio, Parker, Perks, Rae, Thompson
No - 23	
Councillors:	Ashton, Bussin, Del Grande, Di Giorgio, Fillion, Fletcher, Ford, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Milczyn, Minnan-Wong, Nunziata, Ootes, Pantalone, Perruzza, Shiner, Stintz, Vaughan, Walker

Lost, less than two-thirds of Members present having voted in the affirmative.

**March 7, 2007**

Deputy Speaker Lindsay Luby in the Chair.

*Motion to Vary the Order Paper:*

Mayor Miller, at 8:23 p.m., moved that Council vary the Order Paper in order to recess and meet in closed session at 8:30 p.m., the vote on which was taken as follows:

Yes - 24	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fillion, Giambrone, Grimes, Hall, Heaps, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 9	
Councillors:	Augimeri, Del Grande, Ford, Holyday, Jenkins, Kelly, Minnan-Wong, Nunziata, Ootes

Carried, two-thirds of Members present having voted in the affirmative.

*Motions to Extend Meeting Time:*



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Bussin	x	x	x	x	x	x	x
Carroll	x	x	x	x	x	x	x
Cho	x	x	x	x	x	x	x
Davis	x	x	x	x	-	x	x
De Baeremaeker	x	x	x	x	x	x	x
Del Grande	x	x	x	x	x	x	x
Di Giorgio	x	x	x	x	x	x	x
Feldman	x	x	x	x	x	x	x
Filion	x	-	-	x	x	x	x
Fletcher	x	x	x	x	-	x	x
Ford	x	x	x	x	-	x	x
Giambrone	x	x	x	x	x	x	x
Grimes	x	x	-	-	-	-	x
Hall	x	x	x	x	x	x	x
Heaps	x	x	x	x	x	x	x
Holyday	x	x	x	x	x	x	x
Jenkins	x	x	x	x	-	x	x
Kelly	x	x	x	x	x	x	x
Lee	x	x	x	x	x	x	x
Lindsay Luby	x	x	x	x	-	x	-
Mammoliti	x	x	x	x	x	x	x
McConnell	x	x	x	x	x	x	x
Mihevce	x	x	x	x	x	x	x
Milczyn	x	x	x	x	x	x	x
Minnan-Wong	x	x	x	x	x	x	x
Moeser	x	x	x	x	x	x	x
Moscoe	x	x	x	x	x	x	x
Nunziata	x	x	x	x	x	x	x
Ootes	x	x	x	-	x	x	x
Palacio	x	x	x	x	-	x	x

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March 5, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 5:02 p.m.*	Council in closed session 5:07 p.m.	6:25 p.m. to 6:29 p.m.*	7:10 p.m. to 7:11 p.m.*	Council in closed session 7:12 p.m.	8:55 p.m. to 8:59 p.m.*
Pantalone	x	x	x	x	x	x	x
Parker	x	x	x	x	x	x	x
Perks	x	x	x	-	-	x	x
Perruzza	x	x	x	x	x	x	x
Rae	x	x	x	x	x	x	x
Saundercook	x	x	-	-	x	x	x
Shiner	x	x	x	x	x	x	x
Stintz	x	x	x	x	x	x	x
Thompson	x	x	x	x	x	x	x
Vaughan	x	x	x	x	-	x	x
Walker	x	x	x	x	x	x	x
Total	44	43	41	41	34	42	41

\* Members were present for some or all of the time period indicated.

March 6, 2007	9:40 a.m. to 12:30 p.m.*	Roll Call 11:10 a.m.	2:10 p.m. to 5:03 p.m.*	Roll Call 4:35 p.m.	Council in closed session 5:11 p.m.
Miller	-	-	x	x	-
Ainslie	x	-	x	x	x
Ashton	x	x	x	x	x
Augimeri	-	-	x	-	x
Bussin	x	-	x	x	x
Carroll	x	x	x	-	x
Cho	x	-	x	-	-
Davis	x	-	x	x	x
De Baeremaeker	x	x	x	x	x
Del Grande	x	x	x	x	x
Di Giorgio	x	-	x	-	x
Feldman	x	x	x	-	x
Filion	x	x	x	-	x
Fletcher	x	-	x	-	x

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March 6, 2007	9:40 a.m. to 12:30 p.m.*	Roll Call 11:10 a.m.	2:10 p.m. to 5:03 p.m.*	Roll Call 4:35 p.m.	Council in closed session 5:11 p.m.
Ford	x	x	x	x	x
Giambrone	x	-	x	-	x
Grimes	x	x	x	-	x
Hall	x	x	x	x	x
Heaps	x	x	x	x	x
Holyday	x	x	x	x	x
Jenkins	x	x	x	x	x
Kelly	x	x	x	x	x
Lee	x	-	x	x	x
Lindsay Luby	x	x	x	-	x
Mammoliti	x	x	x	x	x
McConnell	x	x	x	x	x
Mihevc	x	-	x	-	x
Milczyn	x	-	x	x	x
Minnan-Wong	x	-	x	-	x
Moeser	x	-	x	-	x
Moscoe	x	x	x	-	x
Nunziata	x	x	x	x	x
Ootes	x	-	x	x	x
Palacio	x	-	x	x	-
Pantalone	x	x	x	x	x
Parker	x	-	x	-	x
Perks	x	x	x	-	x
Perruzza	x	-	x	-	-
Rae	x	x	x	-	x
Saundercook	x	-	x	x	x
Shiner	-	-	x	-	x
Stintz	-	-	x	x	x
Thompson	x	x	x	x	x
Vaughan	x	x	x	x	x

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March 6, 2007	9:40 a.m. to 12:30 p.m.*	Roll Call 11:10 a.m.	2:10 p.m. to 5:03 p.m.*	Roll Call 4:35 p.m.	Council in closed session 5:11 p.m.
Walker	x	-	x	x	x
Total	41	23	45	26	41

\* Members were present for some or all of the time period indicated.

March 6, 2007	6:29 p.m. to 6:30 p.m.*	7:08 p.m. to 7:25 p.m.*	Council in closed session 7:26 p.m.	8:55 p.m. to 9:23 p.m.*
Miller	-	x	x	x
Ainslie	x	-	-	-
Ashton	x	x	x	x
Augimeri	x	x	x	x
Bussin	x	x	x	x
Carroll	x	x	x	x
Cho	-	x	-	-
Davis	-	-	x	x
De Baeremaeker	x	x	x	x
Del Grande	x	x	x	x
Di Giorgio	x	x	x	x
Feldman	x	x	x	-
Filion	-	x	x	x
Fletcher	x	x	x	x
Ford	x	x	x	x
Giambrone	-	x	x	x
Grimes	x	x	x	-
Hall	x	x	x	x
Heaps	x	x	x	x
Holyday	x	x	x	x
Jenkins	x	-	x	x
Kelly	x	x	x	x
Lee	x	x	x	x
Lindsay Luby	x	x	x	x
Mammoliti	x	x	x	x

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March 6, 2007	6:29 p.m. to 6:30 p.m.*	7:08 p.m. to 7:25 p.m.*	Council in closed session 7:26 p.m.	8:55 p.m. to 9:23 p.m.*
McConnell	x	x	x	x
Mihevc	x	x	x	x
Milczyn	x	x	x	x
Minnan-Wong	x	x	x	x
Moeser	x	x	x	x
Moscoe	x	x	x	x
Nunziata	x	x	x	x
Ootes	x	x	x	x
Palacio	-	x	x	x
Pantalone	x	x	x	x
Parker	x	x	x	x
Perks	x	x	x	x
Perruzza	-	x	x	x
Rae	x	x	x	x
Saundercook	-	x	x	-
Shiner	x	x	x	x
Stintz	-	x	x	x
Thompson	x	x	x	x
Vaughan	x	x	x	x
Walker	x	x	x	x
Total	36	42	43	40

\* Members were present for some or all of the time period indicated.

March 7, 2007	5:52 p.m. to 6:30 p.m.*	7:08 p.m. to 8:58 p.m.*
Miller	x	x
Ainslie	x	x
Ashton	x	x
Augimeri	x	x
Bussin	-	x
Carroll	x	x

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March 7, 2007	5:52 p.m. to 6:30 p.m.*	7:08 p.m. to 8:58 p.m.*
Cho	-	-
Davis	-	x
De Baeremaeker	x	x
Del Grande	x	x
Di Giorgio	x	x
Feldman	-	-
Filion	x	x
Fletcher	-	x
Ford	x	x
Giambrone	x	x
Grimes	x	x
Hall	x	x
Heaps	x	x
Holyday	x	x
Jenkins	-	x
Kelly	x	x
Lee	x	x
Lindsay Luby	x	x
Mammoliti	-	-
McConnell	x	x
Mihevc	-	x
Milczyn	-	x
Minnan-Wong	x	x
Moeser	x	-
Moscoe	x	x
Nunziata	x	x
Ootes	x	x
Palacio	-	-
Pantalone	x	x
Parker	x	x
Perks	x	x

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March 7, 2007	5:52 p.m. to 6:30 p.m.*	7:08 p.m. to 8:58 p.m.*
Perruzza	x	x
Rae	x	x
Saundercook	-	-
Shiner	x	x
Stintz	x	x
Thompson	-	-
Vaughan	x	x
Walker	x	x
Total	33	38

\* Members were present for some or all of the time period indicated.

March 8, 2007	9:43 a.m. to 9:47 a.m.*	Council in closed session 9:48 a.m.	12:32 p.m. to 3:25 p.m.*	3:40 p.m. to 5:04 p.m.*
Miller	-	-	x	x
Ainslie	x	x	x	-
Ashton	x	x	x	x
Augimeri	-	x	x	x
Bussin	x	x	x	x
Carroll	x	x	x	x
Cho	-	-	x	x
Davis	x	x	x	x
De Baeremaeker	x	x	x	x
Del Grande	x	x	x	x
Di Giorgio	x	x	x	x
Feldman	-	-	-	-
Filion	-	x	x	-
Fletcher	x	x	x	x
Ford	x	x	x	x
Giambrone	-	x	x	x
Grimes	x	x	x	x
Hall	x	x	x	x

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March 8, 2007	9:43 a.m. to 9:47 a.m.*	Council in closed session 9:48 a.m.	12:32 p.m. to 3:25 p.m.*	3:40 p.m. to 5:04 p.m.*
Heaps	-	-	-	-
Holyday	x	x	x	x
Jenkins	x	x	x	x
Kelly	x	x	x	x
Lee	x	x	x	x
Lindsay Luby	-	x	x	x
Mammoliti	-	-	x	x
McConnell	x	x	x	x
Mihevc	x	x	x	x
Milczyn	-	x	x	x
Minnan-Wong	x	x	x	x
Moeser	x	x	x	x
Moscoe	x	x	-	x
Nunziata	x	x	x	x
Ootes	x	x	x	x
Palacio	-	-	-	-
Pantalone	x	x	x	x
Parker	-	x	x	x
Perks	x	x	x	x
Perruzza	-	x	x	x
Rae	-	x	x	-
Saundercook	x	x	x	x
Shiner	-	-	x	x
Stintz	-	x	x	-
Thompson	x	x	x	x
Vaughan	-	x	x	x
Walker	x	x	x	x
Total	28	38	41	38

\* Members were present for some or all of the time period indicated.

**Council adjourned on March 8, 2007, at 5:04 p.m.**

**DAVID R. MILLER,**  
**Mayor**

**ULLI S. WATKISS,**  
**City Clerk**

Confidential Attachment: Minutes of Closed Session.

**FISCAL IMPACT STATEMENT SUMMARY**  
**Notices of Motions and Motions Without Notice**  
**Submitted by the Deputy City Manager and Chief Financial Officer**  
**Council Meeting – March 5, 6, 7 and 8, 2007**

<b>Motion #</b>	<b>Title</b>	<b>Operating \$ (net)</b>	<b>Capital \$ (net)</b>	<b>Comments</b>
M19	Hatzoloh Toronto's Request to the Provincial Government to Permit the Use of Green Lights when Responding to Emergency Calls	\$0	\$0	Consider
M20	1100 King Street West - Settlement	\$0	\$0	Consider
M21	Approval of the 2007 Agnes Macphail Award Recipient			<i>Confidential. See confidential report attached.</i>
M22	Leaf Blower Use Restriction in City of Toronto	TBD		Refer to Licensing and Standards Committee and request staff to report back on financial impacts of enforcement requirements.
M23	Temporary Lane Closing on Public Highways adjoining 3391 Bloor Street West	\$0	\$0	The lane is currently fenced off by developer and there is no further curb lane restrictions contemplated in 2007 so that there is no cost to the City from this Motion. See report attached to Motion.
M24	Establish and Construct the Toronto Environmental Protection Centre (TEP) in the Eastern Portlands	\$0	\$0	Refer to Executive Committee.
M25	Toronto Environmental Protection Plan (TEPP): Toward Integrated Action on Climate Change and Air-Quality	\$0	\$0	Refer to Executive Committee.

<b>Motion #</b>	<b>Title</b>	<b>Operating \$ (net)</b>	<b>Capital \$ (net)</b>	<b>Comments</b>
M26	To Seek Council Authority to Accept the Donation of Funds from the Province of Ontario for the construction of the Air India Memorial	\$125,000 gross \$0 net	\$0	Seeks authority to enter into an agreement with the Province to receive \$125,000 of the \$400,000 committed in 2006 by the Federal government for construction of an Air India Memorial in Humber Bay Parks East. Provincial funding agreement must be concluded in March. The 2007 Operating Budget must be amended when total costs known. An additional \$35,000 has been committed by the Federal government for maintenance costs over 5 years.
M27	Change to City Council Meeting Times	\$20,000	\$0	Estimated cost to provide dinner during Council meetings is \$20,000. No funding available within the City Council's 2007 and future years' Operating Budgets.
M28	Legal Proceedings re The Docks by Cherry	\$2,500 - \$52,500		Current legal costs for the appeal are \$2,500. Funding will need to be absorbed within the 2007 Operating Budget (Program TBD). Should the appeal be unsuccessful, further legal costs of up to \$50,000 will be allocated from the Arbitration and Legal Awards Reserve.
M29	Liquor Licence Application - Europe Bar and Restaurant, 3030 Bathurst Street	\$0	\$0	Consider
M30	Davenport Road/Winona Drive Interim Control By-law	\$0	\$0	Consider
M31	262-264 Poplar Plains Road - OMB Appeal	\$0	\$0	Consider

**FISCAL IMPACT STATEMENT 1 [NOTICE OF MOTION M26]  
 (See Minute 3.69)**

**Financial Implications:**

**Operating**

Current year impacts: \$125,000 gross, \$0 net     Future year impacts: \$0 \_\_\_\_\_

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$ \_\_\_\_\_ (net)

Impact on staffing levels: \_\_\_\_\_ (positions)

**Capital**

Current year impacts: \$ \_\_\_\_\_ (net)     Future year impacts: \$ \_\_\_\_\_ (net)

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$ \_\_\_\_\_ (net)

Operating Impact:

Program costs: \$ \_\_\_\_\_ (net)  
 Debt service costs: \$ \_\_\_\_\_ (net)

**Impacts/Other Comments:**

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify): Project previously approved by Council.

Notice of Motion – M26 - Seeks authority to enter into an agreement with the Province to receive \$125,000 of the \$400,000 committed in 2006 by the Federal government for construction of an Air India Memorial in Humber Bay Parks East. Provincial funding agreement must be concluded in March. A final estimate of the construction costs for the memorial has not yet been determined, The 2007 Operating Budget must be amended when total costs are known, An additional \$35,000 has been committed by the Federal government for maintenance costs over 5 years.

- Consider                       Refer to Standing Committee

Submitted by: \_\_\_\_\_  
 Deputy City Manager & Chief Financial Officer

Date: March 2, 2007

**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M27]  
(See Minute 3.70)**

**Financial Implications:**

**Operating**

Current year impacts: \$20,000 (net)  Future year impacts: \_\_\_\_\_

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$\_\_\_\_\_ (net)

Impact on staffing levels: \_\_\_\_\_ (positions)

**Capital**

Current year impacts: \$\_\_\_\_\_ (net)  Future year impacts: \$\_\_\_\_\_ (net)

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$\_\_\_\_\_ (net)

Operating Impact:

Program costs: \$\_\_\_\_\_ (net)

Debt service costs: \$\_\_\_\_\_ (net)

**Impacts/Other Comments:**

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M27 - The estimated cost to provide dinner during Council meetings is \$20,000. There is no budget for this cost. This will need to be absorbed within the City Council's 2007 and future years' Operating Budgets.

- Consider  Refer to Standing Committee

Submitted by: \_\_\_\_\_  
Deputy City Manager & Chief Financial Officer

Date: March 2, 2007

**FISCAL IMPACT STATEMENT 3 [NOTICE OF MOTION M28]  
 (See Minute 3.71)**

**Financial Implications:**

**Operating**

Current year impacts: \$2,500 - \$52,500 (net)     Future year impacts: \_\_\_\_\_

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$\_\_\_\_\_ (net)

Impact on staffing levels: \_\_\_\_\_ (positions)

**Capital**

Current year impacts: \$\_\_\_\_\_ (net)     Future year impacts: \$\_\_\_\_\_ (net)

Following year  
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$\_\_\_\_\_ (net)

Operating Impact:

Program costs: \$\_\_\_\_\_ (net)  
 Debt service costs: \$\_\_\_\_\_ (net)

**Impacts/Other Comments:**

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M28 - Current legal costs for the appeal are \$2,500. Funding will need to be absorbed within the 2007 Operating Budget (Program TBD). Should the appeal be unsuccessful, further legal costs of up to \$50,000 will be allocated from the Arbitration and Legal Awards Reserve.

- Consider                       Refer to Standing Committee

Submitted by: \_\_\_\_\_  
 Deputy City Manager & Chief Financial Officer

Date: March 5, 2007