

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

**MONDAY, APRIL 23, 2007 AND
TUESDAY, APRIL 24, 2007**

CALL TO ORDER - 2:16 p.m.

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

The meeting opened with *O Canada*.

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

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

Merle Blain
June Callwood

7.3 **CONFIRMATION OF MINUTES**

Deputy Mayor Pantalone moved that the Council Minutes for the following meetings be confirmed in the form supplied to the Members, which carried:

- the regular meeting held on March 5, 6, 7 and 8, 2007;
- the special meeting held on March 7, 2007; and
- the special meeting held on March 28, 2007.

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

Councillor Davis presented the Reports from Meetings 6 and 7 of the Civic Appointments Committee for consideration.

Councillor Mihevc presented the Report from Meeting 3 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 3 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 3 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 3 of the Licensing and Standards Committee for consideration.

Councillor Ashton presented the Report from Meeting 3 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 4 of the Public Works and Infrastructure Committee for consideration.

Councillor Nunziata presented the Report from Meeting 4 of the Etobicoke York Community Council for consideration.

Councillor Augimeri presented the Report from Meeting 4 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 4 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 4 of the Toronto and East York Community Council for consideration.

Mayor Miller presented the Reports from Meetings 6 and 7 of the Executive Committee for consideration.

Councillor Filion presented the Reports from Meetings 2 and 3 of the Board of Health for consideration.

Councillor Fletcher presented the Report from Meeting 3 of the Parks and Environment Committee for consideration.

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

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

Councillor Holyday presented the Report from Meeting 2 of the Audit Committee for consideration.

Vote:

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

7.5 **DECLARATIONS OF INTEREST**

Councillor Perruzza declared an interest in Etobicoke York Community Council Item EY4.41, headed “148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007)”, in that he lives on the subject street.

Councillor Shiner declared an interest in Toronto and East York Community Council Item TE4.6, headed “Intention to Designate under Part IV of the Ontario Heritage Act, Approval of Alterations to a Heritage Building, and Authority to Enter into a Heritage Easement Agreement - 570 King Street West (Toronto Silver Plate Building)”, in that he and his family have an interest in the subject property.

Councillor Walker declared an interest in Government Management Committee Item GM3.16, headed “Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006”, in that his daughter is an employee of the Toronto Port Authority.

7.6 **PETITIONS**

1. Councillor Ford submitted a petition (April 16, 2007) containing approximately 1,000 signatures of GTAA licensed Taxicabs and Limousine Drivers.

The petition was received for information and considered with Licensing and Standards Committee Item LS3.1, headed “Briefing to the Committee Members on the Taxi Industry”.

2. Councillor Milczyn submitted a petition (undated) containing approximately 1,439 signatures, from K.R.A.P.P. (Kingsway Residents Against Poor Planning).

The petition was received for information and considered with Etobicoke York Community Council Item EY4.56, headed “4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction”.

7.7 **ADMINISTRATIVE INQUIRY**

Council had before it the following:

1. Administrative Inquiry (April 12, 2007) from Councillor Stintz regarding the purchase of the Green Lane Landfill - September 19, 2006 Council meeting.
2. Answer (April 17, 2007) from the City Clerk and the Deputy City Manager and Chief Financial Officer.

Council received the Administrative Inquiry and Answer for information.

7.8 REVIEW OF THE ORDER PAPER

April 23, 2007

Speaker Bussin in the Chair.

Procedural Motion to Confirm the April 23, 2007 Order Paper:

Speaker Bussin proposed that Council confirm the Order Paper.

1. Councillor Stintz moved that Council consider the Notices of Motions on Tuesday, April 24, 2007, at 2:00 p.m.
2. Councillor Milczyn moved that Council consider Item EY4.56, headed “4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction”, on Tuesday, April 24, 2007, at 3:00 p.m.
3. Councillor Moscoe moved that Council consider Item LS3.1, headed “Briefing to the Committee Members on the Taxi Industry”, as an urgent item, on Tuesday, April 24, 2007, at 9:30 a.m.

Vote to Confirm the Order Paper:

Council adopted the April 23, 2007 Order Paper, as amended by the above-noted motions 1 to 3, and all other Items not held on consent.

April 24, 2007

Speaker Bussin in the Chair.

Procedural Motion to Confirm the April 24, 2007 Order Paper:

Speaker Bussin proposed that Council confirm the Order Paper.

Vote to Confirm the Order Paper:

Council adopted the April 24, 2007 Order Paper.

CONSIDERATION OF REPORTS

7.9 EXECUTIVE COMMITTEE MEETING 6

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.

April 23, 2007

Held for consideration Minute 7.10	EX6.2	Toronto Energy Plan - Update and Related Initiatives (Ward: All)
Adopted by consent	EX6.7	North York Symphony Association (operating as The Toronto Philharmonia) Line of Credit Guarantee (Ward: All)
Adopted by consent	EX6.9	Toronto Film Board - Terms of Reference (Ward: All)
Adopted by consent	EX6.11	French Language Services and Translation of By-laws (Ward: All)
Adopted by consent	EX6.12	Preliminary Capital Variance Report for the Year Ended December 31, 2006 (Ward: All)
Adopted by consent	EX6.13	Occupational Health and Safety Act Charge Against the City of Toronto
Held for consideration Minute 7.11	EX6.20	Designation of City of Toronto Wards (Ward: All)

Consideration of Items - Executive Committee Meeting 6

7.10 Toronto Energy Plan - Update and Related Initiatives

EX6.2	AMENDED		Policy	Ward: All
--------------	---------	--	--------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

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

The Chief Corporate Officer be requested to report to the Executive Committee at its meeting of May 12, 2007, as to the status of the proposed transmission line to run through Scarborough Centre, Ward 37, and the timeframe for any hearings which would occur relating to this project.

Votes:

Motion 1 by Councillor Thompson carried.

The Item, as amended, carried.

City Council Decision

City Council on adopted the following motions:

1. Toronto Water, the Toronto Transit Commission, the Toronto Community Housing Corporation, and other ABCDs as appropriate, work with Facilities and Real Estate to:
 - i. identify approved capital projects and projects proposed in their 2007 Capital Budgets and 2008-2011 Capital Plans with the potential for energy savings in order to determine their eligibility for funding under the 90 MW program;
 - ii. identify and implement potential Demand Response opportunities in cooperation with Toronto Hydro Energy Services Inc. (THESI);
 - iii. identify potential projects for funding under the OPA's upcoming Clean Energy Standard Offer Program.
2. The Chief Planner and Executive Director, City Planning, and the Chief Corporate Officer ensure that applicants for developments over 1,000 square metres of gross floor area are advised of the opportunity to enroll in the Better Buildings New Construction Program, and the Chief Planner note in any report prepared for Council whether the applicant has enrolled in the Program, and the level of energy efficiency that is contemplated for the development.
3. The Chief Corporate Officer communicate to Natural Resources Canada the City's interest in working with them on the EcoEnergy Efficiency Initiative.
4. The Chief Corporate Officer be requested to also work with the Municipal, University, School and Hospital sector to identify and support energy saving

opportunities.

5. The City co-ordinate with Toronto Hydro for a combined 180 megawatts in conservation from the Ontario Power Authority.
6. The Chief Corporate Officer be requested to submit a report to the Executive Committee, as soon as possible, on the third line and whether the electricity requirements could be met through conservation and demand reduction.
7. The Chief Corporate Officer be requested to report to the Executive Committee at its meeting of May 12, 2007, as to the status of the proposed transmission line to run through Scarborough Centre, Ward 37, and the timeframe for any hearings which would occur relating to this project.

Background Information

Toronto Energy Plan - Update and Related Initiatives

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2001.pdf>

7.11 Designation of City of Toronto Wards

EX6.20	NO AMENDMENT		Policy	Ward: All
--------	--------------	--	--------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by deleting the recommendation of the Executive Committee, and that Council adopt the following instead:
 1. Council formally determine that ward numbers will be replaced with names.
 2. This matter be referred to the Executive Committee with a request that they establish a process for naming each of the wards.
 3. The process include solicitation of potential names for each ward from Councillors and the general public.
 4. At least one public hearing is held at the Community Council level.
 5. A recommended list of names be presented for adoption by Council.

6. The final list of names, adopted by Council, replace all ward numbers wherever they are currently used.

Votes:

Adoption of motion 1 by Councillor Moscoe:

Yes - 15	
Councillors:	Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Grimes, Kelly, Mammoliti, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Vaughan
No - 21	
Councillors:	Cho, Di Giorgio, Feldman, Ford, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Moeser, Ootes, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Walker

Lost by a majority of 6.

Adoption of the Item, without amendment:

Yes - 26	
Councillors:	Cho, De Baeremaeker, Di Giorgio, Feldman, Ford, Grimes, Hall, Holyday, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Ootes, Palacio, Pantalone, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 11	
Councillors:	Ashton, Augimeri, Bussin, Davis, Heaps, Kelly, Lee, Moscoe, Nunziata, Parker, Perruzza

Carried by a majority of 15.

City Council Decision

City Council adopted the following motion:

City Council receive the following recommendations contained in the Member Motion dated February 15, 2007, from Councillor Moscoe, seconded by Councillor De Baeremaeker:

1. that Council formally determine that ward numbers will be replaced with names;
2. that this matter be referred to the Executive Committee with a request that they

Yes - 28	
Councillors:	Augimeri, Davis, De Baeremaeker, Di Giorgio, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson
No - 1	
Councillor:	Walker

Carried by a majority of 27.

City Council Decision

City Council adopted the following motions:

1. The recommendations adopted by Council at its meeting in September 25-27, 2006, under Clause 21 of Report 7 of the former Policy and Finance Committee be amended and supplemented as outlined in detail in Attachment 1.
2. Notwithstanding the percentages of operating surpluses to be dedicated annually toward the principal portion of the floating rate loan as set out in amended Recommendation 2(vi),(contained in Attachment 1) the Lions may request, each year after year 10 of operations, that the early repayment of the floating rate facility be maintained or reduced to 75 percent of operating surpluses, if the Lions can demonstrate that their average retained earnings for charitable purposes would otherwise fall below current levels, being \$200,000 annually in 2007 dollars, as adjusted by changes in the Consumer Price Index, and such requests shall be considered by the Deputy City Manager and Chief Financial Officer, who shall have authority to permit such adjustment if appropriate.
3. Staff be granted the authority to give effect to the foregoing.

Background Information

Construction and Operation of the Proposed Lakeshore Lions Arena Complex
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2875.pdf>)

7.14 Green Lane Landfill - 2007 Capital and Operating Budgets

EX7.3	NO AMENDMENT			Ward: All
-------	--------------	--	--	-----------

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The 2007 Approved Capital Budget for Solid Waste Management Services be increased to reflect the \$7.720 million in total project capital costs associated with 5 new sub-projects supporting the Green Lane landfill operation, funded from the Waste Management Reserve Fund Account and that the 2007 cash flows of \$1.777 million and future year commitments of \$5.943 million be approved.
2. With respect to reserve funds, City Council:
 - i. establish a reserve fund group within the State of Good Repair Discretionary Reserve Fund, called the “Solid Waste Group”, to accumulate funds to support active and retired landfill sites;
 - ii. rename the Solid Waste Management – Perpetual Care Account in the State of Good Repair Discretionary Reserve Fund as the Perpetual Care Account;
 - iii. group the Perpetual Care Account and the Waste Management Account to the Solid Waste Group within the State of Good Repair Discretionary Reserve Fund;
 - iv. establish within the Solid Waste Group two additional reserve fund accounts called the ‘Green Lane Account’ to hold funds resulting from any surpluses resulting from the operation of the Green Lane landfill site and the ‘Green Lane Perpetual Care Account’ to provide funding for the future costs of long-term, post-closure care of the Green Lane landfill site; and
 - v. amend Municipal Code Chapter 227 (Reserves and Reserve Funds) by adding the Solid Waste Group and its reserve fund account to Schedule #5–State of Good Repair Discretionary Reserve Funds.
3. The Solid Waste Management Services 2007 Operating Budget be amended by:
 - i. increasing the Revenue Budget in an amount of \$10.990 million to reflect the new revenues accruing to the City with its ownership of the Green Lane landfill site; and

- ii. increasing the Expenditure Budget in the amount of:
 - a. \$5.366 million for the new operating costs including the addition of 3 positions for Green Lane offset by savings in Michigan Disposal costs;
 - b. \$2.500 million as a contribution to capital and corporate financing account (with the non-program budget adjusted accordingly for debt services costs); and
 - c. \$3.124 million as a contribution to the Green Lane Reserve Fund Account.
- 4. Additional funds that become available in the Green Lane Reserve Fund Account between 2007 and 2011 be used to reduce the amount of short-term interest expense that would otherwise be required to be borrowed to permanently finance the acquisition.
- 5. City Council request the Province to allow the City to issue zero-coupon bonds to finance acquisitions of revenue-producing capital projects similar to the regulations that apply to the provision of construction financing particularly as it applies to the Green Lane purchase but for other projects as required.
- 6. Council authorize the appropriate City of Toronto officials to take the necessary actions to give effect thereto and authority be granted for the introduction of the necessary Bills in Council to give effect to the foregoing.

Background Information

Green Lane Landfill - 2007 Capital and Operating Budgets

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2885.pdf>

7.15 AUDIT 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.

April 23, 2007

Adopted by consent AU2.2 Annual Report on the Status of Fraud and Related Matters, Including Operation of the Fraud and Waste Hotline Program (Ward: All)

Adopted by consent	AU2.3	Improving the Procurement Process – Unbalanced Bids (Ward: All)
Adopted by consent	AU2.4	Management of Construction Contracts – Leaside Bridge Structure Rehabilitation Contract (Ward: All)
Held for consideration Minute 7.16	AU2.5	Solid Waste Management Services – Review of Major Contracts (Ward: All)
Adopted by consent	AU2.6	Property Tax Appeals and Refund Processing (Ward: All)
Held for consideration Minute 7.17	AU2.7	2007 Audit Work Plan (Ward: All)
Adopted by consent	AU2.12	2005 Audited Financial Statements of Business Improvement Areas (BIAs) (Ward: All)

Consideration of Items - Audit Committee Meeting 2

7.16 **Solid Waste Management Services – Review of Major Contracts**

AU2.5	NO AMENDMENT			Ward: All
--------------	--------------	--	--	-----------

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The General Manager, Solid Waste Management Services, take steps to correct corporate financial records and Good and Services Tax Returns, so that processing costs, sales revenues and Good and Services Tax amounts on operating results of City contracts with Canada Fibers Ltd. and Metro Waste Paper Recovery Inc. are recorded according to generally accepted accounting principles and tax reporting guidelines.
2. The Deputy City Manager and Chief Financial Officer, ensure relevant City staff is aware that purchase and sale transactions with individual customers or suppliers may not be netted against each other but must be recorded in the City's financial records at gross amounts.
3. The General Manager, Solid Waste Management Services, obtain the required provincial tax exemption certification from all purchasers of recyclables, and take steps to recover provincial retail sales tax on previous sales transactions from customers without a valid provincial tax exemption certificate.
4. The General Manager, Solid Waste Management Services, ensure staff is adequately trained on retail sales tax issues and proper management oversight on sales transactions.
5. The General Manager, Solid Waste Management Services, strengthen management controls over the issuance and use of dump authorization slips. Such controls should include the use of unique serial numbers and regular reconciliation of dump tickets issued and remitted at weigh scale stations.
6. The General Manager, Solid Waste Management Services, ensure material recovery rates for the Dufferin recycling facility are calculated, communicated to the contractor each month and appropriate action taken.
7. The General Manager, Solid Waste Management Services, ensure all specifications contained in contracts are clear and enforceable. In unusual circumstances where there is a need to deviate significantly from contract specifications, reasons for such deviations be documented and approved. In circumstances where certain specifications are considered too impractical and likely unenforceable, such specifications be reviewed and, where appropriate, amended.
8. The Deputy City Manager and Chief Financial Officer, in consultation with the Deputy City Manager responsible for Solid Waste Management, review purchasing policies and procedures to ensure that they are adequate to meet divisional needs to respond to market conditions relating to the sale of materials

recovered through the City's recycling facilities.

9. The General Manager, Solid Waste Management Services, provide necessary training, such that staff understand and comply with City purchasing and financial control policies, procedures and guidelines.
10. The City Manager, in consultation with the Deputy City Manager and Chief Financial Officer and the City Solicitor, review and take necessary steps to ensure contract provisions related to Workplace Safety and Insurance Board clearance certificates, and compliance with the Occupational Health and Safety Act are appropriate and consistently included in City contracts with similar risk exposure.
11. The Deputy City Manager and Chief Financial Officer, in consultation with the other Deputy City Managers and the City Solicitor:
 - a. review the appropriate standard content of performance bonds and insurance certificates and the appropriateness and criteria for deviations from such standards in light of relevant risk exposure, including the respective roles of the Legal Services Division and Corporate Finance's Insurance and Risk Management section in deciding on any deviation of submitted documents;
 - b. review and take necessary steps to ensure current administrative policies and procedures, including clarifying the roles and responsibilities of City Finance and City divisions in the safekeeping, recordkeeping and administration of performance bonds, letters of credit, and insurance certificates, are effective in protecting the City from claims, risks and losses in connection with activities performed by City contractors; and
 - c. issue written directives to clearly communicate relevant corporate policies and procedures to staff.
12. The General Manager, Solid Waste Management Services, review the Saturday and after-hour shipping arrangement in view of its benefits and risk exposure to the City.

Background Information

Solid Waste Management Services - Review of Major Contracts

<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-2686.pdf>

Solid Waste Management Services - Appendix 1

<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-2687.pdf>

Solid Waste Management - Appendix 2

<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-2688.pdf>

7.17 **2007 Audit Work Plan**

AU2.7	NO AMENDMENT		Policy	Ward: All
--------------	--------------	--	--------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moeser moved that the Item be amended by adding the following project to the 2007 Audit Work Plan:
 1. the WRP (Women's Religious Project) site – Hainford Street and the Police Station.

Ruling by Speaker:

Councillor Perks requested the Speaker to rule on whether motion 1 by Councillor Moeser was in order. Speaker Bussin ruled that it was in order, as it proposes an amendment to the Auditor General's Work Plan, which is before Council for approval.

Councillor Ootes challenged the ruling of the Speaker.

Vote to Uphold the Ruling of the Speaker:

Yes - 20	Councillors: Ainslie, Bussin, Cho, De Baeremaeker, Filion, Fletcher, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Rae, Vaughan
No - 9	Councillors: Augimeri, Davis, Grimes, Holyday, Mammoliti, Minnan-Wong, Ootes, Palacio, Saundercook

Carried by a majority of 11.

Motion to End Debate:

Councillor Mihevc 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 - 25

Councillors:	Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Filion, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan
No - 9	
Councillors:	Ashton, Fletcher, Grimes, Holyday, Mammoliti, Milczyn, Minnan-Wong, Moeser, Palacio

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

Votes:

Adoption of motion 1 by Councillor Moeser:

Yes - 8	
Councillors:	Cho, De Baeremaeker, Grimes, Kelly, Minnan-Wong, Moeser, Saundercook, Stintz
No - 27	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, Filion, Fletcher, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Thompson, Vaughan

Lost, less than 30 Members having voted in the affirmative.

City Council Decision

City Council adopted the following motion:

1. City Council receive the 2007 Audit Work Plan attached as Appendix 1 and Appendix 2.

Background Information

2007 Audit Work Plan

<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-2633.pdf>

Memorandum (March 22, 2007) from Councillor Ron Moeser

<http://www.toronto.ca/legdocs/mmis/2007/au/bgrd/backgroundfile-2490.pdf>

7.18 BOARD OF HEALTH 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.

April 23, 2007

Adopted by consent	HL2.6	Appointment of Associate Medical Officer of Health
Held for consideration Minute 7.19	HL2.8	Grants and Donations in Support of Toronto Public Health Services

Consideration of Item - Board of Health Meeting 2**7.19 Grants and Donations in Support of Toronto Public Health Services**

HL2.8	NO AMENDMENT		Policy	
--------------	--------------	--	--------	--

April 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Ford moved that the Item be received.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 1 Councillor:	Ford
No - 34 Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan

Lost by a majority of 33.

The Item was adopted, without amendment.

That the Medical Officer of Health be requested to provide City Council with a list of locations in the City of Toronto that burn used motor oil.

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

The General Manager, Transportation Services be requested to submit a report to the Executive Committee with a list of all companies to which the City and its agencies, boards and commissions sell their used motor oil.

- 3 Councillor Perks moved that:

- a. the Item be amended by adding the following:

The City's agencies, boards, commissions and divisions be requested to send their used motor oil for re-refining, and that they accept tenders in this regard from oil re-refineries only.

- b. motion 1 by Councillor Augimeri be referred to the Medical Officer of Health for inclusion in his July report "Community Right to Know".

Votes:

Adoption of motion 3b by Councillor Perks:

Yes - 26	
Councillors:	Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Ootes, Pantalone, Perks, Rae, Thompson, Vaughan, Walker
No - 7	
Councillors:	Augimeri, Grimes, Moeser, Nunziata, Palacio, Saundercook, Stintz

Carried by a majority of 19.

Due to the above decision of Council, motion 1 by Councillor Augimeri was not put to a vote.

Motion 2 by Councillor Thompson carried.

Motion 3a by Councillor Perks carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council express its support to the Ontario Minister of the Environment for the proposed provincial ban on burning used oil for space-heating purposes.
2. The City's agencies, boards, commissions and divisions be requested to send their used motor oil for re-refining, and that they accept tenders in this regard from oil re-refineries only.
3. The General Manager, Transportation Services be requested to submit a report to the Executive Committee with a list of all companies to which the City and its agencies, boards and commissions sell their used motor oil.
4. The following motion be referred to the Medical Officer of Health for inclusion in his July report "Community Right to Know":

Moved by Councillor Augimeri:

"That the Medical Officer of Health be requested to provide City Council with a list of locations in the City of Toronto that burn used motor oil."

Background Information

Prohibiting the Burning of Used Motor Oil for Space Heating in Toronto
(<http://www.toronto.ca/legdocs/mmis/2007/hl/bgrd/backgroundfile-2759.pdf>)

7.22 CIVIC APPOINTMENTS COMMITTEE MEETING 6

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.

April 23, 2007

Held for consideration Minute 7.23	CA6.1	Appointments to the Toronto Licensing Tribunal
Adopted by consent	CA6.2	Appointment as the Rooming House Licensing Commissioner and Deputy Rooming House Licensing Commissioner

Consideration of Item - Civic Appointments Committee Meeting 67.23 **Appointments to the Toronto Licensing Tribunal**

CA6.1	NO AMENDMENT		Transactional	
-------	--------------	--	---------------	--

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

Motion to Reconsider:

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

Yes - 22	
Councillors:	Ashton, Augimeri, Bussin, Ford, Grimes, Hall, Holyday, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 12	
Councillors:	Cho, Davis, Di Giorgio, Filion, Fletcher, Heaps, Jenkins, McConnell, Pantalone, Perks, Perruzza, Rae

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

City Council Decision

City Council adopted the following motions:

1. Council appoint the candidates listed in confidential Attachment 1 to the Toronto Licensing Tribunal for a term of office at the pleasure of Council, starting June 1, 2007 and ending November 30, 2010, and until successors are appointed.
2. Council appoint the candidate noted in confidential Attachment 1 as Chair.
3. The City Clerk make the appointees' names public once appointed by Council.
4. Council identify the candidates listed in Confidential Attachment 2 as alternates

for the Civic Appointments Committee to consider for appointment in the order listed should a vacancy arise.

5. The alternates' names remain confidential until appointed as members, under Council's Public Appointments Policy.

Confidential Attachment 1 is now public in its entirety and contains the names of the following persons recommended for appointment:

Recommended for Appointment:

Angelo Enrico Amenta
Maira Calderwood
Carole Cushnie
D. Joel Dick
Marlene Iza Thomas
Ed Shiller
Carol Shirliff-Hinds.

Recommended for appointment as Chair:

Carol Shirliff-Hinds.

Confidential Attachment 2 which lists the alternates recommended for consideration by the Civic Appointments Committee should a vacancy arise, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains personal information about identifiable persons. The names of alternates will be made public should the individuals be appointed as members under Council's Public Appointments Policy.

7.24 **CIVIC APPOINTMENTS COMMITTEE MEETING 7**

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.

April 23, 2007

Adopted by consent	CA7.1	Nomination of Citizen Representatives to the Heritage Toronto Board of Directors
Adopted by consent	CA7.2	Appointment to the Greater Toronto Airport Authority Noise Management Committee

- Adopted by consent CA7.3 Appointment to the Greater Toronto Airport Authority Consultative Committee
- Held for consideration CA7.4 Appointments to the Metro Toronto Convention Centre Corporation Board of Directors
Minute 7.25
- Adopted by consent CA7.6 Appointments to the Toronto and Region Conservation Authority
- Held for consideration CA7.7 Appointments to the Exhibition Place Board of Governors
Minute 7.26
- Held for consideration CA7.8 Appointments to the Toronto Parking Authority
Minute 7.27
- Adopted by consent CA7.9 Appointments to the Property Standards Committee
- Adopted by consent CA7.11 Resignations from the Committee of Adjustment

Consideration of Items - Civic Appointments Committee Meeting 7

7.25 **Appointments to the Metro Toronto Convention Centre Corporation Board of Directors**

CA7.4	NO AMENDMENT			
--------------	--------------	--	--	--

April 23, 2007

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 26	Councillors: Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 7	Councillors: Ford, Holyday, Mammoliti, Minnan-Wong, Ootes, Shiner, Stintz

Carried by a majority of 19.

City Council Decision

City Council adopted the following motions:

1. Council appoint the candidates listed in confidential Attachment 1 to the Metro Toronto Convention Centre Corporation Board of Directors for a term of office at the pleasure of Council, ending on December 31, 2008, renewable without further competition for a term ending on November 30, 2010, and until successors are appointed, under Council's Public Appointments Policy and the Metropolitan Toronto Convention Centre Corporation Act.
2. The City Clerk make the appointees' names public once appointed by Council.
3. Council identify the candidate listed in Confidential Attachment 2 as an alternate for the Civic Appointments Committee to consider for appointment should a vacancy arise.
4. The alternate's name remain confidential until appointed as a member, under Council's Public Appointments Policy.

Confidential Attachment 1 is now public and contains the names of the following persons recommended for appointment:

Robert (Bob) Brent
Patricia Macdonald

Confidential Attachment 2 which lists the alternates recommended for consideration by the Civic Appointments Committee should a vacancy arise, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains personal information about identifiable persons. The names of alternates will be made public should the individuals be appointed as members under Council's Public Appointments Policy.

Background Information

Appointments to the Metro Toronto Convention Centre Corporation Board
(<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrd/backgroundfile-2866.pdf>)

7.26 **Appointments to the Exhibition Place Board of Governors**

CA7.7	NO AMENDMENT		Policy	Ward: All
-------	--------------	--	--------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

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

That the City release the information respecting donations made by the individuals being recommended for appointment to the Exhibition Place, Board of Governors, once appointed.

Ruling by Speaker:

Speaker Bussin ruled motion 1 by Councillor Holyday out of order as this information is already publicly available.

Councillor Holyday challenged the ruling of the Speaker.

Vote to Uphold the Ruling of the Speaker:

Yes - 24 Councillors: Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moscoe, Pantalone, Perks, Perruzza
No - 11 Councillors: Ford, Grimes, Holyday, Minnan-Wong, Nunziata, Ootes, Palacio, Shiner, Stintz, Vaughan, Walker

Carried by a majority of 13.

Vote:

Adoption of the Item, without amendment:

Yes - 28 Councillors: Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 7 Councillors: Ford, Holyday, Mammoliti, Minnan-Wong, Ootes, Shiner, Stintz

Carried by a majority of 21.

City Council Decision

City Council adopted the following motion:

1. Council appoint the candidates listed in confidential Attachment 1 to the Exhibition Place Board of Governors for a term of office ending November 30, 2010, at the pleasure of Council, and until successors are appointed.
2. The City Clerk make the appointees' names public once appointed by Council.
3. Council identify the candidates listed in Confidential Attachment 2 as alternates for the Civic Appointments Committee to consider for appointment, in the order listed, should a vacancy arise.
4. The alternates' names remain confidential until appointed as members, under Council's Public Appointments Policy.

Confidential Attachment 1 is now public and contains the names of the following persons recommended for appointment:

Mona ElSayeh
Camilla A. Mackenzie
Rocco Maragna
John Weatherup

Confidential Attachment 2 which lists the alternates recommended for consideration by the Civic Appointments Committee should a vacancy arise, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains personal information about identifiable persons. The names of alternates will be made public should the individuals be appointed as members under Council's Public Appointments Policy.

Background Information

Appointments to the Exhibition Place Board of Governors
(<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrd/backgroundfile-2868.pdf>)

7.27 **Appointments to the Toronto Parking Authority**

CA7.8	NO AMENDMENT			
-------	--------------	--	--	--

April 24, 2007
Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Council appoint the candidates listed in confidential Attachment 1 to the Toronto Parking Authority for a term of office ending November 30, 2010, at the pleasure of Council, and until successors are appointed.
2. Council appoint the candidates listed in confidential Attachment 1 to the Toronto Parking Authority to start on April 1, 2009 and ending November 30, 2010, at the pleasure of Council, and until successors are appointed, to replace Stan Kumorek, John Maletich and George K. Soulis.
3. The City Clerk make the appointees' names public once appointed by Council.
4. Council identify the candidates listed in Confidential Attachment 2 as alternates for the Civic Appointments Committee to consider for appointment, in the order listed, should a vacancy arise, until March 31, 2009.
5. Council identify the candidates listed in Confidential Attachment 2 as alternates for the Civic Appointments Committee to consider for appointment, in the order listed, should a vacancy arise, starting April 1, 2009.
6. The alternates' names remain confidential until appointed as members, under Council's Public Appointments Policy.

Confidential Attachment 1 is now public and contains the names of the following persons recommended for appointment:

Recommended for appointment for a term of April 1, 2009, to November 30, 2010, and until their successors are appointed:

Thomas Carter
Valentine Lovekin
Franklin Sinanan.

Recommended for appointment for a term to November 30, 2010, and until their successors are appointed:

Diana Birchall
Ron Y. M. Tsin

Confidential Attachment 2 which lists the alternates recommended for consideration by

the Civic Appointments Committee should a vacancy arise, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains personal information about identifiable persons. The names of alternates will be made public should the individuals be appointed as members under Council's Public Appointments Policy.

Background Information

Appointments to the Toronto Parking Authority
<http://www.toronto.ca/legdocs/mmis/2007/ca/bgrd/backgroundfile-2870.pdf>

7.28 COMMUNITY DEVELOPMENT AND RECREATION 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.

April 23, 2007

Adopted by consent CD3.2 Loan Guarantee for Creative Preschool (Ward: 30)

Adopted by consent CD3.3 Municipal Service Manager Nominations to the
 Social Housing Services Corporation

April 24, 2007

Reconsidered and
 held for consideration
 Minute 7.29

Held for consideration CD3.6 Enlargement of Supplies for School Food Programs
 Minute 7.30

**Consideration of Items - Community Development and Recreation
 Committee Meeting 3**

**7.29 Municipal Service Manager Nominations to the Social Housing Services
 Corporation**

CD3.3	RECEIVED		Transactional	
-------	----------	--	---------------	--

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion to Reconsider:

Councillor Davis, 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:

1. Councillor Davis moved that the Item be received, for information.

Vote on Receipt:

Motion 1 by Councillor Davis carried.

City Council Decision

City Council received this Item for information.

Background Information

cd3.3

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-2422.pdf>

7.30 **Enlargement of Supplies for School Food Programs**

CD3.6	REFERRED		Transactional	Ward: All
-------	----------	--	---------------	-----------

This Item was submitted without recommendation.

April 23, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Mihevc moved that the Item be referred to the Budget Committee for consideration during the 2008 budget deliberations.

Vote on Referral:

Motion 1 by Councillor Mihevc carried.

City Council Decision

City Council referred this Item to the Budget Committee for consideration during the 2008 budget deliberations.

Background Information

cd3.6

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-2425.pdf>

7.31 **ECONOMIC DEVELOPMENT 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.

April 23, 2007

Adopted by consent	ED3.4	2007 Business Improvement Area Operating Budgets: Report No. 3 (Ward: 11, 14, 15, 17, 21)
Adopted by consent	ED3.5	“Zhong Hua Men” Archway Project - Change in Project Partner (Ward: 30)
Adopted by consent	ED3.6	Renewing Multi-Year Agreements with Local Arts Services Organizations (LASOs) (Ward: All)
Held for consideration Minute 7.32	ED3.7	Toronto Arts Council - Renewal of Multi-Year Agreement (Ward: All)

Consideration of Item - Economic Development Committee Meeting 3

7.32 **Toronto Arts Council - Renewal of Multi-Year Agreement**

ED3.7	NO AMENDMENT		Transactional	Ward: All
--------------	--------------	--	---------------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council grant authority to renew the multi-year agreement with the Toronto Arts Council for the administration and distribution of arts and culture funding on behalf of the City of Toronto for a period of five years.
2. The agreement with the Toronto Arts Council be subject to the satisfaction of the General Manager of Economic Development, Culture and Tourism, the City Solicitor and the Deputy City Manager and Chief Financial Officer.
3. The Toronto Arts Council continue to submit its annual funding request through the City's annual operating budget process.
4. The appropriate officials be authorized to take the necessary action to give effect thereto.

Background Information

2007-04-11-ed03-7-report

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-2662.pdf>

7.33 GOVERNMENT MANAGEMENT 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.

April 23, 2007

Held for consideration Minute 7.34	GM3.2	Fair Wage Policy Disqualification: OJCR Construction Ltd. (Ward: All)
Adopted by consent	GM3.5	Proposed Renewal of the Agreement for the Operation of Concession Services with Ephiley Foodservices Inc. and Eastwood/Le Jardin Food Services Inc. in the Parks, Forestry and Recreation Division (Ward: 2, 3, 5, 11, 13, 35, 36, 37, 38, 39, 41, 42, 44)
Adopted by consent	GM3.6	Request for Proposal (RFP) 0901-07-0031 Bicycle Rental Concession at Toronto Island Park Forestry and Recreation Division (Ward: 28)
Adopted by consent	GM3.8	2006 Accounts Receivable Write-off Report (Ward: All)
Adopted by consent	GM3.12	Criteria for Procurement Awards made by the Standing Committee and/or Council (Ward: All)

Held for consideration Minute 7.35	GM3.13	To Request Authority, to Enter into Lease Agreements for the Operation of Various City Cafes and Cafeterias-RFP 0613-06-7016 (Ward: 3, 12, 20, 29, 38)
Adopted by consent	GM3.15	54 Commissioners Street - Tax Sale Extension Agreement (Ward: 30)
Held for consideration Minute 7.36	GM3.16	Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006 (Ward: All)
Adopted by consent	GM3.17	Apportionment of Property Taxes - City of Toronto Act, 2006 (Ward: All)
Adopted by consent	GM3.18	Cancellation, Reduction or Refund of Property Taxes - City of Toronto Act, 2006 (Ward: All)
Adopted by consent	GM3.19	Write-off of Unpaid Property Taxes for Apportionment Applications Related to 2002 and Prior Years (Ward: All)
Adopted by consent	GM3.20	Uncollectible Water Arrears Greater than \$10,000 (Ward: 16, 21, 23, 32, 44)
Adopted by consent	GM3.21	Additional Funding for the Better Buildings New Construction Program (BBNCP) (Ward: All)
Adopted by consent	GM3.22	Amendment to Lease Terms – 4804-4812 Yonge Street Necessitated by the Timing of an Ontario Municipal Board Hearing (Ward: 23)
Adopted by consent	GM3.23	To Declare Surplus the City-owned Parcel of Land adjoining 43 Beachell Street (Ward: 38)
Adopted by consent	GM3.25	Part of 70 Birmingham Street – Amendments to the Proposed Long-Term Lease (Ward: 6)
Adopted by consent	GM3.27	To Declare Surplus the City-owned Parcel of Land adjoining 90 Old Mill Road (Ward: 5)
Adopted by consent	GM3.28	Toronto Hydro Energy Services Inc. - Contract Amendment (Ward: All)
Held for consideration Minute 7.37	GM3.29	Update of Proposed Sale of Surplus Property Portions of 3326 Bloor Street West and 1226 Islington Avenue (Ward: 5)

Adopted by consent	GM3.30	Easement Statute Law Amendment Act, 1990 Annual Report: Year 2006 Notices of Claim (Ward: All)
Held for consideration Minute 7.38	GM3.31	Standing Authority for City Solicitor to Recover Costs for Clean Up of City-Owned Contaminated Lands (Ward: All)

Consideration of Items - Government Management Committee Meeting 3

7.34 **Fair Wage Policy Disqualification: OJCR Construction Ltd. Deferred from the January 25, 2007 meeting**

GM3.2	DEFERRED		Transactional	Ward: All
--------------	----------	--	---------------	-----------

April 23, 2007

Speaker Bussin in the Chair.

Proposal by Speaker:

Councillor Mammoliti advised Council of his concerns with respect to the advice being provided by City officials, in relation to this matter.

Speaker Bussin proposed that the Item be held down and that she review the taped recordings of the debates related to this Item (the General Government Committee meeting on January 25, 2007; the Government Management Committee meeting on April 12, 2007; and the City Council meeting on April 23, 2007). The review would take place during the lunch recess on April 24, 2007, and would be open to any interested Members of Council and the public.

Council concurred with the proposal by the Speaker and this Item was held down.

April 24, 2007

Speaker Bussin in the Chair.

Speaker Bussin advised Council that there are approximately 7.5 hours of taped proceedings related to this matter. Given that it is not possible to review the recordings over the lunch hour, Speaker Bussin proposed that consideration of the Item be deferred to the May 23, 2007 meeting of City Council and that:

1. A certified transcript of the recordings be obtained.

2. The City Manager and the Speaker review the transcript together to review the advice provided by staff in light of Members' concerns and report their findings to the May 23, 2007 Council meeting.
3. A copy of the transcript and recordings be made available for review by Members of Council and the public before the May Council meeting.

Motion:

1. Councillor Mammoliti moved that Council adopt the foregoing proposal by Speaker Bussin.

Vote on Deferral:

Adoption of motion 1 by Councillor Mammoliti:

Yes - 32	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Moeser, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Walker
No - 9	
Councillors:	Ashton, Augimeri, Davis, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Vaughan

Carried by a majority of 23.

City Council Decision

City Council deferred consideration of this Item to the May 23, 2007 meeting of City Council and directed that:

1. A certified transcript of the recordings be obtained.
2. The City Manager and the Speaker review the transcript together to review the advice provided by staff in light of Members' concerns and report their findings to the May 23, 2007 Council meeting.
3. A copy of the transcript and recordings be made available for review by Members of Council and the public before the May Council meeting.

Background Information

Report-Fair Wage Policy Disqualification-OJCR Construction Ltd.
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2653.pdf>
 Extract from the Decision Document meeting of January 25, 2007 of the General Go
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2664.pdf>
 Fair Wage Policy Compliance Review
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2532.pdf>

7.35 **To Request Authority, to Enter into Lease Agreements for the Operation of Various City Cafes and Cafeterias-RFP 0613-06-7016**

GM3.13	AMENDED		Transactional	Ward: 3, 12, 20, 29, 38
--------	---------	--	---------------	----------------------------

This Item was considered during closed session.

(See Minute 7.99)

7.36 **Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006**

GM3.16	AMENDED		Transactional	Ward: All
--------	---------	--	---------------	-----------

This Item was considered during closed session.

(See Minute 7.100)

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

GM3.29	AMENDED		Transactional	Ward: 5
--------	---------	--	---------------	---------

This Item was considered during closed session.

(See Minute 7.104)

7.38 **Standing Authority for City Solicitor to Recover Costs for Clean Up of City-Owned Contaminated Lands**

GM3.31	AMENDED		Policy	Ward: All
--------	---------	--	--------	-----------

April 24, 2007

Speaker Bussin in the Chair.

Motion:

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

In instances where these provisions are evoked, the local Councillor(s) be notified.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Standing authority be granted to the City Solicitor, on behalf of the City and in consultation with the General Manager of the appropriate Division, to enter into indemnification agreements with people or companies who:

- a. own or owned property or substances that may have caused or contributed to harm or contamination of City-owned property;

- b. have or had charge, management or control of pollutants that are believed to or have harmed or contaminated City-owned property;

or

- c. are otherwise responsible for remediating, preventing, or mitigating contamination that occurs on City-owned lands;

in order that the City may be indemnified by such parties for costs that have been or may in future be incurred by the City in taking any steps required to deal with the contamination found on City-owned property.

2. Standing authority be granted to the City Solicitor, in consultation with the General Manager of the appropriate Division, to commence legal proceedings for the purpose of recovering costs that the City has or expects to incur to deal with harm and/or contamination found on City-owned property against people or Corporations that:

- a. own or owned property or substances that may have caused or contributed to harm or contamination of City-owned property;

- b. have or had charge, management or control of pollutants that are believed to or have contaminated City-owned property;
 - or
 - c. are otherwise responsible for remediating, preventing, or mitigating contamination that occurs on City-owned lands.
3. The City Solicitor be authorized to take all necessary steps to advance the City's claims, including settling any issue or the claim, where it is concluded that it is reasonable to do so, appealing any interim or final decision where warranted, and executing any documents in furtherance thereto, all in consultation with the General Manager of the appropriate Division.
4. The City Solicitor be directed to report to Council if and when the City Solicitor, in consultation with the General Manager of the appropriate Division:
 - a. reasonably believes that the cost of the work done by the City or the cost of the work that may or will be done in the future to remediate any contamination on City Lands will be in excess of \$500,000;
 - or
 - b. recommends that an action be settled for an amount in excess of \$500,000.
5. In instances where these provisions are evoked, the local Councillor(s) be notified.
6. The appropriate City officials be authorized and directed to take the necessary action to give effect hereto.

Background Information

Report-Standing Authority for City Solicitor to Recover Costs
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2519.pdf>)

7.39 LICENSING AND STANDARDS 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.

April 23, 2007

Held for consideration Minute 7.40	LS3.1	Briefing to the Committee Members on the Taxi Industry
Held for consideration Minute 7.41	LS3.2	New Harmonized Fireworks By-law and Permit Rules
Adopted by consent	LS3.3	Review of Applications to be Included in the City's List of Approved Professional Holistic Associations

Consideration of Items - Licensing and Standards Committee Meeting 3

7.40 **Briefing to the Committee Members on the Taxi Industry**

LS3.1	AMENDED			
-------	---------	--	--	--

April 24, 2007

Speaker Bussin in the Chair.

Ruling by Speaker:

Councillor Ford requested an opportunity to question City officials in closed session.

Speaker Bussin ruled that Council had met as Committee of the Whole in closed session on April 23, 2007, and the opportunity for closed session questions had passed.

Councillor Ford challenged the ruling of the Speaker:

Vote to Uphold the Ruling of the Speaker:

Yes - 30	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, Del Grande, Di Giorgio, Filion, Fletcher, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Milczyn, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Thompson, Vaughan
No - 10	
Councillors:	Feldman, Ford, Grimes, Holyday, Lee, Minnan-Wong, Nunziata, Shiner, Stintz, Walker

Carried by a majority of 20.

Recess:

At 10:10 a.m., Speaker Bussin recessed the meeting due to a disruption in the Chamber. Speaker Bussin reconvened the Council meeting at 11:17 a.m.

Motions:

1. Councillor Moscoe moved that the Item be amended by:
 - a. referring the following Recommendation 2B of the Licensing and Standards Committee to the City Solicitor for further review and a report back to the Licensing and Standards Committee:

“2. City Council amend the Toronto Municipal Code, Chapter 545-2, Licence requirement, by:

 - B. Adding a new Subsection as follows:
 - a. no taxicab or livery vehicle licensed by the City of Toronto be permitted to carry any additional license or permit issued by another jurisdiction, and no Toronto license or permit will be allowed to be affixed to a vehicle already carrying a license or permit issued by another jurisdiction; and
 - b. notwithstanding (a) taxis currently licensed by the City of Toronto that are in possession of a valid GACOR (Government Airport Concession Operators Regulation) permit prior to January 1, 2007, shall be grandfathered and the appropriate wording be included in the Toronto Municipal Code, Chapter 545.”
 - b. deleting the following Recommendation 7 of the Licensing and Standards Committee:

“7. City Council adopt the confidential recommendation contained in the communication (March 30, 2007) from the City Clerk (distributed to all Members of Council under separate cover).”;
 - c. adding the following:

That Council receive for information, the report (March 27, 2007)

from the City Solicitor, and that Confidential Attachment 1 to the report remain confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege and potential litigation;

- d. adding the following:

The City not issue any livery licenses to limousines that hold licenses in other jurisdictions until such time as this review is completed; and

- e. adding the following:

The City Clerk be directed to facilitate the consultation process as outlined in the recommendations; and that the City Solicitor be requested to report, through the Licensing and Standards Committee, to City Council for its meeting on October 22, 2007, on the results of the consultation process.

2. Councillor Shiner moved that this Item be deferred to the May 23, 2007 meeting of City Council, and that Council request the Mayor of Toronto, the Mayor of Mississauga and the President of the GTAA, with appropriate staff, to meet in the interim and submit to the May Council meeting, a recommended policy framework to resolve this issue which would permit Toronto taxis and limousines to provide service to Pearson International Airport from the City of Toronto and from Pearson International Airport to the City of Toronto without requiring fees to be paid to the GTAA.

Vote on Deferral:

Adoption of motion 2 by Councillor Shiner:

Yes - 16	
Councillors:	Ashton, Di Giorgio, Feldman, Ford, Grimes, Holyday, Mammoliti, Moeser, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Walker
No - 25	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan

Lost by a majority of 9.

Motion:

3. Councillor Stintz moved that the Item be amended to provide that implementation of the airport exemption be delayed for one month, while the Chair and Vice-Chair of the Licensing and Standards Committee meet with their political counterparts, and our City staff meet with their appropriate counterparts in order to bring true equity to the industry.

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 - 28 Councillors:	Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Parker, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 10 Councillors:	Ashton, Davis, Filion, Ford, Holyday, Jenkins, Minnan-Wong, Ootes, Perks, Perruzza

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

Votes:

Adoption of motion 3 by Councillor Stintz:

Yes - 40 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, 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 - 2 Councillors:	Holyday, Minnan-Wong

Carried by a majority of 38.

Adoption of motion 1 by Councillor Moscoe:

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

Carried by a majority of 28.

Adoption of the Item, as amended:

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

Carried by a majority of 32.

City Council Decision

City Council adopted the following motions:

1. City Council receive the report (March 16, 2007) from the Executive Director, Municipal Licensing and Standards.
2. City Council amend the Toronto Municipal Code, Chapter 545-2, Licence requirement, by:

A. Removing from Subsection *B(1)* the following wording:

“.....except where such conveyance is made to an airport owned and operated by the Crown in right of Canada situated outside the municipality by a cab rearing a valid and subsisting plate issued in respect of such airport under the Government Airport Concession Operators Regulations made under the Department of Transport Act (Canada)”.

3. City Council direct the Chair and Vice Chair and any other interested Members of the Licensing and Standards Committee, to undertake discussions with various stakeholders to determine if it is possible to negotiate an arrangement that would provide Toronto Taxis with clear and consistent access to Toronto International Airport and if successful, to bring forward any recommendations in this regard before the Committee for public consideration.
4. City Council direct the Chair and Vice Chair and any other interested Members of the Licensing and Standards Committee, to undertake consultation with other stakeholders including other governments within the GTA and other orders of government to determine if reciprocal arrangements are possible to enhance the quality of service to residents, businesses and report to Licence and Standards on any proposals they deem to be worthy of further discussion.
5. City Council direct the Chair, Licensing and Standards Committee to meet with the Chief of Police and Chair and Vice Chair of the Police Services Board to discuss a possible enforcements protocol for enforcement of Chapter 545-2 as it pertains to recognizing the importance and value of the Taxi industry to the City of Toronto.
6. City Council direct staff to do all things necessary to facilitate these matters.
7. Council receive for information, the report (March 27, 2007) from the City Solicitor, and that Confidential Attachment 1 to the report remain confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege and potential litigation.
8. The City not issue any livery licenses to limousines that hold licenses in other jurisdictions until such time as this review is completed.
9. The City Clerk be directed to facilitate the consultation process as outlined in the recommendations; and that the City Solicitor be requested to report, through the Licensing and Standards Committee, to City Council for its meeting on October 22, 2007, on the results of the consultation process.

10. The following Recommendation 2B of the Licensing and Standards Committee be referred to the City Solicitor for further review and a report back to the Licensing and Standards Committee:
- “2. City Council amend the Toronto Municipal Code, Chapter 545-2, Licence requirement, by:
- B. Adding a new Subsection as follows:
- a. no taxicab or livery vehicle licensed by the City of Toronto be permitted to carry any additional license or permit issued by another jurisdiction, and no Toronto license or permit will be allowed to be affixed to a vehicle already carrying a license or permit issued by another jurisdiction; and
- b. notwithstanding (a) taxis currently licensed by the City of Toronto that are in possession of a valid GACOR (Government Airport Concession Operators Regulation) permit prior to January 1, 2007, shall be grandfathered and the appropriate wording be included in the Toronto Municipal Code, Chapter 545.”
11. Implementation of the airport exemption be delayed for one month, while the Chair and Vice-Chair of the Licensing and Standards Committee meet with their political counterparts, and our City staff meet with their appropriate counterparts in order to bring true equity to the industry.

Confidential Attachment 1 to the report (March 27, 2007) from the City Solicitor, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege and potential litigation.

The confidential communication (March 30, 2007) from the Licensing and Standards Committee remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is related to litigation or potential litigation and is otherwise subject to solicitor-client privilege.

Background Information

Impact of Airport Limousines on the Taxicab Industry

<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-2371.pdf>

Legal Analysis of Proposed By-Laws Respecting Airport Taxicabs and Limousines

<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-2496.pdf>

Council also considered the following:

- Petition (April 16, 2007) containing approximately 1,000 signatures of GTAA licensed Taxicabs and Limousine Drivers, submitted by Councillor Rob Ford, Ward 2, Etobicoke North (LS3.1.7)
- communication (April 18, 2007) from Louis Vittas, Airport Limousine Operators Association. (LS3.1.6)
- communication (April 24, 2007) from Louis Vittas, Airport Limousine Operators Association. (LS3.1.8)

7.41 **New Harmonized Fireworks By-law and Permit Rules**

LS3.2	NO AMENDMENT			
-------	--------------	--	--	--

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Solicitor to prepare the necessary bills to repeal the former City of Toronto Municipal Code, Chapter 190, Etobicoke Municipal Code Chapter 137, Scarborough By-law 23650, York By-law 1648-73, Borough of East York By-law 695 and North York By-law 25102, and any by-laws amending these, as of January 1, 2008.
2. City Council direct the City Solicitor to prepare the necessary bills with respect to a new fireworks by-law (to be effective January 1, 2008) to implement the recommendations in this report.
3. City Council direct the Municipal Licensing and Standards Division to issue permits to Permanent Fireworks Vendors that meet the requirements of the federal Explosives Act and regulations under that act (the "Explosives Act") to sell family, display, and theatrical fireworks year-round, at a cost of \$2,500 per year.

4. City Council direct Municipal Licensing and Standards Division to issue permits to Temporary Fireworks Vendors, Temporary Lease Fireworks Vendors and Mobile Fireworks Vendors to sell only family fireworks only on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day at a cost of \$500 per year.
5. City Council direct the Toronto Fire Services to complete all inspections for Permanent, Temporary Lease and Mobile Fireworks Vendors and for Temporary Fireworks Vendors that do not already have a business license with the City.
6. City Council direct the Toronto Fire Services to issue Special Occasions Discharge Permits for the discharge of family fireworks for religious, cultural and special events that are not discharged on or about Victoria Day or Canada Day (as described below), at a cost of \$25 per Special Occasions Discharge Permit.
7. City Council direct the City Solicitor to prepare the necessary bills to amend Schedule 1 of Appendix B of Chapter 441, Fees and Charges of the Toronto Municipal Code to add the following fees:
 - \$25 fee for a Special Occasions Discharge Permit
 - \$2,500 annual fee for Permanent Fireworks Vendor's Permit
 - \$500 annual fee for a Temporary Mobile Fireworks Vendor's Permit
 - \$500 annual fee for a Temporary Lease Fireworks Vendor's Permit
 - \$500 annual fee for a Temporary Fireworks Vendor's permit (where required under the by-law)
 - \$100 fee for an amendment to an existing Temporary Mobile Fireworks Vendor's Permit or a Temporary Lease Fireworks Vendor's Permit to reflect a new location for the temporary sale of Family Fireworks.
8. City Council direct the City Solicitor to prepare the necessary bills to amend Item 24 of Schedule 1 of Appendix B of Chapter 441, Fees and Charges of the Toronto Municipal Code to replace "Fireworks Display Permits" with "Fireworks Display/Theatrical Permits".
9. City Council authorize the Fire Chief and Executive Director, Municipal Licensing and Standards Division, or their respective delegates, to implement the fireworks by-law.
10. City Council authorize the Executive Director, Municipal Licensing and Standards, or their respective delegates, to implement the review and issuance of permits for the fireworks vendors under the fireworks by-law.
11. City Council direct the City Solicitor to make an application for the set fines as

set out in the body of this report.

12. City Council direct the Toronto Fire Services to incorporate into their fire safety education programs a component related to the safe use of fireworks.
13. City Council direct the Toronto Fire Services to prepare a one page pamphlet about the safe use of family fireworks and the by-law be amended to require the retailer to provide this publication to each and every purchaser of family fireworks.

Background Information

New Harmonized Fireworks By-law and Permit Rules

<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-2000.pdf>

7.42 **PARKS AND ENVIRONMENT 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.

April 23, 2007

Adopted by consent	PE3.1	Appointment of Area Weed Inspectors 2007 (Ward: All)
Held for consideration Minute 7.43	PE3.2	Waste Audit of City Parks
Held for consideration Minute 7.44	PE3.3	2 for 1 Toronto Island Ferry Pricing for Adult Tickets, May 22-September 2, 2007 - 5:00 p.m. to 9:00 p.m.

Consideration of Items - Parks and Environment Committee Meeting 3

7.43 **Waste Audit of City Parks**

PE3.2	NO AMENDMENT		Transactional
--------------	--------------	--	---------------

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council forward a copy of the report (March 9, 2007) from the General Manager, Parks, Forestry and Recreation to Waste Diversion Ontario; the Association of Municipalities of Ontario and the Ontario Minister of the Environment.
2. City Council request the Ontario Minister of the Environment to designate fast food packaging under the Waste Diversion Act.

Background Information

Waste Audit of City Parks

<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-2149.pdf>

Attachment 1 - 2006 Parks Waste Audit - Final Report

<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-2155.pdf>

Attachment 2 - Waste Audit

<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-2156.pdf>

Council also considered the following:

- [Report \(April 23, 2007\) from the General Manager, Toronto Water \(PE3.2a\).](#)

7.44 **2 for 1 Toronto Island Ferry Pricing for Adult Tickets, May 22-September 2, 2007 - 5:00 p.m. to 9:00 p.m.**

PE3.3	NO AMENDMENT		Transactional	
-------	--------------	--	---------------	--

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. A 2007 pilot pricing project wherein 2 for 1 pricing on adult fares be approved and implemented for the period from May 22 through to September 2 and the

hours of 5:00 p.m. to 9:00 p.m.

2. The following restrictions be implemented at the same time:
 - a. all holiday weekends and special events would be exempt from the 2 for 1 pricing and would be full price;
 - b. two tickets must be sold at one time and there will be no half-price tickets sold to one individual; and
 - c. the 2 for 1 offer would not operate in conjunction with any other promotion.

Background Information

2 for 1 Toronto Island Ferry Pricing for Adult tickets, May 22-September 2 2007
(<http://www.toronto.ca/legdocs/mmis/2007/pe/bgrd/backgroundfile-2390.pdf>)

7.45 **PLANNING AND GROWTH MANAGEMENT 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.

April 23, 2007

Held for consideration Minute 7.46	PG3.1	Approval of Community Improvement By-laws and Plans: Commercial Façade Improvement Program (Ward: 1, 14, 18, 19, 20, 27, 28, 31, 41, 42)
Adopted by consent	PG3.2	6620 Finch Avenue West – Official Plan and Zoning Applications – Final Report (Ward: 1)
Held for consideration Minute 7.47	PG3.3	Council Adoption of Proposed Section 37 Implementation Guidelines (Ward: All)
Adopted by consent	PG3.5	Proposed Parking Standards for Selected Commercial and Residential Uses: Consultation and Next Steps (Ward: All)
Held for consideration Minute 7.48	PG3.6	To Designate the Centres as Community Improvement Project Areas (Ward: All)

- Adopted by consent PG3.7 Urbanizing the Avenues Mid-Rise Buildings Symposium Update and Avenue Studies Next Steps (Ward: All)
- Adopted by consent PG3.8 Design Review Panel Pilot Project – Incorporating Municipal Projects (Ward: All)
- Adopted by consent PG3.9 Design Review Panel Pilot Project – Panel Membership (Ward: All)
- Adopted by consent PG3.10 City of Toronto’s Migratory Bird Policies – Bird Friendly Development Guidelines (Ward: All)
- Adopted by consent PG3.11 Divisional Policy and Process Governing the Toronto Preservation Board and Community Preservation Panels
- Adopted by consent PG3.12 Revised Statutory Public Notice Procedures under the Ontario Heritage Act (Ward: All)
- Adopted by consent PG3.13 Amendment to By-law Appointing Building Inspectors (Ward: All)

Consideration of Items - Planning and Growth Management Committee Meeting 3

7.46 **Approval of Community Improvement By-laws and Plans: Commercial Façade Improvement Program**

PG3.1	NO AMENDMENT		Policy	Ward: 1, 14, 18, 19, 20, 27, 28, 31, 41, 42
-------	--------------	--	--------	---

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council approve the by-laws in Attachment 1 designating new Community Improvement Project Areas and adopting Community Improvement Plans pursuant to Section 28 of the Planning Act to facilitate further implementation of

the City's Commercial Façade Improvement Program.

2. Council approve the by-laws in Attachment 2 to this report, amending the boundaries of existing Community Improvement Project Area designations and related Community Improvement Plans to the extent that the attached mapping may be effected, pursuant to Section 28 of the Planning Act, to facilitate further implementation of the City's Commercial Façade Improvement Program.
3. This report be forwarded to the Economic Development Committee for information.
4. Council authorize the City Solicitor to make such stylistic and technical changes to the draft by-laws and plans as may be required before introducing necessary bills to Council for enactment.
5. The appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

Background Information

Commercial Facade Improvement Program

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-2414.pdf>

7.47 **Council Adoption of Proposed Section 37 Implementation Guidelines**

PG3.3	DEFERRED		Transactional	Ward: All
--------------	----------	--	---------------	-----------

April 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by amending the revised S.37 Implementation Guidelines attached as Appendix A, by:
 - a. amending Section 2.11, Consulting, to provide that Community benefits will not be negotiated by staff without prior consultation with the area Councillor(s); and
 - b. amending Section 4.2, headed "Preservation of Existing Rental Housing (Rental Site Intensification)" to require that the tenants of the affected buildings be consulted by owner and the City.
2. Councillor Mammoliti moved that the Item be amended by adding the following:

That Council clarify that Section 37 monies can be directed to City-owned or leased facilities and School Board-owned or leased facilities that benefit communities.

Deputy Speaker Lindsay Luby in the Chair.

- Councillor Rae moved that consideration of the Item be deferred to the May 23, 2007 meeting of City Council, and that the Chief Planner and Executive Director, City Planning, be requested to consult with Members of Council who have asked questions, or have issues with the Section 37 guidelines.

Vote on Deferral:

Adoption of motion 3 by Councillor Rae:

Yes - 24 Councillors:	Ainslie, Ashton, Augimeri, Davis, Del Grande, Di Giorgio, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 0	

Carried, without dissent.

Due to the above decision of Council, motion 1 by Councillor Moscoe and motion 2 by Councillor Mammoliti, were not put to a vote.

City Council Decision

City Council deferred consideration of this Item to the May 23, 2007 meeting of City Council, and requested that the Chief Planner and Executive Director, City Planning, consult with Members of Council who have asked questions, or have issues with the Section 37 guidelines.

Background Information

Council Adoption of Proposed Section 37 Implementation Guidelines
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-2441.pdf>)

7.48 **To Designate the Centres as Community Improvement Project Areas**

PG3.6	AMENDED		Policy	Ward: All
-------	---------	--	--------	-----------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Thompson moved that the Item be amended by amending Recommendation 2 to provide that the Toronto Transit Commission staff be requested to participate in this consultation process.

Votes:

Motion 1 by Councillor Thompson carried.

Adoption of the Item, as amended:

Yes - 24 Councillors: Ainslie, Ashton, Augimeri, Davis, Del Grande, Di Giorgio, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 0

Carried, without dissent.

Motion to Reconsider:

Councillor Moscoe, 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:

2. Councillor Moscoe moved that the Item be amended to designate the Design District, as defined by the boundaries used to establish the 2005 interim control by-law, as a community improvement area, and the Chief Planner and Executive Director, City Planning, be directed to do all things necessary to accomplish this.

Votes:

Motion 2 by Councillor Moscoe carried.

The Item, as further amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council adopt the by-laws attached hereto as Attachments 1 to 4 to designate Scarborough Centre, North York Centre, Etobicoke Centre and Yonge-Eglinton Centre, as identified by the City of Toronto Official Plan, as Community Improvement Project Areas, pursuant to Section 28(2) of the Planning Act.
2. Council direct City staff to prepare Community Improvement Plans for the North York, Scarborough and Yonge-Eglinton Centres, undertake the necessary public consultation including giving notice for the required public meetings, and bring forward the proposed plans for Council approval, and Toronto Transit Commission staff be requested to participate in this consultation process.
3. The Design District, as defined by the boundaries used to establish the 2005 interim control by-law, be designated as a community improvement area, and the Chief Planner and Executive Director, City Planning, be directed to do all things necessary to accomplish this.
4. The appropriate City officials be authorized and directed to take the necessary actions to give effect hereto.

Background Information

To Designate the Centres as Community Improvement Project Areas
(<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-2400.pdf>)

7.49 **PUBLIC WORKS AND INFRASTRUCTURE 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.

April 23, 2007

Adopted by consent	PW4.3	Proposed Amendment to the Traffic Calming Policy (Ward: All)
Adopted by consent	PW4.4	Drain Grant Appeal - 1 Bexhill Avenue (Ward: 35)
Adopted by consent	PW4.5	Drain Grant Appeal - 56 Emerald Crescent (Ward: 6)
Adopted by consent	PW4.6	Drain Grant Appeal - 6 Ferncrest Gate (Ward: 40)
Adopted by consent	PW4.7	Amendment to the Drain Grant Policy Appeal Process (Ward: All)

- Adopted by consent PW4.13 Portia Street Reconstruction to be Completed with New Road Construction by Developer (Ward: 43)
- Adopted by consent PW4.17 Ministry of Transportation of Ontario - “Work by Others Program” (Ward: All)

7.50 STRIKING 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.

April 23, 2007

- Held for consideration ST4.1 Appointments of Members of Council to Advisory Committees
Minute 7.51
- Adopted by consent ST4.2 Council Member Appointments to City of Vaughan Committee - Asian Long-Horned Beetle Intergovernmental Task Force
- Adopted by consent ST4.3 Council Member Appointments to Social Housing Services Corporation
- Adopted by consent ST4.4 Council Member Appointments to the Federation of Canadian Municipalities
- Adopted by consent ST4.5 Appointment of Member to the Metro Pension Plan Board of Trustees

Consideration of Item - Striking Committee Meeting 4

7.51 Appointments of Members of Council to Advisory Committees

ST4.1	AMENDED		Transactional	
--------------	---------	--	---------------	--

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Augimeri moved that the Item be amended to provide that the membership of the Toronto Pedestrian Committee be comprised of at least one Member of Council, and that Councillor B. Saundercook be appointed to the Committee.

Votes:

Motion 1 by Councillor Augimeri carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council appoint Members to Advisory Committees as listed in the chart, for a term of office ending December 31, 2008, and until a successor is appointed, unless the chart notes otherwise.
2. Should Council re-open Executive Committee Item 4.1 to increase the composition of the Drug Strategy Implementation Committee to 1 Member of Council and 1 Member as the Mayor's Designate, Council appoint Councillor Perks as a Member of Council at-large as well as Councillor Rae as the Mayor's designate. (See Motion M32, Minute 7.80)
3. The membership of the Toronto Pedestrian Committee be amended to provide that the composition be comprised of at least one Member of Council, and that Councillor B. Saundercook be appointed to the Committee.

Committee Name	Number of Members to be Appointed	Term of Office	Members
Aboriginal Affairs Committee	1 Composition: At least 1 Member of Council Citizens from related groups	December 31, 2008	P. Fletcher

Committee Name	Number of Members to be Appointed	Term of Office	Members
Advisory Committee on Homes for the Aged	<p style="text-align: center;">1</p> 1 Member, Chair of Community Development and Recreation Committee or delegate 11 citizen members	December 31, 2008	R. Cho
Art Committee for Public Places	<p style="text-align: center;">3</p> Composition: 3 Members of Council 11 Citizens	December 31, 2008	N. Kelly P. Milczyn A. Vaughan
City of Toronto French Committee/Comité Français de la Ville de Toronto	<p style="text-align: center;">4</p> Composition: 4 Members of Council 16 Citizens	December 31, 2008	A. Giambrone

Committee Name	Number of Members to be Appointed	Term of Office	Members
Community Partnership and Investment Program Appeals Sub-committee	<p>4</p> <p>Composition: 2 Members of the Community Development and Recreation Committee (CDRC) 2 Members of the Economic Development Committee (EDC)</p>	December 31, 2008	<p>M. Augimeri (CDRC) J. Davis (CDRC) S. Hall (EDC) A. Heaps (EDC)</p>
Disability Issues Committee	<p>1</p> <p>Composition: At least 1 Member of Council Citizens drawn from related groups</p>	December 31, 2008	A. Heaps
Don Valley Brick Works Public Advisory Committee	<p>1</p> <p>Composition: 1 Member of Council from Toronto and East York Community Council (Wards 19, 20, 27, 28, 29, 30, 31, 32) up to 10 Citizens</p>	December 31, 2008	C. Ootes

Committee Name	Number of Members to be Appointed	Term of Office	Members
Drug Strategy Implementation Committee	<p style="text-align: center;">1 as the Mayor's designate</p> <p>Composition: Mayor's Designate Medical Officer of Health's Designate Deputy City Manager Related Groups</p>	December 31, 2008	<p>K. Rae G. Perks, should Council re-open Executive Committee Item 4.1 to increase the composition of the Drug Strategy Implementation Committee to 1 Member of Council and 1 Member as the Mayor's Designate</p>
Film, Television and Commercial Production Industry Committee (Film Board)	<p style="text-align: center;">5 (plus Mayor) based on interest and geographic balance</p>	December 31, 2008	<p>S. Carroll M. Feldman P. Fletcher N. Kelly J. Parker</p>
(Integrated) Children's Services Advisory Committee	<p style="text-align: center;">3</p> <p>1 Member of Community Development and Recreation Committee (CDRC) 2 interested Members</p>	December 31, 2008	<p>M. Augimeri (CRDC) J. Davis (CDRC) A. Vaughan</p>

Committee Name	Number of Members to be Appointed	Term of Office	Members
Mayor's Economic Competitiveness Advisory Committee	<p>5 (including Mayor)</p> <p>Composition: Chair or Vice-Chair of Economic Development Committee Chair or Vice-Chair of Budget Committee 2 Members-at-large Representatives from Toronto's business, labour, education organizations and foundations</p>	December 31, 2008	<p>S. Carroll as Budget Committee Chair M. Feldman J. Parker K. Rae as Economic Development Committee Chair (in addition to the Mayor by right of office)</p>
Task Force to Bring Back the Don	<p>3</p> <p>Composition: 3 Councillors 20 citizen members</p>	December 31, 2008	<p>P. Fletcher P. McConnell J. Parker</p>
Tenant Defence Sub-Committee	<p>4</p> <p>Composition: 8 Members of Council (4 incumbents remain appointed)</p>	Until future requirements determined or December 31, 2008, whichever is sooner	<p>J. Davis F. Nunziata A. Perruzza (in addition to incumbents who remain appointed: M. Walker, S. Carroll, C. Jenkins and P. McConnell)</p>

Committee Name	Number of Members to be Appointed	Term of Office	Members
Toronto Cycling Committee	<p style="text-align: center;">1</p> <p>Composition: 1 Member of Council 20 Citizens</p>	December 31, 2008	A. Heaps
Toronto Pedestrian Committee	<p style="text-align: center;">1</p> <p>Composition: At least 1 Member of Council 16 citizens</p>	December 31, 2008	B. Saundercook K. Stintz
Union Station Revitalization Public Advisory Group	<p style="text-align: center;">3</p> <p>Composition: 3 Members of Council Up to 18 citizen members composed of representatives from the following sectors: - transportation - community / neighbourhood - business - tourism - heritage</p>	November 30, 2010 (Full term of Council)	D. Holyday G. Lindsay Luby P. McConnell

Committee Name	Number of Members to be Appointed	Term of Office	Members
Youth Strategy Panel	3 Composition: 1 Member of Community Development and Recreation Committee 2 interested Members	December 31, 2008	P. Ainslie M. Augimeri (CDRC) S. Carroll

Background Information

Members Preferences - Advisory Bodies 2007

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-2392.pdf>

Advisory Bodies Establishment

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-2393.pdf>

7.52 ETOBICOKE YORK COMMUNITY COUNCIL 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.

April 23, 2007

- Adopted by consent EY4.1 Request for Endorsement of Events for Liquor Licensing Purposes (Ward: 12)
- Adopted by consent EY4.2 Nomination of Two Citizen Representatives from the Etobicoke York Community Council area to the Heritage Toronto Board of Directors (Ward: All)
- Adopted by consent EY4.8 Albion Road, East of Finch Avenue - Pedestrian Signals (Ward: 1)
- Adopted by consent EY4.11 Renault Crescent and Griggsden Avenue – All-Way Stop Sign Installation (Ward: 2)

Adopted by consent	EY4.12	Florence Crescent and Pritchard Avenue – All-Way Stop Signs (Ward: 11)
Adopted by consent	EY4.13	Dalrymple Drive and Cameo Crescent (East) – All-Way Stop Signs (Ward: 11)
Adopted by consent	EY4.14	Centennial Park Road - Speed Limit Reduction (Ward: 3)
Adopted by consent	EY4.15	Hawthorne Road - Speed Limit Reduction (Ward: 4)
Adopted by consent	EY4.16	Renfield Street – Speed Reduction (Ward: 12)
Adopted by consent	EY4.17	Harding Avenue – Speed Limit Reduction (Ward: 12)
Adopted by consent	EY4.18	Chiswick Street – Speed Limit Reduction (Ward: 12)
Adopted by consent	EY4.19	Park Boulevard - Traffic Control Amendments (Ward: 6)
Adopted by consent	EY4.32	Weston Heritage Conservation District – Settlement of OMB Appeal (Ward: 11)
Adopted by consent	EY4.33	Intention to Designate, Part IV, Ontario Heritage Act 19 and 23 Jason Road (Ward: 1)
Adopted by consent	EY4.34	Intention to Designate, Part IV, Ontario Heritage Act 329 Royal York Road (Ward: 6)
Held for consideration Minute 7.53	EY4.41	148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007) (Ward: 7)
Adopted by consent	EY4.44	200 Manitoba Street - Amendment to Development Agreement Related to Parkland Conveyance of Parcel G (Ward: 6)
Adopted by consent	EY4.45	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (Ward: 1, 2, 5, 11)
Adopted by consent	EY4.47	Sale of Vacant Land at the rear of 39 Poplar Avenue (Ward: 5)
Adopted by consent	EY4.48	55 Ray Avenue - Demolition Application (Ward: 12)

- Adopted by consent EY4.49 6 Aldgate Avenue - Official Plan and Zoning Amendment Application - Supplementary Report (Ward: 5)
- Held for consideration EY4.56 4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction (Ward: 5)
Minute 7.54

Consideration of Items - Etobicoke York Community Council Meeting 4

7.53 **148-156 Rowntree Mill Road – Zoning and Plan of Subdivision Applications (March 13, 2007)**

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

April 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor De Baeremaeker moved that consideration of the Item be deferred to the June 19, 2007 meeting of City Council.

Vote on Deferral:

Motion 1 by Councillor De Baeremaeker carried.

City Council Decision

City Council deferred consideration of this Item to the June 19, 2007 meeting of City Council.

Background Information

March 13, 2007 report

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

Council also considered the following communication:

- (April 20, 2007) from the Director, Planning and Development, Toronto and Region Conservation Authority (EY4.41.8).
- _____

Declared Interest (City Council)

Councillor Perruzza - in that he lives on the subject street.

7.54 **4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction**

EY4.56	AMENDED		Transactional	Ward: 5
--------	---------	--	---------------	---------

This Item was considered during closed session.

(See Minute 7.103)

7.55 **NORTH YORK COMMUNITY COUNCIL 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.

April 23, 2007

Adopted by consent	NY4.2	Permanent Closure of the Public Lane Lying East of Yonge Street and South of Byng Avenue (Ward: 23)
Adopted by consent	NY4.3	Intention to Designate under Part IV, of the Ontario Heritage Act - 172 Finch Avenue West (Ward: 23)
Adopted by consent	NY4.24	Payment In-Lieu of Parking- Owner Parham Rezaie - 89 Sheppard Avenue West (Ward: 23)
Adopted by consent	NY4.25	Payment In-Lieu of Parking- Owner 1667333 Ontario Ltd. - 480 Eglinton Avenue West (Ward: 16)
Adopted by consent	NY4.26	Traffic Control Signal Installation - Bathurst Street at Caribou Road/ Dell Park Avenue (Ward: 15)
Adopted by consent	NY4.27	All-Way Stop Control - Delahaye Street at Touraine Avenue (Ward: 10)
Adopted by consent	NY4.28	All-Way Stop Control - Donino Avenue and Donwoods Drive (north leg) (Ward: 25)
Adopted by consent	NY4.29	All-Way Stop Control - Esgore Drive and Saunders Street/ Apsley Road (Ward: 16)

Adopted by consent	NY4.30	All-Way Stop Control - Rancee Avenue at Khedive Avenue (Ward: 15)
Adopted by consent	NY4.31	All-Way Stop Control - Dudley Avenue at Holmes Avenue (Ward: 23)
Adopted by consent	NY4.36	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (Ward: 8, 24, 25, 34)
Adopted by consent	NY4.37	Naming of Proposed Streets at York University (Ward: 8)
Adopted by consent	NY4.38	To Permanently Close and Declare Surplus a Portion of Overland Drive, adjoining 3 Tottenham Road (Ward: 25)
Adopted by consent	NY4.39	Sale of Vacant Land Adjoining 280 Searle Avenue (Ward: 10)
Adopted by consent	NY4.40	Nomination of Two Citizen Representatives from the North York Community Council area to the Heritage Toronto Board of Directors (Ward: All)
Adopted by consent April 24, 2007 Reconsidered and held for consideration Minute 7.56	NY4.42	Fairbank Village and The Eglinton Way Business Improvement Areas - Board of Management Appointments, Additions and Deletions (Ward: 15, 16)
Adopted by consent	NY4.46	Request for Extension of Existing Liquor Licence for Community Event - Armenian Community Centre Annual Summer Festival (Ward: 33)
Adopted by consent	NY4.51	Final Report - Zoning Amendment and Draft Plan of Subdivision Applications - 1100 Sheppard Ave West (Ward: 8)
Held for consideration Minute 7.57	NY4.52	Request for Direction Report - Zoning Amendment and Site Plan Control Applications – 23 & 33 Sheppard Avenue East and 4 Anndale Drive (Ward: 23)
Adopted by consent	NY4.53	Ontario Municipal Board Hearing - Committee of Adjustment Application - 18, 20, 22 and 26 Poyntz Avenue and 11, 15 and 19 Bogert Avenue (Ward: 23)

Adopted by consent	NY4.54	Ontario Municipal Board Hearing - Committee of Adjustment Application - 42, 42A and 44 Churchill Avenue (Ward: 23)
Held for consideration Minute 7.58	NY4.55	Ontario Municipal Board Hearing - Committee of Adjustment Application - 23 Glengowan Road (Ward: 25)
Held for consideration Minute 7.59	NY4.56	Ontario Municipal Board Hearing - Committee of Adjustment Application - 159 & 161 Owen Boulevard (Ward: 25)
Held for consideration Minute 7.60	NY4.57	Ontario Municipal Board Hearing - Committee of Adjustment Application - 51 Weybourne Crescent (Ward: 25)

Consideration of Items - North York Community Council Meeting 4

7.56 Fairbank Village and The Eglinton Way Business Improvement Areas - Board of Management Appointments, Additions and Deletions

NY4.42	AMENDED		Transactional	Ward: 15, 16
---------------	---------	--	---------------	--------------

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion to Reconsider:

Councillor Palacio, 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 having voted in the affirmative.

Motion:

1. Councillor Palacio moved that the Item be amended by referring to the Etobicoke York Community Council, the following Recommendations 2 and 3 as they relate to the establishment and the appointment of nominees to the Board of Management

of the Fairbank Village BIA:

- “2. approve the establishment of a Board of Management for the Fairbank Village BIA and the appointment of the nominees set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism to the new Board; and
3. amend Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the addition of and changes to these BIA Boards.”

Votes:

Motion 1 by Councillor Palacio carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the deletion and appointment to The Eglinton Way BIA Board of Management as set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism.
2. City Council amend Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the addition of and changes to this BIA Board.
3. City Council refer the following recommendations to the Etobicoke York Community Council:
 - “1. City Council approve the establishment of a Board of Management for the Fairbank Village BIA and the appointment of the nominees set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism to the new Board.
 2. City Council amend Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the addition of and changes to these BIA Boards.”

Background Information

Fairbank Village, Old Queen Street and The Eglinton Way BIAs
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2275.pdf>)

7.57 **Request for Direction Report - Zoning Amendment and Site Plan Control Applications – 23 & 33 Sheppard Avenue East and 4 Anndale Drive**

NY4.52	NO AMENDMENT		Transactional	Ward: 23
--------	--------------	--	---------------	----------

April 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

Councillor Filion requested that his opposition to this Item be noted in the Minutes of the meeting.

City Council Decision

City Council adopted the following motions:

1. City Council support a Zoning Amendment to allow a phase 2 residential tower of up to 33 storeys in height on the southern portion of the site, for an overall maximum gross floor area of 57,090.9 m² on a site of 9,539 m², which includes density incentives and density transfers permitted by the North York Centre Secondary Plan, and subject to the zoning provisions as generally outlined in Attachment 9 (draft zoning provisions) to the report (March 13, 2007) from the Director, Community Planning, North York District.
2. City Council require that the applicant convey to the City the lands municipally known as 2 Anndale Drive, with an area of approximately 395 m², for the purpose of the City's construction of the Service Road, in exchange for the density attributed to this property under the North York Centre Secondary Plan, prior to the implementing zoning by-law coming into effect. Should the applicant be successful in purchasing the 2 Anndale Drive property for conveyance to the City, those lands should also be rezoned to recognize the density transfer to the development project.
3. As an alternative to Recommendation 2, should the applicant (Minto) have used reasonable efforts to acquire the 2 Anndale Drive property and have not been successful in acquiring those lands, City Council authorize City staff to initiate the expropriation process for 2 Anndale Drive immediately following Council's consideration of the report (March 13, 2007) from the Director, Community Planning, North York District, at its meeting scheduled for April 23 and 24, 2007, including serving and publishing Notices of Application for Approval to Expropriate, forwarding to the Chief Inquiry Officer any requests for hearing

received, attending at the hearing to present the City's position, and reporting the Inquiry Officer's recommendations to Council for its consideration, with all costs incurred and compensation payable as a result of any expropriation to be at the owner's (Minto's) sole expense, up to a total maximum limit of \$125,000 for these additional costs.

4. City Council support a Site Plan Control Approval application for the proposed development, subject to:
 - a. the zoning requirements of Recommendation 1 above;
 - b. the Site Plan Control Approval conditions outlined in Attachment 10 to the report (March 13, 2007) from the Director, Community Planning, North York District, with Site Plan Control Approval Condition 2. included in Attachment 10 being deleted and replaced with the following condition instead:
 - "2. The Owner shall provide final architectural and landscape plans to the satisfaction of the Director, Community Planning, North York District, in consultation with the Ward Councillor, detailing the following matters:".
5. City Council require the developer, in view of the reduced parking standards and the proximity of the development to two subways, to provide the purchaser of each condominium unit with a one year Toronto Transit Commission transit pass.
6. City Council authorize the City Solicitor and the appropriate City staff to attend at the Ontario Municipal Board to support the position outlined in the report (March 13, 2007) from the Director, Community Planning, North York District.
7. City Council require the Owner to have provided a written undertaking in a form satisfactory to the City Solicitor, that upon the site-specific zoning by-law coming into effect, any outstanding appeal that the Owner may have in relation to the new Toronto Official Plan respecting this site, be withdrawn.
8. City Council revise the bicycle storage incentive to reflect City Council's position with respect to bicycle and general storage locker space within the North York Centre, as may be modified through City Council's further consideration of appeals to the general OPA 567 in advance of the June 18, 2007 Ontario Municipal Board hearing for the development.

Background Information

Request for Direction Report - 23 & 33 Sheppard Avenue East

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2093.pdf>

Council also considered the following:

- (April 4, 2007) from Geoff Woods, Senior Planner, Ontario Realty Corporation (NY4.52.4);
- (April 11, 2007) from Janice Maser (NY4.52.5); and
- (April 23, 2007) from Janice Maser (NY4.52.6).

7.58 Ontario Municipal Board Hearing - Committee of Adjustment Application - 23 Glengowan Road

NY4.55	RECEIVED		Transactional	Ward: 25
--------	----------	--	---------------	----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Jenkins moved that the Item be received, for information.

Vote on Receipt:

Motion 1 by Councillor Jenkins carried.

City Council Decision

City Council received this Item for information.

Background Information

OMB Hearing - Committee of Adjustment Application - Glengowan Road

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2605.pdf>

Attachment 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2596.pdf>

Attachment 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2597.pdf>

7.59 Ontario Municipal Board Hearing - Committee of Adjustment Application - 159 & 161 Owen Boulevard

NY4.56	NO AMENDMENT		Transactional	Ward: 25
--------	--------------	--	---------------	----------

April 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Solicitor to attend the Board hearing to uphold the City's By-laws and defend the Committee's decision respecting 159 & 161 Owen Boulevard.
2. City Council allocate funds to hire an outside planner to attend the hearing and defend the Committee's decision respecting 159 & 161 Owen Boulevard.

Background Information

- OMB - Committee of Adjustment Application - Owen Boulevard
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2606.pdf>)
- Attachment 1
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2582.pdf>)
- Attachment 2
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2583.pdf>)
- Attachment 3
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2586.pdf>)
- Attachment 4
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2584.pdf>)
- Attachment 5
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2585.pdf>)
- Attachment 6
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2587.pdf>)

7.60 **Ontario Municipal Board Hearing - Committee of Adjustment Application - 51 Weybourne Crescent**

NY4.57	RECEIVED		Transactional	Ward: 25
--------	----------	--	---------------	----------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Jenkins moved that the Item be received, for information.

Vote on Receipt:

Motion 1 by Councillor Jenkins carried.

City Council Decision

City Council received this Item for information.

Background Information

OMB Hearing - Committee of Adjustment Application - 51 Weybourne Cres

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2601.pdf>)

Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2599.pdf>)

Attachment 2

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2600.pdf>)

Attachment 3

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2602.pdf>)

7.61 SCARBOROUGH COMMUNITY COUNCIL 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.

April 23, 2007

Withdrawn Minute 7.62	SC4.2	Naming of Private Lane located at 18 Tideswell Boulevard as "Huxtable Lane" (Ward: 44)
Adopted by consent	SC4.9	11 Mooregate Avenue - City-owned Tree Removal (Ward: 37)
Adopted by consent	SC4.11	20 Penetang Crescent - Application to Remove a Private Tree (Ward: 37)
Adopted by consent	SC4.14	Request to Prohibit Train Whistle Blowing – Pedestrian Railway Crossing East of Corvette Avenue (Ward: 35)
Adopted by consent	SC4.16	Request for All-Way Stop Controls on Sanwood Boulevard, Canongate Trail and Area (Ward: 39)
Adopted by consent	SC4.17	Proposed Speed Limit Reduction on Shepton Way (Ward: 39)
Adopted by consent	SC4.18	Proposed Speed Limit Reduction on Belgreen Avenue (Ward: 39, 41)

- | | | |
|--------------------|--------|---|
| Adopted by consent | SC4.20 | Assumption of Services - Brucegate Holdings Inc. - Registered Plan of Subdivision 66M-2369 - East Side of Manse Road, North of Lawrence Avenue East (Ward: 44) |
| Adopted by consent | SC4.21 | Assumption of Services - Brucegate Holdings Inc. - Registered Plan of Subdivision 66M-2367 - East Side of Manse Road, South of Kingston Road (Ward: 44) |
| Adopted by consent | SC4.22 | Assumption of Services - Umberto Cataudella and Catau Construction Limited - 46 Scarboro Avenue (Ward: 44) |
| Adopted by consent | SC4.23 | 27 - 35 Meadowvale Road – Zoning and Subdivision Applications – Request for Direction (Ward: 44) |
| Adopted by consent | SC4.24 | 97-103 and 121-127 Zaph Avenue – Zoning and Draft Plan of Subdivision Applications - Request for Direction (Ward: 44) |
| Adopted by consent | SC4.29 | Former CN Rail Spur North of St. Clair Avenue East between Warden Avenue and Birchmount Road – Official Plan Appeal and Zoning / Subdivision Applications – Request for Direction and Final Report (Ward: 35) |
| Adopted by consent | SC4.30 | East of Midland Avenue, west of Brimley Road, and south of the CN rail line – Zoning Application – Final Report (Ward: 36) |
| Adopted by consent | SC4.31 | Northeast corner of Midland Avenue and Progress Avenue – Zoning Application – Final Report (Ward: 37) |
| Adopted by consent | SC4.33 | 4274 Kingston Road and 165 to 177 Galloway Road – Zoning Application – Final Report (Ward: 43) |
| Adopted by consent | SC4.34 | 922 – 930 Port Union Road – Zoning and Draft Plan of Subdivision Applications – Final Report (Ward: 44) |
| Adopted by consent | SC4.35 | Nomination of Two Citizen Representatives from the Scarborough Community Council area to the Heritage Toronto Board of Directors (Ward: 35, 36, 37, 38, 39, 40, 41, 42, 43, 44) |

Adopted by consent	SC4.36	Requests for Endorsement of Events for Liquor Licensing Purposes (Ward: 44)
Held for consideration Minute 7.63	SC4.37	Requests for Endorsement of Events for Liquor Licensing Purposes (Ward: 36, 44)
Adopted by consent	SC4.38	4 Lovering Road - Ontario Municipal Board Appeal (Ward: 39)
Adopted by consent	SC4.39	Ontario Municipal Board Hearing - Committee of Adjustment - 115 Dali Crescent (Ward: 44)
Adopted by consent	SC4.40	Committee of Adjustment Applications - Front Yard Parking (Ward: All)

Consideration of Items - Scarborough Community Council Meeting 4

7.62 Naming of Private Lane Located at 18 Tideswell Boulevard as “Huxtable Lane”

SC4.2	WITHDRAWN		Transactional	Ward: 44
--------------	-----------	--	---------------	----------

This Item was withdrawn as this street naming Item is a delegated matter under Council’s procedures. The Item will be re-submitted to Scarborough Community Council for a final decision.

Background Information

18 Tideswell Blvd - Rename

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-2058.pdf>

7.63 Requests for Endorsement of Events for Liquor Licensing Purposes

SC4.37	AMENDED		Transactional	Ward: 36, 44
---------------	---------	--	---------------	--------------

April 23, 2007

Speaker Bussin in the Chair.

Motion:

- Councillor Thompson moved that the Item be amended by deleting the time “8:00 a.m.” and replacing it with “6:00 p.m.” for the Taste of Lawrence event on July 6, 2007.

Votes:

Motion 1 by Councillor Thompson carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council declare, for liquor licensing purposes, the “Highland Creek Heritage Day Festival” to be held on June 16, 2007, from 11:00 a.m. to 11:59 p.m. at Morrish Road and Old Kingston Road, and the Taste of Lawrence, to be held on July 6 from 6:00 p.m. to 11:00 p.m., July 7 from 11:00 a.m. to 11:00 p.m., and July 8 from 12:00 noon to 6:00 p.m. at Warden Avenue East to Underwriters Road, as events of municipal and/or community significance and advise the Alcohol and Gaming Commission of Ontario that it has no objection to the issuance of liquor licences for outside beer gardens for these events.

7.64 **TORONTO AND EAST YORK COMMUNITY COUNCIL 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.

April 23, 2007

Withdrawn Minute 7.65	TE4.1	Naming of the public highway east of Sterling Road, extending southerly from Bloor Street West as “Ruttan Street” (Ward: 18)
Adopted by consent	TE4.2	19 River Street - Final Report Zoning By-law Amendment Application and Inclusion on Heritage Inventory (Ward: 28)
Adopted by consent	TE4.4	Refusal Report - Official Plan Application – 359-377 Roehampton Avenue (Ward: 22)
Held for consideration Minute 7.66	TE4.5	Request for Direction - 59 Colgate Avenue Zoning and Site Plan Applications (Ward: 30)
Adopted by consent	TE4.6	Intention to Designate under Part IV of the Ontario Heritage Act, Approval of Alterations to a Heritage Building, and Authority to Enter into a Heritage Easement Agreement - 570 King Street West (Toronto Silver Plate Building) (Ward: 20)

Adopted by consent	TE4.7	Demolition and Replacement of a Structure in the North Rosedale Heritage Conservation District – 204 Douglas Drive (Ward: 27)
Adopted by consent	TE4.8	Summerhill Heritage Conservation District Study Area (Ward: 27)
Adopted by consent	TE4.9	Repeal of Designation Bylaw - 6 Howard Street (Ward: 28)
Adopted by consent	TE4.10	Cabbagetown West Heritage Conservation District Study Area (Ward: 28)
Adopted by consent	TE4.16	Sign Variance - 2 Strachan Avenue (Ward: 19)
Held for consideration Minute 7.67	TE4.18	Request to Waive Encroachment Fee – 100 Queen’s Park Crescent - Royal Ontario Museum (Ward: 20)
Adopted by consent	TE4.32	Request to amend Section 37 Agreement – 225 Wellesley Street East Winchester Square (Ward: 28)
Adopted by consent	TE4.33	Public Art Plan - 120 Homewood Avenue (Ward: 27)
Adopted by consent	TE4.34	Public Art Plan - 25 York Street Tower (Ward: 28)
Adopted by consent	TE4.35	Appeals before the Ontario Municipal Board related to 20, 22A and 24 Bathurst Street (Blocks 2, 3, 4, and 4A Fort York Neighbourhood Part II Plan) (Ward: 19)
Held for consideration Minute 7.68	TE4.36	Authorization Respecting Motion for Leave to Appeal a Decision of the Ontario Municipal Board re: 200 Russell Hill Road (Ward: 22)
Held for consideration Minute 7.69	TE4.46	Proposed Bicycle Lanes on Yonge Street from Queens Quay to Front Street (Ward: 28)
Adopted by consent	TE4.53	Lane Closure for Construction - Richmond Street East (Ward: 28)
Adopted by consent	TE4.61	“Stop” sign - Princes’ Boulevard and Ontario Drive (Ward: 19)
Adopted by consent	TE4.62	Lane designations - St. Clair Avenue West and Christie Street (Ward: 21)
Adopted by consent	TE4.66	“Stop” sign - Howie Avenue at Clark Street (Ward: 30)

Adopted by consent	TE4.74	Stop Signs - Hanson Street and Bastedo Avenue (Ward: 32)
Adopted by consent	TE4.80	Road Alterations, Traffic and Parking Regulations - Lansdowne Avenue, between College Street and Bloor Street West (Ward: 18)
Adopted by consent	TE4.84	On-Street Parking Space for Persons With Disabilities - Ossington Avenue (Ward: 19)
Adopted by consent	TE4.85	Stopping Regulations - Ossington Avenue, fronting St. Luke Catholic School (Ward: 19)
Adopted by consent	TE4.94	10-minute parking zone - Danforth Avenue, south side, east of Broadview Avenue (Ward: 29, 30)
Held for consideration Minute 7.70	TE4.98	Board of Management Appointments, Additions and Deletions - Fairbank Village, Old Queen Street and The Eglinton Way Business Improvement Areas (Ward: 17, 22, 28)
Adopted by consent	TE4.101	Request for Council's Appointment of Citizen Members to the Yonge-Dundas Square Board of Management (Ward: 27)
Adopted by consent	TE4.104	Nominees for the City Board for Ted Reeve Community Arena (Ward: 32)
Adopted by consent	TE4.105	Heritage Toronto Board of Directors - Nomination of Two Citizen Representatives
Held for consideration Minute 7.71	TE4.106	Requests for Endorsement of Events for Liquor Licensing Purposes
Adopted by consent	TE4.107	Metro Bar, 296 Richmond Street West (Ward: 20)
Adopted by consent	TE4.108	Surplus Land Declaration and Proposed Closing of the Public Lane at the Rear of 76 Davenport Road (Ward: 27)
Held for consideration Minute 7.72	TE4.109	Sale of a Portion of the Public Lane Abutting 286 King Street East and 501 Adelaide Street East (Ward: 28)
Adopted by consent	TE4.110	Surplus Land Declaration and Proposed Closing of a Below-Grade Portion of Bremner Boulevard (Ward: 28)
Held for consideration Minute 7.73	TE4.113	Rename Bathurst Street south of Queens Quay West as Eireann Quay (Ward: 20)

Consideration of Items - Toronto and East York Community Council Meeting 4

7.65 Naming of the public highway east of Sterling Road, extending southerly from Bloor Street West as "Ruttan Street"

TE4.1	WITHDRAWN		Transactional	Ward: 18
-------	-----------	--	---------------	----------

This Item was withdrawn as this street naming Item is a delegated matter under Council's procedures. The Item will be re-submitted to Toronto and East York Community Council for a final decision.

Background Information

By-law

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2068.pdf>

7.66 Request for Direction - 59 Colgate Avenue Zoning and Site Plan Applications

TE4.5	AMENDED		Transactional	Ward: 30
-------	---------	--	---------------	----------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by:
 - a. deleting Recommendation 1 of the Toronto and East York Community Council, and replacing it with the following:
 1. City Council authorize the City Solicitor and necessary City staff to attend at the Ontario Municipal Board hearing in support of the appeals, subject to the resolution of:
 - a. all outstanding technical issues, including, but not limited to, issues that may relate to Building Setback, Urban Design, Urban Forestry, Streetscaping, and Technical Services; and
 - b. any additional issues identified by staff as a result of a further community consultation meeting that may be held

by the ward councillor by a date no later than May 11, 2007; and

- b. adding the following new Recommendation 2, and renumbering the existing Recommendations accordingly:
 - 2. City Council authorize the City Solicitor and other appropriate City officials to report directly to City Council on May 23, 2007, if, in their discretion, they deem it necessary in order to request further instructions regarding the Ontario Municipal Board hearing.

Votes:

Adoption of motion 1 by Councillor Davis

Yes - 20 Councillors:	Ainslie, Ashton, Augimeri, Davis, Di Giorgio, Hall, Heaps, Jenkins, Lindsay Luby, McConnell, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 4 Councillors:	Del Grande, Ford, Holyday, Kelly

Carried by a majority of 16.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

- 1. City Council authorize the City Solicitor and necessary City staff to attend at the Ontario Municipal Board hearing in support of the appeals, subject to the resolution of:
 - a. all outstanding technical issues, including, but not limited to, issues that may relate to Building Setback, Urban Design, Urban Forestry, Streetscaping, and Technical Services; and
 - b. any additional issues identified by staff as a result of a further community consultation meeting that may be held by the ward councillor by a date no later than May 11, 2007.
- 2. City Council authorize the City Solicitor and other appropriate City officials to

report directly to City Council on May 23, 2007, if, in their discretion, they deem it necessary in order to request further instructions regarding the Ontario Municipal Board hearing.

3. City Council authorize the City Solicitor to request the Ontario Municipal Board to withhold its order approving the Zoning By-law Amendment until the owner has entered into a Site Plan Agreement under Section 41 of the Planning Act.
4. City Council authorize the City Solicitor and necessary City staff to take such necessary steps to implement the foregoing.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2063.pdf>

7.67 Request to Waive Encroachment Fee - 100 Queen's Park Crescent - Royal Ontario Museum

TE4.18	REFERRED		Transactional	Ward: 20
--------	----------	--	---------------	----------

April 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Deputy Mayor Pantalone moved that the Item be referred to the City Manager for a report to the Planning and Growth Management Committee on a policy of receiving and quantifying in-kind payments for encroachment agreements, such report to be concurrent with the previously requested report on community benefits relating to development approvals.

Vote on Referral:

Motion 1 by Deputy Mayor Pantalone carried.

City Council Decision

City Council referred this Item to the City Manager for a report to the Planning and Growth Management Committee on a policy of receiving and quantifying in-kind payments for encroachment agreements, such report to be concurrent with the previously requested report on community benefits relating to development approvals.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2323.pdf>

Appendix A - photos

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2324.pdf>

7.68 **Authorization Respecting Motion for Leave to Appeal a Decision of the Ontario Municipal Board re: 200 Russell Hill Road**

TE4.36	NO AMENDMENT		Transactional	Ward: 22
--------	--------------	--	---------------	----------

This Item was considered during closed session.

(See Minute 7.101)

7.69 **Proposed Bicycle Lanes on Yonge Street from Queens Quay to Front Street**

TE4.46	NO AMENDMENT		Transactional	Ward: 28
--------	--------------	--	---------------	----------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 21 Councillors: Ashton, Augimeri, Bussin, Davis, Del Grande, Di Giorgio, Hall, Heaps, Jenkins, Lindsay Luby, McConnell, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 4 Councillors: Ainslie, Holyday, Kelly, Ootes

Carried by a majority of 17.

City Council Decision

City Council adopted the following motions:

1. Approve the installation of bicycle lanes on the west side of Yonge Street, from Queens Quay to Front Street, and on the east side from Queens Quay to The Esplanade, as detailed in Appendix A of the report (March 12, 2007) from the Director, Transportation Infrastructure Management.

2. Approve the amendments to the traffic and parking regulations detailed in Appendix B of the report (March 12, 2007) from the Director, Transportation Infrastructure Management.
3. Approve the narrowing of the travelled portion of Yonge Street from Queens Quay to a point 110 metres north of Queens Quay, by realigning the curb on the east side of the roadway to reduce the pavement width from 19.6 metres to 15.5 metres, generally as shown on the Drawing No. 421F-8638, dated December 2006 attached to the staff report.
4. Approve adjusting the width of Yonge Street, from Harbour Street to Lake Shore Boulevard East, by realigning the curb on the east side of the roadway to provide a consistent pavement width of 20.7 metres, generally as shown on the Drawing No. 421F-8639, dated December 2006 attached to the staff report.
5. Approve the realignment of the westbound F.G. Gardiner Expressway off-ramp, from Yonge Street to a point approximately 38.0 metres east, to provide a right-angle intersection with Yonge Street, and approve adjusting the width of Yonge Street, from Lake Shore Boulevard East to the westbound F. G. Gardiner Expressway off-ramp, by realigning the curb on the east side of the roadway to provide a consistent pavement width of 19.4 metres, generally as shown on the Drawing No. 421F-8640, dated December 2006 attached to the staff report.
6. Approve adjusting the width of Lake Shore Boulevard East, from Yonge Street to a point approximately 57 metres east, by realigning the curb on the north side of the roadway to provide a consistent pavement width of 8.2 metres, generally as shown on the Drawing No. 421F-8641, dated December 2006 attached to the staff report.
7. Authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

Background Information

Attachment 6 - Drawing No. 421F-8639

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2248.pdf>

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2249.pdf>

Attachment 1 - Appendix A & B

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2250.pdf>

Attachment 3 - Drawing No. 421P0013

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2251.pdf>

Attachment 6 - Drawing No. 421F-8640

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2252.pdf>

Attachment 7 - Drawing No. 421F-8641

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2253.pdf>

Attachment 4 - Drawing No. 421P0014
(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2254.pdf>)
Attachment 2 - Drawing No. 421P0012
(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2255.pdf>)
Attachment 5 - Drawing No. 421F-8638
(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2256.pdf>)

7.70 **Board of Management Appointments, Additions and Deletions - Fairbank Village, Old Queen Street and The Eglinton Way Business Improvement Areas**

TE4.98	AMENDED		Transactional	Ward: 17, 22, 28
--------	---------	--	---------------	------------------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Palacio moved that the Item be amended by referring to the Etobicoke York Community Council, the following Recommendations 2 and 3 as they relate to the establishment and the appointment of nominees to the Board of Management of the Fairbank Village BIA:
 - “2. approve the establishment of a Board of Management for the Fairbank Village BIA and the appointment of the nominees set out in Attachment No. 1 to the report (March 8, 2007) from the General Manager, Economic Development, Culture and Tourism to the new Board; and
 3. amend Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the addition of and changes to these BIA Boards.”

Votes:

Motion 1 by Councillor Palacio carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the following deletion and addition to the Board of Management of The Eglinton Way BIA as set out in Attachment No. 1 of the report (March 8, 2007) from General Manager, Economic Development,

Culture & Tourism:

Delete: Mr. Vito Amati
Add: Mr. Anthony Teplan.

2. City Council approve the establishment of the Board of Management for the Old Queen Street BIA.
3. City Council direct that Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the addition of and changes to these BIA Boards.
4. City Council refer the following recommendations to the Etobicoke York Community Council:

- “1. City Council approve the establishment of the Board of Management for the Fairbank Village BIA, and the appointment of the following nominees for the Fairbank Village BIA as set out in Attachment No. 1 of the staff report:

Mr. Vince Arcara
Mr. Dominic Capotorto
Ms. Maria Gratta
Ms. Alexe Hackett
Mr. John Neretlis
Mr. John Pecchia
Mr. Nicola Susi
Mr. Enzo Torrone; and

2. City Council direct that Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the addition of and changes to this BIA Board.”

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2199.pdf>

7.71 Requests for Endorsement of Events for Liquor Licensing Purposes

TE4.106	AMENDED		Transactional
---------	---------	--	---------------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Davis moved that the recommendations of the Toronto and East York Community Council be amended by:
 - a. adding to the list of participating restaurants in Recommendations 9 and 10, the following establishment:
 - Sorriso Café, Resto and Bar, 588 College Street;
 - b. adding the following Part b to Recommendations 9 and 10:
 - b. advise the AGCO that it has no objection to The Royal Theatre, 608 College Street, being granted a Special Occasion Permit for the duration of this event;
 - c. adding the following additional Recommendations 11, 12, 13 and 14:
 11. 21st Annual Fashion Cares taking place on May 12, 2007, at the Distillery Historic District, and advise the AGCO that it has no objection to the Official Fashion Cares After Party venue, Kool Haus, 132 Queens Quay East, being granted an extension to its liquor licence in order to sell and serve alcohol until 2.00 a.m. on Sunday, May 13, 2007;
 12. Toronto International Dragon Boat Race Prep-Race taking place on May 27, 2007, at Marilyn Bell Park;
 13. Toronto Argonauts Pre-Game Streetfest on Bremner Boulevard at the following times and dates:

June 9, 2007 – 10:00 a.m. to 3:00 p.m.
June 28, 2007 – 2:30 p.m. to 7:30 p.m.
July 12, 2007 – 3:00 p.m. to 8:00 p.m.
July 26, 2007 – 3:00 p.m. to 8:00 p.m.
August 10, 2007 – 3:30 p.m. to 8:30 p.m.
September 8, 2007 – 11:00 a.m. to 4:00 p.m.
September 23, 2007 – 12:00 noon to 5:00 p.m.
October 6, 2007 – 11:00 a.m. to 4:00 p.m.
October 12, 2007 – 3:30 p.m. to 8:30 p.m.
October 27, 2007 – 11:00 a.m. to 4:00 p.m.;
 14. Dano Korean Festival taking place on June 2, 2007, at Christie Pits Park (750 Bloor Street West at Christie and Bloor).

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

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. 20th Annual Portugal Week 2007 Festival taking place at Trinity Bellwoods Park on June 8, 9 and 10, 2007;
2. Grand Prix of Toronto taking place on July 6, 7 and 8, 2007 at various locations as well as the following events being held in conjunction:
 - a. Big Bike for the Heart and Stroke Foundation, taking place on Tuesday, July 3, 2007 at the Exhibition Place, from 6:00 p.m. to 9:00 p.m.;
 - b. Bike for Tykes, take place on Wednesday, July 4, from 12 noon to 4:00 p.m., venue to be determined;
 - c. Gala Dinner, taking place on Thursday, July 5, at the Four Season's Hotel, from 6:00 p.m. to midnight, and Grand Prix Street Party, at John Street, from 7:00 p.m. to midnight;
 - d. Drivers' Party, taking place on Friday, July 6, at Muzik, Exhibition Place, from 7:00 p.m. to midnight; and
 - e. Grand Prix Party, taking place on Saturday, July 7 at Muzik, Exhibition Place, from 7:00 p.m. to midnight.
3. Festival on Bloor taking place on June 10, 2007 and advise the AGCO that it has no objection to participating restaurants on both side of Bloor Street from Spadina Avenue to Bathurst Street being permitted to serve and sell alcohol on the sidewalk between 12:00 noon and 6:00 p.m. on June 10, 2007;
4. North by Northeast (NXNE) Music Festival and Conference taking place on June 6, 7, 8, 9 and 10, 2007 at various locations and advise the AGCO that it has no objection to the following establishments being permitted to sell and serve alcohol until 4:00 a.m. from June 6 to June, 10, 2007:

Drake Hotel, 1150 Queen Street West
Bovine Club, 542 Queen Street West
Horseshoe Tavern, 370 Queen Street West

El Mocambo, 464 Spadina Avenue
Lees Palace, 529 Bloor Street West
Now Lounge, 189 Church Street
The Silver Dollar Room, 486 Spadina Avenue

5. The Annual Summer Bonspiel taking place at East York Curling Club, 901 Cosburn Avenue on June 8 and 9, 2007.
6. The Fringe of Toronto Theatre Festival, taking place from July 4 to July 15, 2007, and advise the AGCO that it has no objection to the following establishments being permitted to sell and serve alcohol on outside patios for the duration of this event:

The Toronto Australia New Zealand Club, 292 Brunswick Avenue
The Factory Theatre, 125 Bathurst Street
The Tarragon Theatre, 30 Bridgman Avenue

7. The 2007 Folsom Fair North Productions taking place on July 22, 2007, from 12:00 noon until 10:30 p.m. at Allan Gardens;
8. The Cirque 2007 taking place on August 9 to September 23, 2007, from 12:00 noon until 10:00 p.m., in the Port Lands;
9. Fiera taking place on College Street between Shaw Street and Euclid Avenue from Saturday September 1, 2007 from 11:00 am to 3:00 a.m. on Sunday September 2, 2007, and from Sunday September 2, 2007 at 11:00 a.m. to 3:00 a.m. on Monday September 3, 2007, and:
 - a. advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licences to permit the sale and serving of alcohol on their patios for the duration of this event:

- Alto Basso, 718 College Street;
- Andy Pool Hall 489 College St;
- Arthurs 501 College St;
- Bar Burrito, 593 College Street;
- Bar Italia, 582 College Street;
- Bella Vista, 660 College Street;
- Bo Diana's Burgers 628 College St.
- Brasserie Aix 584 College St.
- Buff's Famous Wings 558 College St;
- Butt's, 587 College Street;
- Café Bar Azzuri, 598 College Street;
- Café Diplomatico, 594 College Street;
- Capitol Restaurant, 597 College Street;

- Centro del Formaggio 578 College St;
- China Doll, 587 College St;
- Ciao Edie 489 College St,
- Coco Lezzone, 602 College Street;
- College Street Bar, 574 College Street;
- Cucina, 640 College Street;
- Cupps Coffee House, 622 College Street;
- Dolce 697 College St;
- Eat My Martini, 648 College Street;
- El Bodegon 537 College St.
- El Convento Rico, 750 College Street;
- Flight 55, 713 College St;
- Friendly Magnolia 548 College St;
- Gamelle 468 College St;
- Giovanna Trattoria, 637 College Street;
- Golden Wheat Bakery & Pastry 652 College St.
- Harmony, 589 College St;
- Ichiban Sushi, 635 College Street;
- Il Gatto Nero, 720 College Street;
- Intime 614 College St;
- John's Classic Pizza, 591 College Street;
- Joya, 577 College Street;
- Kalendar, 546 College Street;
- L'Anjolino, 50 Clinton Street;
- La Forchetta, 613 College Street;
- La Porta Aperta, 651 College Street;
- Li'ly Lounge, 656 College Street;
- Liquids Lounge, 577A College Street;
- Mana Bar and Lounge 722 College St;
- Marlowe, 558 College Street;
- Midtown, 552 College Street;
- Mini Market 596 College St;
- Mod Club, 722 College Street;
- Mona's Shawarma, 661 College Street;
- Motorette 554 College St.
- Orbit Room, 580 College Street;
- Paez, 569 College Street;
- Perla Restaurant, 539 College Street;
- Pizza Nova, 703 College Street;
- Tony Restaurant 488 College St;
- Revival, 783 College Street;
- Riviera Bakery 576 College St.
- Roxx 489 College St;
- Sammy Joe's, 647 College Street;
- Segafredo Zanetti, 647 College Street;

- Sensual Café, 565 College Street;
- Shallow Groove, 559 College St.
- Sicilian Sidewalk Café, 712 College Street;
- Sidi's Café, 610 College Street;
- Sintra Wine Bar, 588 College Street;
- Sotto Voce, 595 College Street;
- Southside Louie's, 583 College Street;
- Souza Dal, 636 College Street;
- Spice Bistro, 577 College Street;
- Standard Club, 667 College Street;
- Starbuck's, 542 College Street;
- Sushi Bon, 695 College Street;
- Sushi Island, 571 College Street;
- Sutra Lounge, 612 College Street;
- Sushi D, 671 College Street;
- Teatro 505 College St;
- Ted's Collison and Repair Dining Room 573 College Street
- Temptation, 589 College Street;
- The Thai House 651 College St;
- Tilt Lounge, 669 College Street;
- Toi Bar 577 College St;
- Trattoria Giancarlo, 41 Clinton Street;
- The Fish Store 657 College St.
- Ukula 492 College St;
- Urban Thai, 638 College Street;
- Utopia, 586 College Street;
- Veni Vedi Vici, 650 College Street;
- Viseau Restaurant 705 College St.
- Vivoli, 665 College Street;
- Vogue Room 718 College St;
- Wild Indigo, 607 College Street;
- Vecchio Frak, 690 College Street;
- Xacutti 503 College St;
- Beba Bar, 614 College Street;
- 65 Degree Steakhouse, 584 College Street;
- Zumo Juice Bar/The Pita Place 619 College; and
- Sorriso Café, Resto and Bar, 588 College Street; and

b. advise the AGCO that it has no objection to The Royal Theatre, 608 College Street, being granted a Special Occasion Permit for the duration of this event.

10. Taste of Little Italy taking place on College Street between Shaw Street and Euclid Avenue from Friday, June 15, 2007 from 6:00 p.m. to Saturday, June 16, 2007 at 3:00 a.m.; June 16, 2007 from 11:00 a.m. to Sunday, June 17, 2007 at

3:00 a.m., and Sunday June 17, 2007 from 11:00 a.m. to 10:00 p.m., and:

- a. advise the AGCO that it has no objection to the following establishments being granted an extension to their liquor licences to permit the sale and serving of alcohol on their patios for the duration of this event:

- Alto Basso, 718 College Street;
- Andy Pool Hall 489 College St;
- Arthurs 501 College St;
- Bar Burrito, 593 College Street;
- Bar Italia, 582 College Street;
- Bella Vista, 660 College Street;
- Bo Diana's Burgers 628 College St.
- Brasserie Aix 584 College St.
- Buff's Famous Wings 558 College St;
- Butt's, 587 College Street;
- Café Bar Azzuri, 598 College Street;
- Café Diplomatico, 594 College Street;
- Capitol Restaurant, 597 College Street;
- Centro del Formaggio 578 College St;
- China Doll, 587 College St;
- Ciao Edie 489 College St,
- Coco Lezzone, 602 College Street;
- College Street Bar, 574 College Street;
- Cucina, 640 College Street;
- Cupps Coffee House, 622 College Street;
- Dolce 697 College St;
- Eat My Martini, 648 College Street;
- El Bodegon 537 College St.
- El Convento Rico, 750 College Street;
- Flight 55, 713 College St;
- Friendly Magnolia 548 College St;
- Gamelle 468 College St;
- Giovanna Trattoria, 637 College Street;
- Golden Wheat Bakery & Pastry 652 College St.
- Harmony, 589 College St;
- Ichiban Sushi, 635 College Street;
- Il Gatto Nero, 720 College Street;
- Intime 614 College St;
- John's Classic Pizza, 591 College Street;
- Joya, 577 College Street;
- Kalendar, 546 College Street;
- L'Anjolino, 50 Clinton Street;
- La Forchetta, 613 College Street;
- La Porta Aperta, 651 College Street;

- Li'ly Lounge, 656 College Street;
- Liquids Lounge, 577A College Street;
- Mana Bar and Lounge 722 College St;
- Marlowe, 558 College Street;
- Midtown, 552 College Street;
- Mini Market 596 College St;
- Mod Club, 722 College Street;
- Mona's Shawarma, 661 College Street;
- Motorette 554 College St.
- Orbit Room, 580 College Street;
- Paaez, 569 College Street;
- Perla Restaurant, 539 College Street;
- Pizza Nova, 703 College Street;
- Pony Restaurant 488 College St;
- Revival, 783 College Street;
- Riviera Bakery 576 College St.
- Roxx 489 College St;
- Sammy Joe's, 647 College Street;
- Segafredo Zanetti, 647 College Street;
- Sensual Café, 565 College Street;
- Shallow Groove, 559 College St.
- Sicilian Sidewalk Café, 712 College Street;
- Sidi's Café, 610 College Street;
- Sintra Wine Bar, 588 College Street;
- Sotto Voce, 595 College Street;
- Southside Louie's, 583 College Street;
- Souz Dal, 636 College Street;
- Spice Bistro, 577 College Street;
- Standard Club, 667 College Street;
- Starbuck's, 542 College Street;
- Sushi Bon, 695 College Street;
- Sushi Island, 571 College Street;
- Sutra Lounge, 612 College Street;
- Sushi D, 671 College Street;
- Teatro 505 College St;
- Ted's Collison and Repair Dining Room 573 College Street
- Temptation, 589 College Street;
- The Thai House 651 College St;
- Tilt Lounge, 669 College Street;
- Toi Bar 577 College St;
- Trattoria Giancarlo, 41 Clinton Street;
- The Fish Store 657 College St.
- Ukula 492 College St;
- Urban Thai, 638 College Street;
- Utopia, 586 College Street;

- Veni Vedi Vici, 650 College Street;
 - Viseau Restaurant 705 College St.
 - Vivoli, 665 College Street;
 - Vogue Room 718 College St;
 - Wild Indigo, 607 College Street;
 - Vecchio Frak, 690 College Street;
 - Xacutti 503 College St;
 - Beba Bar, 614 College Street;
 - 65 Degree Steakhouse, 584 College Street;
 - Zumo Juice Bar/The Pita Place 619 College; and
 - Sorriso Café, Resto and Bar, 588 College Street; and
- b. advise the AGCO that it has no objection to The Royal Theatre, 608 College Street, being granted a Special Occasion Permit for the duration of this event.
11. 21st Annual Fashion Cares taking place on May 12, 2007, at the Distillery Historic District, and advise the AGCO that it has no objection to the Official Fashion Cares After Party venue, Kool Haus, 132 Queens Quay East, being granted an extension to its liquor licence in order to sell and serve alcohol until 2.00 a.m. on Sunday, May 13, 2007;
12. Toronto International Dragon Boat Race Prep-Race taking place on May 27, 2007, at Marilyn Bell Park;
13. Toronto Argonauts Pre-Game Streetfest on Bremner Boulevard at the following times and dates:
- June 9, 2007 – 10:00 a.m. to 3:00 p.m.
 - June 28, 2007 – 2:30 p.m. to 7:30 p.m.
 - July 12, 2007 – 3:00 p.m. to 8:00 p.m.
 - July 26, 2007 – 3:00 p.m. to 8: 00 p.m.
 - August 10, 2007 – 3:30 p.m. to 8:30 p.m.
 - September 8, 2007 – 11:00 a.m. to 4:00 p.m.
 - September 23, 2007 – 12:00 noon to 5:00 p.m.
 - October 6, 2007 – 11:00 a.m. to 4:00 p.m.
 - October 12, 2007 – 3:30 p.m. to 8:30 p.m.
 - October 27, 2007 – 11:00 a.m. to 4:00 p.m.;
14. Dano Korean Festival taking place on June 2, 2007, at Christie Pits Park (750 Bloor Street West at Christie and Bloor).

Council also considered the following communications:

- (April 20, 2007) from the Special Event Manager - Fashion Cares, AIDS Committee of Toronto (ACT) (TE4.106.1);
- (April 23, 2007) from Deputy Mayor Joe Pantalone forwarding a communication (April 24, 2007) from the Executive Officer, Korea Town BIA (TE4.106.2); and
- (April 20, 2007) from the Toronto Argonauts (TE106.3).

7.72 **Sale of a Portion of the Public Lane Abutting 286 King Street East and 501 Adelaide Street East**

TE4.109	REFERRED		Transactional	Ward: 28
---------	----------	--	---------------	----------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor McConnell moved that the Item be referred back to the Toronto and East York Community Council for further consideration.

Vote on Referral:

Motion 1 by Councillor McConnell carried.

City Council Decision

City Council referred this Item back to the Toronto and East York Community Council for further consideration.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrrd/backgroundfile-2213.pdf>

Council also considered the following:

- (April 19, 2007) from Paul Dalla Lana, Northwest Value Partners Inc. (TE4.109.1).

7.73 **Rename Bathurst Street south of Queens Quay West as Eireann Quay**

TE4.113	AMENDED		Transactional	Ward: 20
---------	---------	--	---------------	----------

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Vaughan moved that the Item be amended by deleting the recommendations of the Toronto and East York Community Council, and that Council adopt the following instead:
 1. In the interest of completing the renaming in time for the June 21, 2007 visit of Mary McAleese, the President of Ireland for the opening of Ireland Park, City Council consider this request at its meeting on April 24, 2007.
 2. City Council grant an exception to its Street Naming Policy and approve the renaming of part of Bathurst Street south of Queen's Quay West to Eireann Quay.
 3. The appropriate City officials be directed to undertake any actions required for this change to take effect.

Votes:

Motion 1 by Councillor Vaughan carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. In the interest of completing the renaming in time for the June 21, 2007 visit of Mary McAleese, the President of Ireland for the opening of Ireland Park, City Council consider this request at its meeting on April 24, 2007.
2. City Council grant an exception to its Street Naming Policy and approve the renaming of part of Bathurst Street south of Queen's Quay West to Eireann Quay.
3. The appropriate City officials be directed to undertake any actions required for this change to take effect.

Background Information

Letter from Councillor Vaughan

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2577.pdf>

7.74 NEW BUSINESS FROM CITY OFFICIALS

April 23, 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. [CC7.1](#) (March 22, 2007) from the Integrity Commissioner, Minute 7.75 headed “Report on Violation of Clause XI of the Code of Conduct for Members of Council”
- Received for [CC7.2](#) (April 10, 2007) from the City Clerk, headed “Filing information by consent. of Financial Statements for the 2006 Municipal Election”
- Held for consideration. [CC7.3](#) (April 12, 2007) from the City Solicitor, headed Minute 7.76 “53 Colgate Avenue, Official Plan, Zoning, Site Plan Applications – Request for Direction”
- Held for consideration. [CC7.4](#) (April 12, 2007) from the City Solicitor, headed Minute 7.77 “Appeals to the Ontario Municipal Board: Driveway Dimensions and Front Yard Landscaping By-laws”
- Held for consideration. [CC7.5](#) (April 16, 2007) from the City Solicitor, headed Minute 7.78 “Appeal of Court Decision Re: Telus Communications Company Challenge to Site Plan By-law”
- Held for consideration. [CC7.6](#) (April 17, 2007) from the City Solicitor and the Minute 7.79 Deputy City Manager and Chief Financial Officer, headed “121-123 Industry Street – Potential Settlement of Ontario Municipal Board Hearing”
- Adopted by consent [CC7.7](#) (April 16, 2007) from the City Solicitor, headed “7 Lynn Road: Ontario Municipal Board Matter”

7.75 Report on Violation of Clause XI of the Code of Conduct for Members of Council

CC7.1	RECEIVED		
-------	----------	--	--

April 24, 2007

Speaker Bussin in the Chair.

Motion:

Councillor Vaughan moved that Item CC7.1 be received for information.

Vote:

The motion by Councillor Vaughan carried.

City Council Decision

City Council received this Item for information.

Link to Background Information

Council considered the following:

- [Report \(March 22, 2007\) from the Integrity Commissioner. \(CC7.1\)](#)

7.76 **53 Colgate Avenue - Official Plan, Zoning, Site Plan Applications - Request for Direction**

CC7.3	AMENDED			
--------------	---------	--	--	--

April 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Davis moved that the staff recommendations contained in the Recommendations Section of the report (April 12, 2007) from the City Solicitor, be amended by:
 1. deleting Recommendation 1 and replacing it with the following:
 - “1. City Council authorize the City Solicitor and necessary City staff to attend at the Ontario Municipal Board hearing in support of the appeals, subject to the resolution of the following:
 - a. all outstanding technical issues, including, but not limited to, issues that may relate to Urban Design, Urban Forestry, Streetscaping, and Technical Services; and

- b. any additional issues identified by staff as a result of a further community consultation meeting that may be held by the Ward Councillor by a date no later than May 11, 2007.”;
2. inserting the following new Recommendation 2:
 - “2. City Council authorize the City Solicitor and other appropriate City officials to report directly to City Council on May 23, 2007, if, in their discretion, they deem it necessary in order to request further instructions regarding the Ontario Municipal Board Hearing.”; and
3. re-numbering the remaining Recommendations accordingly.

Votes:

Adoption of motion 1 by Councillor Davis:

Yes - 21 Councillors: Ainslie, Ashton, Augimeri, Davis, De Baeremaeker, Di Giorgio, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 3 Councillors: Del Grande, Ford, Holyday

Carried by a majority of 18.

Item CC7.3, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council authorize the City Solicitor and necessary City staff to attend at the Ontario Municipal Board hearing in support of the appeals, subject to the resolution of the following:
 - a. all outstanding technical issues, including, but not limited to, issues that may relate to Urban Design, Urban Forestry, Streetscaping, and Technical Services; and
 - b. any additional issues identified by staff as a result of a further community consultation meeting that may be held by the Ward Councillor by a date no later than May 11, 2007.

2. City Council authorize the City Solicitor and other appropriate City officials to report directly to City Council on May 23, 2007, if, in their discretion, they deem it necessary in order to request further instructions regarding the Ontario Municipal Board Hearing.
3. City Council authorize the City Solicitor to request the OMB to withhold its order approving the Zoning By-law and Official Plan amendment until the owner has entered into a Site Plan Agreement.
4. City Council authorize the City Solicitor and other City officials to take any necessary steps to implement the foregoing.

Link to Background Information

Council considered the following:

- [Report \(April 12, 2007\) from the City Solicitor. \(CC7.3\)](#)

7.77 Appeals to the Ontario Municipal Board: Driveway Dimensions and Front Yard Landscaping By-laws

CC7.4	AMENDED			
-------	---------	--	--	--

This Item was considered during closed session.

(See Minute 7.98)

7.78 Appeal of Court Decision Re: Telus Communications Company Challenge to Site Plan By-law

CC7.5	AMENDED			
-------	---------	--	--	--

This Item was considered during closed session.

(See Minute 7.102)

7.79 121-123 Industry Street – Potential Settlement of Ontario Municipal Board Hearing

CC7.6	AMENDED			
-------	---------	--	--	--

This Item was considered during closed session.

(See Minute 7.97)

NOTICES OF MOTION

7.80 Drug Strategy Implementation Committee – Composition Increase
Moved by Councillor Rae, seconded by Councillor Perks

M32	NO AMENDMENT			
------------	--------------	--	--	--

April 24, 2007:
 Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M32 requires a re-opening of Executive Committee Item 4.1 (March 5, 6, 7 and 8, 2007) only as it relates to the composition of the Drug Strategy Implementation Committee. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Executive Committee Item 4.1:

Yes - 28	Mayor: Miller
	Councillors: Ainslie, Augimeri, Bussin, Del Grande, Di Giorgio, Feldman, Fletcher, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Perks, Rae, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 2	Councillors: Holyday, Ootes

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

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M32, 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 M32 was adopted, without amendment.

City Council Decision

City Council re-opened Executive Committee Item 4.1 (Council Meeting - March 5, 6, 7 and 8, 2007) only as it relates to the composition of the Drug Strategy Implementation Committee, and adopted the following motion:

1. Council amend the composition of the Drug Strategy Implementation Committee to include a Member of Council at large in addition to one Member as the Mayor's designate, as a transition measure, until December 31, 2008.

(See also Striking Committee, Item ST4.1, Minute 7.51)

Link to Background Information

Council considered the following:

- [Motion M32](#)

7.81 **48 Bywood Drive, Ontario Municipal Board Hearing** *Moved by Councillor Lindsay Luby, seconded by Councillor Palacio*

M33	NO AMENDMENT			
------------	--------------	--	--	--

April 24, 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 M33 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M33 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M33, 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 M33 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M33 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor and City Planning staff to attend the OMB hearing, as scheduled, and seek refusal of the variance requested for 48 Bywood Drive.

Link to Background Information

Council considered the following:

- [Motion M33](#)
- Notice of Decision, Minor Variance/Permission (February 28, 2007) for 48 Bywood Drive, from the Manager and Deputy Secretary-Treasurer, Etobicoke York District
- Communication (January 12, 2007) from Councillor Gloria Lindsay Luby, Ward 4, Etobicoke Centre, addressed to the Chair and Members, Committee of Adjustment, Etobicoke York Panel
- Revised Public Hearing Notice, Minor Variance/Permission (February 7, 2007) for 48 Bywood Drive, from the Acting Manager and Deputy Secretary-Treasurer, Etobicoke York Panel
- Site Plan - 48 Bywood Drive
- Location Map - 48 Bywood Drive

7.82 **Property tax exemption for Master's College and Seminary, a registered Charity (Ward 16 – Eglinton-Lawrence)**

Moved by Councillor Stintz, seconded by Councillor Ainslie

M34	NO AMENDMENT			
-----	--------------	--	--	--

April 24, 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 M34 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M34 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M34, a Fiscal Impact Statement (April 23, 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 M34 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M34 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Toronto City Council support the Private Member's Bill PR 28, entitled "An Act respecting Master's College and Seminary".

Link to Background Information

- [Motion M34](#)
- Private Member's Bill PR 28, entitled "An Act respecting Master's College and Seminary"
- Financial Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer

7.83 **Spadina-York Subway Extension Committee Appointments – Status Request**
Moved by Councillor Stintz, seconded by Councillor Saundercook

M35	REFERRED			
-----	----------	--	--	--

April 24, 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 M35 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M35 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M35, 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 M35 at this meeting:

Yes - 21	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Fletcher, Ford, Grimes, Heaps, Holyday, Jenkins, Kelly, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Walker
No - 15	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Davis, Di Giorgio, Giambrone, Lindsay Luby, Mihevc, Moscoe, Pantalone, Parker, Perks, Rae, Thompson, Vaughan

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

City Council Decision

City Council referred Motion M35 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M35](#)

7.84 **Front Yard Parking Application 121 and 123 Mavety Street (Ward 13)**
Moved by Councillor De Baeremaeker, seconded by Councillor Saundercook

M36	NO AMENDMENT			
------------	--------------	--	--	--

April 24, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M36 requires a re-opening of Etobicoke York Community Council Items EY2.5 and EY2.6 (February 5, 6, 7 and 8, 2007) as they relate to Front Yard Parking Applications at 121 and 123 Mavety Street. A two-thirds vote of the Council Members present is required to re-open these Items.

Vote to Re-Open Etobicoke York Community Council Items EY2.5 and EY2.6:

Yes - 27	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, De Baeremaeker, Di Giorgio, Feldman, Ford, Giambrone, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 11	
Councillors:	Davis, Del Grande, Fletcher, Heaps, Holyday, Mihevc, Milczyn, Moeser, Perks, Rae, Vaughan

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

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M36, 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 to Adopt Motion M36, without amendment:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, De Baeremaeker, Di Giorgio, Feldman, Ford, Giambrone, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Saundercook, Shiner, Stintz, Thompson, Walker

No - 8 Councillors: Davis, Del Grande, Fletcher, Heaps, Holyday, Milczyn, Perks, Rae
--

Carried by a majority of 21.

City Council Decision

City Council re-opened Etobicoke York Community Council Items EY2.5 and EY2.6 (Council Meeting - February 5, 6, 7 and 8, 2007) as they relate to Front Yard Parking Applications at 121 and 123 Mavety Street, and adopted the following motion:

1. Council refer Items EY2.5 and EY2.6 back to the Etobicoke York Community Council.

Link to Background Information

Council considered the following:

- [Motion M36](#)

- 7.85 **Provincial Uploading to be a “Council Mandate”**
Moved by Councillor Minnan-Wong, seconded by Councillor Stintz

M37	REFERRED			
-----	----------	--	--	--

April 24, 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 M37 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M37 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M37, a Fiscal Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a possible financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 2)

Procedural Vote to Consider Motion M37 at this meeting:

Yes - 20 Councillors:	Ainslie, Augimeri, Del Grande, Feldman, Ford, Grimes, Holyday, Jenkins, Lee, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Rae, Saundercook, Shiner, Stintz, Thompson, Walker
No - 19 Mayor: Councillors:	Miller Ashton, Bussin, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mihevc, Milczyn, Moscoe, Pantalone, Parker, Perks, Vaughan

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

City Council Decision

City Council referred Motion M37 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M37](#)
- Financial Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer

7.86 Liquor Licence Application - Good 2 Go Jamaican Restaurant and Bar, 10 Melford Drive, Unit 17B

Moved by Councillor Cho, seconded by Councillor Walker

M38	NO AMENDMENT			
-----	--------------	--	--	--

April 24, 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 M38 be referred to the Scarborough Community Council. A two-thirds vote of the Council Members present is required to consider Motion M38 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M38, 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 M38 at this meeting:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 4	
Councillors:	Heaps, Kelly, Perks, Shiner

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

Vote:

Motion M38 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council supports the removal of the condition of the liquor licence for Good 2 Go Jamaican Restaurant and Bar, 10 Melford Drive, Unit 17B (the “Licensed Premises”), that “The sale and service of alcoholic beverages shall cease at 8:00 p.m. daily” provided that the following conditions, in the form substantially set out below, are attached to the liquor licence:
 - a. The Licensed Premises shall close no later than 3:00 a.m. each day and no patrons will be allowed to enter or remain on the Licensed Premises after 3:00 a.m.
 - b. The Licensee shall install and maintain 3 clearly visible and functioning high-resolution video security cameras at the Licensed Premises in the following locations,
 - i. one video security camera at each entrance to the Licensed

Premises, and

- ii. one video security camera above the cash register looking out into the public space.
 - c. The Licensee shall store and retain the video and digital records from each video security camera for at least 30 days and make the DVD or video tape available immediately to police officers or liquor licence inspectors upon request.
2. Subject to the approval by the Registrar or Board, as the case may be, of the Alcohol and Gaming Commission, the conditions as set out in paragraph 1 above, be attached to the liquor licence to the Licensed Premises and the applicant, Good 2 Go Jamaican Cuisine Inc., shall agree that, prior to the removal of the existing condition requiring the sale of alcoholic beverages to cease at 8:00 p.m. daily, it shall file with the Registrar written consent to the conditions as set out in paragraph 1 above being attached to the liquor licence for the Licensed Premises.
 3. The City Solicitor be authorized to make such stylistic and technical changes to the said conditions as may be required and further be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M38](#)

7.87 **Battery Recycling Program and Public Awareness Campaign**

Moved by Councillor Stintz, seconded by Councillor Heaps

M39	AMENDED			
-----	---------	--	--	--

April 24, 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 M39 be referred to the Public Works and Infrastructure Committee. A two-thirds vote of the Council Members present is required to consider Motion M39 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M39, a Fiscal Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer advising that there was a possible financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 3)

Procedural Vote:

The vote to consider Motion M39 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Motions:

1. Councillor Moscoe moved that the City Solicitor be requested to report to the Public Works and Infrastructure Committee on how the City can use the enhanced licensing powers available under the City of Toronto Act to establish a Return/Deposit System for the sale of batteries.
2. Councillor Perks moved that the Acting General Manager, Solid Waste Management Services, work to promote Extended Producer Responsibility principles by reporting to the Public Works and Infrastructure Committee on a plan for 100% cost-recovery of battery recycling and disposal programs from battery manufacturers.

Votes:

Motion 1 by Councillor Moscoe carried.

Motion 2 by Councillor Perks carried.

Motion M39, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The General Manager of Solid Waste Management Services provide a report to the Public Works and Infrastructure Committee to propose a strategy to increase the safe disposal of batteries in Toronto, including the use of TTC locations, Community Centres, and sports facilities as drop off points.
2. The General Manager of Solid Waste Management Services report to the Public Works and Infrastructure Committee on the potential for a public awareness campaign, informing residents of the benefits of the safe disposal of batteries.

3. The City Solicitor be requested to report to the Public Works and Infrastructure Committee on how the City can use the enhanced licensing powers available under the City of Toronto Act to establish a Return/Deposit System for the sale of batteries.
4. The Acting General Manager, Solid Waste Management Services, work to promote Extended Producer Responsibility principles by reporting to the Public Works and Infrastructure Committee on a plan for 100% cost-recovery of battery recycling and disposal programs from battery manufacturers.

Link to Background Information

Council considered the following:

- [Motion M39](#)
- Financial Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer

- 7.88 **Delivery Vehicles – Downtown Entry Restriction: 7:00 a.m. – 10:00 a.m. and 3:00 p.m. to 6:00 p.m., Monday to Friday**
Moved by Councillor Walker, seconded by Councillor Thompson

M40	REFERRED			
-----	----------	--	--	--

April 24, 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 M40 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M40 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M40, 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 M40 at this meeting:

Yes - 15 Councillors:	Augimeri, Feldman, Jenkins, Lee, McConnell, Minnan-Wong, Moscoe, Nunziata, Palacio, Parker, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 27 Mayor: Councillors:	Miller Ainslie, Ashton, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, Mihevc, Milczyn, Moeser, Ootes, Pantalone, Perks, Perruzza, Rae, Thompson

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

City Council Decision

City Council referred Motion M40 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M40](#)

7.89 **Re-opening of Delegation of Transit Route matters and Bicycle Lane matters**
Moved by Councillor Davis, seconded by Councillor Perks

M41	NOT RE-OPENED			
-----	---------------	--	--	--

April 24, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M41 requires a re-opening of Executive Committee Item 2.5 (February 5, 6, 7 and 8, 2007) only as it relates to the delegation of bicycle lane matters and transit route matters. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Executive Committee Item 2.5:

Yes - 21 Mayor:	Miller
--------------------	--------

Councillors:	Ainslie, Ashton, Augimeri, Davis, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Heaps, Jenkins, Lee, McConnell, Mihevc, Milczyn, Pantalone, Perks, Perruzza, Rae, Vaughan
--------------	---

No - 21

Councillors:	Bussin, Del Grande, Feldman, Ford, Hall, Holyday, Kelly, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
--------------	--

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

Fiscal Impact Statement:

City Council had before it, for consideration with Motion M41, 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)

City Council Decision

City Council did not re-open Executive Committee Item 2.5 (Council Meeting - February 5 to 8, 2007) only as it relates to the delegation of bicycle lane matters and transit route matters.

Link to Background Information

Council considered the following:

- [Motion M41](#)

7.90 **Ontario Municipal Board Hearing – 467 St. Germain Avenue**

Moved by Councillor Stintz, seconded by Councillor Ashton

M42	WITHDRAWN			
-----	-----------	--	--	--

April 24, 2007:

Speaker Bussin in the Chair.

Permission to Withdraw:

Councillor Stintz requested the permission of Council to withdraw Motion M42. Council granted permission to withdraw Motion M42.

Fiscal Impact Statement:

City Council had before it, for consideration with Motion M42, a Fiscal Impact Statement 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 4)

City Council Decision

Motion M42 was withdrawn.

Link to Background Information

Council considered the following:

- [Motion M42](#)
- Financial Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer

7.91 **Revisions to Proposed Zoning By-law – 3 Aukland Road – No Further Notice Required - Etobicoke-Lakeshore (Ward 5)**

Moved by Councillor Milczyn, seconded by Councillor Hall

M43	NO AMENDMENT			
-----	--------------	--	--	--

April 24, 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 M43 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M43 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M43, 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 M43 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M43 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. No further public notice is required in respect of the zoning by-law proposed for 3 Auckland Road.

Link to Background Information

Council considered the following:

- [Motion M43](#)

- 7.92 **1250 Eglinton Avenue East – Rezoning Application 04 12930 NMI 26 OZ - Deltera Inc. – Burka Varacalli**
Moved by Councillor Parker, seconded by Councillor Jenkins

M44	NO AMENDMENT			
------------	--------------	--	--	--

April 24, 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 M44 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M44 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M44, 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 M44 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M44 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council delete Recommendation 2(c) of Clause 31 of Report 4 of North York Community Council, adopted as amended by City Council at its meeting of May 23, 24, and 25, 2006, requiring the applicant to provide a payment-in-lieu of any of the 302 parking spaces that cannot be accommodated off-site through the traffic management plan.
2. The City Solicitor be authorized to revise the proposed Section 37 Agreement and site specific zoning by-law to increase the number of hours per week that the multi-purpose room in the proposed Retirement Residence may be used by a City Division or a community based not-for-profit organization for the provision of seniors programming from 5 hours to 10 hours.

Link to Background Information

Council considered the following:

- [Motion M44](#)

7.93 **Michael Power Park Construction Consolidation** *Moved by Councillor Milczyn, seconded by Councillor Hall*

M45	NO AMENDMENT			
------------	--------------	--	--	--

April 24, 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 M45 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M45 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M45, a Fiscal Impact Statement (April 23, 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 5)

Procedural Vote:

The vote to consider Motion M45 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M45 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The 2007 Parks, Forestry and Recreation Capital Budget, CPR117-35-13 (Sub-Project Park No.340, 5055 Dundas Street, Michael Power Park), be amended to bring the total funds to \$253,400.00 by moving the following Section 37 Agreements and amounts, currently in City of Toronto Holding Accounts:

3 – 11 Tyre Avenue	\$20,000
3085 Bloor Street West	\$85,000
7 – 11 Burnhamthorpe Crescent	\$68,400
5145 Dundas Street West (Concert Properties)	\$80,000

2. Parks, Forestry and Recreation be granted approval to enter into a sole source agreement with, and to reimburse Port Royal Place Developments for approved costs incurred in the development of Michael Power Park on behalf of the City, above the required limit of their commitment, to a maximum of \$253,400.00.

Link to Background Information

Council considered the following:

- [Motion M45](#)
- Financial Impact Statement (April 23, 2007) from the Deputy City Manager and Chief Financial Officer

MOTIONS WITHOUT NOTICE

- 7.94 **Toronto Bid for 2009 World Green Roof Congress**
Moved by Deputy Mayor Pantalone, seconded by Councillor Fletcher

M46	NO AMENDMENT			
------------	--------------	--	--	--

April 23, 2007
 Speaker Bussin in the Chair.

Advice by Speaker:

Deputy Mayor Pantalone 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 M46.

Procedural Vote to Introduce:

The vote to introduce Motion M46 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

April 24, 2007
 Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M46, a Fiscal Impact Statement (April 24, 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 6)

Vote to Adopt Motion M46, without amendment:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Grimes, Hall, Heaps, 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 - 3	

Councillors: Ford, Holyday, Minnan-Wong

Carried by a majority of 36.

City Council Decision

City Council adopted the following motions:

1. City Council express its interest and desire, through the Office of the Mayor, to co-host the 2009 World Green Roof Congress, in conjunction with Green Roofs For Healthy Cities, and express its willingness to participate in a Local Committee to help develop the detailed program.
2. City Council affirm a financial commitment to support the 2009 World Green Roof Congress, either directly or indirectly (printing, venues, etc.) up to \$40,000 U.S., and that the necessary funding be included for consideration with the 2008 Operating Budget.
3. City Council assist in developing and implementing a program to secure sponsorship support from other interested organizations in Toronto, Provincially and Federally.
4. City Council establish several tours of Toronto-based facilities, such as the Exhibition, to promote the leadership being exhibited in Toronto.
5. City Council request the Deputy City Manager's Office (Cluster B) and the Toronto Environment Office to be the City's principal contacts for the submission of Toronto's bid and subsequent event planning and organization, in conjunction with Green Roofs For Healthy Cities.

Link to Background Information

Council considered the following:

- [Motion M46](#)
- Financial Impact Statement (April 24, 2007) from the Deputy City Manager and Chief Financial Officer

7.95 Approval of Liquor Licence Endorsement - National Soccer Stadium (BMO Field)

Moved by Deputy Mayor Pantalone, seconded by Councillor Grimes

M47	NO AMENDMENT		
------------	--------------	--	--

April 24, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Deputy Mayor Pantalone 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 M47.

Procedural Vote to Introduce:

The vote to introduce Motion M47 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M47, 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 M47 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council approve the issuance of a stadium endorsement for the liquor licence for the national soccer stadium (“BMO Field”) at Exhibition Place as required under subsection 76(1) of Regulation 719 under the Liquor Licence Act.
2. City Council direct staff to immediately provide the Alcohol and Gaming Commission with a copy of this Resolution, once adopted.

Link to Background Information

Council considered the following:

- [Motion M47](#)

7.96 CLOSED MEETING SESSION OF THE COMMITTEE OF THE WHOLE**April 23, 2007 - Closed Session 1**

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Moscoe, at 7:15 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:

- CA7.4 Appointments to the Metro Toronto Convention Centre Corporation Board of Directors (as it pertains to personal matters about identifiable individuals)
- CA7.7 Appointments to the Exhibition Place Board of Governors (as it pertains to personal matters about identifiable individuals)
- CA7.8 Appointments to the Toronto Parking Authority (as it pertains to personal matters about identifiable individuals)
- GM3.13 To Request Authority, to Enter into Lease Agreements for the Operation of Various City Cafes and Cafeterias – RFP 0613-06-7016 (as it pertains to the proposed or pending acquisition or sale of land for municipal or local board purposes)
- GM3.16 Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006 (as it pertains to personal matters about an identifiable individual, including municipal or local board employees)
- LS3.1 Briefing to the Committee Members on the Taxi Industry (as it contains information that is solicitor-client privilege)
- EY4.56 4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive – Official Plan and Zoning Code Amendment Applications – Request for Direction (as it pertains to litigation or potential litigation)
- TE4.36 Authorization Respecting Motion for Leave to Appeal a Decision of the Ontario Municipal Board re: 200 Russell Hill Road (as it pertains to litigation or potential litigation)
- CC7.4 Appeals to the Ontario Municipal Board: Driveway Dimensions and Front Yard Landscaping By-laws (as it pertains to litigation)
- CC7.5 Appeal of Court Decision Re: Telus Communications Company Challenge

to Site Plan By-law (as it contains information that is subject to solicitor-client privilege)

- CC7.6 121-123 Industry Street – Potential Settlement of Ontario Municipal Board Hearing (as it pertains to litigation or potential litigation that affects the City or its agencies, boards or commissions)

Vote:

The motion by Councillor Moscoe carried.

Council recessed its public session at 7:16 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 8:16 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 confidential matters:

- GM3.13 To Request Authority, to Enter into Lease Agreements for the Operation of Various City Cafes and Cafeterias – RFP 0613-06-7016
- GM3.16 Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006
- EY4.56 4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive – Official Plan and Zoning Code Amendment Applications – Request for Direction
- TE4.36 Authorization Respecting Motion for Leave to Appeal a Decision of the Ontario Municipal Board re: 200 Russell Hill Road
- CC7.4 Appeals to the Ontario Municipal Board: Driveway Dimensions and Front Yard Landscaping By-laws
- CC7.5 Appeal of Court Decision Re: Telus Communications Company Challenge to Site Plan By-law
- CC7.6 121-123 Industry Street – Potential Settlement of Ontario Municipal Board Hearing

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

- CA7.4 Appointments to the Metro Toronto Convention Centre Corporation Board of Directors (See Minute 7.25)
- CA7.7 Appointments to the Exhibition Place Board of Governors (See Minute 7.26)
- CA7.8 Appointments to the Toronto Parking Authority (See Minute 7.27)
- LS3.1 Briefing to the Committee Members on the Taxi Industry (See Minute 7.40)

7.97 **121-123 Industry Street – Potential Settlement of Ontario Municipal Board Hearing**

CC7.6	AMENDED			Ward: 12
-------	---------	--	--	----------

April 24, 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.

Vote:

The Item, as amended by the confidential instructions to staff, carried.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1, as amended.
2. The recommendations in Attachment 1 can be made public if any settlement is finalized to the satisfaction of the City Solicitor. The remaining confidential information and advice can only be made public at the discretion of the City Solicitor.
3. The Chief General Manager of the Toronto Transit Commission report back in conjunction with the first quarter capital variance report on re-allocations within

the TTC's 2007 Approved Capital Budget to accommodate this additional expenditure.

The following Recommendation 2, as amended, contained in Confidential Attachment 1 to the report (April 17, 2007) from the City Solicitor and the Deputy City Manager and Chief Financial Officer, is now public. The balance of Attachment 1 remains confidential, at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the finalization of a settlement satisfactory to the City Solicitor, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions:

- “2. The City Solicitor accept the all-inclusive settlement offer received from the tenant, Maple Leaf Firelog Products Company, in the amount of \$1,000,000.”

Link to Background Information

Council considered the following:

- Report (April 17, 2007) from the City Solicitor and the Deputy City Manager and Chief Financial Officer. (CC7.6)
- Confidential communication (April 19, 2007) from the General Secretary, Toronto Transit Commission (CC7.6.1). This communication remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions.

7.98 Appeals to the Ontario Municipal Board: Driveway Dimensions and Front Yard Landscaping By-laws

CC7.4	AMENDED			
-------	---------	--	--	--

April 24, 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 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, be instructed to consult with the local Councillor prior to the settlement of remaining appeals.

Vote:

The Item, as amended by motion 1 by Councillor Moscoe, carried.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. Council's instructions to staff in respect of the Ontario Municipal Board hearing related to this matter be authorized for public release at the conclusion of the Council meeting.
3. The Chief Planner and Executive Director, City Planning, be instructed to consult with the local Councillor prior to the settlement of remaining appeals.

The following recommendations contained in Confidential Attachment 1 to the report (April 12, 2007) from the City Solicitor, are now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation:

1. City Council authorize the City Solicitor to settle certain appeals to the Driveway Dimensions and Front Yard Landscaping By-laws at the Ontario Municipal Board hearing on the basis of these recommendations.
 2. City Council instruct the City Solicitor and appropriate City staff to attend at the Ontario Municipal Board and request the Ontario Municipal Board to exempt the sites with respect to the approvals listed in Appendix A from the Driveway Dimensions and Front Yard Landscaping By-laws, and to repeal By-law 1007-2006, the Driveway Dimensions and Front Yard Landscaping By-law respecting the Midland/St.Clair Community.
 3. City Council authorize the Chief Planner and City Solicitor to settle any remaining appeals on a basis, in substance, satisfactory to the Chief Planner.
 4. City Council authorize the City Solicitor to take such steps as are necessary to implement the recommendations contained in this report.
-

Link to Background Information

Council considered the following:

- Report (April 12, 2007) from the City Solicitor. (CC7.4)

7.99 **To Request Authority, to Enter into Lease Agreements for the Operation of Various City Cafes and Cafeterias-RFP 0613-06-7016**

GM3.13	AMENDED		Transactional	Ward: 3, 12, 20, 29, 38
--------	---------	--	---------------	----------------------------

April 24, 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.

Motions moved in Public Session:

1. Councillor Moscoe moved that the Item be amended by amending Recommendation 5 of the Government Management Committee to now read as follows:
 5. As no proposals were received for the cafeteria at Scarborough Civic Centre, the Director, Real Estate Services, be authorized to explore with the co-owner of the Scarborough Civic Centre, the Toronto District School Board (“TDSB”), the model used by the TDSB to operate their cafeteria at 5050 Yonge Street with a view to having the TDSB operate the cafeteria at the Scarborough Civic Centre and report back to City Council, if necessary.
2. Councillor Ashton moved that motion 1 by Councillor Moscoe be amended to provide that the Executive Director, Real Estate Services, consult with the Chair of the Scarborough Community Council.

Votes:

Motion 2 by Councillor Ashton carried.

Adoption of motion 1 by Councillor Moscoe, as amended:

Yes - 35	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fillion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Thompson, Walker

No - 1	
Councillor:	Ford

Carried by a majority of 34.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council authorize the public release of the confidential information in Attachment 1, if and when the recommended lease agreements are finalized and signed.
2. Council authorize the City to enter into a lease agreement with Canada Catering Co. Limited (“Canada Catering”), for a 10 year term, for the operation of the cafeteria at Metro Hall, on the key terms set out in Schedule “A” to Attachment 1 – Confidential Information and the additional terms and conditions set out in the RFP, in a form satisfactory to the City Solicitor; this proponent having achieved the highest overall evaluated score to operate this location.
3. Council authorize the City to enter into lease agreements with 1355565 Ontario Inc. o/a Delimark Cafés (“Delimark”), for a 10 year term, for the operation of the cafeterias at Etobicoke Civic Centre, 2700 Eglinton Avenue West and East York Civic Centre, on the key terms set out in Schedule “B” to Attachment 1 – Confidential Information and the additional terms and conditions set out in the RFP, in a form satisfactory to the City Solicitor; this proponent having achieved the highest overall evaluated scores to operate these locations.
4. Council authorize the Director, Real Estate Services to negotiate with the next highest scoring proponent(s), if any, should lease negotiations fail with either of the recommended proponents for any of the locations and to report back to City Council on the outcome of such negotiations.

5. As no proposals were received for the cafeteria at Scarborough Civic Centre, the Director, Real Estate Services, be authorized to explore with the co-owner of the Scarborough Civic Centre, the Toronto District School Board (“TDSB”), the model used by the TDSB to operate their cafeteria at 5050 Yonge Street with a view to having the TDSB operate the cafeteria at the Scarborough Civic Centre and report back to City Council, if necessary; and the Executive Director, Real Estate Services, consult with the Chair of the Scarborough Community Council.
6. Council authorize the Chief Corporate Officer, his successor or designate, to administer and manage the lease agreements, including providing any consents, approvals, notices and notices of termination, provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.
7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (March 21, 2007) from the Chief Corporate Officer, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the finalization and execution of recommended lease agreements, as it contains information regarding the proposed or pending acquisition of land for municipal or local board purposes.

Background Information

Report-Operation of Various City Cafes and Cafeterias

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2683.pdf>

Confidential Attachment 1-Operation of Various City Cafes & Cafeterias

In-Camera Presentation-Operation of Various City Cafes & Cafeterias

7.100 Accounts Receivables – Largest Debtors with Tax Arrears Greater than \$500,000 as at December 31, 2006

GM3.16	AMENDED		Transactional	Ward: All
---------------	---------	--	---------------	-----------

April 24, 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 moved in Public Session:

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

The Treasurer provide an updated report to the Executive Committee regarding the status of the tax arrears and the current status of City payments with respect to this property.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. This report, together with the information contained in Attachment 1, and the confidential information contained in Attachment 2, be received for information.
2. The confidential information contained in Attachment 2 remain confidential, as it relates to personal information about identifiable individual(s), and as such may not be disclosed under the provisions of the Municipal Freedom of Information and Protection of Privacy Act.
3. The practice of reporting semi-annually to Committee and Council on tax accounts with receivables of \$500,000 or more be continued.
4. The appropriate City staff be authorized and directed to take the necessary action to give effect thereto.
5. The Treasurer provide an updated report to the Executive Committee regarding the status of the tax arrears and the current status of City payments with respect to this property.

Confidential Attachment 2 to the report (March 21, 2007) from the Treasurer, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, and the Municipal Freedom of Information and Protection of Privacy Act, as it contains personal information about an identifiable person, including municipal or local

board employees.

Background Information

Report-Accounts Receivable-Largest Debtors with Tax Arrears
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2677.pdf>)

Attachment 1-Owned by a Corporation

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2679.pdf>)

Attachment 2-Page 1-Owned by an Individual

Attachment 2-Page 2-Owned by an Individual

Attachment 3-Summary of Receivables as at December 31, 2006

Council also considered the following:

- [Briefing Note \(April 20, 2007\) from the Deputy City Manager and Chief Financial Officer \(GM3.16a\).](#)

Declared Interest (City Council)

Councillor Walker - in that his daughter is an employee of the Toronto Port Authority.

7.101 Authorization Respecting Motion for Leave to Appeal a Decision of the Ontario Municipal Board re: 200 Russell Hill Road

TE4.36	NO AMENDMENT		Transactional	Ward: 22
--------	--------------	--	---------------	----------

April 24, 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 moved in Public Session:

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

City Council direct the City Solicitor to proceed with the motion for a review of Decision/Order 0449 of the Ontario Municipal Board to the Ontario Municipal Board, under Section 43 of the Ontario Municipal Board Act, respecting 200 Russell Hill Road.

Votes:

Adoption of motion 1 by Councillor Walker:

Yes - 10	Councillors: Augimeri, Fletcher, Hall, Jenkins, Lee, Milczyn, Nunziata, Palacio, Parker, Walker
No - 27	Councillors: Ainslie, Ashton, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Ford, Giambrone, Grimes, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Ootes, Pantalone, Perks, Rae, Saundercook, Thompson, Vaughan

Lost by a majority of 17.

Adoption of the Item, without amendment:

Yes - 34	Councillors: Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Thompson, Vaughan
No - 3	Councillors: Jenkins, Lee, Walker

Carried by a majority of 31.

City Council Decision

City Council adopted the following motions:

1. City Council adopt Confidential Recommendations 1 and 2 of the confidential instructions to staff in Attachment 1 of the report (March 13, 2007) from the City Solicitor and in accordance with the City of Toronto Act, City Council discuss this matter in closed session of the Committee of the Whole as the

subject relates to the receiving of advice that is subject to solicitor-client privilege.

2. Council authorize the public release of the confidential Recommendations included in Attachment 1 at the conclusion of the Council meeting.

The following recommendations contained in Confidential Attachment 1 to the report (March 13, 2007) from the City Solicitor, are now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. City Council direct the City Solicitor to abandon the notice of motion for leave to appeal Decision/Order No. 0449 of the Ontario Municipal Board respecting 200 Russell Hill Road provided the applicant confirms that it will not pursue its costs motion to the Ontario Municipal Board.
2. City Council resolve that it does not oppose demolition of the existing residence designated under Part IV of the Ontario Heritage Act.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2337.pdf>

7.102 Appeal of Court Decision Re: Telus Communications Company Challenge to Site Plan By-law

CC7.5	AMENDED			
-------	---------	--	--	--

April 24, 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.

Motions moved in Public Session:

1. Councillor Moscoe moved that the Item be amended by adding the following:
 1. The matter of the siting of the telecommunications tower be referred to the

Planning and Growth Management Committee for the development of a protocol for carriers to follow in siting telecommunications towers.

2. The City Solicitor be requested to report to Planning and Growth Management Committee on the extent to which City staff can apply the new architectural control authority recently acquired by the City of Toronto Act to the design of telecommunication towers and incorporate that into the protocol.
2. Councillor Palacio moved that the Item be amended by adding the following:
 1. The Chief Planner and Executive Director, City Planning, be requested to develop a protocol or guidelines with respect to municipal and community consultation for the installation of telecommunication towers that adheres to Industry Canada's policy at the earliest possible time.
 2. The Deputy City Manager and Chief Financial Officer, in consultation with MPAC, be requested to report on mechanisms of reassessing the taxation purposes of low density and mid-rise residential properties that allow the installation of commercial or industrial telecommunication towers within their lands.

Ruling by Speaker:

Speaker Bussin ruled Part 2 of motion 2 by Councillor Palacio out of order as it is beyond the scope of the Item under consideration.

Votes:

Motion 1 by Councillor Moscoe carried.

Part 1 of motion 2 by Councillor Palacio carried.

The Item, as amended, carried.

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 related to this matter be authorized for public release at the conclusion of the Council meeting.
3. The matter of the siting of the telecommunications tower be referred to the Planning and Growth Management Committee for the development of a protocol

for carriers to follow in siting telecommunications towers.

4. The City Solicitor be requested to report to Planning and Growth Management Committee on the extent to which City staff can apply the new architectural control authority recently acquired by the City of Toronto Act to the design of telecommunication towers and incorporate that into the protocol.
5. The Chief Planner and Executive Director, City Planning, be requested to develop a protocol or guidelines with respect to municipal and community consultation for the installation of telecommunication towers that adheres to Industry Canada's policy at the earliest possible time.

The following recommendations contained in Confidential Attachment 1 to the report (April 16, 2007) from the City Solicitor, are now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. The appeal to the Ontario Court of Appeal from the decision of Justice Lederman dated March 2, 2007 be abandoned.
2. The City Solicitor be authorized to take the appropriate steps to implement the above recommendation.

Link to Background Information

Council considered the following:

- Report (April 16, 2007) from the City Solicitor. (CC7.5)

7.103 4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction

EY4.56	AMENDED		Transactional	Ward: 5
--------	---------	--	---------------	---------

April 24, 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.

Motions moved in Public Session:

1. Councillor Milczyn moved that the Item be amended by deleting the Recommendation of the Etobicoke York Community Council, and that Council adopt instead the following staff recommendations contained in the report (March 12, 2007) from the Director, Community Planning, Etobicoke York District:
 1. City Council refuse the proposed Official Plan and Zoning By-law Amendment Application No. 06 106640 WET 05 OZ, respecting 4187 Dundas Street West and 567, 569 & 571 Prince Edward Drive proposing a 10-storey (33.75 m.) 13,995 m² condominium apartment building.
 2. City Council request the applicant to submit a revised application that addresses the following matters as outlined in this report, including:
 - a reduction in height and massing to a maximum height of 18.5 m (6-storeys);
 - appropriate Section 37 Community Benefits;
 - conformity with the recently approved Avenue By-laws;
 - the elimination of the apartment building from the Neighbourhoods and R2 zoned portion of the development site, and appropriate set back of the building from the R2 zone;
 - a relocated entrance at the corner;
 - setbacks that more closely meet the setbacks set out in By-law 717-2006;
 - altered truck exits from the driveway access on Prince Edward Drive and the elimination of the driveway for a loading area on Dundas Street West;
 - commercial live/work units at grade fronting onto Dundas and the removal of private patios to provide for a common outdoor space; and
 - such other matters as may be determined upon completion of review and through further analysis of the submission.
 3. Authorize the City Solicitor to take the necessary steps, including attending at the Ontario Municipal Board in opposition to the current application.

Deputy Speaker Lindsay Luby in the Chair.

Motion to End Debate:

Councillor Filion 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 - 25 Councillors:	Ainslie, Augimeri, Bussin, Davis, De Baeremaeker, Filion, Fletcher, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Thompson, Vaughan
No - 6 Mayor: Councillors:	Miller Di Giorgio, Holyday, Moeser, Nunziata, Ootes

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

Votes:

Adoption of motion 1 by Councillor Milczyn:

Yes - 27 Mayor: Councillors:	Miller Ainslie, Ashton, Bussin, Davis, Del Grande, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moeser, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Vaughan
No - 9 Councillors:	Augimeri, De Baeremaeker, Di Giorgio, Lindsay Luby, Mammoliti, Nunziata, Perruzza, Saundercook, Thompson

Carried by a majority of 18.

Motion to Reconsider:

Councillor Grimes, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote on motion 1 by Councillor Milczyn, the vote on which was taken as follows:

Yes - 33 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser,
------------------------------------	---

Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Thompson, Vaughan
No - 3 Councillors: Filion, Holyday, Milczyn

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

Adoption of motion 1 by Councillor Milczyn:

Yes - 27 Mayor: Miller Councillors: Ainslie, Ashton, Bussin, Davis, Del Grande, Filion, Fletcher, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Moeser, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Thompson, Vaughan
No - 9 Councillors: Augimeri, De Baeremaeker, Di Giorgio, Grimes, Lindsay Luby, Mammoliti, Nunziata, Perruzza, Saundercook

Carried by a majority of 18.

The vote to confirm the confidential instructions to staff carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council refuse the proposed Official Plan and Zoning By-law Amendment Application No. 06 106640 WET 05 OZ, respecting 4187 Dundas Street West and 567, 569 & 571 Prince Edward Drive proposing a 10-storey (33.75 m.) 13,995 m² condominium apartment building.
2. City Council request the applicant to submit a revised application that addresses the following matters as outlined in this report, including:
 - a reduction in height and massing to a maximum height of 18.5 m (6-storeys);
 - appropriate Section 37 Community Benefits;
 - conformity with the recently approved Avenue By-laws;
 - the elimination of the apartment building from the Neighbourhoods

- and R2 zoned portion of the development site, and appropriate set back of the building from the R2 zone;
 - a relocated entrance at the corner;
 - setbacks that more closely meet the setbacks set out in By-law 717-2006;
 - altered truck exits from the driveway access on Prince Edward Drive and the elimination of the driveway for a loading area on Dundas Street West;
 - commercial live/work units at grade fronting onto Dundas and the removal of private patios to provide for a common outdoor space; and
 - such other matters as may be determined upon completion of review and through further analysis of the submission.
3. Authorize the City Solicitor to take the necessary steps, including attending at the Ontario Municipal Board in opposition to the current application.
 4. City Council adopt the confidential instructions to staff in Attachment 1, as amended.
 5. Council authorize the public release of the confidential attachment at the conclusion of the Council meeting.

Background Information

March 12, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-2170.pdf>

Council also considered the following:

- [Report \(April 17, 2007\) from the City Solicitor \(EY4.56a\).](#)

Confidential Attachment 1 to the report (April 17, 2007) from the City Solicitor, is now public and contains the following recommendations, as amended:

1. The City Solicitor be directed to advise the Ontario Municipal Board that, in the event the Board approves any additional height or density beyond the five storeys permitted by the current zoning, the owner be required to provide (pursuant to Section 37 of the Planning Act) an additional \$15,000.00 per unit above the fifth floor (Indexed) to be applied for the improvement of the Dundas Street West streetscape, and further in the event the Board were to approve the applicant's Official Plan Amendment to convert R2 lands to a higher zoning or inclusion in the development site, the applicant be required to provide additional funds for the Dundas Street West streetscape, and further in the event the Board were to approve the applicant's Official Plan Amendment to convert R2 lands to

a higher zoning or inclusion in the development site, the applicant be required to provide additional funds for the Dundas Street West streetscape.

2. The Solicitor be directed to advise the Ontario Municipal Board that, in the event the applicant appeals the application to remove the holding designation to Board, the Board not deal with that matter until City Council has had the opportunity to consider a further report from the Chief Planner on the application.

-
- (April 23, 2007) from the Board of Directors, Kingsway Park Ratepayers Inc. (EY4.56.18);
 - (April 23, 2007) from the Board of Directors, Kingsway Park Ratepayers Inc. (EY4.56.19);
 - (undated) Petition containing approximately 1,439 signatures, from K.R.A.P.P. (Kingsway Residents Against Poor Planning), submitted by Councillor Peter Milczyn, Ward 5, Etobicoke-Lakeshore (EY4.56.20);
 - (April 23, 2007) from Barry A. Horokso, Bratty and Partners, LLP (EY4.56.21);
 - (April 20, 2007) from K.R.A.P.P. (Kingsway Residents Against Poor Planning), submitted by Councillor Peter Milczyn, Ward 5, Etobicoke-Lakeshore (EY4.56.22); and
 - (April 24, 2007) from Steve Rankine, Director - Membership, Kingsway Park Ratepayers Inc. (EY4.56.23).

April 24, 2007 - Closed Session 2

Deputy Speaker Lindsay Luby in the Chair.

Procedural Motion:

Councillor Del Grande, at 8:10 p.m., moved that Council recess its public session to meet as Committee of the Whole in closed session to consider the following confidential matter on the Order Paper, in accordance with the provisions of the City of Toronto Act, 2006:

- GM3.29 Update of Proposed Sale of Surplus Property Portions of 3326 Bloor Street West and 1226 Islington Avenue (as it pertains to the proposed disposition of land by the City)

Vote:

The motion by Councillor Del Grande carried.

Council recessed its public session at 8:12 p.m. to meet as Committee of the Whole in the Council Chamber to consider the above matter, in accordance with the provisions of the City of Toronto Act, 2006.

Committee of the Whole rose, reconvened as Council at 8:46 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, Deputy Speaker Lindsay Luby reported that Committee of the Whole had concluded its consideration of the following confidential matter:

GM3.29 Update of Proposed Sale of Surplus Property Portions of 3326 Bloor Street West and 1226 Islington Avenue

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

GM3.29	AMENDED		Transactional	Ward: 5
--------	---------	--	---------------	---------

This Item was submitted without recommendation.

April 24, 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.

Motion moved in Public Session:

1. Councillor Milczyn moved that Council adopt the staff recommendations contained in the report (April 24, 2007) from the Chief Corporate Officer.
2. Councillor Heaps moved that the Item be referred back to the Government Management Committee.

Motion to End Debate:

Councillor Palacio moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on the referral motion by Councillor Heaps and take the vote immediately, the vote on which was taken as follows:

Yes - 18

Councillors:	Ainslie, Augimeri, Bussin, De Baeremaeker, Del Grande, Di Giorgio, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Nunziata, Palacio, Pantalone, Rae, Thompson
No - 8	
Councillors:	Ashton, Davis, Ford, Holyday, Milczyn, Moeser, Perks, Perruzza

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

Vote on Referral:

Yes - 4	
Councillors:	Ford, Heaps, McConnell, Perks
No - 22	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Hall, Holyday, Jenkins, Kelly, Lindsay Luby, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Rae, Thompson

Lost by a majority of 18.

Motion to End Debate:

Councillor De Baeremaeker 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 - 18	
Councillors:	Ainslie, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Hall, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Thompson
No - 7	
Councillors:	Ashton, Ford, Heaps, Holyday, Moeser, Perks, Perruzza

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

Vote:

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

Yes - 22 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Di Giorgio, Ford, Hall, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Mooser, Moscoe, Nunziata, Palacio, Pantalone, Perruzza, Thompson
No - 3 Councillors:	Del Grande, Heaps, Perks

Carried by a majority of 19.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1.
2. Council's instructions to staff be released to the public only if a transaction is successfully completed with SNC, within 60 days of the closing of the SNC transaction.
3. Rescind the declaration that Part 9 on Sketch PS-2007-048 (the Sketch) is surplus to municipal requirements (as it continues to be required for the operation of the TTC's Islington subway and for future public road purposes), and rescind the declaration that the strip of land approximately 4.3 metres in width along the north limit of Bloor Street West adjacent to the Property, as shown on the Sketch, is surplus to municipal requirements (as it is required for a future road widening of Bloor Street West).
4. The Chief Corporate Officer be authorized to execute the Offer to Purchase with SNC-Lavalin Inc in accordance with the Recommendations set out in Attachment 1, on behalf of the City and the proceeds from sale be deposited in the Land Acquisition Reserve Fund.
5. Authority be granted to amend the Section 37 agreement with Finer Space (Fieldway) Corporation dated September 11, 2006, if necessary, and to negotiate an undertaking with Finer Space (Fieldway) Corporation, to expand the terms of an easement for access across 2 Fieldway Road to the Fieldway parking lot in the Hydro Corridor to include the right of access of the City, TTC, Hydro One, SNC and others.
6. Authority be granted for Facilities & Real Estate to pay the owner's legal costs required to amend the Section 37 Agreement with Finer Space (Fieldway) Corporation dated September 11, 2006, if necessary, and to prepare and register the expanded easement for access across 2 Fieldway Road to the Fieldway

parking lot in the Hydro Corridor providing the right of access of SNC and its related entities, such costs (up to a maximum of \$5,000.00) to be reimbursed by SNC on its occupation of the Proposed Development of the Property.

7. Authority be granted to direct a portion of the proceeds on closing to fund the outstanding expenses related to the Property.
8. The City Solicitor be authorized to complete the transaction on behalf of the City, including making payment of any necessary expenses and amending the closing and other dates to such earlier or later date(s), on such terms and conditions as she may from time to time consider reasonable.
9. The appropriate City and TTC officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (April 24, 2007) from the Chief Corporate Officer, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, pending the successful completion of a transaction with SNC, as it contains information related to the proposed disposition of land by the City. Council's instructions to staff will be released within 60 days of the closing of a transaction with SNC.

Background Information

Report-Update of Proposed Sale of Surplus Property-3326 Bloor/1226 Islington
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-2522.pdf>)

Council also considered the following:

- [Report \(April 24, 2007\) from Chief Corporate Officer \(GM3.29a\)](#).

BILLS AND BY-LAWS

April 23, 2007 - 8:58 p.m.

Speaker Bussin in the Chair.

- 7.105 Councillor De Baeremaeker 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. 434

By-law No. 322-2007

To confirm the proceedings of the Council at its Regular meeting held on the 23rd day of April, 2007,

the vote on which was taken as follows:

Yes - 29 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Perks, Perruzza, Vaughan, Walker
No - 6 Councillors:	Ford, Minnan-Wong, Nunziata, Ootes, Shiner, Stintz

Carried by a majority of 23.

April 24, 2007 - 7:44 p.m.

Deputy Speaker Lindsay Luby in the Chair.

7.106 Councillor Hall 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. 306	By-law No. 323-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 2 Kenridge Avenue from the maximum height requirements.
Bill No. 307	By-law No. 324-2007	To amend City of Toronto Municipal Code Chapter 447, Fences, to exempt the fence on the property municipally known as 121 Colbeck Street from the maximum height requirements.
Bill No. 308	By-law No. 325-2007	To amend further Metropolitan By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Dundas Street West.
Bill No. 309	By-law No. 326-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Annette Street.

Bill No. 310	By-law No. 327-2007	To amend the former City of Scarborough Zoning By-law No. 12077, as amended, with respect to lands municipally known as 922-930 Port Union Road.
Bill No. 311	By-law No. 328-2007	To designate the Yonge-Eglinton Centre as Community Improvement Project Area.
Bill No. 312	By-law No. 329-2007	To designate the Etobicoke Centre as a Community Improvement Project Area.
Bill No. 313	By-law No. 330-2007	To designate the North York Centre as a Community Improvement Project Area.
Bill No. 314	By-law No. 331-2007	To designate the Scarborough Centre as a Community Improvement Project Area.
Bill No. 315	By-law No. 332-2007	To amend the former City of Scarborough By-law No. 21319, as amended, to designate a Site Plan Control Area (West Hill Community), with respect to lands municipally known as 165, 171, 175 and 177 Galloway Road.
Bill No. 316	By-law No. 333-2007	To amend former City of Scarborough Zoning By-law No. 10327, as amended, with respect to the lands municipally known as 4274 Kingston Road and 165, 171, 175 and 177 Galloway Road.
Bill No. 317	By-law No. 334-2007	To amend the City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to include the new Old Queen Business Improvement Area and to establish a Board of Management for the Old Queen Business Improvement Area.
Bill No. 319	By-law No. 335-2007	To amend Scarborough Zoning By-law No. 842-2004, as amended, with respect

		to lands east of Midland Avenue, west of Brimley Road, south of the CN rail line.
Bill No. 320	By-law No. 336-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Gihon Springs Drive.
Bill No. 321	By-law No. 337-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Lemsford Road.
Bill No. 322	By-law No. 338-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Griggsden Avenue and Renault Street (south intersection).
Bill No. 323	By-law No. 339-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Centennial Park Road.
Bill No. 324	By-law No. 340-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Hawthorne Road.
Bill No. 325	By-law No. 341-2007	To amend By-law No. 31878, as amended, of the former City of North York, regarding Renfield Street.
Bill No. 326	By-law No. 342-2007	To amend By-law No. 31878, as amended, of the former City of North York, regarding Chiswick Street.
Bill No. 327	By-law No. 343-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article II, regarding Park Boulevard.
Bill No. 328	By-law No. 344-2007	To permanently close the public lane lying east of Yonge Street and south of

		Byng Avenue.
Bill No. 329	By-law No. 345-2007	To amend By-law No. 131-2004 to revise the list of persons appointed as inspectors for enforcement of the <i>Building Code Act, 1992</i> .
Bill No. 330	By-law No. 346-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, to install pay and display parking on Covington Road.
Bill No. 331	By-law No. 347-2007	To adopt Amendment No. 16 to the Official Plan for the City of Toronto with respect to lands municipally known as 508 Eastern Avenue.
Bill No. 332	By-law No. 348-2007	To repeal By-law Nos. 124-72 and 166-72 of the former City of Toronto regarding the park dedication of Don Mount Parkette.
Bill No. 333	By-law No. 349-2007	To authorize the execution of a tax arrears extension agreement pursuant to section 349 of the <i>City of Toronto Act, 2006</i> .
Bill No. 334	By-law No. 350-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queen Street West.
Bill No. 335	By-law No. 351-2007	To amend By-law No. 438-86 of the former City of Toronto, as amended, with respect to lands municipally known as 508 Eastern Avenue.
Bill No. 336	By-law No. 352-2007	To repeal City of Toronto By-law No. 643-2000, as amended, and to amend By-law No. 125-2006 to amend the boundaries of the St. Lawrence Community Improvement Project Area.
Bill No. 337	By-law No. 353-2007	To designate certain lands in the Albion-Islington area as a community improvement project area and to adopt

		a community improvement plan for the Albion-Islington Community Improvement Project Area.
Bill No. 338	By-law No. 354-2007	To amend the boundaries of the Bloor-Yorkville Community Improvement Project Area, to repeal former City of Toronto By-law Nos. 766-86 and 300-88, as amended, and to amend By-law No. 105-2006.
Bill No. 339	By-law No. 355-2007	To designate certain lands in the Chinatown area as a community improvement project area, to adopt a community improvement plan for the Chinatown Community Improvement Project Area, and to repeal former City of Toronto By-law Nos. 21964, 350-71 and 287-78.
Bill No. 340	By-law No. 356-2007	To designate certain lands in the Danforth Village area as a community improvement project area and to adopt a community improvement plan for the Danforth Village Community Improvement Project Area.
Bill No. 341	By-law No. 357-2007	To designate certain lands in the Dundas West area as a community improvement project area, to adopt a community improvement plan for the Dundas West Community Improvement Project Area and to repeal former City of Toronto By-law Nos. 774-80, 18-81, 584-90 and 638-91, as amended.
Bill No. 342	By-law No. 358-2007	To amend the Kensington Market Community Improvement Plan to implement façade improvement policies for certain portions of the Kensington Market Community Improvement Project Area.

Bill No. 343	By-law No. 359-2007	To amend the King-Parliament Community Improvement Plan to implement façade improvement policies for certain portions of the King-Parliament Community Improvement Project Area.
Bill No. 344	By-law No. 360-2007	To repeal former City of Toronto By-law Nos. 244-83 and 778-83, as amended, and to amend By-law No. 119-2006 to amend the boundaries of the Little Italy Community Improvement Project Area.
Bill No. 345	By-law No. 361-2007	To designate certain lands in the Old Queen Street area as a community improvement project area, to adopt a community improvement plan for the Old Queen Street Community Improvement Project Area and to repeal former City of Toronto By-law No. 22827.
Bill No. 346	By-law No. 362-2007	To amend By-law No. 124-2006 to amend the boundaries of the Roncesvalles Village Community Improvement Project Area.
Bill No. 347	By-law No. 363-2007	To amend By-law No. 123-2006 to amend the boundaries of the Rosedale-Summerhill Community Improvement Project Area.
Bill No. 348	By-law No. 364-2007	To designate certain lands in the Sheppard East-Agincourt area as a community improvement project area and to adopt a community improvement plan for the Sheppard East-Agincourt Community Improvement Project Area.
Bill No. 349	By-law No. 365-2007	To amend former City of North York Zoning By-law No. 7625 with respect to lands municipally known as 1250 Eglinton Avenue East.

Bill No. 350	By-law No. 366-2007	To dedicate certain lands for public highway purposes to form part of the public highway Cascaden Street.
Bill No. 351	By-law No. 367-2007	To exempt lands municipally known as 18 Tideswell Boulevard from Part Lot Control.
Bill No. 352	By-law No. 368-2007	To amend former City of York Zoning By-law No. 1-83, as amended, with respect to lands municipally known as 2462 Dufferin Street.
Bill No. 353	By-law No. 369-2007	To amend former City of Scarborough Employment Districts Zoning By-law No. 24982 (Progress), as amended, with respect to lands located on the north-east corner of Midland Avenue and Progress Avenue.
Bill No. 354	By-law No. 370-2007	To provide for the temporary sidewalk and curb lane closure on the north side of Richmond Street East, west of Sherbourne Street, and the temporary closure of the east half of Stonecutters Lane near Richmond Street East.
Bill No. 355	By-law No. 371-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Dupont Street.
Bill No. 356	By-law No. 372-2007	To amend further Metropolitan By-law No. 108-86 designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Islington Avenue.
Bill No. 357	By-law No. 373-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Ossington Avenue.
Bill No. 358	By-law No. 374-2007	To designate the property at 401 Richmond Street West (Macdonald Manufacturing Company Buildings) as being of cultural heritage value or

		interest.
Bill No. 359	By-law No. 375-2007	To dedicate certain land between Finch Avenue East and Nashdene Road for public highway purposes to form part of the public highway Tiffield Road.
Bill No. 360	By-law No. 376-2007	To dedicate certain land on the west side of Bayview Avenue, north of McKee Avenue, for public highway purposes to form part of the public highway Bayview Avenue.
Bill No. 361	By-law No. 377-2007	To dedicate certain land on the south side of Bloor Street West, east of Prince Edward Drive South for public highway purposes to form part of the public highway Bloor Street West.
Bill No. 362	By-law No. 378-2007	To dedicate certain land for public lane purposes to form part of the public lane west of Clinton Street extending southerly from Clinton Place.
Bill No. 363	By-law No. 379-2007	To authorize the alteration of Ellsworth Avenue, between Vaughan Road and Christie Street, by the installation of eight speed humps.
Bill No. 364	By-law No. 380-2007	To authorize the alteration of Barton Avenue, from Christie Street to Pendrith Lane, for the purposes of installing a 1.7 metre wide sidewalk.
Bill No. 365	By-law No. 381-2007	To designate the property at 285 Cummer Avenue (St. John's Convalescent Hospital) as being of cultural heritage value or interest.
Bill No. 366	By-law No. 382-2007	To designate the property at 480 Oriole Parkway (Parkway Court Apartments) as being of cultural heritage value or interest.
Bill No. 367	By-law No. 383-2007	To designate the property at

		21 Swanwick Avenue (Emmanuel Presbyterian Church) as being of cultural heritage value or interest.
Bill No. 368	By-law No. 384-2007	To repeal By-law No. 341-2005 being a by-law "To designate the property at 6 Howard Street (James Chalmers Building) as being of cultural heritage value or interest."
Bill No. 369	By-law No. 385-2007	To designate the property 334 Dundas Street West (Richard Chadd and Hugh McCaw Houses) as being of cultural heritage value or interest.
Bill No. 370	By-law No. 386-2007	To designate the property at 285 Spadina Avenue (Standard Theatre) as being of cultural heritage value or interest.
Bill No. 371	By-law No. 387-2007	To designate the property at 401 Richmond Street West (Macdonald Manufacturing Company Buildings) as being of cultural heritage value or interest.
Bill No. 372	By-law No. 388-2007	To authorize the alteration of Hillmount Avenue from Dufferin Street to Capitol Avenue.
Bill No. 373	By-law No. 389-2007	To dedicate certain land for public lane purposes to form a northerly extension of the public lane west of Pacific Avenue, extending northerly from Humberside Avenue.
Bill No. 374	By-law No. 390-2007	To dedicate certain land for public highway purposes to form part of the public highway Burnhamthorpe Crescent.

Bill No. 375	By-law No. 391-2007	To dedicate certain land for public lane purposes to form part of the public lane south of Burnhamthorpe Crescent extending easterly from Burnhamthorpe Road.
Bill No. 376	By-law No. 392-2007	To dedicate certain land for public highway purposes to form part of the public highway Crocus Drive.
Bill No. 377	By-law No. 393-2007	To dedicate certain land for public highway purposes to form part of the public highway Goldene Way.
Bill No. 378	By-law No. 394-2007	To amend By-law No. 31878, as amended, of the former City of North York, regarding Harding Avenue.
Bill No. 379	By-law No. 395-2007	To amend Municipal Code Chapter 162, Notice, Public, Article II, Specific Notice Requirements, to provide for notice to the public of Council's actions and decisions under the <i>Ontario Heritage Act</i> .
Bill No. 380	By-law No. 396-2007	To further amend Metropolitan Toronto By-law No. 45-84, respecting the regulation of traffic in Exhibition Place, regarding Princes' Boulevard.
Bill No. 381	By-law No. 397-2007	To amend further By-law Nos. 10649 and 375-85 of the former City of Toronto respecting firefighters' pensions and other benefits.
Bill No. 382	By-law No. 398-2007	To amend further By-law Nos. 380-74 and 377-85 of the former City of Toronto respecting civic employees' pensions and other benefits.
Bill No. 383	By-law No. 399-2007	To dedicate certain land on the south side of Brighton Avenue on the west side of Wilson Heights Boulevard for public highway purposes to form part of the public highway Brighton Avenue.

Bill No. 384	By-law No. 400-2007	To dedicate certain land on the west side of Centre Street, north of Eglinton Avenue East, for public highway purposes to form part of the public highway Centre Street.
Bill No. 385	By-law No. 401-2007	To dedicate certain land on the west side of Fairmeadow Avenue, on the south side of Upper Canada Drive, for public highway purposes to form part of the public highway Fairmeadow Avenue.
Bill No. 386	By-law No. 402-2007	To dedicate certain land on the west side of Keele Street, south of Victory Drive for public highway purposes to form part of the public highway Keele Street.
Bill No. 387	By-law No. 403-2007	To dedicate certain land for public lane purposes to form part of the public lane west of Bathurst Street extending southerly from Olive Avenue.
Bill No. 388	By-law No. 404-2007	To dedicate certain land for public lane purposes to form part of the public lane north of The Queensway extending westerly from Islington Avenue to Warnica Avenue.
Bill No. 389	By-law No. 405-2007	To dedicate certain land for public lane purposes to form part of the public lane south of Lake Shore Boulevard West, extending easterly from Twelfth Street.
Bill No. 390	By-law No. 406-2007	To dedicate certain land on the east side of Twelfth Street, on the south side of Lake Shore Boulevard West, for public highway purposes to form part of the public highway Twelfth Street.
Bill No. 391	By-law No. 407-2007	To dedicate certain land on the north side of The Queensway, west of Islington Avenue, for public highway

		purposes to form part of the public highway The Queensway.
Bill No. 392	By-law No. 408-2007	To dedicate certain land on the north side of Ellesmere Road, east of McCowan Road, for public highway purposes to form part of the public highway Grangeway Avenue.
Bill No. 393	By-law No. 409-2007	To dedicate certain land for public lane purposes to form part of the public lane south of College Street extending westerly from Palmerston Avenue.
Bill No. 396	By-law No. 410-2007	To dedicate certain land on the east side of Gabian Way, north of Eglinton Avenue West, for public highway purposes to form part of the public highway Gabian Way.
Bill No. 397	By-law No. 411-2007	To dedicate certain land on the south side of Evans Avenue, east of Garroch Place, for public highway purposes to form part of the public highway Evans Avenue.
Bill No. 398	By-law No. 412-2007	To dedicate certain land on the south side of Hounslow Avenue, east side of Senlac Road, for public highway purposes to form part of the public highway Hounslow Avenue.
Bill No. 399	By-law No. 413-2007	To dedicate certain land for public lane purposes to form part of the public lane west of Bayview Avenue, extending northerly from Balliol Street, then westerly.
Bill No. 400	By-law No. 414-2007	To dedicate certain land on the west side of Midland Avenue, north of Midwest Road, for public highway purposes to form part of the public highway Midland Avenue.

Bill No. 401	By-law No. 415-2007	To dedicate certain land on the west side of Dufferin Street, north of Lawrence Avenue West, for public highway purposes to form part of the public highway Dufferin Street.
Bill No. 402	By-law No. 416-2007	To dedicate certain land on the south side of Milner Avenue, west of Morningside Avenue, for public highway purposes to form part of the public highway Milner Avenue.
Bill No. 403	By-law No. 417-2007	To dedicate certain land on the west side of Yonge Street, south of Poyntz Avenue, for public highway purposes to form part of the public highway Poyntz Avenue.
Bill No. 404	By-law No. 418-2007	To dedicate certain land on the south side of Poyntz Avenue, west of Yonge Street, for public highway purposes to form part of the public highway Yonge Street.
Bill No. 405	By-law No. 419-2007	To dedicate certain land for public lane purposes to form part of the public lane north of Queen Street East extending easterly from Brookmount Road.
Bill No. 406	By-law No. 420-2007	To layout and dedicate certain land for public highway purposes to form a new public highway extending southerly from Milner Avenue, west of Morningside Avenue.
Bill No. 407	By-law No. 421-2007	To provide for the levy and collection of special charges for the year 2007 in respect of certain business improvement areas.
Bill No. 408	By-law No. 422-2007	To amend By-law No. 476-2006 to correctly identify the name of the Danforth Village Business Improvement Area.

Bill No. 409	By-law No. 423-2007	To establish a reserve fund group named the Solid Waste Maintenance Group, to establish two reserve fund accounts named the Green Lane Account and the Green Lane Perpetual Care Account within the reserve fund group, to rename the Solid Waste Management Perpetual Care Account, to move two additional accounts to within the Solid Waste Maintenance Group, and to amend Municipal Code Chapter 227, Reserves and Reserve Funds, accordingly.
Bill No. 410	By-law No. 424-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 411	By-law No. 425-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 412	By-law No. 426-2007	To amend By-law No. 383-2004, "To appoint area weed inspectors under the <i>Weed Control Act</i> " and to repeal By-law No. 308-1998, "A By-law to appoint Weed Inspectors.", to appoint a new weed inspector and to revise and repeal appointments.
Bill No. 413	By-law No. 427-2007	To amend Municipal Code Chapter 169, Officials, City, respecting the processing of area weed inspector appointments under the <i>Weed Control Act</i> .
Bill No. 414	By-law No. 428-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Danforth Avenue.
Bill No. 415	By-law No. 429-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Danforth Avenue.
Bill No. 416	By-law No. 430-2007	To provide for the narrowing of the

		roadway on Lansdowne Avenue, between College Street and Bloor Street West.
Bill No. 417	By-law No. 431-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Richmond Street East.
Bill No. 418	By-law No. 432-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Richmond Street East.
Bill No. 419	By-law No. 433-2007	To appoint Dr. Rosana Pellizzari as Associate Medical Officer of Health for the City of Toronto Health Unit.
Bill No. 420	By-law No. 434-2007	To amend Chapters 320 and 324 of the Etobicoke Zoning Code with respect to certain lands located on the east side of Auckland Road municipally known as 3 Auckland Road.
Bill No. 421	By-law No. 435-2007	To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting Owners and Drivers of Limousines and Limousine Service Companies.
Bill No. 424	By-law No. 436-2007	To authorize the alteration of Yonge Street from Queens Quay West to Front Street for the purpose of installing bicycle lanes.
Bill No. 425	By-law No. 437-2007	To amend Municipal Code Chapter 195, Purchasing, to amend the authority of the Bid Committee.
Bill No. 426	By-law No. 438-2007	To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting Professional Holistic Associations.
Bill No. 427	By-law No. 439-2007	To amend By-law No. 62-91, respecting

		reserved lanes for bicycles on certain former Metropolitan Roads, regarding Yonge Street.
Bill No. 428	By-law No. 440-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Yonge Street.
Bill No. 429	By-law No. 441-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, regarding parking machines on Yonge Street.
Bill No. 430	By-law No. 442-2007	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges.
Bill No. 431	By-law No. 443-2007	To adopt a new City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities.
Bill No. 432	By-law No. 444-2007	To rename part of Bathurst Street south of Queens Quay West as "Eireann Quay".
Bill No. 433	By-law No. 445-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Bastedo Avenue, Hanson Street, Howie Avenue and Ossington Avenue,

the vote on which was taken as follows:

Yes - 22	
Councillors:	Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 1	
Councillor:	Ford

Carried by a majority of 21.

April 24, 2007 - 7:50 p.m.

Deputy Speaker Lindsay Luby in the Chair.

7.107 Councillor Holyday 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. 435	By-law No. 446-2007	To confirm the proceedings of the Council at its Regular meeting held on the 23rd and 24th days of April, 2007,
--------------	---------------------	---

the vote on which was taken as follows:

Yes - 24 Councillors:	Ainslie, Augimeri, Bussin, Davis, De Baeremaeker, Del Grande, Di Giorgio, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moeser, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 1 Councillor:	Ford

Carried by a majority of 23.

April 24, 2007 - 8:57 p.m.

Deputy Speaker Lindsay Luby in the Chair.

7.108 Councillor Ainslie 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. 436	By-law No. 447-2007	To confirm the proceedings of the Council at its Regular meeting held on the 23rd and 24th days of April, 2007,
--------------	---------------------	---

the vote on which was taken as follows:

Yes - 23 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Davis, De Baeremaeker, Di Giorgio, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson
No - 2 Councillors:	Del Grande, Ford

Carried by a majority of 21.

The following Bill was withdrawn:

Bill No. 318 To amend the City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to include the new Fairbank Village Business Improvement Area and to establish a Board of Management for the Fairbank Village Business Improvement Area.

OFFICIAL RECOGNITIONS

7.109 Presentations/Introductions/Announcements:

April 23, 2007

Speaker Bussin, during the afternoon session of the meeting, introduced students from Nelson Mandela Park Public School, present at the meeting.

April 24, 2007

Speaker Bussin, during the afternoon session of the meeting, introduced students from Cornerstone Preparatory School, present at the meeting.

7.110 MOTIONS TO VARY ORDER OR WAIVE PROCEDURE

April 24, 2007

Speaker Bussin in the Chair.

Councillor Saundercook, at 6:24 p.m., moved that Council conclude its debate on Item EY4.56, headed “4187 Dundas Street West, 567, 569 & 571 Prince Edward Drive - Official Plan and Zoning Code Amendment Applications – Request for Direction”, prior to recessing for the dinner break, the vote on which was taken as follows:

Yes - 15	
Councillors:	Ashton, De Baeremaeker, Fletcher, Grimes, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, Milczyn, Nunziata, Parker, Saundercook, Thompson, Vaughan
No - 17	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Davis, Di Giorgio, Filion, Hall, Heaps, Lee, Mihevc, Moscoe, Ootes, Palacio, Pantalone, Perks, Rae

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

Councillor Grimes, at 6:25 p.m., moved that Council continue in session during the scheduled dinner break, the vote on which was taken as follows:

Yes - 23 Councillors: Ashton, Augimeri, Davis, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Mihevc, Nunziata, Ootes, Palacio, Parker, Perks, Saundercook, Thompson, Vaughan
No - 5 Councillors: Ainslie, Bussin, Di Giorgio, Pantalone, Rae

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

7.111 ATTENDANCE

Councillor Kelly moved that the absence of Councillor Carroll from the regular meeting of Council on April 23 and 24, 2007, be excused, which carried.

April 23, 2007	2:15 p.m. to 6:29 p.m. *	Roll Call 3:55 p.m.	7:11 p.m. to 7:16 p.m.*	Council in closed session 7:20 p.m.	8:16 p.m. to 8:19 p.m.*
Miller	x	-	-	-	-
Ainslie	x	x	x	x	x
Ashton	x	-	x	x	x
Augimeri	x	x	-	x	x
Bussin	x	-	x	x	x
Carroll	-	-	-	-	-
Cho	x	x	x	x	x
Davis	x	x	x	x	x
De Baeremaeker	x	x	x	-	-
Del Grande	-	-	-	-	-
Di Giorgio	x	x	x	x	x
Feldman	x	-	-	-	-
Filion	x	x	x	x	x
Fletcher	x	-	x	x	x
Ford	x	-	-	x	x

Minutes of the Council of the City of Toronto
April 23 and 24, 2007

April 23, 2007	2:15 p.m. to 6:29 p.m. *	Roll Call 3:55 p.m.	7:11 p.m. to 7:16 p.m.*	Council in closed session 7:20 p.m.	8:16 p.m. to 8:19 p.m.*
Giambrone	x	-	-	-	-
Grimes	x	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
Kelly	x	x	x	x	x
Lee	x	x	x	x	x
Lindsay Luby	x	x	x	x	x
Mammoliti	x	-	x	x	x
McConnell	x	-	x	x	x
Mihevc	x	x	x	x	x
Milczyn	x	x	x	x	x
Minnan-Wong	x	x	x	x	x
Moeser	x	-	x	x	-
Moscoe	x	x	x	x	x
Nunziata	x	x	x	x	x
Ootes	x	x	x	x	x
Palacio	x	-	x	x	x
Pantalone	x	x	x	x	x
Parker	x	x	-	-	-
Perks	x	x	x	x	x
Perruzza	x	-	-	x	x
Rae	x	x	-	-	-
Saundercook	x	x	x	-	-
Shiner	x	-	-	x	x
Stintz	x	x	x	x	x
Thompson	x	x	x	x	-
Vaughan	x	x	x	x	x
Walker	x	x	x	x	x

Minutes of the Council of the City of Toronto
April 23 and 24, 2007

April 23, 2007	2:15 p.m. to 6:29 p.m. *	Roll Call 3:55 p.m.	7:11 p.m. to 7:16 p.m.*	Council in closed session 7:20 p.m.	8:16 p.m. to 8:19 p.m.*
Total	43	30	33	35	34

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

April 24, 2007	9:39 a.m. to 10:10 a.m. *	11:17 a.m. 12:30 p.m.*	2.10 p.m. to 6:42 p.m.*	7:10 p.m. to 8:10 p.m.*	Council in closed session 8:13 p.m.	8:46 p.m. to 8:59 p.m.*
Miller	x	x	x	-	-	-
Ainslie	x	x	x	x	x	x
Ashton	x	x	x	x	x	x
Augimeri	x	x	x	x	x	x
Bussin	x	x	x	x	x	x
Carroll	-	-	-	-	-	-
Cho	x	-	-	-	-	-
Davis	x	x	x	x	x	x
De Baeremaeker	x	x	x	x	x	x
Del Grande	x	x	x	x	x	x
Di Giorgio	x	x	x	x	x	x
Feldman	x	x	x	-	-	-
Filion	x	x	x	-	-	-
Fletcher	x	x	x	-	-	-
Ford	x	x	x	x	x	x
Giambrone	x	x	x	-	-	-
Grimes	x	x	x	-	-	-
Hall	x	x	x	x	x	-
Heaps	x	x	x	x	x	x
Holyday	x	x	x	x	x	x
Jenkins	x	x	x	x	x	x
Kelly	x	x	x	x	x	x
Lee	x	x	x	-	-	-
Lindsay Luby	x	x	x	x	x	x

Minutes of the Council of the City of Toronto
April 23 and 24, 2007

April 24, 2007	9:39 a.m. to 10:10 a.m. *	11:17 a.m. 12:30 p.m.*	2.10 p.m. to 6:42 p.m.*	7:10 p.m. to 8:10 p.m.*	Council in closed session 8:13 p.m.	8:46 p.m. to 8:59 p.m.*
Mammoliti	x	x	x	-	-	-
McConnell	x	x	x	x	x	x
Mihevc	x	x	x	-	-	-
Milczyn	x	x	x	x	x	x
Minnan-Wong	x	x	x	-	-	-
Moeser	x	x	x	x	x	x
Moscoe	x	x	x	-	x	x
Nunziata	x	x	x	x	x	x
Ootes	x	x	x	x	-	-
Palacio	x	x	x	x	x	x
Pantalone	x	x	x	x	x	x
Parker	x	x	x	-	-	-
Perks	x	x	x	x	x	x
Perruzza	x	x	x	x	x	x
Rae	x	x	x	x	x	x
Saundercook	x	x	x	-	-	-
Shiner	x	x	x	-	-	-
Stintz	x	x	x	-	-	-
Thompson	x	x	x	x	x	x
Vaughan	x	x	x	x	x	-
Walker	x	x	x	-	-	-
Total	44	43	43	27	27	25

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

Council adjourned on April 24, 2007, at 8:59 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 – April 23 and 24, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M32	Drug Strategy Implementation Committee - Composition Increase	\$0	\$0	Consider.
M33	48 Bywood Drive, Ontario Municipal Board Hearing	\$0	\$0	Consider.
M34	Property tax exemption for Master's College and Seminary, a registered Charity (Ward 16 – Eglinton-Lawrence)	<ul style="list-style-type: none"> • \$184,878 (one time) • 2007 & future: \$40,500 annual tax revenue loss 	\$0	<p>Once passed, the City could need to repay taxes 2003-2006 in the estimated amount of \$184,878 (from the Non-Program deficiency account). The 2007 and future years would be tax exempt, resulting in an annual tax revenue loss of \$40,500.</p> <p>Refer to Executive Committee for a staff report</p>
M35	Spadina-York Subway Extension Committee Appointments – Status Request	\$0	\$0	Refer to Executive Committee
M36	Front Yard Parking Application 121 and 123 Mavety Street (Ward 13)	\$0	\$0	Consider.
M37	Provincial Uploading to be a "Council Mandate"	TBD	\$0	<p>If City Council establishes a campaign, the cost will depend on the type of promotion (TV, print etc). No funding has been provided in the 2007 Approved Operating Budget for this purpose</p> <p>Refer to Executive Committee for a staff report.</p>
M38	Liquor Licence Application - Good 2 Go Jamaican Restaurant and Bar, 10 Melford Drive, Unit 17B	\$0	\$0	Consider.

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M39	Battery Recycling Program and Public Awareness Campaign	\$0	\$0	No funding allocated in the 2007 Approved Operating Budget for a battery recycling program and public awareness campaign Refer to Public Works and Infrastructure Committee for a staff report.
M40	Delivery Vehicles – Downtown Entry Restriction: 7:00 a.m. – 10:00 a.m. and 3:00 p.m. to 6:00 p.m., Monday to Friday	\$0	\$0	Consider.
M41	Re-opening of Delegation of Transit Route matters and Bicycle Lane matters	\$0	\$0	Consider.
M42	Ontario Municipal Board Hearing – 467 St. Germain Avenue	\$10,000 - \$15,000	\$0	The hiring cost of an outside planner is \$10,000 - \$15,000 and funding is available in the Legal Services' 2007 Operating Budget.
M43	Revisions to Proposed Zoning By-law – 3 Auckland Road – No Further Notice Required - Etobicoke-Lakeshore (Ward 5)	\$0	\$0	Consider.
M44	1250 Eglinton Avenue East – Rezoning Application 04 12930 NMI 26 OZ - Deltera Inc. – Burka Varacalli	\$0	\$0	Consider.
M45	Michael Power Park Construction Consolidation	\$0	\$452,400 (gross), \$0 (net)	Seeking authority to increase a \$101,000 approved capital project by \$152,400 to \$253,400 gross, \$0 debt, by adding S. 37 funds held by the City and applicable to this project. Also, seeks sole source authority for the developer who provided the first phase of construction, to complete this park by summer 2007.

Minutes of the Council of the City of Toronto
April 23 and 24, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M46	Toronto Bid for 2009 World Green Roof Congress	<ul style="list-style-type: none">• 2007: \$0• future (2008): up to \$40,000 US	\$0	Consider and refer to Budget Committee
M47	Approval of Liquor Licence Endorsement – National Soccer Stadium (BMO Field)	\$0	\$0	Consider

**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M37]
(See Minute 7.85)****Financial Implications:**

<input checked="" type="checkbox"/> Operating	
<input checked="" type="checkbox"/> Current year impacts: \$ <u>TBD</u> (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> 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
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions)	

<input type="checkbox"/> Capital	
<input type="checkbox"/> Current year impacts: \$ _____ (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> 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
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Operating Impact:	
<input type="checkbox"/> Program costs: \$ _____ (net)	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

Impacts/Other Comments:

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M37 – If City Council establishes a campaign, the cost depends on the type of promotion (TV, print etc). No funding has been provided in the 2007 Approved Operating Budget for this purpose

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: April 23, 2007

**FISCAL IMPACT STATEMENT 4 [NOTICE OF MOTION M42]
(See Minute 7.90)**

Financial Implications:

Operating

Current year impacts: \$ 10,000 - \$50,000 (net) Future year impacts: \$ ____ (net)

Following year
 Future years

Funding sources (specify):

Accommodation within approved operating budget Third party funding
 New revenues Tax rate impact
 Reserve/Reserve Fund contributions 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):

Accommodation within approved capital budget Third party funding
 New revenues Debt
 Reserve/Reserve Fund contributions 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 – M42 – The cost to hire an outside planner is \$10,000 - \$15,000 and funding is available in the Legal Services' 2007 Operating Budget.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: April 23, 2007

**FISCAL IMPACT STATEMENT 5 [NOTICE OF MOTION M45]
(See Minute 7.93)**

Financial Implications:

Operating

Current year impacts: _____ Future year impacts: _____ (net)

Following year
 Future years

Funding sources (specify):

Accommodation within approved operating budget Third party funding
 New revenues Tax rate impact
 Reserve/Reserve Fund contributions Other

Budget adjustments: \$ _____ (net)

Impact on staffing levels: 0.2 (positions)

Capital

Current year impacts: \$ 0 (net) Future year impacts: \$ _____ (net)

Following year
 Future years

Funding sources (specify):

Accommodation within approved capital budget Third party funding
 New revenues Debt
 Reserve/Reserve Fund contributions Other - S. 37 funds

Budget adjustments: \$ 152,400 gross, \$ 0 (net)

Operating Impact:

Program costs: \$ 17,200 (net) 2007, + annualization of \$4,300 in 2008
 Debt service costs: \$ _____ (net)

Impacts/Other Comments:

- Service Level Impact:(Specify) additional parkland requiring a total of \$21,500 of Operating Budget support / year and additional 0.2 position.
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion – M45 – Seeks authority to increase a \$101,000 approved capital project by \$152,400 to \$253,400 gross, \$0 debt, by adding S. 37 funds held by the City and applicable to this project. Also, seeks sole source authority for the developer who provided the first phase of construction, to complete this park by summer 2007.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: April 23, 2007

**FISCAL IMPACT STATEMENT 6 [MOTION WITHOUT NOTICE M46]
 (See Minute 7.94)**

Financial Implications:

<input checked="" type="checkbox"/> Operating	
<input type="checkbox"/> Current year impacts: _____	<input checked="" type="checkbox"/> Future year impacts: <u>up to \$40,000 US</u> (net)
	<input checked="" type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input checked="" type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input checked="" type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions)	

<input type="checkbox"/> Capital	
<input type="checkbox"/> Current year impacts: \$ <u>0</u> (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> 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 - S. 37 funds
<input type="checkbox"/> Budget adjustments: \$ <u>0 gross, \$ 0</u> (net)	
<input type="checkbox"/> Operating Impact:	
<input type="checkbox"/> Program costs: \$ <u>0</u> (net) 2007, + annualization of \$0 in 2008	
<input type="checkbox"/> Debt service costs: \$ _____ (net)	

Impacts/Other Comments:

- Service Level Impact:(Specify)
- Consistent with Council Strategic directions and fiscal priorities (specify):

Motion Without Notice – M46 – There is no 2007 operating budget impact and up to \$40,000 US impact on the 2008 Operating Budget. This is a one time only request and will be treated as a new request for funding in the 2008 Operating Budget.
--

- Consider
- Refer to Standing Committee

Submitted by: _____
 Deputy City Manager & Chief Financial Officer

Date: April 24, 2007