

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

**WEDNESDAY, MAY 23, 2007,
THURSDAY, MAY 24, 2007 AND
FRIDAY, MAY 25, 2007**

CALL TO ORDER - 9:40 a.m.

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

The meeting opened with *O Canada*.

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

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

May 23, 2007

Percy “Dwight” Wilson
Harry Rasky

May 24, 2007

Jordan Manners
Johnathan Musse

8.3 **CONFIRMATION OF MINUTES**

Councillor Carroll moved that the Council Minutes for the following meetings be confirmed in the form supplied to the Members, which carried:

- the special meeting held on April 20 and 23, 2007; and
- the regular meeting held on April 23 and 24, 2007.

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

Speaker Bussin advised that Council on April 23 and 24, 2007, had directed that the following items be deferred for consideration at this meeting:

GM3.2 - Fair Wage Policy Disqualification: OJCR Construction Ltd. (Ward: All)

PG3.3 - Council Adoption of Proposed Section 37 Implementation Guidelines
(Ward: All)

Mayor Miller presented the Report from Meeting 8 of the Executive Committee for consideration.

Councillor Davis presented the Report from Meeting 4 of the Board of Health for consideration.

Councillor Augimeri presented the Report from Meeting 4 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 4 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 4 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 4 of the Licensing and Standards Committee for consideration.

Councillor Ashton presented the Report from Meeting 4 of the Planning and Growth Management Committee for consideration.

Councillor Fletcher presented the Report from Meeting 4 of the Parks and Environment Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 5 of the Public Works and Infrastructure Committee for consideration.

Councillor Nunziata presented the Report from Meeting 5 of the Etobicoke York Community Council for consideration.

Councillor Augimeri presented the Report from Meeting 5 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 5 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 5 of the Toronto and East York Community Council for consideration.

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

Vote:

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

8.5 **DECLARATIONS OF INTEREST**

There were no declarations of interest.

8.6 **PETITIONS**

1. Councillor Walker submitted a petition (undated) containing approximately 170 signatures of residents of Lansdowne Avenue, between College Street and Bloor Street, respecting the road alteration plan for Lansdowne Avenue.

The petition was received for information.

8.7 **REVIEW OF THE ORDER PAPER**

May 23, 2007

Speaker Bussin in the Chair.

Procedural Motions:

Speaker Bussin proposed that Council confirm the April 23, 2007 Order Paper.

1. Councillor Del Grande moved that Council recess its meeting at 5:30 p.m. in order to allow Members of Council to attend the Public Consultation respecting Proposed Revenue Tools being held in Scarborough at 7:00 p.m.
2. Councillor Minnan-Wong moved that motion 1 by Councillor Del Grande be amended to provide that Council recess its meeting at 6:00 p.m.

Ruling by Speaker:

Mayor Miller requested the Speaker to rule on whether the motion 1 by Councillor Del Grande was debateable.

Speaker Bussin ruled that as Council was setting its Order Paper, debate was permitted.

Councillor Rae challenged the ruling of the Speaker:

Vote to Uphold the Ruling of the Speaker:

Yes - 22	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Del Grande, Feldman, Ford, Grimes, Holyday, Jenkins, Kelly, Lee, McConnell, Minnan-Wong, Moeser, Ootes, Palacio, Parker, Vaughan, Walker
No - 14	
Mayor:	Miller
Councillors:	Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Hall, Heaps, Lindsay Luby, Mammoliti, Moscoe, Nunziata, Perks, Rae

Carried by a majority of 8.

Procedural Motion:

3. Councillor Carroll moved that motion 1 by Councillor Del Grande be amended to provide that Council recess its meeting at 6:30 p.m.

Procedural Votes:

Adoption of motion 1 by Councillor Del Grande:

Yes - 10	
Councillors:	Ainslie, Cho, De Baeremaeker, Del Grande, Ford, Lee, Moeser, Ootes, Palacio, Walker
No - 26	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Davis, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, Minnan-Wong, Moscoe, Nunziata, Parker, Perks, Rae, Stintz, Vaughan

Lost by a majority of 16.

Adoption of motion 2 by Councillor Minnan-Wong:

Yes - 20 Councillors:	Ainslie, Ashton, Augimeri, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Jenkins, Lee, Mammoliti, Minnan-Wong, Moeser, Ootes, Parker, Stintz, Vaughan, Walker
No - 16 Mayor: Councillors:	Miller Bussin, Carroll, Davis, Filion, Fletcher, Hall, Heaps, Holyday, Kelly, Lindsay Luby, Moscoe, Nunziata, Palacio, Perks, Rae

Carried by a majority of 4.

Due to the above decision of Council, motion 3 by Councillor Carroll was not put to a vote.

Council adopted the May 23, 2007 Order Paper, as amended by the above-noted recess time, and all other Items not held on consent.

May 24, 2007

Speaker Bussin in the Chair.

Procedural Motion:

Speaker Bussin proposed that Council confirm the May 24, 2007 Order Paper.

Vote to Confirm the Order Paper:

Council adopted the May 24, 2007 Order Paper.

May 25, 2007

Speaker Bussin in the Chair.

Procedural Motions:

Speaker Bussin proposed that Council confirm the May 25, 2007 Order Paper.

1. Deputy Mayor Pantalone moved that Council adjourn its meeting at 6:00 p.m.
2. Councillor De Baeremaeker moved that Council consider Item GM4.12, headed "Bringing Village Securities Ltd. Site Under Public Ownership (Ward: 42)", as the

second item of business, after Item GM4.16, headed “St. Aloysius Catholic Elementary School – 80 Queensdale Avenue (Ward: 29)”.

Procedural Votes:

Adoption of motion 1 by Deputy Mayor Pantalone:

Yes - 22

Councillors: Ashton, Bussin, Davis, Del Grande, Di Giorgio,
 Feldman, Fletcher, Grimes, Heaps, Jenkins, Kelly,
 McConnell, Minnan-Wong, Moeser, Nunziata, Ootes,
 Palacio, Pantalone, Perks, Rae, Vaughan, Walker

No - 9

Councillors: Ainslie, Augimeri, Carroll, De Baeremaeker, Ford,
 Giambrone, Holyday, Lindsay Luby, Moscoe

Carried by a majority of 13.

Motion 2 by Councillor De Baeremaeker carried.

Council adopted the May 25, 2007 Order Paper, as amended.

8.8 **CONSIDERATION OF DEFERRED ITEMS**

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.

May 23, 2007

Government Management Committee Meeting 3

Held for consideration GM3.2 Fair Wage Policy Disqualification: OJCR Construction
 Minute 8.9 Ltd. (Ward: All)

Planning And Growth Management Committee Meeting 3

Held for consideration PG3.3 Council Adoption of Proposed Section 37
 Minute 8.10 Implementation Guidelines (Ward: All)

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

GM3.2	AMENDED		Transactional	Ward: All
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May 23, 2007

Speaker Bussin in the Chair.

Ruling by Speaker:

Speaker Bussin gave the following ruling regarding the allegation that Council had been misled at its meeting on April 23 and 24, 2007:

Members of Council, at our last meeting it was alleged that City staff had misled City Council during the consideration of Item GM3.2, 'Fair Wage Policy Disqualification: OJCR Construction Ltd.'

In particular it was alleged that the privilege of this Council has been harmed by the conduct of its officers and employees, in providing inconsistent answers to Members' questions during the Committee and Council debates.

Although the allegation was subsequently withdrawn, I agreed to review a transcript of the debates held at Committee and Council with the City Manager and to report back to Council at this meeting. City Council voted to defer this matter until I could so rule.

The purpose of my review was to determine if answers to Members' questions at Council were inconsistent with answers given at Committee and whether this Council's privilege has been harmed. It was not to make a ruling on the merits of this issue. That is for Council to decide when it debates the item.

I have now completed a careful review of the transcripts and the DVDs in conjunction with the City Manager and I am ruling that the privilege of City Council was not harmed and that staff did not mislead Council during its debate.

A review of the transcripts shows that staff provided consistent answers to Members' questions at both Committee meetings and at the Council meeting. I wish to note four examples because some Members had raised concerns about these issues.

First: At Committee, staff was asked if it was true that OJCR was the only non-union company doing this type of work. Staff answered that this was not true. At Council, when asked the same question, staff gave the same answer.

Second: At Committee in January, staff from the Fair Wage Office said that they believed that OJCR was in violation of the utility schedule. When asked at Council whether the company was in violation of the utility schedule, staff

answered that they were.

Third: Staff was asked why certain workers were contacted for information if they hadn't made a complaint against OJCR. This was raised after it was noted that several workers had sworn affidavits that they had not complained to the fair wage office. Staff did acknowledge that several workers had sworn affidavits, but some of these workers had also complained and staff have proof of these complaints.

Lastly: It has been suggested that staff from the Fair Wage Office contacted a member of the public and encouraged him to speak at Committee. The transcripts show that staff has consistently maintained that they did not encourage anyone to appear at Committee. Staff advised that when contacted by the public for more information on the status of this matter, they directed the public to the city's Web site so they could get information about the committee meeting. A member of the public subsequently spoke to staff in the City Clerk's Office to get more information about the meeting.

While there may be differences between the information provided by public speakers and staff, I found no evidence to support the allegation that staff misled council on this matter.

Members of Council, the review of the transcripts has given rise to concerns about the questioning process. Questions are an important part of debate and should be used to clarify information and assist Members in making decisions. Members of Council and staff share an obligation to be respectful of one another in this process. Staff must ensure that they answer questions clearly and accurately. Members of Council, in questioning staff, must permit staff to answer questions fully. In our review of the transcripts the City Manager and I found that in some cases, staff were pressured to provide yes or no answers to questions and were not allowed to answer questions thoroughly for the benefit of the Committee and the public.

Now that I have ruled, Council can consider this matter. Because the Item was deferred and Council did not direct that the speaker's list be continued from the previous meeting, Council will consider this matter as a new Item."

Motion:

1. Councillor Moscoe moved that the Item be amended by:
 - a. deleting the recommendation of the Government Management Committee, and that Council adopt instead the staff recommendations contained in the report (January 8, 2007) from the Manager, Fair Wage Office; and

- b. adding the following:

That, in view of the submission by OJCR that they were in the process of becoming unionized, at such time as that is accomplished and they have signed a first agreement with their respective union, they will be permitted to make application for City work.

Ruling by Speaker:

Speaker Bussin ruled Part b of motion 1 by Councillor Moscoe out of order as such a compromise is contrary to the City's current policy.

Councillor Moscoe challenged the ruling of the Speaker.

Vote to Uphold the Ruling of the Speaker:

Yes - 21	
Mayor:	Miller
Councillors:	Ashton, Bussin, Del Grande, Di Giorgio, Feldman, Grimes, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, Palacio, Parker, Perks, Shiner, Stintz
No - 8	
Councillors:	Davis, Fletcher, Ford, Holyday, McConnell, Moscoe, Ootes, Rae

Carried by a majority of 13.

Motion:

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

Given that the disqualification provisions are relatively new and a contractor may not entirely be aware of the seriousness of the new disqualification provisions for repeat offenders, it is recommended that OJCR Construction Ltd. make all proper restitution to its workers under the Fair Wage Policy and OJCR be placed on probation for one contract year. In the event of any further violations within that time frame, the current City sanctions policy will apply.

Ruling by Speaker:

During his questioning of Councillor Mammoliti respecting his motion 2, Councillor Ford requested information with respect to campaign contributions received by Councillor Mammoliti. Speaker Bussin ruled this question out of order as it did not relate to the clarification of motion 2.

Councillor Ford challenged the ruling of the Speaker.

Vote to Uphold the Ruling of the Speaker:

Yes - 25 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Feldman, Grimes, Hall, Heaps, Jenkins, Lindsay Luby, Mammoliti, McConnell, Moeser, Ootes, Palacio, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 4 Councillors: Fletcher, Ford, Holyday, Moscoe

Carried by a majority of 21.

Motions:

3. Councillor Lindsay Luby moved that motion 2 by Councillor Mammoliti be amended by deleting the preamble, so that the motion now reads as follows:

That OJCR Construction Ltd. make all proper restitution to its workers under the Fair Wage Policy and OJCR be placed on probation for one contract year. In the event of any further violations within that time frame, the current City sanctions policy will apply.

4. Councillor Del Grande moved that the Item be amended by adding the following:

The Manager, Fair Wage Office, use his best efforts to determine the amounts outstanding to workers and to ensure that these workers are paid.

5. Councillor Palacio moved that motion 2 by Councillor Mammoliti be amended to provide that if, at the end of the one year probation, the annual audit shows OJCR to be in compliance, OJCR's record will be cleared.

6. Councillor Heaps moved that the Item be amended by adding the following:

The Manager, Fair Wage Office, be requested to report to the July 6, 2007 meeting of the Government Management Committee on new and improved criteria to address the issues for disqualification provisions under the City's Fair Wage Policy.

Votes:

Adoption of motion 1a by Councillor Moscoe:

Yes - 13 Councillors:	Augimeri, Carroll, Davis, De Baeremaeker, Filion, Fletcher, McConnell, Moeser, Moscoe, Perks, Rae, Vaughan, Walker
No - 22 Councillors:	Ashton, Bussin, Cho, Del Grande, Di Giorgio, Feldman, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz

Lost by a majority of 9.

Adoption of motion 3 by Councillor Lindsay Luby:

Yes - 34 Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 2 Councillors:	Carroll, Walker

Carried by a majority of 32.

Adoption of motion 5 by Councillor Palacio:

Yes - 10 Councillors:	Cho, Davis, Ford, Grimes, Holyday, Lindsay Luby, Mammoliti, Minnan-Wong, Nunziata, Palacio
No - 26 Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Hall, Heaps, Jenkins, Lee, McConnell, Moeser, Moscoe, Ootes, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker

Lost by a majority of 16.

Adoption of motion 2 by Councillor Mammoliti, as amended:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 3	
Councillors:	Carroll, Davis, Walker

Carried by a majority of 30.

Adoption of motion 4 by Councillor Del Grande:

Yes - 34	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Shiner, Vaughan, Walker
No - 2	
Councillors:	Holyday, Stintz

Carried by a majority of 32.

Adoption of motion 6 by Councillor Heaps:

Yes - 28	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Rae, Shiner, Stintz, Vaughan
No - 7	
Councillors:	Carroll, Del Grande, Ford, Holyday, Parker, Perks, Walker

Carried by a majority of 21.

Adoption of the Item, as amended:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 3	
Councillors:	Carroll, McConnell, Walker

Carried by a majority of 30.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The report (January 8, 2007) from the Manager, Fair Wage Office be received.
2. The 15 percent administrative fee imposed on OJCR Construction Ltd. as a result of the 2006 review be waived.
3. OJCR Construction Ltd. make all proper restitution to its workers under the Fair Wage Policy and OJCR be placed on probation for one contract year. In the event of any further violations within that time frame, the current City sanctions policy will apply.
4. The Manager, Fair Wage Office, use his best efforts to determine the amounts outstanding to workers and to ensure that these workers are paid.
5. The Manager, Fair Wage Office, be requested to report to the July 6, 2007 meeting of the Government Management Committee on new and improved criteria to address the issues for disqualification provisions under the City's Fair Wage Policy.

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 Government Committee

<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>

Council also considered the following:

- (May 22, 2007) from Catherine Clark, Cassels Brock. (GM3.2.3)
- Affidavit of Wade Barriner (sworn May 22, 2007) submitted by Councillor Giorgio Mammoliti, Ward 7, York West. (GM3.2.4)

8.10 Council Adoption of Proposed Section 37 Implementation Guidelines

PG3.3	REFERRED		Transactional	Ward: All
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May 23, 2007

Speaker Bussin in the Chair.

Motions:

1. Councillor Moscoe moved that the Item be amended in accordance with the staff recommendations contained in the supplementary report (May 22, 2007) from the Chief Planner and Executive Director, City Planning, subject to amending Recommendation 3, so that the Recommendations now read as follows:
 1. That the Proposed Section 37 Implementation Guidelines contained in Appendix A to the report dated March 12, 2007 to Planning and Growth Management Committee (Item PG3.3) from the Chief Planner and Executive Director, City Planning, as amended by Planning and Growth Management Committee at the meeting of March 29, 2007, be further amended per the recommendations contained in this report.
 2. That revisions be made to the Guidelines regarding S.37 funding for Heritage Conservation District studies when an Official Plan amendment is adopted by Council.
 3. That the revised version of the Section 37 Implementation Guidelines, attached as Appendix A to this report, be adopted, with the exception that:
 - a. Section 2.11, Consulting, be amended to provide that Community benefits will not be negotiated by staff without prior consultation with the area Councillor(s); and

- b. Section 4.2, headed “Preservation of Existing Rental Housing (Rental Site Intensification)” be amended to require that the tenants of the affected buildings be consulted by owner and the City.

Deputy Speaker Lindsay Luby in the Chair.

2. Councillor Vaughan moved that the Item be referred to the City Manager, with a request that she bring this policy back to Council for consideration when the Official Plan Amendment on heritage district studies is before Council.

Vote on Referral:

Motion 2 by Councillor Vaughan carried.

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

City Council Decision

City Council referred this Item to the City Manager, with a request that she bring this policy back to Council for consideration when the Official Plan Amendment on heritage district studies is before Council.

Background Information

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

Council also considered the following:

- Report (May 22, 2007) from the Chief Planner and Executive Director, City Planning. ([PG3.3a](#))

CONSIDERATION OF NEW REPORTS

8.11 EXECUTIVE COMMITTEE MEETING 8

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.

May 23, 2007

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

Held for consideration Minute 8.12	EX8.1	Toronto's 2005 Performance Measurement and Benchmarking Report (Ward: All)
Held for consideration Minute 8.13	EX8.2	Remuneration and Expenses of Members of Council and of Council Appointees to Local Boards and Other Special Purpose Bodies for the year ended December 31, 2006 (Ward: All)
Held for consideration Minute 8.14	EX8.3	Toronto Community Housing Corporation 2007-2009 Community Management Plan (Ward: All)
Adopted by consent	EX8.4	Amendment of Federal Gas Tax Funding Agreement to Facilitate Flow of Funds Set Aside for unincorporated Areas (Ward: All)
Held for consideration Minute 8.15	EX8.5	Spadina Subway Extension - Update (Ward: All)
Adopted by consent	EX8.6	Authority to Execute a Letter of Agreement with the Government of Ontario for Ontario Bus Replacement Program Funding (Ward: All)
Held for consideration Minute 8.16	EX8.7	Affordable Housing - Funding Recommendations Request for Proposals 9155-06-7380 and TCHC - Wards 11, 14, 17, 18, 20, 21, 22, 28, 29 and 35 (Ward: 11, 14, 17, 18, 20, 21, 22, 28, 29, 35)
Held for consideration Minute 8.17	EX8.8	Coordinated Street Furniture Program - Results of Request for Proposals (RFP) 9103-06-7316 (Ward: All)
Held for consideration Minute 8.18	EX8.9	Enwave Energy Corporation 2007 Annual General Shareholders Meeting (Ward: All)
Held for consideration Minute 8.19	EX8.10	New Municipal Code Chapter 19 - Business Improvement Areas (Ward: All)
Adopted by consent	EX8.15	Occupational Health and Safety Report Fourth Quarter and End of Year - 2006 (Ward: All)
Held for consideration Minute 8.20	EX8.16	Staff Assessment of the Proposed "First Waterfront Place" Commercial Building Development (Ward: 28)

Consideration of Items - Executive Committee Meeting 8

8.12 Toronto's 2005 Performance Measurement and Benchmarking Report

EX8.1	AMENDED		Transactional	Ward: All
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May 23, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

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

The City Manager be requested to annually select, as the 'target improvement area of the year', one area where the City's performance is found to be within the fourth quartile, and to review that target improvement area and develop a remediation plan for consideration by the Executive Committee and the Budget Committee.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. In the review of Service Plans provided by City Divisions in the coming months, Standing Committees also consider applicable sections of the attached report entitled Toronto's 2005 Performance Measurement and Benchmarking Report.
2. The City's Web site continue to be used as the method to meet the Provincial requirement of publicly reporting the City's annual results under the provincially-mandated Municipal Performance Measurement Program (MPMP).
3. This and the attached report entitled Toronto's 2005 Performance Measurement and Benchmarking Report, also be posted on the City's Web site in addition to MPMP results.
4. The City Manager be requested to annually select, as the 'target improvement area of the year', one area where the City's performance is found to be within the fourth quartile, and to review that target improvement area and develop a remediation plan for consideration by the Executive Committee and the Budget Committee.

Background Information

Toronto's 2005 Performance Measurement and Benchmarking Report

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgnd/backgroundfile-3161.pdf>)

Attach. A - Toronto's 2005 Performance Measurement and Benchmarking Report

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3162.pdf>

Attach. B - OMBI 2005 Performance Benchmarking Report (OMBI Joint Report)

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3163.pdf>

Attach. C - Results compared to other Municipalities

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3164.pdf>

8.13 **Remuneration and Expenses of Members of Council and of Council Appointees to Local Boards and Other Special Purpose Bodies for the year ended December 31, 2006**

EX8.2	NO AMENDMENT		Transactional	Ward: All
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May 23, 2007

Speaker Bussin in the Chair.

Motions:

1. Councillor Holyday moved that the Item be amended by:
 - a. referring Recommendation I of the Executive Committee to the Integrity Commissioner for a report back to City Council through the Executive Committee;
 - b. deleting Recommendation II of the Executive Committee;
 - c. deleting Recommendation III of the Executive Committee; and
 - d. adding the following:

That the Auditor General be requested to audit all Councillor's office budgets for a 2 year period, and to produce a schedule that will spread this workload over the balance of the term.

2. Councillor Moscoe moved that the Item be amended by:
 - a. deleting Recommendation IV of the Executive Committee and replacing it with the following:
 - IV. In order to preserve the transparency of public office, Member of Council who claim to spend their own money in the service of their constituents be required to document that expenditure and file receipts with the City Clerk's Office, so that these expenditures can be verified and appropriately reported.

- b. deleting Recommendation III of the Executive Committee and replacing it with the following:

III. Members of Council who so require, be provided with currently vacant space at Civic Centres for use as satellite offices at no cost to their budgets, and Members currently using this kind of space be relieved of the responsibility for paying rent for such space.

3. Councillor Ford moved that the Item be amended by deleting Recommendation I of the Executive Committee.
4. Councillor Minnan-Wong moved that the Item be amended by deleting Recommendation IV of the Executive Committee.

May 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

5. Councillor Rae moved that the Item be received for information.

Speaker Bussin in the Chair.

Ruling by Speaker:

Councillor Holyday rose on a point of privilege and advised that his constituent had received an e-mail from a member of Mayor Miller's staff. He requested the Mayor to comment on the e-mail.

Speaker Bussin reviewed a copy of the e-mail and ruled that Councillor Holyday did not have a point of privilege. The e-mail was generic and in a hypothetical format, without referring to any Member of Council by name.

Motion to End Debate:

Councillor Del Grande 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 - 31	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Stintz, Vaughan, Walker
No - 6	Miller

Mayor: Councillors: Ashton, Ford, Holyday, Jenkins, Moeser

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

Votes:

Adoption of motion 5 by Councillor Rae:

Yes - 18 Councillors: Ashton, Augimeri, Carroll, Cho, Del Grande, Feldman, Ford, Giambrone, Kelly, Lee, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Rae, Stintz, Walker
No - 20 Mayor: Miller Councillors: Ainslie, Bussin, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Lindsay Luby, Mammoliti, McConnell, Moscoe, Pantalone, Perks, Vaughan

Lost by a majority of 2.

Adoption of motion 3 by Councillor Ford:

Yes - 13 Councillors: Ashton, Cho, Del Grande, Feldman, Ford, Holyday, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Stintz, Walker
No - 25 Mayor: Miller Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Moscoe, Palacio, Pantalone, Perks, Vaughan

Lost by a majority of 12.

Adoption of motion 1a by Councillor Holyday:

Yes - 12 Councillors: Del Grande, Feldman, Filion, Ford, Holyday, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Stintz, Walker
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No - 26
Mayor: Miller
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Pantalone, Perks, Vaughan

Lost by a majority of 14.

Adoption of motion 1b by Councillor Holyday:

Yes - 13
Councillors: Ashton, Cho, Del Grande, Feldman, Ford, Holyday, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Stintz, Walker
No - 25
Mayor: Miller
Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Moscoe, Palacio, Pantalone, Perks, Vaughan

Lost by a majority of 12.

Adoption of motion 1c by Councillor Holyday:

Yes - 16
Councillors: Ashton, Cho, Del Grande, Ford, Grimes, Holyday, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Stintz, Vaughan, Walker
No - 22
Mayor: Miller
Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Pantalone, Perks

Lost by a majority of 6.

Adoption of motion 4 by Councillor Minnan-Wong:

Yes - 14

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

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

Lost by a majority of 10.

Adoption of motion 1d by Councillor Holyday:

Yes - 18 Councillors:	Ainslie, Ashton, Augimeri, Carroll, Del Grande, Ford, Grimes, Hall, Heaps, Holyday, Lee, Moscoe, Nunziata, Ootes, Palacio, Perks, Vaughan, Walker
No - 20 Mayor:	Miller
Councillors:	Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Pantalone, Parker, Stintz

Lost by a majority of 2.

Adoption of the Item, without amendment:

Yes - 24 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Moscoe, Pantalone, Perks, Vaughan
No - 14 Councillors:	Cho, Del Grande, Feldman, Ford, Holyday, Lee, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Parker, Stintz, Walker

Carried by a majority of 10.

City Council Decision

City Council adopted the following motions:

1. The City Clerk be directed to withdraw \$1,123.20 from Councillor Ford's and Councillor Holyday's 2007 Global Office Budget with respect to the office space used at the Etobicoke Civic Centre.
2. Note 2 to Appendix B attached to the report (March 9, 2007) from the Treasurer and the City Clerk, entitled "Remuneration and Expenses of Members of Council and of Council Appointees to Local Boards and Other Special Purpose Bodies for the year ended December 31, 2006", be amended by adding at the end of the last sentence, the following words "but will be charged in 2007", so that it now reads as follows:
 - "2. As per Administration Committee Report No 2, Clause 6d, approved by Council on July 25, 26 and 27, 2006, Councillor Holyday and Councillor Ford were requested to reimburse the City retroactively, to their Constituency Budget or their Global Office Budget for the office space used at Etobicoke Civic Centre. Invoices totalled \$1,123.20 for each Councillor were subsequently sent and remain outstanding. The amounts are not reflected in the Councillors' total office expenses reports, but will be charged in 2007."
3. The City Clerk continue to charge Councillor Holyday's Global Office Budget for the office space used at the Etobicoke Civic Centre.
4. The Auditor General and the Integrity Commissioner be requested to investigate the lack of expenses charged to the Councillor's Office Budget of Councillors Holyday and Ford as it relates to the Code of Conduct and the acceptance of gifts, benefits as well as goods and services paid through personal funds.

Background Information

Remuneration & Expenses of Members of Council & Special Purpose Bodies

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2882.pdf>

Appendix A to H - Remuneration & Benefits for Members of Council

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2883.pdf>

(April 24, 2007) memo from Councillor Doug Holyday - EXSupplementary2007-ex08-2a

<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-1203.pdf>

8.14 Toronto Community Housing Corporation 2007 – 2009 Community Management Plan

EX8.3	NO AMENDMENT		Transactional	Ward: All
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May 23, 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, in its role as Shareholder of the Toronto Community Housing Corporation, receive Toronto Community Housing Corporation's 2007-2009 Community Management Plan.
2. The City Manager forward a copy of this report to the Board of Directors of the Toronto Community Housing Corporation as the City's comments.
3. City Council request the Toronto Community Housing Corporation (TCHC) to review current tenant participation and governance structures and levels of participation in life of TCHC, including participation based on mother tongue, and report back in the 2007 Community Management Plan.
4. City Council request TCHC to look into a city-wide TCHC newsletter, including frequency and cost.
5. City Council strongly support TCHC should the CMHC introduce programs for building cladding in relation to energy savings and community renewal.

Background Information

Toronto Community Housing Corporation 2007 - 2009 Community Management Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3165.pdf>)

Attach. 2 - Transmittal Letter from TCHC Chief Executive Officer

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3166.pdf>)

Attach. 3 - 2007 - 2009 TCHC Community Management Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3167.pdf>)

8.15 **Spadina Subway Extension - Update**

EX8.5	AMENDED		Policy	Ward: All
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May 23, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motions:

1. Mayor Miller moved that the Item be amended by adding the following:

That City Council approve the Operating Memorandum of Understanding (MOU) subject to the City Manager and Chief General Manager of the Toronto Transit Commission (TTC) requesting the provision of special operating subsidies for the entire Spadina Subway Extension project by the Province of Ontario in recognition of:

- a. the inter-regional benefits of the project and the operating cost risk to the City of Toronto until the line reaches mature ridership levels;
 - b. the intention of the TTC and York Region to negotiate a revenue-sharing agreement that would result in York University students travelling to/from York Region on the Spadina Subway paying a single fare and that the Province of Ontario would be responsible for any revenue loss associated with the agreement; and
 - c. the intention of the TTC to also negotiate with York University and York Region for the provision of a U-Pass for York University students.
2. Councillor Walker moved that the Item be amended by adding the following:

The City Manager, in consultation with Toronto Transit Commission staff, report to the Executive Committee, by its first meeting in 2008, on the status of the negotiations.

Votes:

Motion 1 by Mayor Miller carried.

Motion 2 by Councillor Walker carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council approve a project delivery structure for the implementation of the Spadina Subway Extension Project (“the Project”) as outlined in Appendix A to this report.
2. Council authorize the City Manager, Deputy City Manager and Chief Financial Officer, City Solicitor, and Interim Chief General Manager, Toronto Transit Commission, to negotiate and execute an Operating Memorandum of Understanding relating to the Spadina Subway Extension, on behalf of the City

of Toronto and Toronto Transit Commission with the York Region, in a form satisfactory to the City Solicitor, on terms and conditions as outlined in Appendix B to this report, subject to the City Manager and Chief General Manager of the Toronto Transit Commission (TTC) requesting the provision of special operating subsidies for the entire Spadina Subway Extension project by the Province of Ontario in recognition of:

- a. the inter-regional benefits of the project and the operating cost risk to the City of Toronto until the line reaches mature ridership levels;
 - b. the intention of the TTC and York Region to negotiate a revenue-sharing agreement that would result in York University students travelling to/from York Region on the Spadina Subway paying a single fare and that the Province of Ontario would be responsible for any revenue loss associated with the agreement; and
 - c. the intention of the TTC to also negotiate with York University and York Region for the provision of a U-Pass for York University students.
3. Council authorize the City Manager, Deputy City Manager and Chief Financial Officer, and City Solicitor to approach the Province to seek amendment to the City of Toronto Act, 2006, prior to the commencement of subway operations in York Region in order to effect the terms of the above-noted Operating Memorandum of Understanding, for the reasons outlined in this report.
 4. Council direct the Deputy City Manager and Chief Financial Officer, and City Solicitor to finalize for execution by the City, a Project capital cost agreement with the Region of York as previously directed, with amended terms and conditions in respect of the timing of receipt of a \$29.98 million one-time payment from York Region as set out in Appendix C to this report.
 5. The capital contribution from the City not exceed its share (59.96%) of the one-third funding that would be attributable to the municipal sector, and that a request be made to the Provincial and Federal Governments to provide a full two-thirds funding of actual Project capital costs.
 6. City Council direct staff not to enter into any agreement with Park Downsview as it pertains to the Park Downsview Station until such time as Park Downsview has agreed to abide by the City's official plan and the area secondary plan and has agreed to respect the City's planning protocol as it pertains to all non-park-related development.
 7. The City Manager, in consultation with Toronto Transit Commission staff, report to the Executive Committee, by its first meeting in 2008, on the status of the negotiations.

Background Information

Spadina Subway Extension - Update

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3170.pdf>

8.16 **Affordable Housing - Funding Recommendations Request for Proposals
9155-06-7380 and TCHC - Wards 11, 14, 17, 18, 20, 21, 22, 28, 29 and 35**

EX8.7	AMENDED		Transactional	Ward: 11, 14, 17, 18, 20, 21, 22, 28, 29, 35
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May 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Vaughan moved that the Item be amended by adding the following:
 1. To increase the affordability of rents at the City-owned sites at 501 Adelaide Street East, 200 Madison Avenue, 194 Dowling Avenue, and also at previously approved developments at 110 Edward Street and 76 Wychwood Avenue, 60 Richmond Street East, that authority be granted to exempt these affordable housing projects from City charges or any other third party contractor costs payable by the City that are directly associated with the construction of new sewer and water connections.
 2. The Deputy City Manager report to the Affordable Housing Committee on the advisability and implications of adopting a permanent policy of exempting future affordable housing developments from City sewer and water connection fees.
2. Councillor Carroll moved that motion 1 by Councillor Vaughan be amended by:
 1. deleting Part 1; and
 2. amending Part 2 to now read as follows:

The Deputy City Manager responsible for the Affordable Housing Office report to the next Affordable Housing Committee meeting on June 14, 2007, on the advisability and implications of adopting a permanent policy of exempting affordable housing developments from City sewer and water connection fees.

Votes:

Adoption of motion 2 by Councillor Carroll:

Yes - 31 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Rae, Stintz, Vaughan, Walker
No - 3 Councillors: Ford, Holyday, Minnan-Wong

Carried by a majority of 28.

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

Adoption of the Item, as amended:

Yes - 32 Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Stintz, Vaughan, Walker
No - 2 Councillors: Ford, Holyday

Carried by a majority of 30.

City Council Decision

City Council adopted the following motions:

1. City Council approve the following affordable housing projects selected through the RFP and recommend submission of all project information to the Ministry of Municipal Affairs and Housing for consideration as projects to be funded under the Canada-Ontario Affordable Housing Program – Rental and Supportive Component (“the Program”):
 - a. West Toronto Support Services for Senior Citizens and the Disabled Inc.

at 2335-2337 St. Clair Avenue West;

- b. Parkdale Activity - Recreation Centre (Toronto) at 194 Dowling Avenue;
 - c. St. Clair West Affordable Housing (Ossington) Group Incorporated at 1120 Ossington Avenue;
 - d. St. Clare's Multifaith Housing Society at 48 Abell Street (to be assigned a new municipal address on the future extension of Sudbury Street);
 - e. WoodGreen Community Housing Inc. at 270 Donlands Avenue;
 - f. St Clare's Multifaith Housing Society at 200 Madison Avenue;
 - g. 873815 Ontario Limited, at 201-213 Vaughan Road; and
 - h. 544 Birchmount Holdings Limited at 544 Birchmount Road.
2. City Council approve the following affordable housing projects of the Toronto Community Housing Corporation and recommend submission of all project information to the Ministry of Municipal Affairs and Housing for consideration as projects to be funded under the Program:
 - a. 88 Carleton Street; and
 - b. 501 Adelaide Street East.
 3. The Deputy City Manager responsible for the Affordable Housing Office be authorized and directed to submit the list of recommended projects, and any other documentation, to the Province of Ontario for consideration by the Ministry of Municipal Affairs and Housing, as required by the Program.
 4. Authority be granted to exempt the listed projects from taxation for municipal and school purposes for the term of the municipal capital facility agreement.
 5. Authority be granted for exempting all projects not subject to a waiver under the Development Charges Act, from payment of development charges.
 6. Authority be granted to designate the listed projects as social housing accommodation, allowing all or part of the project relief from normal parking standards, where applicable.
 7. Authority be granted to enter into a municipal capital facility agreement and such other agreements, licences, security and documents, with the recommended proponents of each of the listed projects, or to an other entity associated and

- controlled by it and acceptable to the Director of Affordable Housing Development, to provide for the development and operation of affordable housing, on such terms and conditions as the Director Affordable Housing Development considers appropriate and in a form approved by the City Solicitor.
8. The Director, Affordable Housing Office Development be authorized and directed, on behalf of the City, to execute municipal capital facility agreements and such other agreements and documents deemed necessary, on terms and conditions satisfactory to the Director, Affordable Housing Development and in a form approved by the City Solicitor.
 9. Authority be granted to enter into leases of the City owned properties at 200 Madison Avenue and 194 Dowling Avenue, for the purpose of developing the affordable housing projects and any ancillary uses, substantially on the terms and conditions outlined in Appendix 2 to this report and in a form acceptable to the City Solicitor, such grant by way of below market rent being in the interest of the municipality.
 10. The City solicitor be authorized to complete the lease transactions for 200 Madison Avenue and 194 Dowling Avenue on behalf of the City, including payment of any necessary expenses and amending the commencement date of the lease and any other dates to such earlier or later dates and on such terms and conditions as she may from time to time consider reasonable.
 11. The Chief Corporate Officer shall administer and manage the leases for 200 Madison Avenue and 194 Dowling Avenue, including the provision of any consents, approvals, waiver 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.
 12. Authority be granted for the City to make or provide its consent as owner to any regulatory applications by the proponents of the projects at 200 Madison Avenue and 194 Dowling Avenue, and to grant licences for the purposes of entering onto the City owned properties to carry out pre-development activities, and that the Director, Real Estate Services, or his designate be authorized to execute the applications, consents and licences.
 13. That St. Clare's Multifaith Housing Society be permitted to further encumber its existing housing projects at 25 Leonard Street and 38 Pears Avenue, in order to make funds available for the two projects being proposed by it under the Program, on such terms and conditions satisfactory to the General Manager Shelter, Support and Housing Administration in his sole discretion and in a form approved by the City Solicitor.
 14. The Toronto Parking Authority be requested to look at options of purchasing

property on St. Clair Avenue to address the lack of affordable public parking available for the housing proposal at 2335-2337 St. Clair Avenue West.

15. Considering the increased level of funding and lower rents the program is targeted towards, persons living with mental disabilities, ex-psychiatric patients, victims of domestic violence and individuals with a dual diagnosis, that on site support service programs be confirmed on site, as required, and co-ordinated through provincial support programs.
16. Toronto City Council urge the Provincial Minister of Municipal Affairs and Housing to immediately release the remaining \$56 million in federal/provincial funding from the Affordable Housing Program and make an additional funding allocation to Toronto to support the development of much needed new rental housing.
17. The Deputy City Manager responsible for the Affordable Housing Office report to the next Affordable Housing Committee meeting on June 14, 2007, on the advisability and implications of adopting a permanent policy of exempting affordable housing developments from City sewer and water connection fees.

Background Information

Affordable Housing - Funding Recommendations Request for Proposals

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3172.pdf>

Affordable Housing Report - April 3, 2007

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3173.pdf>

App 1 - Summary of Recommended Projects from the RFP

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3174.pdf>

App. 2 - Major Terms and Conditions - Lease of City Land

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3175.pdf>

App. 3 - Responses to the RFP

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3176.pdf>

App. 4 - Report from the Fairness Monitor Consultant

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3177.pdf>

App. 5 - Code of Conduct for Members of the RFP Selection Team

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3178.pdf>

App. 6 - Summary of TCHC Recommended Projects

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3179.pdf>

8.17 Coordinated Street Furniture Program - Results of Request for Proposals (RFP) 9103-06-7316

EX8.8	AMENDED		Policy	Ward: All
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This Item was considered during closed session.

(See Minute 8.82)

8.18 Enwave Energy Corporation 2007 Annual General Shareholders Meeting

EX8.9	AMENDED		Transactional	Ward: All
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May 24, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

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

That Council direct the proxy holder to inform the Enwave Board of Directors at the Annual General Shareholders Meeting that the provision of Deep Lake Cooling and District Heating in the new waterfront community is a Council priority, and further, that Council's representatives on the Enwave Board advocate at the Board to ensure that Enwave works in partnership with "Waterfrontoronto" to formulate, on an urgent basis, a plan to ensure that the implementation of this priority is possible in the future for all the waterfront developments, and in the long run, how to extend the plan to the rest of the waterfront, and a copy of this recommendation be forwarded to the Planning and Growth Management Committee for information.

Votes:

Motion 1 by Councillor McConnell carried.

Adoption of the Item, as amended:

Yes - 23 Councillors: Ainslie, Ashton, Augimeri, Cho, Davis, De Baeremaeker, Del Grande, Fletcher, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae
No - 0

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council appoint the City Manager or her designate as the City's proxy holder

to attend and vote the common shares of Enwave Energy Corporation (“Enwave”) owned by the City at the annual meeting of the shareholders of Enwave to be held on May 30, 2007, or any adjournment of that meeting.

2. City Council direct the proxy holder to vote as follows at the Annual Shareholders’ Meeting:
 - a. to approve the minutes of the Annual Meeting of Shareholders of February 13, 2006, and Special Shareholders Meeting of July 5, 2006;
 - b. to receive the annual financial statements of the Corporation for the period ended October 31, 2006, together with the Auditor’s report thereon;
 - c. to receive the unaudited financial statements for the first quarter ended January 31, 2007;
 - d. to reappoint the Auditors, Ernst & Young LLP, Chartered Accountants, and to authorize the directors to fix their remuneration;
 - e. to reappoint John McManus as a director of Enwave to hold office until the second annual meeting of the shareholders of the Corporation to be held after the May 30, 2007 annual shareholders meeting, or until his successor is elected or appointed; and
 - f. to transact such other business as may properly come before the Meeting or any adjournment or adjournments thereof.
3. City Council authorize and direct the Deputy City Manager and Chief Financial Officer and the City Clerk to execute on behalf of the City the common share proxy substantially in the form of Attachment 2 to this report.
4. The contents of Confidential Attachment 5 to this report remain confidential in their entirety after the consideration of this report by Council.
5. Council direct the proxy holder to inform the Enwave Board of Directors at the Annual General Shareholders Meeting that the provision of Deep Lake Cooling and District Heating in the new waterfront community is a Council priority, and further, that Council’s representatives on the Enwave Board advocate at the Board to ensure that Enwave works in partnership with “Waterfrontoronto” to formulate, on an urgent basis, a plan to ensure that the implementation of this priority is possible in the future for all the waterfront developments, and in the long run, how to extend the plan to the rest of the waterfront, and a copy of this recommendation be forwarded to the Planning and Growth Management Committee for information.

Confidential Attachment 5 to the report (April 16, 2007) from the City Manager, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the City or one of its agencies, boards and commissions.

Background Information

Enwave Energy Corporation 2007 Annual General Shareholders Meeting
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3196.pdf>)

Attachments - Enwave Energy Corporation

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3197.pdf>)

8.19 New Municipal Code Chapter 19 - Business Improvement Areas

EX8.10	DEFERRED		Policy	Ward: All
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

New Municipal Code Chapter 19 - Business Improvement Areas-March 19,2007 report
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3207.pdf>)

New Municipal Code Chapter 19 - Business Improvement Areas

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3200.pdf>)

Council also considered the following:

- Report (May 15, 2007) from the City Solicitor and the General Manager, Economic Development, Culture and Tourism ([EX8.10a](#)).

8.20 Staff Assessment of the Proposed “First Waterfront Place” Commercial Building Development

EX8.16	AMENDED		Policy	Ward: All
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This Item was considered during closed session.

(See Minute 8.81)

8.21 BOARD OF HEALTH 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.

May 23, 2007

Adopted by consent	HL4.4	2007/2008 Student Nutrition Program Service Subsidies
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8.22 COMMUNITY DEVELOPMENT AND RECREATION 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.

May 23, 2007

Held for consideration Minute 8.23	CD4.3	Progress on the Implementation of a Program to Assist in Properly Installing Child Safety Car Restraints
Held for consideration Minute 8.24	CD4.4	Authorization for Sole-Sourced Purchase of One Demonstrator Specialized Rescue Bronto Fire Apparatus for Emergency Rescues
Held for consideration Minute 8.25	CD4.5	Graffiti Transformation Investment Program - 2007 Allocations
Held for consideration Minute 8.26	CD4.6	Toronto District School Board (TDSB) and City of Toronto - 2007 Letter of Understanding for the City's Use of TDSB Pools
Held for consideration Minute 8.27	CD4.9	Hot Weather Response Plan Update
Adopted by consent	CD4.11	Ineligible Applicants to the 2007 Community Service Partnerships

Consideration of Items - Community Development and Recreation Committee Meeting 4

8.23 Progress on the Implementation of a Program to Assist in Properly

Installing Child Safety Car Restraints

CD4.3	AMENDED		Transactional	
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May 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by adding the following new Recommendation 3:
 3. In the one-year review of the program, the Fire Chief report to the Community Development and Recreation Committee on the feasibility of including a drop-in component to the program that would allow parents the opportunity to quickly check on the safety of an existing Child Safety Car Restraint installation.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Toronto Fire Services staff be authorized to offer a program that assists in proper installation of Child Safety Car Restraints for citizens on a monthly basis in the East, South, North and West commands.
2. The pilot program commence in September 2007 and a review of the program be reported to the Community Development and Recreation Program following the one year pilot.
3. In the one-year review of the program, the Fire Chief report to the Community Development and Recreation Committee on the feasibility of including a drop-in component to the program that would allow parents the opportunity to quickly check on the safety of an existing Child Safety Car Restraint installation.

Background Information

cd4.3

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3271.pdf>

8.24 **Authorization for Sole-Sourced Purchase of One Demonstrator Specialized Rescue Bronto Fire Apparatus for Emergency Rescues**

CD4.4	NO AMENDMENT		Transactional	
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May 23, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Authority be granted to award a sole source contract for the purchase of one (1) Bronto fire apparatus in the amount of \$1,247,500.00 net of GST (fire vehicles are P.S.T. exempt at source) to E-One Inc.

Background Information

cd4.4

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3272.pdf>

8.25 **Graffiti Transformation Investment Program - 2007 Allocations**

CD4.5	NO AMENDMENT		Transactional	
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May 24, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Graffiti Transformation Investment Program funding totalling \$309,330.00 be allocated to 19 community organizations as outlined in Appendix "A" of this report.

2. Recommendations for allocation of the remaining \$30,900.00 of the 2007 budget be the subject of a further report based on a call for applicants with demonstrated capacity in youth programming and employment.
3. Canada Post and newspaper companies, and other entities with street furniture of any type, be required to properly maintain and remove graffiti on their property and furniture.
4. Next year this program be targeted to appropriately address the entire City's needs.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

cd4.5

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3273.pdf>

8.26 Toronto District School Board (TDSB) and City of Toronto - 2007 Letter of Understanding for the City's Use of TDSB Pools

CD4.6	DEFERRED		Transactional	
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

cd4.6

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3293.pdf>

cd4.6ATT

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3295.pdf>

Council also considered the following:

- Report (May 15, 2007) from the General Manager, Parks, Forestry and Recreation.
([CD4.6a](#))

8.27 Hot Weather Response Plan Update

CD4.9	DEFERRED		Transactional	
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

cd4.9ATT

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3286.pdf>

cd4.9

<http://www.toronto.ca/legdocs/mmis/2007/cd/bgrd/backgroundfile-3375.pdf>

8.28 **ECONOMIC DEVELOPMENT 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.

May 23, 2007

Held for consideration Minute 8.29	ED4.2	Long-Term Employment Land Strategy Presentation (Ward: All)
Adopted by consent	ED4.4	Unit Blanche Toronto - September 29-30, 2007: Information and Requests for a Non-Objection Letter for the Alcohol and Gaming Commission of Ontario (Ward: All)
Adopted by consent	ED4.5	Citizen Appointments to the Cologne Lodge/Mackenzie House/Spadina Historic House and Gardens Community Museum Management Board (Ward: 13, 22, 27)
Adopted by consent	ED4.6	Citizen Appointments to the Collections Conservation and Shared Resources Management Board (Ward: All)
Adopted by consent	ED4.7	Citizen Appointments to the Fort York Community Museum Management Board (Ward: 19)

Consideration of Item - Economic Development Committee Meeting 4

8.29 **Long-Term Employment Land Strategy Presentation**

ED4.2	DEFERRED		Policy	Ward: All
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

ed04-2.doc

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-3361.pdf>

ed04-2.attach

<http://www.toronto.ca/legdocs/mmis/2007/ed/bgrd/backgroundfile-3482.pdf>

8.30 **GOVERNMENT MANAGEMENT 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.

May 23, 2007

Adopted by consent	GM4.2	Property Tax Exemption for Sheena's Place – A Registered Charity (Ward: 20)
Adopted by consent	GM4.4	Revisions to Financial Control By-law (Ward: All)
Adopted by consent	GM4.8	Amend the Policy for the Selection and Hiring of Professional and Consulting Services (Ward: All)
Held for consideration Minute 8.31	GM4.9	Request for Quotation No. 3912-06-5341 Indoor and Outdoor Running Track Repairs and Rejuvenation at the Toronto Track and Field Centre at York University (4700 Keeled Street) (Ward: 8)
Adopted by consent	GM4.11	Request Authority for 2007 - 2008 Insurance Program Renewal (Ward: All)
Held for consideration Minute 8.32	GM4.12	Bringing Village Securities Ltd. Site Under Public Ownership (Ward: 42)

- Held for consideration Minute 8.33 GM4.13 Acquisition of 129 Peter Street (Ward: 20)
- Adopted by consent GM4.14 License Agreement with the Church of the Resurrection for Woodbine Child Care Centre at 700 Millerton Boulevard (Ward: 31)
- Adopted by consent GM4.15 To Declare Surplus A Strip of Land Abutting 75 Westcroft Drive (Ward: 43)
- Held for consideration Minute 8.34 GM4.16 St. Aloysius Catholic Elementary School – 80 Queensdale Avenue (Ward: 29)
- Adopted by consent GM4.17 Routine Records Retention Bylaw Amendment (Ward: All)
- Adopted by consent GM4.18 Routine Municipal Code Amendment – Fees for Archives Reproduction Services (Ward: All)
- Adopted by consent GM4.19 Registering "Toronto Meeting Management Information System" as an Official Mark of the City of Toronto (Ward: All)
- Adopted by consent GM4.21 Land Lease at 23 Glen forest Rd – Car park 152 (Ward: 25)
- Held for consideration Minute 8.35 GM4.22 Acquisition of Property for City Purposes (Ward: 27)

Consideration of Items - Government Management Committee Meeting 4

- 8.31 **Request for Quotation No. 3912-06-5341 Indoor and Outdoor Running Track Repairs and Rejuvenation at the Toronto Track and Field Centre at York University (4700 Keeled Street)**

GM4.9	DEFERRED		Transactional	Ward: 8
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

Report-Request for Quotation No. 3912-06-5341 - Indoor and Outdoor Running Track Repairs and Rejuvenation at the Toronto Track and Field Centre at York University (4700 Keeled Street)
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3342.pdf>)

8.32 **Bringing Village Securities Ltd. Site Under Public Ownership**

GM4.12	AMENDED		Transactional	Ward: 42
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May 25, 2007

Speaker Bussin in the Chair.

Motions:

1. Councillor Holyday moved that the Item be received for information.
2. Councillor Carroll moved that the Item be amended by adding the following:

The Village Securities Ltd. site, upon entering public ownership, be restricted to a naturalized state.
3. Councillor Del Grande moved that the Item be amended by deleting the Recommendation of the Government Management Committee, and that Council adopt the following instead:

The Chief Corporate Officer be requested to negotiate an Offer to Purchase with the owners, restricted to acreage to only allow for a community centre.
4. Councillor Heaps moved that the Item be amended by adding the following:

The agreement to purchase the Village Securities Ltd. site be approved on the condition that, during the due diligence period, unconditional approval from the relevant First Nation representatives be secured to ensure the City has complete access to the identified land for the purpose of municipal uses.
5. Councillor Kelly moved that the Item be amended by adding the following:

The Chief Corporate Officer be requested to negotiate an Offer to Purchase a portion of the south site of the Village Securities Ltd. site, enough to build and operate a City of Toronto community centre for the surrounding residential communities.

Permission to Withdraw Motion:

Councillor Kelly, with the permission of Council, withdrew his motion 5.

Votes:

Adoption of motion 1 by Councillor Holyday:

Yes - 7	Councillors: Feldman, Ford, Holyday, Minnan-Wong, Nunziata, Shiner, Stintz
No - 29	Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 22.

Adoption of motion 3 by Councillor Del Grande:

Yes - 12	Councillors: Carroll, Del Grande, Feldman, Ford, Holyday, Kelly, Lee, Minnan-Wong, Nunziata, Ootes, Shiner, Stintz
No - 24	Councillors: Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Heaps, Jenkins, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker

Lost by a majority of 12.

Adoption of motion 4 by Councillor Heaps:

Yes - 35	Councillors: Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan, Walker
No - 2	

Councillors: Carroll, Ford

Carried by a majority of 33.

Adoption of motion 2 by Councillor Carroll:

Yes - 19 Councillors: Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Fillion, Giambrone, Lee, Lindsay Luby, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Shiner, Stintz
No - 18 Councillors: Augimeri, Cho, Di Giorgio, Fletcher, Ford, Grimes, Heaps, Holyday, Jenkins, Kelly, Mammoliti, McConnell, Minnan-Wong, Moeser, Perruzza, Rae, Vaughan, Walker

Carried by a majority of 1.

Adoption of the Item, as amended:

Yes - 25 Councillors: Ainslie, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Heaps, Jenkins, Lindsay Luby, Mammoliti, McConnell, Moeser, Moscoe, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan, Walker
No - 12 Councillors: Augimeri, Carroll, Del Grande, Feldman, Ford, Holyday, Kelly, Lee, Minnan-Wong, Nunziata, Shiner, Stintz

Carried by a majority of 13.

City Council Decision

City Council adopted the following motions:

1. The 2007 Approved Capital Budget for Facilities and Real Estate be amended by the addition of a project "Village Securities Site Acquisition" for \$15,253,575.00, with funding provided from the Land Acquisition Reserve Fund (XR1012) in the amount of \$15,253,575.00, for a zero net impact.
2. The 2007 Approved Capital Budget for Parks, Forestry and Recreation be amended by the addition of a project "Village Securities Site Acquisition" for \$2,000,000.00, with funding provided from the Parkland Acquisition – City Wide Land Acquisition (XR2210) in the amount of \$2,000,000.00, for a zero net impact.

3. The Offer to Sell from the Owner of the property known as the Village Securities Ltd. site having a net cost to the City of \$17,253,575.00 be accepted substantially on the terms outlined in Appendix “A” to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
4. The agreement to purchase the Village Securities Ltd. site be approved on the condition that, during the due diligence period, unconditional approval from the relevant First Nation representatives be secured to ensure the City has complete access to the identified land for the purpose of municipal uses.
5. Deputy City Manager Sue Corke’s office and the General Manager of Parks, Forestry and Recreation continue to investigate other potential sources of outside funding for cultural, natural heritage and open spaces purposes to offset the funding of this acquisition.
6. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses, and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
7. The Village Securities Ltd. site, upon entering public ownership, be restricted to a naturalized state.

Background Information

Report-Bringing Village Securities Ltd. Site Under Public Ownership
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3287.pdf>
Extract from the April 12 meeting (gm4-12)
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3438.pdf>

Council also considered the following communications:

- (May 10, 2007) from Max One Onti Gros-Louis, Grand Chief, Huron Wendat Nation. (GM4.12.10)
- (May 22, 2007) from Peter Ortved, Chair, Heritage Toronto. (GM4.12.11)
- (May 23, 2007) from Stephen F. Waqué, Borden Ladner Gervais LLP. (GM4.12.12)

8.33 **Acquisition of 129 Peter Street**

GM4.13	AMENDED		Transactional	Ward: 20
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This Item was considered during closed session.

(See Minute 8.83)

8.34 **St. Aloysius Catholic Elementary School - 80 Queensdale Avenue**

GM4.16	NO AMENDMENT		Transactional	Ward: 29
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May 25, 2007

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 31 Councillors:	Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Grimes, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 4 Councillors:	Carroll, Del Grande, Ford, Lee

Carried by a majority of 27.

City Council Decision

City Council adopted the following motions:

1. The condition requiring Council approval contained in the City's Offer to Purchase the property known as 80 Queensdale Avenue be waived such that the offer, being substantially on the terms outlined in Attachment 1 of this report, shall become binding and irrevocable by the City until May 31, 2007.
2. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized to waive such condition and enter into the irrevocable Offer to Purchase on behalf of the City.
3. The City Solicitor be authorized to complete this transaction on behalf of the City including making payment of any necessary expenses and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

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

Confidential Attachment 1 to the report (May 7, 2007) from the Chief Corporate Officer and the General Manager, Parks, Forestry and Recreation, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition or sale of land for municipal or local board purposes.

Background Information

Report-St. Aloysius Catholic Elementary School-80 Queensdale Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3504.pdf>)

Confidential Attachment 1-St. Aloysius Catholic Elementary School
Confidential Appendix A-Map

Report-Offer to Purchase a Property Located at 80 Queensdale Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3347.pdf>)

Report - St. Aloysius Catholic Elementary School
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3488.pdf>)

Confidential Attachment 1 - St. Aloysius Catholic Elementary School
Confidential Appendix A - Site Map

8.35 **Acquisition of Property for City Purposes**

GM4.22	AMENDED		Transactional	Ward: 27
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This Item was submitted without recommendation.

May 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Lindsay Luby moved that Council adopt the staff recommendations in the following reports:
 - A. (May 9, 2007) from the Chief Corporate Officer:
 1. Council adopt the confidential instructions to staff in Attachment 1 of this report;
 2. the confidential information in Attachment 1 remain confidential;
and

3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.
- B. (May 23, 2007) from the Chief Corporate Officer:
1. Council adopt the confidential instructions to staff in Attachment 1 of this report;
 2. the confidential information in Attachment 1 remain confidential;
and
 3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Votes:

Motion 1 by Councillor Lindsay Luby carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1 to the report (May 9, 2007) from the Chief Corporate Officer. The confidential information in Attachment 1 remains confidential.
2. Council adopt the confidential instructions to staff in Attachment 1 to the report (May 23, 2007) from the Chief Corporate Officer. The confidential information in Attachment 1 remains confidential.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Confidential Attachment - Acquisition of Property for City Purposes

Council also considered the following:

- Report (May 9, 2007) from the Chief Corporate Officer. ([GM4.22a](#))
- Report (May 23, 2007) from the Chief Corporate Officer. ([GM4.22b](#))

Confidential Attachment 1 to the report (May 9, 2007) from the Chief Corporate Officer

remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending land acquisition by the City or one of its agencies, boards and commissions.

Confidential Attachment 1 to the report (May 23, 2007) from the Chief Corporate Officer remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending land acquisition by the City or one of its agencies, boards and commissions.

8.36 LICENSING AND STANDARDS 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.

May 23, 2007

Adopted by consent LS4.3 Seizure of Motor Vehicles Involved in Prostitution
Related Offences

Held for consideration LS4.4 Coordinated Enforcement of Problem Properties
Minute 8.37

Consideration of Item - Licensing and Standards Committee Meeting 4

8.37 Coordinated Enforcement of Problem Properties

LS4.4	AMENDED			
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May 25, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Palacio moved that the Item be amended by adding the following new Recommendation 3:
 3. Revenue Canada officials be invited to participate in the Problem Property Teams as well.

Votes:

Adoption of motion 1 by Councillor Palacio:

Yes - 30
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Giambrone, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Rae, Vaughan, Walker
No - 0

Carried, without dissent.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The City of Toronto establish and appropriately resource Problem Property Teams to better monitor and coordinate efforts between enforcement agencies, and that consideration be given to including City Councillors and community representatives to allow for broader input.
2. The City of Toronto, Municipal Licensing and Standards Division, work with the Province to develop a centralized database of information about complaints, by-law and legislation violations, convictions, etc., to be shared between provincial (Alcohol and Gaming Commission of Ontario) and municipal (Municipal Licensing and Standards, Toronto Police Service, Toronto Public Health, Toronto Fire Services) enforcement agencies. A central database would allow for better monitoring of problem properties and facilitate co-coordinated, systemic responses between relevant enforcement agencies.
3. Revenue Canada officials be invited to participate in the Problem Property Teams as well.

Background Information

Coordinated Enforcement of Problem Properties

<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-3220.pdf>

8.38 PARKS AND ENVIRONMENT 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.

Consideration of Items - Planning and Growth Management Committee Meeting 48.41 **Green Roof Incentive Pilot Program**

PG4.1	NO AMENDMENT		Policy	
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May 23, 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 authorize the General Manager of Toronto Water to establish and implement the administrative details for the extension of the Green Roof Incentive Pilot Program on terms and conditions satisfactory to the General Manager in accordance with the terms of reference adopted and until funding for the program is depleted.
2. The terms of reference set out in Appendix 1 to this report be adopted as the selection criteria for the Green Roof Incentive Pilot Program.
3. City Council authorize the General Manager of Toronto Water to exercise discretion, to ensure a broad range of installation types (building form, size and location, and green roof design), in the selection of applications for inclusion in the Program, in the event that there is a greater demand for grant funds than have been budgeted for in the Green Roof Incentive Pilot Program on the following basis:
 - a. where there is more than one application for a similar installation type, subject to meeting the terms and conditions of the Program, the successful applicant will be based on the earliest complete application received; and
 - b. where there is more than one application by a property owner, the application for the building with the larger roof area will be selected, subject to meeting the requirements in 3a.
4. For the purposes of the Green Roof Incentive Pilot Program only, a financial incentive of:

- a. \$50.00 per square metre of green roof installed, be paid to eligible single-family residential property owners as per the terms of reference set out in Appendix 1 to this report, to a maximum of \$10,000.00; and
 - b. \$50.00 per square metre of green roof installed, be paid to eligible industrial, commercial and multi-family residential property owners as per the terms of reference set out in Appendix 1 to this report, to a maximum of \$100,000.00.
5. City Council authorize the General Manager of Toronto Water to enter into discussions with Toronto Hydro or other agencies with a view of securing additional funding for the Green Roof Incentive Pilot Program.
 6. This report be forwarded to the Parks and Environment Committee, for their consideration in establishing a permanent Green Roof Incentive Program, including a review of the level of financial incentives, other parties that should be contributing funding to the program in light of the issues raised in this report and various options to address regulatory matters, all in support of the City's Climate Change and Clean Air Action Plan.
 7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

staff report - green roof incentive pilot program

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3302.pdf>

8.42 **Change to Parking Meter Rates, Adjustments to Parking Meter Zone Boundaries and Changes in Maximum Parking Durations On-Street Metered Locations**

PG4.6	NO AMENDMENT		Transactional	
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May 25, 2007

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Rae moved that Council consider this Item as an urgent item, the vote on which was taken as follows:

Yes - 25	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Ootes, Pantalone, Perks, Perruzza, Rae, Stintz, Vaughan
No - 8	
Councillors:	Ainslie, Del Grande, Ford, Holyday, Minnan-Wong, Moscoe, Nunziata, Palacio

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

Motion:

1. Councillor Ford moved that the Item be received for information.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 5	
Councillors:	Bussin, Ford, Ootes, Palacio, Shiner
No - 28	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 23.

Adoption of the Item, without amendment:

Yes - 28	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan
No - 5	
Councillors:	Bussin, Ford, Ootes, Palacio, Shiner

Carried by a majority of 23.

City Council Decision

City Council adopted the following motions:

1. City Council approve the following changes to the existing on-street meter rates:
 - a. where the current rate is \$3.00 (Zone AA) to increase the rate to \$3.50 per hour;
 - b. where the current rate is \$2.00 (Zone A) to increase the rate to \$2.50 per hour;
 - c. where the current rate is \$1.50 (Zone B) to increase the rate to \$2.00 per hour; and
 - d. where the current rate is \$1.00 (Zone C) to increase the rate to \$1.50 per hour; except at Zone C locations which are to be re-designated as Zone D (\$1.00 per hour).
2. City Council authorize the establishment of a new rate Zone 'D' with a rate of \$1.00 per hour for the locations indicated as rate Zone 'D' on the Map provided.
3. City Council designate the on-street meter spaces in the area bounded by Bloor Street, University Avenue, College Street and Spadina Avenue as Zone A from the current Zone B designation.
4. City Council authorize an increase in the maximum allowable duration of stay to three hours at all metered spaces which currently have a maximum duration of stay of two hours.
5. City Council amend Chapter 179 (7)(D) of the City of Toronto Municipal Code to adjust the Authority's delegated authority to change rates from the existing upper limit of \$2.00 per hour to \$3.50 per hour with consent of the impacted Ward Councillor.
6. City Council authorize the appropriate City officials to undertake the actions necessary to implement recommendations 1 to 5.

Background Information

staff report - change to parking meter rates

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3307.pdf>

board memorandum - changes to on-street rates

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3390.pdf>

proposed changes to on-street rates

<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-3391.pdf>

Council also considered the following:

- Report (May 16, 2007) from the President, Toronto Parking Authority. ([PG4.6a](#))

8.43 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 5

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.

May 23, 2007

Held for consideration Minute 8.44	PW5.1	Renaming of Community Environment Days (Ward: All)
Adopted by consent	PW5.2	Request for Quotation 3920-06-0252 - Supply and Delivery of Quarried Crushed Stone Aggregates, Sand and Gravel (Ward: All)
Held for consideration Minute 8.45	PW5.3	Basement Flooding Protection Subsidy Program (Ward: All)
Adopted by consent	PW5.4	Mitigation of Stormwater Overflow from Kew Gardens (Ward: 32)
Adopted by consent	PW5.5	Research Contributions - Toronto Water (Ward: All)
Adopted by consent	PW5.6	Toronto Water - 2006 Annual Report and Summary Report (Ward: All)
Adopted by consent	PW5.10	Reconstitution of the Wet Weather Flow Management Master Plan
Adopted by consent	PW5.11	Sole Source Emergency Erosion Control Repairs - West Highland Creek Within the Scarborough Golf & Country Club (Ward: 43)

Consideration of Items - Public Works and Infrastructure Committee Meeting 5

8.44 Renaming of Community Environment Days

PW5.1	AMENDED		Transactional	Ward: ALL
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May 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Hall moved that the Item be amended by deleting the Recommendation of the Public Works and Environment Committee, and that Council adopt the following instead:

The City of Toronto establish a “Bob Hunter Environmental Award” to be awarded annually at the City’s Green Toronto Awards, and the Acting General Manager, Solid Waste Management, be directed to establish criteria for the nomination and recognition of outstanding environmental achievements and initiatives within the City of Toronto.

Vote:

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

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0	

Carried, without dissent.

City Council Decision

City Council adopted the following motion:

1. The City of Toronto establish a “Bob Hunter Environmental Award” to be awarded annually at the City’s Green Toronto Awards, and the Acting General Manager, Solid Waste Management, be directed to establish criteria for the nomination and recognition of outstanding environmental achievements and initiatives within the City of Toronto.

Background Information

2007-05-02-pw05-1

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-3212.pdf>

2007-05002-pw05-05-1a

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-3214.pdf>)

8.45 **Basement Flooding Protection Subsidy Program**

PW5.3	AMENDED		POLICY	Ward: All
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May 25, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Del Grande moved that the Item be amended to provide that only properties that comply with the City's Zoning By-law requirements for front yard paved areas shall be eligible for any subsidies under this program.

Votes:

Motion 1 by Councillor Del Grande carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The Basement Flooding Protection Subsidy Program be adopted as described in the attachment to this report.
2. Only properties that comply with the City's Zoning By-law requirements for front yard paved areas shall be eligible for any subsidies under this program.
3. The General Manager of Toronto Water continue to monitor the implementation of the Basement Flooding Protection Subsidy Program and be authorized to revise or amend the type of basement flooding protection work ("Eligible Works") qualifying for a subsidy and the subsidy limits applicable to such work, subject to the total subsidy limit of \$3,200.00 per property, and to otherwise administer the Program, as the General Manager may deem necessary, to improve the effectiveness of the Program.
4. Information meetings regarding the Basement Flooding Protection Subsidy Program be held in area wards at the request of the local Councillor.

Background Information

2007-05-02-pw05-3

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-3216.pdf>

8.46 **ETOBICOKE YORK COMMUNITY COUNCIL MEETING 5**

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.

May 23, 2007

Adopted by consent	EY5.1	Northwest corner of Finch Avenue West and Kipling Avenue - Zoning Amendment Application – Final Report (Ward: 1)
Held for consideration Minute 8.47	EY5.2	65 Avonhurst Road – Private Tree Removal (Ward: 5)
Adopted by consent	EY5.12	Kipling Avenue and Streight Lane – No Stopping Prohibition (Ward: 5)
Adopted by consent	EY5.15	Lake Shore Boulevard West - Speed Limit Reduction (Ward: 6)
Adopted by consent	EY5.16	Dixfield Drive - Speed Limit Amendment (Ward: 3)
Adopted by consent	EY5.18	Elder Avenue and Twenty Fourth Street – All-Way Stop Control (Ward: 6)
Adopted by consent	EY5.19	Belfield Road and Iron Street - Pedestrian Signals (Ward: 2)
Held for consideration Minute 8.48	EY5.26	Sale of Vacant Land at 12 Kipping Avenue (Ward: 17)
Adopted by consent	EY5.34	27 Lavender Road - Request for Attendance at an Ontario Municipal Board Hearing - Appeal of Committee of Adjustment Decision (Ward: 12)
Adopted by consent	EY5.35	206 Maple Leaf Drive, Lot 27 and Lot 28 - Request for Attendance at an Ontario Municipal Board Hearing – Appeal of Committee of Adjustment Decision (Ward: 12)
Adopted by consent	EY5.37	Request for Endorsement of Events for Liquor Licensing Purposes (Ward: 5, 6)

Consideration of Items - Etobicoke York Community Council Meeting 5

8.47 **65 Avonhurst Road – Private Tree Removal**

EY5.2	RECEIVED FOR INFORMATION		Transactional	Ward: 5
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May 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Nunziata moved that the Item be received for information, as the application for tree removal has been withdrawn by the property owner.

Vote:

Motion 1 by Councillor Nunziata carried.

City Council Decision

City Council received this Item for information, as the application for tree removal has been withdrawn by the property owner.

Background Information

65 Avonhurst Road report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-3147.pdf>

8.48 **Sale of Vacant Land at 12 Kipping Avenue**

EY5.26	DEFERRED		Transactional	Ward: 17
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May 25, 2007

Speaker Bussin in the Chair.

This Item was submitted without recommendation.

Motion:

1. Councillor Nunziata moved that Council:
 1. adopt the staff recommendations contained in the report (April 12, 2007) from the Chief Corporate Officer, subject to replacing Recommendation 5, so that the Recommendations, as amended, read as follows:

1. City of Toronto grant a permanent easement to Hydro One Networks Inc., for nominal consideration, in, on, over and under the entire property known municipally as 12 Kipping Avenue and designated as Part 11 on Plan 64R-16146, to accommodate existing and future hydro requirements, on terms and conditions acceptable to the Chief Corporate Officer and in a form acceptable to the City Solicitor.
 2. City of Toronto accept the Offer to Purchase, from Faustino Pereira Augusto, to purchase the City-owned property known municipally as 12 Kipping Avenue, described as Part of Lots 76, 77 and 78, Block A, Plan 886, designated as Part 11 on Plan 64R-16146, (the "Property"), in the amount of \$16,000.00, substantially on the terms and conditions outlined in Appendix "A" to this report.
 3. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer to Purchase on behalf of the City.
 4. A portion of the proceeds of closing be directed to fund the outstanding expenses related to the Property and the completion of the sale transaction.
 5. The net proceeds be directed to Parkland Acquisition – West District , to build a small playground and equipment at the North Turnberry Parkette.
 6. 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) and on such terms and conditions as she may from time to time consider reasonable.
2. receive for information, the report (May 18, 2007) from the General Manager, Parks, Forestry and Recreation.

Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

April 12, 2007 report

(<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-3121.pdf>)

Appendix A

(<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-3122.pdf>)

Appendix B

(<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-3123.pdf>)

Council also considered the following:

- Report (May 18, 2007) from the General Manager, Parks, Forestry and Recreation.
([EY5.26a](#))

8.49 **NORTH YORK COMMUNITY COUNCIL MEETING 5**

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.

May 23, 2007

Adopted by consent	NY5.14	Sign Variance Request - 5900 Yonge Street (Ward: 23)
Held for consideration Minute 8.50	NY5.19	Payment In-Lieu of Parking - Goodview Inventory Co. Ltd. - 1838-1844 Avenue Road (Ward: 16)
Adopted by consent	NY5.26	Sale of 220 Duncan Mill Road, Suite 217 (Ward: 34)
Adopted by consent	NY5.27	Sale of Public Lane Abutting 181 to 185 Willowdale Avenue (Ward: 23)
Adopted by consent	NY5.30	Community Festival Permit Application - Cypriot Community of Toronto Inc. - Cultural and Wine Festival - June 23 and 24, 2007 (Ward: 26)
Adopted by consent	NY5.32	Public Art Plan - 5435 Yonge Street (Ward: 23)
Adopted by consent	NY5.34	Request for Direction Report - Zoning By-law Amendment and Site Plan Control Applications - 90 Finch Avenue East (Ward: 24)
Held for consideration Minute 8.51	NY5.35	Final Report - Official Plan and Zoning By-law Amendment Applications - Wilson Avenue, between Keele Street and Bathurst Street (Ward: 9, 10)

Consideration of Items - North York Community Council Meeting 5

8.50 **Payment In-Lieu of Parking - Goodview Inventory Co. Ltd. - 1838-1844 Avenue Road**

NY5.19	DEFERRED		Transactional	Ward: 16
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May 25, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by deleting Recommendation 2 of the North York Community Council and replacing it with the following:
 2. Require the applicant to enter into an agreement with the City of Toronto for the payment-in-lieu of 26 parking spaces, for a total amount of \$200,000.00.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

Deputy Speaker Lindsay Luby in the Chair.

Motion to Reconsider:

Councillor Stintz, 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.

Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

Payment In-Lieu of Parking - 1838 -1844 Avenue Road

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2886.pdf>

8.51 **Final Report - Official Plan and Zoning By-law Amendment Applications - Wilson Avenue, between Keele Street and Bathurst Street**

NY5.35	DEFERRED		Transactional	Ward: 9, 10
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

Final Report - Official Plan and Zoning By-law Amendment - Wilson Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2909.pdf>)

Supplementary Report - Wilson Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2914.pdf>)

Supplementary Report - Wilson Avenue, Attachment 1
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2915.pdf>)

Supplementary Report - Wilson Avenue, Attachment 2
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-2916.pdf>)

Council also considered the following communication:

- (May 22, 2007) from Barnet H. Kussner, Weir Foulds LLP, Barristers and Solicitors. (NY5.35.20)

8.52 **SCARBOROUGH COMMUNITY COUNCIL MEETING 5**

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.

May 23, 2007

Adopted by consent	SC5.8	22 Oakworth Crescent - Application to Remove a Private Tree (Ward: 37)
Held for consideration Minute 8.53	SC5.9	90 Cultra Square - Application to Remove a Private Tree (Ward: 43)

- Adopted by consent SC5.12 Proposed Stop Controls at the West Intersection of Dolly Varden Boulevard and Bluefin Crescent in the Woburn Neighbourhood (Ward: 38)
- Adopted by consent SC5.14 Proposed Minor Street Stop Signs in the Lowcrest Boulevard Area (Ward: 40)
- Adopted by consent SC5.22 Scarborough District - Garages, Carports and Accessory Buildings - Zoning By-law Amendments (Ward: 35, 36, 37, 38, 39, 40, 41, 42, 43, 44)

Consideration of Items - Scarborough Community Council Meeting 5

8.53 **90 Cultra Square - Application to Remove a Private Tree**

SC5.9	DEFERRED		Transactional	Ward: 43
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

90 Cultra Square - Application to Remove a Private Tree

<http://www.toronto.ca/legdocs/mmis/2007/sc/bgrd/backgroundfile-3038.pdf>

8.54 **TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 5**

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.

May 23, 2007

- Adopted by consent TE5.4 Closure of a portion of the public highway Basin Street, west of Bouchette Street and a portion of the public highway, Saulter Street South (Ward: 30)
- Adopted by consent TE5.6 Final Report - Draft Plan of Condominium Application - 31-33 Shallmar Boulevard (Ward: 21)

Adopted by consent	TE5.7	Draft Plan of Condominium Conversion Application - Final Report - 103 Pembroke Street (Ward: 27)
Adopted by consent	TE5.8	West Queen West Heritage Conservation District Study Area (Ward: 18)
Adopted by consent	TE5.9	Inclusion on Heritage Inventory - 16 St. Joseph Street (Ward: 27)
Adopted by consent	TE5.10	Demolition of a Structure and Approval of a Replacement Structure in the North Rosedale Heritage Conservation District - 29 St. Andrews Gardens (Ward: 27)
Adopted by consent	TE5.23	Permanent closure of the portion of Cottingham Street and Gange Avenue currently closed to vehicular traffic, abutting Lionel Conacher Park (Ward: 22)
Adopted by consent	TE5.27	Application to Remove a Private Tree – 48 Hoyle Avenue (Ward: 22)
Adopted by consent	TE5.31	Public Art Program - The Hazelton – 116-134 Yorkville Avenue, 10 Hazelton Avenue (Ward: 27)
Adopted by consent	TE5.32	Sign Variance - 370 King Street West (Ward: 20)
Held for consideration Minute 8.55	TE5.33	Sign Variance - 60 Simcoe Street (Ward: 20)
Adopted by consent	TE5.44	Road narrowing - Strachan Avenue and Douro Street (Ward: 19)
Held for consideration Minute 8.56	TE5.46	Extending Existing Bus Lay-by - Queen's Park (Ward: 20)
Adopted by consent	TE5.47	Pedestrian Crossover - Davisville Avenue and Acacia Road (Ward: 22)
Adopted by consent	TE5.49	Road Alteration - Dundas Street East at George Street (Ward: 27)
Held for consideration Minute 8.57	TE5.50	Proposed Bicycle Lanes on Eastern Avenue from Logan Avenue to Leslie Street (Ward: 30)
Adopted by consent	TE5.53	Removal of On-Street Parking Space for Persons With Disabilities - Symington Avenue (Ward: 18)

Adopted by consent	TE5.64	Use of Nathan Phillips Square for Various Events up to October 2007 (Ward: All)
Held for consideration Minute 8.58	TE5.65	Requests for Endorsement of Events for Liquor Licensing Purposes
Held for consideration Minute 8.59	TE5.68	Ontario Municipal Board Hearing - 953 Dufferin Street (Ward: 18)
Adopted by consent	TE5.69	Ontario Municipal Board Hearing – 150 Sudbury Street COA (Ward: 18)
Adopted by consent	TE5.70	Liquor Licensing Endorsement for St. Lawrence Centre for the Arts - 27 Front Street East (Ward: 28)

Consideration of Items - Toronto and East York Community Council Meeting 5

8.55 **Sign Variance - 60 Simcoe Street**

TE5.33	NO AMENDMENT		Transactional	Ward: 20
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May 23, 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 approve the request for variances to permit, for identification purposes, replacement of an existing illuminated ground sign consisting of two incandescent message boards, located at the northeast corner of the property, with a newly designed ground sign consisting of LED Video technology screens at 60 Simcoe Street.
2. City Council require that energy efficient technology be used for the new video signs.
3. City Council require that the new signs be designed so that they can be dimmed after dusk to the satisfaction of the Chief Planner.

4. The signs be turned off between the hours of 12:00 a.m. to 6:00 a.m. nightly by means of an automated timing device.
5. The applicant shall provide to the Transportation Services Division an irrevocable Letter of Credit or certified cheque payable to the Treasurer, City of Toronto, in the amount of \$2,500.00 to pay for an 'after study' to be conducted once the newly designed ground sign, consisting of LED video technology screens, has been installed to determine if there is an impact on traffic safety.
6. The newly designed ground sign complies with any recommendations resulting from the 'after study' identified in Recommendation 6 to the satisfaction of the General Manager of Transportation Services.
7. The City Clerk's Office to advise the applicant, upon approval of variances, of the requirement to obtain the necessary sign permits from the Chief Building Official.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3007.pdf>

Council also considered the following communication:

- (April 30, 2007) from Charles S. Cutts, President and CEO, The Corporation of Massey Hall and Roy Thompson Hall. (TE5.33.13)

8.56 **Extending Existing Bus Lay-by - Queen's Park**

TE5.46	AMENDED		Transactional	Ward: 20
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May 25, 2007

Speaker Bussin in the Chair.

Motion:

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

The General Manager, Transportation Services, and the Executive Director, Municipal Licensing and Standards, consult with the ice cream vendor who has occupied this space for a number of years and attempt to find an appropriate location that is mutually satisfactory.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council approve the widening of the pavement on the west side of Queen's Park, from a point 38 metres south of Bloor Street West to a point 15 metres north thereof, by extending the existing lay-by, generally as shown in the attached print of Drawing No. 421F-8782 dated April, 2007.
2. The General Manager, Transportation Services, and the Executive Director, Municipal Licensing and Standards, consult with the ice cream vendor who has occupied this space for a number of years and attempt to find an appropriate location that is mutually satisfactory.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3124.pdf>

Attachment 1 - Drawing

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3125.pdf>

8.57 Proposed Bicycle Lanes on Eastern Avenue from Logan Avenue to Leslie Street

TE5.50	DEFERRED		Transactional	Ward: 30
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Disposition:

Council did not conclude its consideration of this Item prior to the end of this meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2837.pdf>

Appendix A - Bike Lanes to be Designated, Appendix B - Parking/Traffic By-law Am

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2838.pdf>

Drawing 421P0017

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2839.pdf>

Drawing 421P0018

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-2840.pdf>

8.58 Requests for Endorsement of Events for Liquor Licensing Purposes

TE5.65	AMENDED		Transactional	
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May 24, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by:
 1. adding the following paragraphs to Recommendation 4 of the Toronto and East York Community Council:
 - a. nor to the following establishments being granted a temporary liquor licence extension:

Zipperz Bar/Cellblock, 72 Carlton Street – to sell and serve alcohol in an adjacent parking lot on June 23 and 24, 2007 from 11:00 a.m. to 11:00 p.m.”; and

Slack’s, 562 Church Street – to sell and serve alcohol in an abutting laneway on June 22, 23 and 24, 2007 from 11:00 a.m. to 11:00 p.m.; and
 - b. nor to Special Occasion Permits being granted for the Gala (55 Mill Street) and five Beer Gardens at various locations on Church Street and Wellesley Street East on June 20 to June 24, 2007 for the times noted on the communication (May 17, 2007) from Fatima Amarshi, Executive Director, Pride Toronto.
 2. adding the following additional Recommendations 8 to 17:
 8. The 14th Annual Krinos Taste of the Danforth taking place on Danforth Avenue between Broadview Avenue and Jones Avenue, on the following dates and times:

Friday, August 10, 2007, from 6:00 p.m. to 3:00 a.m., Saturday, August 11, 2007;

Saturday, August 11, 2007, from 12:00 noon to 3:00 a.m., Sunday, August 12, 2007; and

Sunday, August 12, 2007, from 12:00 noon to 8:00 p.m.;

and advise the AGCO that it has no objection to the presence of beverage gardens where alcohol will be served, nor to the following establishments being granted an extension of their liquor licence in order to sell and serve alcohol in extended licensed areas for the duration of this event and for the times stated above:

Red Violin, 95 Danforth Avenue
Embrujo Flamenco, 97 Danforth Avenue
Mambo Lounge, 120 Danforth Avenue
Old Nick English Pub, 123 Danforth Avenue
Globe Bistro, 124 Danforth Avenue
Prince of Egypt, 135 Danforth Avenue
Dora Keogh, 141 Danforth Avenue
Allen's, 143 Danforth Avenue
Black Swan Tavern, 154 Danforth Avenue
South Sea Chinese Food, 162 Danforth Avenue
Terri O's Sports Bar, 185 Danforth Avenue
The Willow Tex-Mex, 193 Danforth Avenue
LCBO, 213 Danforth Avenue
Asteria Souvlaki Place, 292 Danforth Avenue
7 Numbers, 307 Danforth Avenue
Timothy's World News Café, 320 Danforth Avenue
Silk Road Café, 341 Danforth Avenue
Auld Spot, 347 Danforth Avenue
Sher-E-Punjab, 351 Danforth Avenue
Mariko Japanese Restaurant, 353 Danforth Avenue
Second Cup, 355 Danforth Avenue

GREEKTOWN BIA MEMBERS

Detroit Eatery, 389 Danforth Avenue
Astoria Shish Kebob House, 390 Danforth Avenue
Diners Thai, 395 Danforth Avenue
Caffé Demétré, 400 Danforth Avenue
Avli Restaurant, 401 Danforth Avenue
Megas Restaurant, 402 Danforth Avenue
Pantheon Greek Cuisine Restaurant, 407 Danforth Avenue
Kokkino, 414 Danforth Avenue
The Myth, 417 Danforth Avenue
Kalyvia-Greek Cuisine, 420 Danforth Avenue
Omonia Shish Kebob Place, 426 Danforth Avenue
Pappas Grill, 440 Danforth Avenue
Wimpy's Diner, 443 Danforth Avenue
Messini Authentic Gyros, 445 Danforth Avenue

Mezes-Authentic Greek Cuisine, 456 Danforth Avenue
Sushi Delight, 461 Danforth Avenue
La Cabana, 465 Danforth Avenue
Jasmine Rice, 467 Danforth Avenue
Mocha Mocha Café, 489 Danforth Avenue
Christina's on the Danforth, 492 Danforth Avenue
Brass Taps Pizza Pub, 493 Danforth Avenue
Bamboo Chinese Restaurant, 494 Danforth Avenue
Ouzeri on the Danforth, 500A Danforth Avenue
Trapezzi, 505 Danforth Avenue
Mamma's Pizza, 507 Danforth Avenue
Athens Pastries, 509 Danforth Avenue
Lolitas Lust - Chinchilla Lounge, 513 Danforth Avenue
Pan on the Danforth, 516 Danforth Avenue
Café Frappe Bistro, 519 Danforth Avenue
521 Café, 521 Danforth Avenue
Kansas City Smokehouse & Grill, 526 Danforth Avenue
Fox and Fiddle, 535 Danforth Avenue
Iliada Kaffeteria Bar, 550 Danforth Avenue
The Friendly Greek, 551 Danforth Avenue
Swiss Chalet Rotisserie & Grill, 561 Danforth Avenue
Ice Lounge, 564 Danforth Avenue
Mr. Greek Mediterranean Grill, 568 Danforth Avenue
Katsu Japanese Restaurant, 572 Danforth Avenue
Il Fornello, 576 Danforth Avenue
Mong-Kut Thai Restaurant, 596 Danforth Avenue
The Court Jester Pub, 609 Danforth Avenue
Hytopp Wild Wings Sports Bar, 630 Danforth Avenue
Kortsopon, 630 Danforth Avenue
Maria's Garden Restaurant & Bar, 673 Danforth Avenue
Asteria Souvlaki Place, 679 Danforth Avenue
Zorba's Restaurant, 681 Danforth Avenue
Neon Café, 706A Danforth Avenue
Athens Restaurant – Tavern, 707 Danforth Avenue
Akropolis Pastries & Pies, 708 Danforth Avenue
Eton House, 710 Danforth Avenue
Gabby's Restaurant, 729 Danforth Avenue
Rails & Ales, 752 Danforth Avenue
Silver City Bar & Café, 780 Danforth Avenue
Pizza Pizza, 780 Danforth Avenue
Aji Sai Japanese Restaurant, 783 Danforth Avenue
The Family Thai, 785 Danforth Avenue
Iparho Bar, 802 Danforth Avenue
O'Reilly's, 804 Danforth Avenue
Maple Leaf Sports Bar & Grill, 826-828 Danforth Avenue

Madera Restaurant, 836B Danforth Avenue
Motorama Restaurant, 862 Danforth Avenue
Patris Restaurant, 888 Danforth Avenue.

9. First Annual Nigerian Canadian Reunion taking place on June 15, 2007, between 8.00 p.m. and 2.00 a.m. at the Steam Whistle Brewery, 255 Bremner Boulevard, and on June 16, 2007 from 7.00 p.m. to 3.00 a.m. at The DX, 234 Bay Street East;
10. ManCandy Street Party taking place on June 22 to 24, 2007, at 5 St. Joseph Street and advise the AGCO that it has no objection to the sale and serving of alcohol on an outside area of 5 St. Joseph Street between the hours of 11.00 a.m. to 11.00 p.m. for the duration of this event.
11. Liberty Village BIA's "Give Me Liberty", taking place on June 14, 2007, at Fraser Avenue south of King Street.
12. Festival Bana y' Afrique 2007 taking place on July 21 and 22, 2007, on Dundas Square.
13. Factory Theatre's 'Walker Project Series' taking place from June 1, 2007, to June 24, 2007, at the Factory Theatre, 125 Bathurst Street and advise the AGCO that it has no objection to the Factory Theatre being granted a temporary liquor licence extension to sell and serve alcohol in an outside courtyard for the duration of this event.
14. 19th Annual Afrofest taking place on July 7 and 8, 2007, at Queen's Park.
15. MuchMusic Video Awards After Gala taking place on June 17, 2007, at the Rosewater Supper Club, 19 Toronto Street, and advise the AGCO that it has no objection to the sale and serving of alcohol until 4.00 a.m. at The Courthouse for the duration of this event.
16. Annual Giant Garage Sale and Auction taking place on June 2, 2007, at the Tony Stacey Centre for Veterans Care, 59 Lawson Road and advise the AGCO that it has no objection to the Tony Stacey Centre being granted an extension of their liquor licence in order to sell and serve alcohol in an outside area between 11:00 a.m. to 5:00 p.m. for the duration of this event.
17. 3rd Annual 'Customer Appreciation Day' taking place on July

28, 2007, at Café Diplomatico, 594 College Street, and advise the AGCO that it has objection to this establishment being granted a liquor licence extension to sell and serve alcohol on an outside area adjacent to the existing patio.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council on 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. the Canadian National Exhibition and Horse Show (CNE) taking place from July 30, 2007 to September 3, 2007 at Exhibition Place;
2. the 7th Annual Scotiabank Toronto Buskerfest Festival, taking place from August 23-26, 2007 in the St. Lawrence Market Neighbourhood and advise the AGCO that it has no objection to the following participating restaurants being permitted to sell and serve alcohol on their patios from 12:00 p.m. to 11:00 p.m. on August 23, 24, and 25, 2007, and from 12:00 p.m. to 9:00 p.m. on August 26, 2007:

Sultans Tent, 49 Front Street East
 Nanoo, 57 Front Street East
 C'estWhat, 67 Front Street East
 Izakaya, 69 Front Street East
 The Jersey Giant, 71 Front Street East
 Springrolls, 85 Front Street East
 Hot House, 35 Church Street (on Front Street)
 Paddingtons, 91 Front Street East
 Foundation Room, 19 Church Street
 Vagabondo, 32 Wellington Street East
 Pravda, 36 Wellington Street East
 Bravi, 40 Wellington Street East
 BouchonBistro & Wine Bar, 38 Wellington Street East
 Hernando's Hideaway, 52 Wellington Street East
 The Flatiron and Firkin, 49 Wellington Street East
 Biagio, 155 King Street E., patio in Market Lane Park
 Ichiban, 58 Wellington Street East;

3. the Annual Cabbagetown Festival, taking place on September 8 and 9, 2007, and advise the AGCO that it has no objection to the following participating restaurants being permitted to sell and serve alcohol on their outdoor patios for the duration of the event for the times indicated:

Town Grill, 243 Carlton Street
Saturday, September 8, 11:00 am to 11:00 pm

Margarita's Mexican Fiesta, 229 Carlton Street
Saturday, September 8, 11:00 am to 11:00 pm

Brass Taps, 221 Carlton Street
Saturday, September 8, 11:00 am to 11:00 pm

Piccolo, 226 Carlton Street
Saturday, September 8, 11:00 am to 11:00 pm

Flamingo, 446 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm

Grasshopper, 460 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm

House on Parliament, 456 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm

Sushi Today, 493 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm
Sunday, September 9, 11:00 am to 11:00 pm

Johnny G's, 478 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm
Sunday, September 9, 11:00 am to 11:00 pm

Peartree, 507 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm
Sunday, September 9, 11:00 am to 11:00 pm

The Cobourg, 533 Parliament Street
Saturday, September 8, 11:00 am to 11:00 pm
Sunday, September 9, 11:00 am to 11:00 pm

Laurentian Room, 51A Winchester Street
Saturday, September 8, 11:00 am to 11:00 pm

Sunday, September 9, 11:00 am to 11:00 pm

Stonegrill, 51B Winchester Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm

Chapter Eleven, 557 Parliament Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm

Big Mamma's Boy, 554 Parliament Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm

Timothy's Tikka House, 556 Parliament Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm

Cranberries, 601 Parliament Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm

The Blue Ice Pub & Deli (formerly The Parkway)
 488 Parliament Street
 Saturday, September 8, 11:00 am to 11:00 pm
 Sunday, September 9, 11:00 am to 11:00 pm;

4. the 2007 Toronto Pride Celebrations taking place from June 15, 2007, to June 24, 2007, 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. on June 21, 22, 23 and 24, 2007:

Alexander Street Theatre Project O/A
 "Buddies in Bad Times Theatre" & "Tallulah's Cabaret" – 12 Alexander Street
 Alibi Toronto – 529 Yonge Street
 Byzantium – 499 Church Street
 Crews Toronto – 508 Church Street
 (The) Drake Hotel – 1150 Queen Street West
 Fiddler's Green Pub – 27 Wellesley Street East
 Fire on the East Side & Fly – 6-8 Gloucester Street
 (The) Gladstone Hotel – 1214 Queen Street West
 Goodhandy's – 120 Church Street
 Kaiseki SAKURA – 556 Church Street
 Lüb Bistro Lounge – 487 Church Street
 Pegasus on Church – 489B Church Street

Slack's Restaurant & Bar – 562 Church Street
VICE – 501A Church Street
Voglie Ristorante – 582 Church Street
Woody's on Church O/A
“Woody's” & “Sailors” – 465-467 Church Street
Zelda's Restaurant Inc – 542 Church Street
1325084 Ontario Inc. O/A
“Zipperz” & Cellblock” – 72 Carlton Street;

- a. nor to the following establishments being granted a temporary liquor licence extension:

Zipperz Bar/Cellblock, 72 Carlton Street – to sell and serve alcohol in an adjacent parking lot on June 23 and 24, 2007 from 11:00 a.m. to 11:00 p.m.”; and

Slack's, 562 Church Street – to sell and serve alcohol in an abutting laneway on June 22, 23 and 24, 2007 from 11:00 a.m. to 11:00 p.m.; and

- b. nor to Special Occasion Permits being granted for the Gala (55 Mill Street) and five Beer Gardens at various locations on Church Street and Wellesley Street East on June 20 to June 24, 2007 for the times noted on the communication (May 17, 2007) from Fatima Amarshi, Executive Director, Pride Toronto.

5. the SummerWorks Theatre Festival taking place from August 2-12, 2007 in various venues in Toronto, and advise the AGCO that it has no objection to the following establishments being granted liquor permits to sell and serve alcohol on outdoor patios until 11:00 p.m. for the duration of this event:

The Factory Theatre, 125 Bathurst Street
The Tarragon Theatre, 30 Bridgman Avenue;

6. the Annual Hungarian Festival taking place on June 21-24, 2007 in front of the Hungarian Cultural Centre at 840 St. Clair Avenue West, and advise the AGCO that it has no objection to the Hungarian Cultural Centre being granted a liquor licence extension for the duration of this event to sell and serve alcohol from 11:00 a.m. to 11:00 p.m.; and
7. the Singular Event/Big Bang Party taking place at the Royal Ontario Museum on June 1, 2007, and advise the AGCO that it has no objection to the ROM being permitted to sell and serve alcohol until 4.00 a.m. on June 2, 2007.
8. The 14th Annual Krinos Taste of the Danforth taking place on Danforth Avenue between Broadview Avenue and Jones Avenue, on the following dates and

times:

Friday, August 10, 2007, from 6:00 p.m. to 3:00 a.m., Saturday, August 11, 2007;
Saturday, August 11, 2007, from 12:00 noon to 3:00 a.m., Sunday, August 12, 2007; and
Sunday, August 12, 2007, from 12:00 noon to 8:00 p.m.;

and advise the AGCO that it has no objection to the presence of beverage gardens where alcohol will be served, nor to the following establishments being granted an extension of their liquor licence in order sell and serve alcohol in extended licensed areas for the duration of this event and for the times stated above:

Red Violin, 95 Danforth Avenue
Embrujo Flamenco, 97 Danforth Avenue
Mambo Lounge, 120 Danforth Avenue
Old Nick English Pub, 123 Danforth Avenue
Globe Bistro, 124 Danforth Avenue
Prince of Egypt, 135 Danforth Avenue
Dora Keogh, 141 Danforth Avenue
Allen's, 143 Danforth Avenue
Black Swan Tavern, 154 Danforth Avenue
South Sea Chinese Food, 162 Danforth Avenue
Terri O's Sports Bar, 185 Danforth Avenue
The Willow Tex-Mex, 193 Danforth Avenue
LCBO, 213 Danforth Avenue
Asteria Souvlaki Place, 292 Danforth Avenue
7 Numbers, 307 Danforth Avenue
Timothy's World News Café, 320 Danforth Avenue
Silk Road Café, 341 Danforth Avenue
Auld Spot, 347 Danforth Avenue
Sher-E-Punjab, 351 Danforth Avenue
Mariko Japanese Restaurant, 353 Danforth Avenue
Second Cup, 355 Danforth Avenue

GREEKTOWN BIA MEMBERS

Detroit Eatery, 389 Danforth Avenue
Astoria Shish Kebob House, 390 Danforth Avenue
Diners Thai, 395 Danforth Avenue
Caffé Demétré, 400 Danforth Avenue
Avli Restaurant, 401 Danforth Avenue
Megas Restaurant, 402 Danforth Avenue
Pantheon Greek Cuisine Restaurant, 407 Danforth Avenue

Kokkino, 414 Danforth Avenue
The Myth, 417 Danforth Avenue
Kalyvia-Greek Cuisine, 420 Danforth Avenue
Omonia Shish Kebob Place, 426 Danforth Avenue
Pappas Grill, 440 Danforth Avenue
Wimpy's Diner, 443 Danforth Avenue
Messini Authentic Gyros, 445 Danforth Avenue
Mezes-Authentic Greek Cuisine, 456 Danforth Avenue
Sushi Delight, 461 Danforth Avenue
La Cabana, 465 Danforth Avenue
Jasmine Rice, 467 Danforth Avenue
Mocha Mocha Café, 489 Danforth Avenue
Christina's on the Danforth, 492 Danforth Avenue
Brass Taps Pizza Pub, 493 Danforth Avenue
Bamboo Chinese Restaurant, 494 Danforth Avenue
Ouzeri on the Danforth, 500A Danforth Avenue
Trapezzi, 505 Danforth Avenue
Mamma's Pizza, 507 Danforth Avenue
Athens Pastries, 509 Danforth Avenue
Lolitas Lust - Chinchilla Lounge, 513 Danforth Avenue
Pan on the Danforth, 516 Danforth Avenue
Café Frappe Bistro, 519 Danforth Avenue
521 Café, 521 Danforth Avenue
Kansas City Smokehouse & Grill, 526 Danforth Avenue
Fox and Fiddle, 535 Danforth Avenue
Iliada Kaffeteria Bar, 550 Danforth Avenue
The Friendly Greek, 551 Danforth Avenue
Swiss Chalet Rotisserie & Grill, 561 Danforth Avenue
Ice Lounge, 564 Danforth Avenue
Mr. Greek Mediterranean Grill, 568 Danforth Avenue
Katsu Japanese Restaurant, 572 Danforth Avenue
Il Fornello, 576 Danforth Avenue
Mong-Kut Thai Restaurant, 596 Danforth Avenue
The Court Jester Pub, 609 Danforth Avenue
Hytopp Wild Wings Sports Bar, 630 Danforth Avenue
Kortsopon, 630 Danforth Avenue
Maria's Garden Restaurant & Bar, 673 Danforth Avenue
Asteria Souvlaki Place, 679 Danforth Avenue
Zorba's Restaurant, 681 Danforth Avenue
Neon Café, 706A Danforth Avenue
Athens Restaurant – Tavern, 707 Danforth Avenue
Akropolis Pastries & Pies, 708 Danforth Avenue
Eton House, 710 Danforth Avenue
Gabby's Restaurant, 729 Danforth Avenue
Rails & Ales, 752 Danforth Avenue

Silver City Bar & Café , 780 Danforth Avenue
Pizza Pizza, 780 Danforth Avenue
Aji Sai Japanese Restaurant, 783 Danforth Avenue
The Family Thai, 785 Danforth Avenue
Iparho Bar, 802 Danforth Avenue
O'Reilly's, 804 Danforth Avenue
Maple Leaf Sports Bar & Grill, 826-828 Danforth Avenue
Madera Restaurant, 836B Danforth Avenue
Motorama Restaurant, 862 Danforth Avenue
Patris Restaurant, 888 Danforth Avenue.

9. First Annual Nigerian Canadian Reunion taking place on June 15, 2007, between 8.00 p.m. and 2.00 a.m. at the Steam Whistle Brewery, 255 Bremner Boulevard, and on June 16, 2007 from 7.00 p.m. to 3.00 a.m. at The DX, 234 Bay Street East;
10. ManCandy Street Party taking place on June 22 to 24, 2007, at 5 St. Joseph Street and advise the AGCO that it has no objection to the sale and serving of alcohol on an outside area of 5 St. Joseph Street between the hours of 11.00 a.m. to 11.00 p.m. for the duration of this event.
11. Liberty Village BIA's "Give Me Liberty", taking place on June 14, 2007, at Fraser Avenue south of King Street.
12. Festival Bana y' Afrique 2007 taking place on July 21 and 22, 2007, on Dundas Square.
13. Factory Theatre's 'Walker Project Series' taking place from June 1, 2007, to June 24, 2007, at the Factory Theatre, 125 Bathurst Street and advise the AGCO that it has no objection to the Factory Theatre being granted a temporary liquor licence extension to sell and serve alcohol in an outside courtyard for the duration of this event.
14. 19th Annual Afrofest taking place on July 7 and 8, 2007, at Queen's Park.
15. MuchMusic Video Awards After Gala taking place on June 17, 2007, at the Rosewater Supper Club, 19 Toronto Street, and advise the AGCO that it has no objection to the sale and serving of alcohol until 4.00 a.m. at The Courthouse for the duration of this event.
16. Annual Giant Garage Sale and Auction taking place on June 2, 2007, at the Tony Stacey Centre for Veterans Care, 59 Lawson Road and advise the AGCO that it has no objection to the Tony Stacey Centre being granted an extension of their liquor licence in order to sell and serve alcohol in an outside area between 11:00 a.m. to 5:00 p.m. for the duration of this event.

17. 3rd Annual 'Customer Appreciation Day' taking place on July 28, 2007, at Café Diplomatico, 594 College Street, and advise the AGCO that it has objection to this establishment being granted a liquor licence extension to sell and serve alcohol on an outside area adjacent to the existing patio.

Council also considered the following communications:

- (May 3, 2007) from Niva Chow, Director's Representative, Revolver Film Company. (TE5.65.1)
- (May 8, 2007) from Otimoi Oyemu, President, Music Africa. (TE5.65.2)
- (March 30, 2007) from Colleen A. Smith, Managing Director, Factory Theatre, and Christina Kozak, Manager, Audience Relations, Factory Theatre. (TE5.65.3)
- (May 14, 2007) from Arthur Tongo, President, Africa House of Music. (TE5.65.4)
- (May 14, 2007) from Lynn Clay, Executive Director, Liberty Village Business Improvement Area. (TE5.65.5)
- (May 17, 2007) from Marc Warman, ManCandy Street Party. (TE5.65.6)
- (May 14, 2007) from Tunde Soule, Director of Events, Nigerian Canadian Reunion Corporation. (TE5.65.7)
- (May 8, 2007) from Sue Graham-Nutter, Logistics Consultant, Krinos Taste of the Danforth 2007. (TE5.65.8)
- (May 3, 2007) from Michael Simpson, LLB, Barrister and Solicitor, on behalf of Zipperz Bar/Cellblock. (TE5.65.9)
- (May 17, 2007) from Fatima Amarshi, Executive Director, Pride Toronto. (TE5.65.10)
- (April 11, 2007) from Catherine M. Hilge, Executive Director, Tony Stacey Centre for Veterans Care. (TE5.65.11)
- (May 23, 2007) from Deputy Mayor Joe Pantalone, Ward 19, Trinity Spadina, forwarding a communication (May 22, 2007) from Rocco Mastrangelo Jr., Café Diplomatico. (TE5.65.12)

8.59 **Ontario Municipal Board Hearing - 953 Dufferin Street**

TE5.68	AMENDED		Transactional	Ward: 18
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May 23, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by amending the Recommendation of the Toronto and East York Community Council to now read as follows:

The Toronto and East York Community Council recommends that City Council instruct the City Solicitor and Planning staff to attend the Ontario Municipal Board hearing in support of the refusal of the variances and consent to sever relating to the Committee of Adjustment applications A0944/06TEY, A0209/07TEY and B0032/07TEY for 953 Dufferin Street.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council instruct the City Solicitor and Planning staff to attend the Ontario Municipal Board hearing in support of the refusal of the variances and consent to sever relating to the Committee of Adjustment applications A0944/06TEY, A0209/07TEY and B0032/07TEY for 953 Dufferin Street.

Background Information

Member Motion

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3381.pdf>

Committee of Adjustment Decision

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-3382.pdf>

8.60 NEW BUSINESS FROM CITY OFFICIALS

May 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. CC8.1 (May 15, 2007) from the Lobbyist Registrar, headed Minute 8.61 "Office of the Lobbyist Registrar 2007 Operating Budget"

Held for consideration. CC8.2 (May 14, 2007) from the City Solicitor, headed
Minute 8.62 "108 Stayner Avenue - Amendments to Approved
Site Plans"

Held for consideration. CC8.3 (May 16, 2007) from the City Solicitor, headed
Minute 8.63 "317-319 Lonsdale Road - Ontario Municipal Board
Matter"

8.61 **Office of the Lobbyist Registrar 2007 Operating Budget**

CC8.1	DEFERRED			
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May 25, 2007

Deputy Speaker Lindsay Luby in the Chair.

Disposition:

City Council did not conclude consideration of this Item prior to the end of the meeting.

City Council Decision

City Council deferred consideration of this Item to its special meeting on June 11, 2007.

Link to Background Information

Council considered the following:

- Report (May 15, 2007) from the Lobbyist Registrar. ([CC8.1](#))

8.62 **108 Stayner Avenue - Amendments to Approved Site Plans**

CC8.2	AMENDED			Ward: 15
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May 25, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that Council adopted the following motions:
 1. The City not consent at this time to the request to amend the site plan.

2. This matter be referred to the North York Community Council to give area residents the opportunity to make representation on the matter, and if, in the interim, the builder takes this matter to the Ontario Municipal Board before Community Council considers this matter, the City Solicitor be directed to oppose the site plan at the Ontario Municipal Board and retain outside expertise as may be required.
3. Council adopt Recommendation 3 contained in Confidential Attachment 1 to the report (May 14, 2007) from the City Solicitor and the City Solicitor, in consultation with the Ward Councillor, continue to mediate in order to attempt to achieve a settlement of this matter.

Votes:

Motion 1 by Councillor Moscoe carried.

Item CC8.2, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The City not consent at this time to the request to amend the site plan.
2. This matter be referred to the North York Community Council to give area residents the opportunity to make representation on the matter, and if, in the interim, the builder takes this matter to the Ontario Municipal Board before Community Council considers this matter, the City Solicitor be directed to oppose the site plan at the Ontario Municipal Board and retain outside expertise as may be required.
3. Council adopt the following Recommendation 3 contained in Confidential Attachment 1 to the report (May 14, 2007) from the City Solicitor and the City Solicitor, in consultation with the Ward Councillor, continue to mediate in order to attempt to achieve a settlement of this matter:
 - “3. That the City Solicitor be authorized to attend any OMB hearing as may be required and further be directed to take all necessary actions so as to give effect to these recommendations.”

The above-noted Recommendation 3 contained in Confidential Attachment 1 to the report (May 14, 2007) from the City Solicitor, is now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to litigation or potential litigation that affects the City and that is subject to solicitor-client privilege.

Link to Background Information

Council considered the following:

- Report (May 14, 2007) from the City Solicitor and Site Plan. ([CC8.2](#))

8.63 **317 319 Lonsdale Road - Ontario Municipal Board Matter**

CC8.3	NO AMENDMENT			Ward: 22
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May 23, 2007

Speaker Bussin in the Chair.

Vote:

Item CC8.3 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential Recommendations contained in Attachment 1.
2. Council authorize the public release of the confidential information and Recommendations in Attachment 1, together with Appendix A, at the end of this Council meeting, if the Recommendations contained therein are adopted.

Confidential Attachment 1 to the report (May 16, 2007) from the City Solicitor is now public and contains the following recommendations:

1. The terms of settlement as set out in Appendix “A” be approved and the City Solicitor be instructed to attend at the Ontario Municipal Board on May 28, 2007, to request the Board’s approval of same.
2. The City Solicitor be authorized to take such actions as are necessary to implement the terms of settlement.

Link to Background Information

Council considered the following:

- Report (May 16, 2007) from the City Solicitor. ([CC8.3](#))

NOTICES OF MOTION8.64 **Sign Variance - 41 Fraser Avenue***Moved by Councillor Perks, seconded by Councillor Vaughan*

M48	NO AMENDMENT			Ward: 14
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May 24, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M48 requires a re-opening of Toronto and East York Community Council Item TE3.35 (Council Meeting - March 5, 6, 7 and 8, 2007) Recommendation 1, as it relates to a Sign Variance - 41 Fraser Avenue. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open:

The vote to re-open Toronto and East York Community Council Item TE3.35 (Council Meeting - March 5, 6, 7 and 8, 2007) Recommendation 1, as it relates to a Sign Variance - 41 Fraser Avenue carried, two-thirds of Members present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M48, 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 M48 was adopted, without amendment.

City Council Decision

City Council re-opened Toronto and East York Community Council Item TE3.35 (Council Meeting – March 5, 6, 7 and 8, 2007) Recommendation 1, as it relates to a Sign Variance - 41 Fraser Avenue, and adopted the following motion:

1. That the following amendment to Recommendation 1 of TE3.35 be referred to the Toronto and East York Community Council for consideration:

“That Recommendation 1 be replaced with the following:

1. Toronto and East York Community Council approve the request for variances to permit, for identification purposes, two illuminated fascia signs in the form of a corporate name and a logo to represent ‘SIRIUS’ Satellite Radio on the north and east elevations at the top of an architectural tower located on top of the building at 41 Fraser Avenue (135 Liberty Street) with condition that the signs are turned off from 11:00 p.m. to 7:00 a.m. by means of an automated timing device, and that energy efficient LED lights are used.”

Link to Background Information

Council considered the following:

- [Motion M48](#)

8.65 Recycling Program For Compact Fluorescent Light Bulbs *Moved by Councillor Walker, seconded by Councillor Thompson*

M49	REFERRED			
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May 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 M49 be referred to the Public Works and Infrastructure Committee. A two-thirds vote of the Council Members present is required to consider Motion M49 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M49, a Fiscal Impact Statement (May 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 to Consider Motion M49 at this meeting:

Yes - 10

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

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

City Council Decision

City Council referred Motion M49 to the Public Works and Infrastructure Committee.

Link to Background Information

Council considered the following:

- [Motion M49](#)
- Financial Impact Statement (May 23, 2007) from the Deputy City Manager and Chief Financial Officer

8.66 Liquor Licence Revocation Hearing - 853A Bloor Street West, West Side Bar BQ Restaurant

Moved by Deputy Mayor Pantalone, seconded by Councillor Giambrone

M50	NO AMENDMENT			Ward: 19
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May 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 M50 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M50 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M50, 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 M50 at this meeting:

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

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

Vote to adopt Motion M50, without amendment:

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

Carried by a majority of 34.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the continuation of the liquor licence of West Side Bar BQ (the “Premises”) located at 853A Bloor Street West is not in the public interest, having regard to the needs and wishes of the residents and that the Registrar should issue a Proposal to Revoke the liquor licence of the

Premises.

2. The AGCO be requested to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.
3. The City Solicitor be authorized to attend all proceedings before the AGCO on this matter and be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M50](#)

8.67 **MP Judy Sgro – Street Naming**

Moved by Councillor Moscoe, seconded by Councillor Walker

M51	AMENDED			Ward: 7
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May 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 M51 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M51 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M51, a Fiscal Impact Statement (May 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 2)

Procedural Vote to Consider Motion M51 at this meeting:

Yes - 28	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, De Baeremaeker, Feldman, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Minnan-Wong,

	Moeser, Moscoe, Nunziata, Ootes, Palacio, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 11	
Mayor:	Miller
Councillors:	Carroll, Cho, Davis, Del Grande, Di Giorgio, Giambrone, Kelly, Mammoliti, Pantalone, Parker

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

May 25, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Minnan-Wong moved that Motion M51 be amended by deleting Recommendation 1 and replacing it with the following new Recommendation 1:

“1. Consideration be given to re-naming Judy Sgro Avenue one of the following names:

Re-elect Judy Sgro Avenue
Brack Avenue
Kurtz Avenue
Speight Avenue
Wreggitt Avenue.”

Vote:

Adoption of motion 1 by Councillor Minnan-Wong:

Yes - 21	
Councillors:	Ainslie, Augimeri, Carroll, Davis, Del Grande, Feldman, Fillion, Ford, Giambrone, Holyday, Jenkins, Kelly, Minnan-Wong, Moscoe, Nunziata, Ootes, Parker, Perks, Rae, Shiner, Vaughan
No - 10	
Councillors:	Ashton, Bussin, Cho, De Baeremaeker, Fletcher, Lindsay Luby, Mammoliti, McConnell, Palacio, Pantalone

Carried by a majority of 11.

Ruling by Speaker:

Speaker Bussin ruled that, as additional Members of Council had been listed to speak on

Motion M51, and the vote on Motion 1 by Councillor Minnan-Wong had inadvertently been taken without allowing those Members to speak, the Members of Council who had been listed to speak would now be permitted to do so.

Councillor Minnan-Wong challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 13 Councillors:	Bussin, Cho, Davis, De Baeremaeker, Fletcher, Giambrone, Grimes, Jenkins, Lindsay Luby, Mammoliti, McConnell, Pantalone, Parker
No - 19 Councillors:	Ainslie, Ashton, Augimeri, Carroll, Del Grande, Fillion, Ford, Holyday, Lee, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Perks, Perruzza, Rae, Shiner, Vaughan

Lost by a majority of 6.

Vote to adopt Motion M51, as amended:

Yes - 26 Councillors:	Ainslie, Augimeri, Carroll, Cho, Davis, Del Grande, Feldman, Fillion, Ford, Giambrone, Holyday, Jenkins, Kelly, Lee, McConnell, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Perruzza, Rae, Shiner, Vaughan
No - 8 Councillors:	Ashton, Bussin, De Baeremaeker, Fletcher, Grimes, Lindsay Luby, Mammoliti, Pantalone

Carried by a majority of 18.

City Council Decision

City Council adopted the following motions:

1. Consideration be given to re-naming Judy Sgro Avenue one of the following names:

Re-elect Judy Sgro Avenue
Brack Avenue
Kurtz Avenue
Speight Avenue
Wreggitt Avenue.

2. This matter be referred to the Etobicoke York Community Council for its consideration.

Link to Background Information

Council considered the following:

- [Motion M51](#)
- Financial Impact Statement (May 23, 2007) from the Deputy City Manager and Chief Financial Officer

8.68 Provincial Property Tax Pass-Through for Recreational Leases in Hydro Corridor Lands

Moved by Councillor Palacio, seconded by Councillor Nunziata

M52	REFERRED			
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May 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 M52 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M52 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M52, 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 M52 at this meeting:

Yes - 19	
Councillors:	Ainslie, Cho, Del Grande, Feldman, Fletcher, Ford, Grimes, Hall, Jenkins, Lee, Mammoliti, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Shiner, Stintz, Walker
No - 19	
Mayor:	Miller

Councillors: Ashton, Augimeri, Bussin, Carroll, Davis, Di Giorgio, Giambrone, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Moeser, Pantalone, Parker, Perks, Rae, Vaughan

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

City Council Decision

City Council referred Motion M52 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M52](#)

8.69 **468-470 Dupont Street – OMB Appeal**

Moved by Councillor Vaughan, seconded by Councillor Perks

M53	NO AMENDMENT		Ward: 20
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May 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 M53 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M53 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M53, 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 M53 at this meeting:

Yes - 38
 Mayor: Miller

Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1 Councillor:	Ford

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

Vote to adopt Motion M53, without amendment:

Yes - 39 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0	

Carried, without dissent.

City Council Decision

City Council adopted the following motion:

1. Council authorize the City Solicitor and City Planning staff to appear at the Ontario Municipal Board to support the position of City planning respecting the expansion of this non-permitted use in an industrial-commercial area and to support the Committee's refusal of the expansion of a non-permitted use with no on-site parking.

Link to Background Information

Council considered the following:

- [Motion M53](#)
- Communication (January 30, 2007) from Councillor Adam Vaughan, Ward 20, Trinity-Spadina, addressed to the Chair and Members of the Committee of

- Adjustment, Toronto and East York Panel
- Notice of Decision, Minor Variance/Permission (February 6, 2007) from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel, for 468 Dupont Street
- Report (January 30, 2007) from the Director, Community Planning, Toronto and East York District, addressed to the Chairman and Members of the Committee of Adjustment, Toronto and East York Panel

8.70 Liquor Licence Application - 30 Beverly Hills Drive, Units 1-7, 30 Fusion Lounge
Moved by Councillor Mammoliti, seconded by Councillor Stintz

M54	NO AMENDMENT		Ward: 7
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May 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 M54 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M54 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M54, 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 M54 at this meeting:

Yes - 38	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1	
Councillor:	Del Grande

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

Vote to adopt Motion M54, without amendment:

Yes - 38	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1	
Councillor:	Del Grande

Carried by a majority of 37.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (“AGCO”) that the issuance of a liquor licence for 30 Fusion Lounge, 30 Beverly Hills Drive, Units 1-7, is not in the public interest having regard to the needs and wishes of the residents and that the Registrar should issue a Proposal to Review the liquor licence application.
2. The AGCO be requested to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.
3. The City Solicitor be authorized to attend all proceedings before the AGCO in this matter and be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M54](#)

- 8.71 **Change of Name – Albion/Islington BIA**
Moved by Councillor Hall, seconded by Councillor Lindsay Luby

M55	NO AMENDMENT			Ward: 1
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May 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 M55 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M55 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M55, 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 M55 at this meeting:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0	

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

Vote to adopt Motion M55, without amendment:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata,

Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. The Albion/Islington Business Improvement Area, as defined by the boundaries described in Attachment No. 1, be renamed the Albion Islington Square Business Improvement Area.
2. Schedule A of the Toronto Municipal Code Chapter 19, Business Improvement Areas, be amended to reflect the name change.

Link to Background Information

Council considered the following:

- [Motion M55 and Schedule “A”, Map of Albion Islington Square Business Improvement Area](#)

MOTIONS WITHOUT NOTICE

8.72 **Resolution of Private Drainage Problems in Common Parking Area Serving Waverley Road, Norway Avenue and Kenilworth Avenue Residents on an Equal Cost Sharing Basis**

Moved by Councillor Bussin, seconded by Councillor De Baeremaeker

M56	NO AMENDMENT			Ward: 32
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May 24, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Speaker Bussin, with the permission of Council, moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M56, which carried, two-thirds of Members present having voted in the affirmative.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M56 be referred to the Public Works and Infrastructure Committee. A two-thirds vote of the Council Members present is required to consider Motion M56 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M56, a Fiscal Impact Statement (May 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 3)

Procedural Vote to Consider Motion M56 at this meeting:

Yes - 38	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1	
Councillor:	Del Grande

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

Vote to adopt Motion M56, without amendment:

Yes - 38	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1	
Councillor:	Del Grande

Carried by a majority of 37.

City Council Decision

City Council adopted the following motions:

1. The City reinstate its earlier offer to effect the resolution of the private drainage problem in the common parking area at the rear of 220 to 244 Waverley Road, 79 to 91 Norway Avenue and 233 to 241 Kenilworth Avenue, but subject to the following new terms and conditions:
 - a. the City will undertake the necessary work to construct and install a new catch basin, as determined by the General Manager, Toronto Water, in his sole discretion, (the “Work”) on an equal cost sharing basis. The City and the property owners involved will share equally in the actual total cost of the Work;
 - b. the original requirement of a signed and delivered Acknowledgement and Undertaking from the property owners at 216 and 218 Waverley Road, which included, among other terms, a release in favour of the City, is no longer required by the City in order for the Work to proceed;
 - c. the remaining property owners agree to pay the pro rata increased cost, if any, of the property owners’ financial share of the Work. This agreement to pay will be captured in the documentation referred to in Recommendation 1d below; and
 - d. the remaining property owners will execute and deliver to the City by June 29, 2007 any documentation required by the City Solicitor, on terms and conditions and in a form required by the City Solicitor, including an Amendment to the original Acknowledgement and Undertaking signed and delivered to the City.
2. In the event that the City does not receive all of the documents and commitments as required by Recommendation 1, then the City’s offer is rescinded and the City shall have no obligation whatsoever to perform the Work, to share in the cost of the Work, to effect a resolution of this private drainage matter or to otherwise address the drainage problem.
3. City Council considers the City’s assistance by sharing in the cost of the resolution of this private drainage problem to be in the interests of the municipality.
4. The City’s share of the funding of the related costs be financed from within the 2007 Toronto Water Operating Budget.

Link to Background Information

Council considered the following:

- [Motion M56](#)
- Financial Impact Statement (May 23, 2007) from the Deputy City Manager and Chief Financial Officer

8.73 PRIDE Toronto Grant

Moved by Councillor Rae, seconded by Mayor Miller

M57	NO AMENDMENT			
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May 24, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Councillor Rae moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M57, which carried, two-thirds of Members present having voted in the affirmative.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M57 be referred to the Economic Development Committee. A two-thirds vote of the Council Members present is required to consider Motion M57 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M57, a Fiscal Impact Statement (May 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 4)

Procedural Vote to Consider Motion M57 at this meeting:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins,

	Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 2 Councillors:	Del Grande, Ford

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

Vote to adopt Motion M57, without amendment:

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

Carried by a majority of 34.

City Council Decision

City Council adopted the following motion:

1. The \$105,000.00 of funding from the Major Cultural Organizations Grants Program within the 2007 Approved Budget for Community Partnership and Investment Program designated to PRIDE Toronto be immediately released, given that an appropriate application has been submitted and all the funding criteria has been met, so that it may be used for next month's PRIDE Toronto's Pride Week festival.

Link to Background Information

Council considered the following:

- [Motion M57](#)
- Financial Impact Statement (May 23, 2007) from the Deputy City Manager and Chief Financial Officer

8.74 **O'Connor Business Area - Proposed Interim Control By-law**
Moved by Councillor Davis, seconded by Councillor Rae

M58	AMENDED			Ward: 31
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May 23, 2007

Speaker Bussin in the Chair.

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

Councillor Davis moved that, in accordance with the provisions of Chapter 27, Council Procedures, leave be granted to introduce Motion M58, which carried.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M58, 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)

Motions:

1. Councillor Minnan-Wong moved that Motion 58 be amended as follows:
 - a. Recommendation 1 include all the lands in the O'Connor/Bermondsey Employment District that are designated as Employment Areas on Map 20 of the Toronto Official Plan as the entire area functions as 1 (one) employment district and policies and regulations should be reviewed concurrently, and appropriate amendments to the Terms of Reference be made; and
 - b. that the proposed Interim Control By-law be amended to add the lands referenced above (O'Connor/Bermondsey Employment District).
2. Councillor Moscoe moved that Council adopt the following motion:

“In the review of this matter, the Chief Planner and Executive Director, City Planning, give some particular attention to the growth and evolution of churches that are presently located in this industrial area.”

Votes:

Motion 1 by Councillor Minnan-Wong carried.

Motion 2 by Councillor Moscoe carried.

Adoption of Motion M58, as amended:

Yes - 32 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council direct the Chief Planner and Executive Director to undertake a study for the lands generally bounded by Northdale Boulevard to the south and west, O'Connor Drive to the south, and the former East York boundary and Northline Road to the north, as identified on Attachment 1 and adopt the attached Terms of Reference, as contained in Attachment 2, such study to also include all the lands in the O'Connor/Bermondsey Employment District that are designated as Employment Areas on Map 20 of the Toronto Official Plan as the entire area functions as 1 (one) employment district and policies and regulations should be reviewed concurrently, and appropriate amendments to the Terms of Reference be made.
2. Pursuant to Section 38 of the Planning Act, City Council enact an Interim Control By-law substantially in accordance with the proposed By-law attached as Attachment 3, amended to include the lands referenced in Recommendation 1, above (O'Connor/ Bermondsey Employment District).
3. In the review of this matter, the Chief Planner and Executive Director, City Planning, give some particular attention to the growth and evolution of churches that are presently located in this industrial area.

Link to Background Information

Council considered the following:

- [Motion M58 with attached report \(May 18, 2007\) from the Chief Planner and Executive Director, City Planning](#)

8.75 **Motion to Defer Removal of the Airport Exemption**

Moved by Councillor Moscoe, seconded by Councillor Minnan-Wong

M59	AMENDED		
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May 24, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Councillor Moscoe 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 M59.

Procedural Vote to Introduce:

The vote to introduce Motion M59 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M59 requires a re-opening of Licensing and Standards Committee Item 3.1 (Council Meeting - April 23 and 24, 2007), as it relates to the date of removing the airport exemption. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 2	

Councillors: Holyday, Mammoliti

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

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M59, 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)

Motion:

1. Councillor Stintz moved that Recommendation 1 be amended to change the date of July 17, 2007, to read “September 30, 2007”.

Votes:

Motion 1 by Councillor Stintz carried.

Motion M59, as amended, carried.

City Council Decision

City Council re-opened Licensing and Standards Committee Item 3.1 (Council Meeting - April 23 and 24, 2007), as it relates to the date of removing the airport exemption, and adopted the following motions:

1. Section 1 of By-law No. 435-2007 which removes the airport exemption, come into effect on September 30, 2007.
2. Section 3 of By-law No. 435-2007 which delays implementation of the removal of the airport exemption for 30 days, be repealed.
3. The City Solicitor be authorized to take all necessary actions to give effect to these recommendations.

Link to Background Information

Council considered the following:

- [Motion M59](#)
- Communication (May 15, 2007) from Kimberley Kitteringham, Deputy Clerk, City of Markham (M59.1)

8.76 **Exemption From Proposed Zoning By-law Changes Under the Parking Space Dimension Zoning Review – 262-264 St. Clair Avenue West and 288 Russell Hill Road (Great Gulf Lands) – St. Paul’s (Ward 22)**

Moved by Councillor Walker, seconded by Councillor Stintz

M60	NO AMENDMENT			Ward: 22
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May 24, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Councillor Walker sought the permission of Council to submit a late Motion Without Notice during the meeting. Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M60.

Procedural Vote to Introduce:

The vote to introduce Motion M60 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 M60, 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 M60, without amendment:

Yes - 32	Councillors: Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Rae, Shiner, Stintz, Vaughan, Walker
No - 7	Councillors: Carroll, Del Grande, Ford, Giambrone, Heaps, Mammoliti, Perks

Carried by a majority of 25.

City Council Decision

City Council adopted the following motions:

1. Council exempt Great Gulf Lands (262-264 St. Clair Avenue West and 288 Russell Hill Road) from the new size of parking space and parking aisle requirements as recommended by Council in its decision of May 23, 24 and 25, 2006 (which adopted Planning and Transportation Committee Report 3, Clause 1), so that the minimum requirements that applied prior to the adoption of the new standards would continue to apply to this site.
2. Council amend the proposed bill to be presented to Council for adoption on May 23 and 24, 2007, to reflect the exemption referred to in Recommendation 1, above.
3. Council state that no further notice is required in respect of the exemption for the Great Gulf Lands (262-264 St. Clair Avenue West and 288 Russell Hill Road).

Link to Background Information

Council considered the following:

- [Motion M60](#)

8.77 **Recognition of Major International Significant Event - FIFA Under-20 World Cup Canada 2007, Sunday, July 1, 2007, to Sunday, July 22, 2007, Exhibition Place, Toronto**

Moved by Councillor Grimes, seconded by Deputy Mayor Pantalone

M61	NO AMENDMENT			
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May 24, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Councillor Grimes 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 M61.

Procedural Vote to Introduce:

The vote to introduce Motion M61 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 M61, 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 M61, without amendment:

Yes - 39	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0	

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council recognize FIFA U-20 World Cup Canada 2007 as a major, significant one-time international event.
2. Staff be directed to forward this motion to the President of FIFA.

Link to Background Information

Council considered the following:

- [Motion M61](#)

8.78 **Introduction of Toronto Football Club (Toronto FC)**
Moved by Councillor Grimes, seconded by Deputy Mayor Pantalone

M62	NO AMENDMENT			
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May 24, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Councillor Grimes 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 M62.

Procedural Vote to Introduce:

The vote to introduce Motion M62 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 M62, 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 M62, without amendment:

Yes - 39
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council recognize and officially welcome Toronto FC to the City of Toronto as the newest addition to the professional sports teams in Toronto.
2. The City present a scroll to the representatives from the Toronto FC recognizing the support of the City Council and the City of Toronto to our newest professional home soccer team.

Link to Background Information

Council considered the following:

- [Motion M62](#)

- 8.79 **Ontario Municipal Board Hearing - 2A–2H Spadina Avenue; 1-17 Fort York Boulevard and 3-31 Brunel Court**
Moved by Councillor Vaughan, seconded by Councillor Grimes

M63	NO AMENDMENT			Ward: 20
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May 25, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Councillor Vaughan 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 M63.

Procedural Vote to Introduce:

The vote to introduce Motion M63 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 M63, a confidential Fiscal Impact Statement (May 25, 2007) from the Deputy City Manager and Chief Financial Officer.

Vote:

Motion M63 was adopted, without amendment.

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 for 2A-2H Spadina Avenue, 1-17 Fort York Boulevard and 3-31 Brunel Court (Block 25 Railway Lands West) be authorized for public release after this item has been completed.

The following instructions to staff in Confidential Attachment 1 to the report (May 24, 2007) from the City Solicitor are now public and the balance of the Attachment remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information that is subject to solicitor-client privilege:

1. The City Solicitor, in consultation with the Chief Planner, be authorized to settle the appeal of the Minor Variance application respecting 2A-2H Spadina, 1-17 Fort York Boulevard and 3-31 Brunel Court, currently before the Ontario Municipal Board generally on the basis of the following and that the City Solicitor, in consultation with the Chief Planner, take the necessary steps to implement the settlement:
 - I. That the settlement is a good faith comprehensive settlement addressing residential visitor parking on Blocks 24, 25, 26 East, 26 West, 29 & 9/10 owned by Concord Axed Developments Corp. or related company (Concord Adex) within the Railway Lands West and non-Railway Lands adjacent thereto, such that neither Concord Adex, any associated corporation nor their successors or assigns will request further variances from the applicable residential visitor parking standard except as set out herein with respect to such lands.
 - II. That the settlement will be secured through a number of mechanisms which shall include:
 - an agreement between the City and Concord Adex to be registered against the various lands which are addressed below pursuant to Section 16 of the City of Toronto Act, 1971 (the Section 16 Agreement) and site plan agreements pursuant to Section 41 of the Planning Act, such agreements and registration to be to the satisfaction of the City Solicitor in consultation with the Chief Planner;
 - conditions to be imposed by the Ontario Municipal Board on the current application before the Board respecting 2A- 2H Spadina, 1-17 Fort York Boulevard and 3-31 Brunel Court (2A- 2H), as set out below, which will include a s. 45 agreement between the City and Concord Adex to secure same, to be in a form and registered to the satisfaction of the City Solicitor in consultation with the Chief Planner;

- a minor variance application respecting Block 24 as set forth below;
- a minor variance application respecting Block 9/10 as set forth below; and
- provisions to be included in the respective Condominium Declarations to the satisfaction of the Chief Planner in consultation with Transportation Services, if required by the City Solicitor, to ensure the appropriate access to such residential visitor parking spaces.

III. That the basic terms of the settlement would be as follows:

1. Regarding Block 24 (4A Spadina)

- 97 parking spaces shall be provided and maintained on site for residential visitor and grocery store customer use of which:
 - a. 43 spaces will be for the grocery store; and
 - b. 54 spaces will be for residential visitors to such lands, 27 of which shall be provided free of charge and exclusively for the use of such residential visitors and signed as such, and 27 of which may be pay and display and are to be shared equally between the grocery store patrons and the residential visitors, without preference such that residential visitors will have the same access and on the same terms as grocery store customers, with the exception that residential visitors shall not be required to shop at the grocery store;
- no reduction in residential visitor parking or grocery store parking shall in future be requested or applied for respecting these lands or any portion thereof;
- to be secured through the Section 16 Agreement, to be registered on the lands to the satisfaction of the City Solicitor and through the Site Plan Agreement for such lands;
- if a minor variance is required to implement the shared visitor parking described above and is diligently pursued, the City Council and transportation staff will not oppose

same if granted and City planning will support same, both provided such application is made to the Committee of Adjustment within 6 months of Council adopting a settlement in this matter; and

- if required, provisions in the Condominium Declaration to secure appropriate access per above.

2. Regarding Blocks 26 East, 26 West and 29

- residential visitor parking spaces shall be provided and maintained on the site at a standard of not less than 0.06 parking spaces/unit and shall be exclusively for such visitor's use;
- no reduction in residential visitor parking shall in future be requested or applied for respecting these lands or any portion thereof; and
- to be secured through the Section 16 Agreement, to be registered on the lands to the satisfaction of the City Solicitor and through the Site Plan Agreement for such lands.

3. Regarding Block 9/10

- Concord Adex may apply to the Committee of Adjustment within 6 months of Council adopting a settlement in this matter, to reduce the required residential visitor parking on this site from a ratio of .12 to a ratio of .06, such parking to be provided for the exclusive use of residential visitors to such Block;
- provided the above variance application is made within the above time frame and is diligently pursued, City planning will support same and City Council and Transportation staff will not oppose same, if granted;
- no other reduction in residential visitor parking shall in future be requested or applied for respecting these lands or any portion thereof; and
- to be secured through provisions in the Condominium Declaration to the satisfaction of the City Solicitor in consultation with the Chief Planner and Transportation

Services, through the Section 16 Agreement if required by the City Solicitor, to be registered on various lands to the satisfaction of the City Solicitor and through the Site Plan Agreement for the lands.

4. Regarding Block 25 (2A- 2H Spadina, 1-17 Fort York Boulevard and 3-31 Brunel) currently before the Ontario Municipal Board
 - 53 residential visitor parking spaces shall be provided and maintained on the site for the exclusive use of such visitors instead of the 71 required by the in-force zoning by-law, such parking to be available as a pool of visitor parking equally available for all residents of the site;
 - of the 18 parking spaces which have been constructed and would but for this settlement have been required to be provided as residential visitor parking spaces 16 shall be permitted to be provided and maintained as resident parking spaces for residents of the site, and the remaining 2 such spaces shall be provided and maintained as car share parking spaces;
 - that car sharing be defined as:

“That car sharing be defined as the practice where a number of people share the use of one or more cars that are owned by a profit or non-profit car sharing organization. To use a vehicle, a person must meet the membership requirements of the car sharing organization, including the payment of a membership fee that may or may not be refundable. Cars are reserved in advance and fees for use are normally based on time and/or kilometers driven.”
 - in the event that the car share fails to be sustainable in the long term, the 2 car share spaces shall revert as follows:
 - not less than 1 to residential visitor parking for the exclusive use of residential visitors to the site; and
 - not more than 1 to resident parking respecting the site;
 - to be secured through the Section 16 Agreement, to be registered on the lands to the satisfaction of the City Solicitor , through the Site Plan Agreement for such lands,

and

if required by the City Solicitor, provisions in the Condominium Declaration to secure appropriate access per above;

- to be secured through conditions to be imposed by the Ontario Municipal Board on the variance to the satisfaction of the City Solicitor in consultation with the Chief Planner and Transportation Services and including an agreement pursuant to Section 45 of the Planning Act to secure same;
 - the City and Concord Adex shall appear before the Ontario Municipal Board to advise of and secure the settlement, with the City planner testifying in support of same at the recommencement of the hearing (likely May 30 or 31, 2007) and the City and Concord Adex shall finalize and register any required implementing agreements forthwith.
2. The appropriate City officials be authorized to take such further and other steps as are required to implement the intent of the settlement.

Link to Background Information

Council considered the following:

- [Motion M63 with attached report \(May 24, 2007\) from the City Solicitor.](#)
- Confidential Financial Impact Statement (May 25, 2007) from the Deputy City Manager and Chief Financial Officer

8.80 CLOSED MEETING SESSION OF THE COMMITTEE OF THE WHOLE

May 24, 2007 - Closed Session 1

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Walker, at 10:04 a.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:

- EX8.16 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes; security of the property of the municipality or local board; and litigation of matter before the*

OMB, as it relates to
**Staff Assessment of the Proposed “First Waterfront Place”
 Commercial Building Development**

Vote:

Adoption of the motion by Councillor Walker:

Yes - 16	
Mayor:	Miller
Councillors:	Bussin, Cho, De Baeremaeker, Del Grande, Grimes, Heaps, Holyday, Jenkins, Lee, Parker, Perks, Rae, Stintz, Vaughan, Walker
No - 13	
Councillors:	Augimeri, Davis, Di Giorgio, Fillion, Ford, Hall, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio

Carried by a majority of 3.

Council recessed its public session at 10:05 a.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 11:53 a.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 matter:

EX8.16 Staff Assessment of the Proposed “First Waterfront Place” Commercial Building Development

8.81 **Staff Assessment of the Proposed “First Waterfront Place” Commercial Building Development**

EX8.16	AMENDED		Policy	Ward: 28
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May 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 McConnell moved that the Item be amended by adding the following:

The plan for the provision of the infrastructure for future hookups for deep lake cooling and district heating be addressed during the site plan process.

Votes:

Adoption of motion 1 by Councillor McConnell:

Yes - 36	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 1	
Councillor:	Minnan-Wong

Carried by a majority of 35.

Adoption of the Item, as amended:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 4	
Councillors:	Holyday, Jenkins, Nunziata, Walker

Carried by a majority of 30.

City Council Decision

City Council adopted the following motions:

- I. In accordance with Council's shareholder direction to the City of Toronto Economic Development Corporation (TEDCO), which requires Council approval of all leases in excess of 20 years:
 1. Council consent to the lease agreement proposed by the Board of Directors of TEDCO as detailed in the report from the President and Chief Executive Officer of TEDCO and summarized in the confidential attachment;
 2. Council consent to the lease agreement based on the following conditions with respect to project financing:
 - a. the City's construction loan to TEDCO not exceed \$132 million;
 - b. the construction loan be secured by a first charge on the land and improvements comprising the project, the assignment of all tenant leases, including the lease with the lead tenant, and other security normally granted to a construction lender of a project of this nature;
 - c. the construction loan be advanced with an interest rate of 5%, paid monthly, as funded by the development budget;
 - d. all costs associated with the City's financing be included in the project's development budget including external legal and consulting fees;
 - e. the construction loan be advanced on a cost-to-complete basis with all cost overruns funded by TEDCO;
 - f. the construction loan be advanced based on monthly progress draws certified by the project architect, as applicable, and the President and Chief Executive Officer of TEDCO;
 - g. TEDCO be required to provide quarterly status reports to the City of Toronto and monthly status reports to the Deputy City Manager and Chief Financial Officer during construction, the form of which will be agreed upon by TEDCO and the City;
 - h. Altus Helyar or other quantity surveyor selected by the City be the project monitor;

- i. in the event that long-term financing of the project by a third-party lender is not available or permitted, the City provide first mortgage financing to a maximum of \$132 million;
 - j. the terms of the City long-term financing be consistent with the financing terms that would otherwise be available for the project from a recognized commercial mortgage lender for a non-recourse loan having a twenty (20) year term and a thirty (30) year amortization, save and except that the rate of interest be equal to the greater of the City's cost of debt and 5.5%;
 - k. TEDCO be authorized to fund its equity contribution of \$10 million from the TEDCO Environmental Reserve Fund; and
 - l. any other term that is deemed by the City Solicitor and the Deputy City Manager and Chief Financial Officer to be in the interest of the City;
 3. the capital investment in the proposed TEDCO project be financed through the following means:
 - a. a construction loan to be temporarily financed on a short-term basis through the City's own-source cash flow, temporary borrowing by issuance of promissory notes or a combination of both sources of funds, to be determined by the Deputy City Manager and Chief Financial Officer;
 - b. a long-term financing, if required from the City, financed through the issuance of debenture(s) with a term not exceeding thirty years, or through a withdrawal from the Strategic Infrastructure Partnership Reserve Fund, if necessary;
 4. the City Solicitor in consultation with the Deputy City Manager and Chief Financial Officer and the President and Chief Executive Officer of TEDCO determine what information contained in the confidential attachment may be publicly released following the execution of the final agreements related to the project.
- II. TEDCO be required to optimize and maximize access to the public atrium space.
 - III. Council adopt the confidential instructions to staff contained in Attachment 1 to the report (April 24, 2007) from the Chief Planner and Executive Director, City Planning Division and the City Solicitor.
 - IV. Council authorize the public release of the confidential recommendations, together

with attachments 2 and 3 contained in the April 24, 2007 report from the Chief Planner and Executive Director, Planning Division and the City Solicitor, at the conclusion of the Council meeting.

- V. The plan for the provision of the infrastructure for future hookups for deep lake cooling and district heating be addressed during the site plan process.

Confidential Attachment 1 to the report (April 25, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer (EX8.16), remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending acquisition or sale of land for municipal or local board purposes. The City Solicitor, in consultation with the Deputy City Manager and Chief Financial Officer and the President and Chief Executive Officer of TEDCO, will determine what information contained in the confidential attachment may be publicly released following the execution of the final agreements related to the project.

Confidential Attachment 1 to the report (April 20, 2007) from the President and Chief Executive Officer, Toronto Economic Development Corporation (TEDCO) (EX8.16a), remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board. The City Solicitor, in consultation with the Deputy City Manager and Chief Financial Officer and the President and Chief Executive Officer of TEDCO, will determine what information contained in the confidential attachment may be publicly released following the execution of the final agreements related to the project.

The following recommendations contained in Confidential Attachment 1 to the report (April 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, together with Attachments 2 and 3 to the report, 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 pertaining to litigation or potential litigation:

Council, as a position before the Ontario Municipal Board:

1. Endorse the change to By-law 1049-2006, Section 6, Paragraph 470 (a) by adding a new section (iv) as follows:

Permitted Uses:

- (a) the following uses shall be permitted within a CR district:

.....

- (iv) notwithstanding subparagraphs (a)(i), (ii), (iii) and (b)(iv) for the lands defined as Jarvis Slip Special Use Site on Map 5:

-
- A. all uses permitted within a CR district in Sections 8(1)(f)(b)(i), 8(1)(f)(b)(iv), 8(1)(f)(b)(v), 8(1)(f)(b)(vi), 8(1)(f)(b)(vii), 8(1)(f)(b)(viii), and 8(1)(f)(b)(ix), and a *post office*, fire hall and police station, and subject to the qualifications in Section 8(2) where applicable, except for a *private art gallery; commercial school; hotel; trade school; an automobile service and repair shop, automobile service station, car washing establishment, motor vehicle repair shop, class A, or commercial parking lot*; and
 - B. all uses permitted within a CR district in Sections 8(1)(f)(a), 8(1)(f)(b)(ii), 8(1)(f)(b)(iii), and a *private art gallery, commercial school, hotel and trade school* and subject to the qualifications in section 8(2) where applicable, provided the owner of the lot elects to provide the facilities, services or matters referred to in paragraph (dd) below and enters in agreement(s) referred to in subparagraph (dd)(v), except for a *post office*, fire hall and police station which are permitted in subparagraph A. above; and **(TO BE DEFERRED)**
 - C. those uses permitted within a G district and a Gm district in section 5(1)(f); and
 - D. a *district energy, heating and cooling plant*, a vacuum waste collection facility.
2. Endorse the change to By-law 1049-2006, Section 6, Paragraph 470 (b) (iv) (B) by deleting subsections 2. and 4., so that the section now reads:
- (iv) within the area shown as Area C – Jarvis Slip Open Space on Map 3:
 - (A) those uses permitted within a G district and a Gm district in section 5(1)(f); and
 - (B) those uses permitted within a CR district by subparagraph (a) herein, except *sensitive land uses*, provided that:
 - 1. a minimum of 3000 square metres of *publicly accessible open space* is provided within the combined Areas C and D shown on Map 3; and
 - 2. ground floor uses in any building are restricted to *ground floor animation uses*.

(TO BE DEFERRED)

3. Endorse the revision to By-law 1049-2006 Definitions: *ground floor animation uses*, so that the definition now reads:

“*ground floor animation uses*” shall have the same meaning as the expression *street-related retail and services uses*, except that, in addition to those uses listed in sections 8(1)(f)(b)(i), (ii) and (iv), *an artist’s or photographer’s studio*, *a custom workshop*, and *a communications and broadcast establishment* shall also be permitted provided that any accessory or back-of-house uses for a communications and broadcast establishment shall not be located on the ground floor;

4. Endorse the renumbering of subparagraphs (v) and (w) as (cc) and (dd) respectively and include of a new section (v), “Jarvis Slip Special Use Site” to permit the built form envelope, as follows:

Jarvis Slip Special Use Site

- (v) notwithstanding sub-paragraph (a)(iv), ground floor uses in any building are restricted to *ground floor animation uses*.
- (w) notwithstanding subparagraph (d) herein, the *height* of any building(s) and structure(s) within the area defined as Jarvis Slip Special Use Site on Map 5 shall be in accordance with the maximum height limits set out on Map 5.
- (x) notwithstanding subparagraph (l) herein, the requirements of Build-to Line ‘C’ shall not apply to the Jarvis Slip Special Use Site on Map 5.
- (y) notwithstanding subparagraph (f) herein, the required parking spaces for *communications and broadcasting establishment uses* on a *lot* within the Jarvis Slip Special Use Site on Map 5 shall be calculated at a rate of 1 space per 200square metres of *total floor area*;
- (z) notwithstanding subparagraph (t) herein, no part of any building or structure above *grade* may be located closer than 5 metres to a lot line fronting onto a public open space located within the area defined as Jarvis Slip Special Use Site on Map 5, except that the types of structures listed in the column entitled “STRUCTURE” in the following chart are permitted in the setback area provided they comply with the restrictions set out opposite the structure in the columns entitled “MAXIMUM PERMITTED PROJECTION” and “OTHER APPLICABLE QUALIFICATIONS”:

	STRUCTURE	MAXIMUM PERMITTED PROJECTION	OTHER APPLICABLE QUALIFICATIONS
A.	eaves or cornices	Not more than 1 m into the required setback area	

B.	uncovered platform	Not more than 1.5 m into the required setback area	Not more than 0.2 m above grade
C.	roof over a terrace	Not more than 1.5 m into the required setback area	
D.	canopy	Not more than 1.5 m into the required setback area and not above the second storey	Not above the second storey
E.	bay window	Not more than 0.75 m into the required setback area	Width not to exceed 3.0 m where the window meets the wall
F.	stairs	Not more than 1.0 m into the required setback area.	
G.	balconies	Not more than 2.0 m into the required setback area.	

(aa) Notwithstanding subparagraph (dd) herein, uses described under subparagraph (a) (iv) A may be permitted without the removal of the “(h)” symbol on the Jarvis Slip Special Use Site provided that the matters set out below are secured to the satisfaction of the City through the execution and registration on title of any agreement or agreements pursuant to the *City of Toronto Act* or the *Planning Act* as appropriate:

- i. a public art contribution in accordance with the City’s Public Art Program;
- ii. sustainable development measures, that in the opinion of the City, would be sufficient to achieve a minimum of Leadership in Energy and Environmental Design (LEED) Gold Certification for all buildings and structures to be constructed on the lot. Although obtaining a minimum of official LEED Gold Certification is not required, the owner shall:
 - 1. prepare plans and reports to the satisfaction of the City, certified by qualified consultants and subject to peer review at the sole cost of the owner, that outline the manner in which the sustainable development measures are to be implemented, and the Owner shall develop the lot in accordance with such plans;
 - 2. make a LEED application and provide to the City a copy of the LEED application together with written confirmation that it has been submitted.
- iii. the connection to a district energy system or on-site renewable energy source if available at costs comparable to other energy sources;

- iv. the submission of the Site Plan Application to the Toronto Waterfront Revitalization Corporation Design Review Panel for review and comment;
 - v. the provision of appropriate noise, vibration and emission studies together with detailed design plans to the City;
 - vi. mitigation measures in the building arising out of the required environmental studies including professional certification;
 - vii. the provision of a copy of the agreement required to be entered into to secure the above to Redpath upon execution.
- (bb) For the purposes of subparagraphs (w) and (z) herein, “*grade*” shall mean 77.1 metres Canadian Geodetic Datum.
- 5. Endorse the amendment to By-law 1049-2006 by inserting an additional Map, Map 5: Maximum Heights Plan – Jarvis Slip Special Use Site, as contained in Attachment 2.
 - 6. Authorize the City Solicitor to continue to finalize, through negotiation with TEDCO and Redpath, the use of warning clauses or equivalent documentation with respect to First Waterfront Place.
 - 7. Authorize the City Solicitor to take any necessary actions at the Ontario Municipal Board hearing to give effect to the proposed settlement and modifications to the By-law generally in the form as set out herein.
 - 8. Authorize the City Solicitor and other appropriate City Officials to execute any related documentation including minutes of settlement in a form satisfactory to the City Solicitor.

Background Information

Staff Assessment of the Proposed “First Waterfront Place” Commercial Building Development.

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3318.pdf>

Project Symphony Recommendations & Financial Assessment

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3253.pdf>

East Bayfront - West Precinct Report on Partial Settlement of Appeals of By-law

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3392.pdf>

Council also considered the following:

- Report (May 16, 2007) from the City Manager. ([EX8.16c](#))

May 24, 2007 - Closed Session 2

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Moscoe, at 7:14 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:

- EX8.8 Reason for Confidential Information: *Security of the property of the City and Solicitor-client privilege as it relates to*
Coordinated Street Furniture Program - Results of Request for Proposals (RFP) 9103-06-7316 (Ward: All)
- GM4.13 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes as it relates to*
Acquisition of 129 Peter Street (Ward: 20)
- GM4.16 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes as it relates to*
St. Aloysius Catholic Elementary School – 80 Queensdale Avenue (Ward: 29)
- GM4.22 Reason for Confidential Information: *Proposed or pending acquisition or sale of land for municipal or local board purposes as it relates to*
Acquisition of Property for City Purposes (Ward: 27)
- CC8.2 Reason for Confidential Information: *Litigation or potential litigation that affects the City and solicitor-client privilege as it relates to*
(May 14, 2007) from the City Solicitor, headed “108 Stayner Avenue - Amendments to Approved Site Plans”

Vote:

The motion by Councillor Moscoe carried.

Council recessed its public session at 7:15 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 8:59 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:

EX8.8 Coordinated Street Furniture Program - Results of Request for Proposals
(RFP) 9103-06-7316 (Ward: All)

GM4.13 Acquisition of 129 Peter Street (Ward: 20)

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

GM4.16 St. Aloysius Catholic Elementary School – 80 Queensdale Avenue
(Ward: 29)

GM4.22 Acquisition of Property for City Purposes (Ward: 27)

CC8.2 (May 14, 2007) from the City Solicitor, headed “108 Stayner Avenue
Amendments to Approved Site Plans”

8.82 **Coordinated Street Furniture Program - Results of Request for Proposals
(RFP) 9103-06-7316**

EX8.8	AMENDED		Policy	Ward: 12
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May 24, 2007 - Public Session

Deputy Speaker Lindsay Luby in the Chair.

Motion moved in Public Session:

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

That:

1. Council adopt the staff recommendations contained in the supplementary report (May 18, 2007) from the City Manager and the Deputy City Manager subject to:
 - i. amending Recommendation 3 by deleting the words “on the basis of complaints received” and inserting the word “complaint” after the word “investigate” so that Recommendation 3 now reads as follows:

- “3. recognize and endorse the ongoing actions of Toronto Buildings and Municipal Licensing and Standards staff in continuing to investigate complaints and enforce the City’s sign by-laws against all relevant parties;”;
 - ii. amending Recommendation 7 to include a provision that the City set aside a portion of the revenues secured from Astral Media in payment for this contract specifically for additional enforcement of the sign by laws;
2. the City adopt a holistic approach to the urban design environment and, in that regard, the Public Realm Organizational Unit and Municipal Licensing and Standards, be responsible for making recommendations to the appropriate city committee(s) about city action required to enhance both the public and adjacent private realm;
3. adopt the following principles outlined in the communication (January 2, 2007) from Councillor Palacio:
 - a. no salt box, bench, garbage can or other piece of street furniture should be allowed out of a Toronto Works Yard to be placed on City street if it has graffiti on it;
 - b. no piece of street furniture or public works property may be moved or maintained without the graffiti being removed; and
 - c. any additional privately owned street furniture, utility boxes or equipment, which are subject to City of Toronto Transportation’s authorization to be placed on City owned right-of-way, should be subject to the same strict “no graffiti when installed” policy. This should include phone booths, A-frame signs, post-office boxes and newspaper boxes; and
4. the Public Realm Organizational Unit be requested to report back to the Executive Committee, in concert with staff from Municipal Licensing and Standards, setting standards for poster and graffiti removal from the public realm based on the following principles:
 - i. each City division, or agency, board and commission (ABC) that has equipment on the street shall be responsible for removing graffiti and posters from their equipment and facilities within time frames established by the Public Realm Organizational Unit. For example:

Toronto Transit Commission - bus poles
Toronto Parking Authority - pay and display machines
Toronto Hydro - hydro poles (etc.);

- ii. a funding allocation approved by the budget committee shall be provided from revenues generated by the contract for each City division or ABC as required;
- iii. each City Division and ABC shall budget an appropriate amount for graffiti and poster removal; and
- iv. City divisions and ABCs will seek assistance from Municipal Licensing and Standards with enforcement activities.

May 25, 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:

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

The Executive Director, Municipal Licensing and Standards, in consultation with staff from the inter-agency graffiti team, report to the Public Works and Infrastructure Committee, on:

- a. a process to ensure that all street furniture, utility facilities, or hardware located within the City's public right-of-way, be kept free of graffiti and posters, regardless of ownership; and
- b. the feasibility of requiring graffiti covered street furniture to be removed, at the expense of the owner, after having provided the owner with sufficient notice and upon them failing to act on such request.

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

- a. amending Recommendation 3 of the Executive Committee by adding to the end, the words "including limitations on the size and prominence of company branding by the recommended vendor, audio capacity, and frequency of scrolling advertising on street furniture elements", so that

Recommendation 3 now reads as follows:

3. The Director of Urban Design, in consultation with City officials, the Design Jury and Technical review team, negotiate with the recommended Vendor any appropriate design refinements to the preferred proposal, including limitations on the size and prominence of company branding by the recommended vendor, audio capacity, and frequency of scrolling advertising on street furniture elements.

- b. adding the following:

The Deputy City Manager and Chief Financial Officer, in conjunction with the Deputy City Manager responsible for Transportation Services, report to Council, through the Executive Committee, on the implementation of the street furniture program on a six-month basis after a contract has been signed.

Vote:

Adoption of motion 3a by Councillor Davis:

Yes - 28	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Heaps, Jenkins, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Shiner, Stintz, Vaughan
No - 6	
Councillors:	Augimeri, Del Grande, Ford, Holyday, Kelly, Rae

Carried by a majority of 22.

Adoption of motion 1 by Councillor Moscoe:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Giambone, Grimes, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan

No - 2 Councillors: Ford, Heaps

Carried by a majority of 32.

Adoption of motion 2 by Councillor Palacio:

Yes - 35 Mayor: Miller Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Ford, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz, Vaughan

No - 1 Councillor: Augimeri

Carried by a majority of 34.

Adoption of motion 3b by Councillor Davis:

Yes - 19 Councillors: Ainslie, Cho, Davis, Filion, Fletcher, Heaps, Holyday, Jenkins, Lee, McConnell, Moeser, Moscoe, Nunziata, Palacio, Parker, Perks, Perruzza, Stintz, Vaughan
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No - 18 Mayor: Miller Councillors: Ashton, Augimeri, Bussin, Carroll, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Ford, Giambrone, Grimes, Kelly, Lindsay Luby, Ootes, Pantalone, Rae, Shiner

Carried by a majority of 1.

The vote to confirm the confidential instructions to staff carried.

Adoption of the Item, as amended:

Yes - 33 Mayor: Miller Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Feldman,
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Filion, Fletcher, Giambrone, Grimes, Heaps, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Stintz	
No - 4	Councillors: Davis, Ford, Jenkins, Vaughan

Carried by a majority of 29.

City Council Decision

City Council adopted the following motions:

1. City Council accept the proposal by Astral Media Outdoor LP as having achieved the highest evaluated score, to provide a coordinated street furniture program for the City of Toronto as described in the City's RFP 9103-06-7316.
2. The appropriate City officials be authorized to enter into negotiations as contemplated in the RFP with the recommended Vendor, finalize contract provisions and finalize an Agreement with the recommended Vendor incorporating terms and conditions substantially as set out in Attachment 3 of this report, any additional confidential direction provided by City Council in consideration of the matters contained in Confidential Attachment 4, and such other terms and conditions as may be satisfactory to the Deputy City Manager and City Solicitor.
3. The Director of Urban Design, in consultation with City officials, the Design Jury and Technical review team, negotiate with the recommended Vendor any appropriate design refinements to the preferred proposal, including limitations on the size and prominence of company branding by the recommended vendor, audio capacity, and frequency of scrolling advertising on street furniture elements.
4. The Deputy City Manager, in consultation with the appropriate City officials, be authorized and directed to establish a Public Realm organizational unit that shall have strategic responsibility and accountability for planning, design oversight, implementing and managing sidewalk spaces to achieve a beautiful, functional and safe pedestrian realm; more particularly this unit would comprise the functional elements of street furniture management and administration, pedestrian space policy, planning and coordination, leveraging City investment with public and private sectors through neighbourhood beautification projects and project management/coordination for capital streetscape works.
5. The Deputy City Manager and Chief Financial Officer, in conjunction with the Deputy City Manager responsible for Transportation Services, report back to the Budget Committee as soon as the agreement between the City and the recommended Vendor is finalized, on the financial implication arising from the

final terms of the agreement, including the maintenance of existing revenues for affected City programs, the establishment of the Public Realm Unit and the disposition of any net revenues.

6. City Council direct that the confidential information in Attachments 4 and 5 not be released publicly as it contains advice which is subject to solicitor-client privilege and confidential instructions to staff.
7. City Council confirm that approval of advertising on street furniture as permitted under the Agreement shall constitute a deemed variance as necessary and such advertising shall, as with the City's previous agreements, not be subject to the requirement for any further approvals under the City's sign by-laws.
8. City Council direct that the confidential information in Confidential Attachment 4 to the supplementary report (May 18, 2007) from the City Manager and Deputy City Manager, not be released publicly as it contains advice which is subject to solicitor-client privilege.
9. City Council request staff, as part of the negotiation of a final agreement with the recommended vendor, to address the following on terms and conditions satisfactory to the Deputy City Manager and the City Solicitor, and subject to the advice in Confidential Attachment 4:
 - a. the suggestions for improvements to the environmental benefits of the proposal as set out in the Environmental Impact Statement (Attachment 3);
 - b. the feasibility of implementing a design modification to litter/recycling receptacles that can be deployed on older, narrower streets in Toronto; and
 - c. the exclusion of island transit shelters on the St. Clair Avenue West streetcar project from the agreement, on the understanding that advertising will not be provided on such shelters pursuant to commitments made during the Environmental Assessment process for the St. Clair project.
10. City Council recognize and endorse the ongoing actions of Toronto Buildings and Municipal Licensing and Standards staff in continuing to investigate complaints and enforce the City's sign by-laws against all relevant parties.
11. City Council direct appropriate staff to give notice to terminate the agreement with the operator of the transit shelter outside the entrance of 1200 Bay Street, in co-ordination with the rollout of the Street Furniture Program.
12. City Council confirm that, pursuant to the provisions of the RFP, the General Manager, Transportation Services will approve the locations of street furniture installations, and direct the appropriate staff to:

- a. develop detailed procedures to be included in a Street Furniture Operations Manual, generally along the lines set out in this report, including providing Ward Councillors at least annually with maps of all street furniture installed in their wards, seeking input from Ward Councillors and BIAs on requested new locations prior to each year's installation program and providing prior notice to Ward Councillors of the yearly installation plan for their Ward; and
 - b. negotiate a term in the final agreement that in the event an impasse arises with a Ward Councillor disagreeing with the General Manager's determination on a specific street furniture element, such matter be referred to Community Council for a decision as appropriate.
13. City Council endorse the principle that no street furniture element or other item installed by a public agency or utility be placed if it has graffiti on it, and refer the remaining motions related to graffiti to the Deputy City Manager, Cluster B and the inter-agency Graffiti Team for consideration and inclusion in the Action Plan.
14. City Council request the Deputy City Manager and Chief Financial Officer, and Deputy City Manager, Cluster B to consider, when reporting to the Budget Committee on the financial implications of the final agreement (Recommendation 5 above), the motions concerning dedicating revenues to areas in which they are generated and allocating a portion of revenues for graffiti eradication programs and to include a provision that the City set aside a portion of the revenues secured from Astral Media in payment for this contract specifically for additional enforcement of the sign by-laws.
15. The City adopt a holistic approach to the urban design environment and, in that regard, the Public Realm Organizational Unit and Municipal Licensing and Standards, be responsible for making recommendations to the appropriate city committee(s) about city action required to enhance both the public and adjacent private realm.
16. City Council adopt the following principles outlined in communication (January 2, 2007) from Councillor Palacio:
 - a. no salt box, bench, garbage can or other piece of street furniture should be allowed out of a Toronto Works Yard to be placed on City street if it has graffiti on it;
 - b. no piece of street furniture or public works property may be moved or maintained without the graffiti being removed; and
 - c. any additional privately owned street furniture, utility boxes or equipment,

which are subject to City of Toronto Transportation's authorization to be placed on City owned right-of-way, should be subject to the same strict "no graffiti when installed" policy. This should include phone booths, A-frame signs, post-office boxes and newspaper boxes.

17. The Public Realm Organizational Unit be requested to report back to the Executive Committee, in concert with staff from Municipal Licensing and Standards, setting standards for poster and graffiti removal from the public realm based on the following principles:
 - a. each City division or agency, board and commission (ABC) that has equipment on the street shall be responsible for removing graffiti and posters from their equipment and facilities within time frames established by the Public Realm Organizational Unit. For example:

Toronto Transit Commission - bus poles
Toronto Parking Authority - pay and display machines
Toronto Hydro - hydro poles (etc.);
 - b. a funding allocation approved by the Budget Committee shall be provided from revenues generated by the contract for each City division or ABC, as required;
 - c. each City division and ABC shall budget an appropriate amount for graffiti and poster removal; and
 - d. City divisions and ABCs will seek assistance from Municipal Licensing and Standards with enforcement activities.
18. The Executive Director, Municipal Licensing and Standards, in consultation with staff from the inter-agency graffiti team, report to the Public Works and Infrastructure Committee, on:
 - a. a process to ensure that all street furniture, utility facilities, or hardware located within the City's public right-of-way, be kept free of graffiti and posters, regardless of ownership; and
 - b. the feasibility of requiring graffiti covered street furniture to be removed, at the expense of the owner, after having provided the owner with sufficient notice and upon them failing to act on such request.
19. The Deputy City Manager and Chief Financial Officer, in conjunction with the Deputy City Manager responsible for Transportation Services, report to Council, through the Executive Committee, on the implementation of the street furniture program on a six-month basis after a contract has been signed.

City Council also issued confidential instructions to staff which are to remain confidential in their entirety, in accordance with the provisions of the City of Toronto Act, 2006, as they contain confidential information that is subject to solicitor-client privilege.

Confidential Attachments 4 and 5 to the report (April 17, 2007) from the Deputy City Manager and the Director, Purchasing and Materials Management, remain confidential in their entirety, in accordance with the provisions of the City of Toronto Act, 2006, as they contain information related to the security of the property of the City and the receipt of advice which is subject to solicitor-client privilege.

Background Information

Coordinated Street Furniture Program

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-3206.pdf>

Attachment 1 - Coordinated Street Furniture Program Overview

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2962.pdf>

Attachment 2 Report of the Fairness Commissioner

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2963.pdf>

Attachment 3 Summary of Draft Agreement Provisions

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-2964.pdf>

Council also considered the following:

- Report (May 18, 2007) from the City Manager and the Deputy City Manager.
([EX8.8a](#))

Confidential Attachment 4 to the report (May 18, 2007) from the City Manager and the Deputy City Manager, 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.

- Communication (May 17, 2007) from Jane Dowsett and William Dowsett.
(EX8.8.11)

8.83 **Acquisition of 129 Peter Street**

GM4.13	AMENDED		Transactional	Ward: 20
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This Item was submitted without recommendation.

May 25, 2007 - Public Session

Speaker Bussin in the Chair.

Procedural Motion:

Mayor Miller moved that, in accordance with Section 27-80 of Chapter 27, Council Procedures, Council limit debate on this Item to 1.5 hours.

Ruling by Speaker:

Councillor Minnan-Wong requested the Speaker to rule on whether Item GM4.13 had been called for debate prior to the Mayor moving his procedural motion.

Speaker Bussin ruled that she had recognized the Mayor after calling on Item GM4.13, and the motion had been properly placed.

Councillor Minnan-Wong challenged the ruling of the Speaker:

Vote to Uphold the Ruling of the Speaker:

Yes - 22	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Jenkins, Lindsay Luby, McConnell, Moeser, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan
No - 11	
Councillors:	Ainslie, Augimeri, Del Grande, Ford, Holyday, Kelly, Minnan-Wong, Moscoe, Ootes, Shiner, Stintz

Carried by a majority of 11.

Procedural Vote:

Adoption of the procedural motion by Mayor Miller to Limit Debate:

Yes - 25	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae
No - 10	
Councillors:	Ainslie, Del Grande, Ford, Holyday, Minnan-Wong, Ootes, Perruzza, Shiner, Stintz, Vaughan

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

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 Ford moved that the Item be received for information.

Deputy Speaker Lindsay Luby in the Chair.

2. Councillor Perks moved that Council adopt the staff recommendations contained in the following reports:
 - A. (May 9, 2007) from the Chief Corporate Officer and the General Manager, Shelter, Support and Housing Administration:
 1. Attachment 1 (Confidential) of this report be received for information.
 2. The Offer to Sell from the Owner of the property municipally known as 129 Peter Street be accepted substantially on the terms outlined in the staff report entitled "Acquisition of 129 Peter Street" dated March 26, 2007 and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
 3. The City Solicitor be authorized to complete these transactions on behalf of the City including making payment of any necessary expenses and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
 4. The appropriate City Officials be authorized and directed to take the necessary action to give effect thereto.
 - B. (May 22, 2007) from the Chief Corporate Officer:
 1. Attachment 1 (Confidential) of this report be received for information; and

2. Council's instructions to staff be released to the public only if the transaction for the acquisition of 129 Peter Street is successfully completed, within 60 days of the closing of the acquisition of 129 Peter Street.

Motion to End Debate:

Councillor Fletcher 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 - 8 Councillors: Cho, Del Grande, Ford, Kelly, Nunziata, Palacio, Parker, Rae
No - 22 Mayor: Miller Councillors: Ainslie, Augimeri, Carroll, Davis, De Baeremaeker, Fletcher, Grimes, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moscoe, Ootes, Pantalone, Perks, Perruzza, Shiner, Stintz, Vaughan

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

Motion moved in Public Session:

3. Councillor Vaughan moved that the Item be amended by adding the following:
 1. The patio area on the south side of 129 Peter Street be returned to full public use as a sidewalk, and this be done before the new facility is opened.
 2. The outdoor smoking area for the facility must be located on the roof.
 3. The General Manager, Shelter, Support and Housing Administration, in conjunction with the local community, be requested to establish an employment program to deal with graffiti in the area that will see clients of the centre hired as workers.
 4. The General Manager, Shelter, Support and Housing Administration report to the Affordable Housing Committee on a strategy to deal with panhandlers in the area who do not need housing but do require help to transition from the street, and further, this program be run from this new centre.
 5. The General Manager, Shelter, Support and Housing Administration

report to the Affordable Housing Committee annually on the track record of relocating clients from the project into housing and the status of those relocated after six months in their new housing.

Ruling by Deputy Speaker:

Deputy Speaker Lindsay Luby ruled motion 3 by Councillor Vaughan out of order as it is beyond the scope of the Item under consideration. The matter before Council relates only to the purchase of 129 Peter Street.

Councillor Perks challenged the ruling of the Deputy Speaker.

Vote to Uphold the Ruling of the Deputy Speaker:

Yes - 15 Councillors:	Carroll, Cho, Del Grande, Ford, Grimes, Holyday, Kelly, Lee, Lindsay Luby, Minnan-Wong, Nunziata, Palacio, Pantalone, Parker, Stintz
No - 16 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Davis, De Baeremaeker, Fillion, Fletcher, Jenkins, McConnell, Moscoe, Ootes, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 1.

Ruling by Deputy Speaker:

Councillor Holyday, at 6:00 p.m., moved that the Deputy Speaker end the meeting, as Council had previously set 6:00 p.m. as the time to adjourn.

Deputy Speaker Lindsay Luby ruled that Council was currently taking the vote on Item GM4.13, and that Council would continue in session to complete the vote.

Councillor Holyday challenged the ruling of the Deputy Speaker.

Vote to Uphold the Ruling of the Deputy Speaker:

Yes - 22 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Fletcher, Grimes, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Vaughan
No - 9	

Councillors:	Davis, Filion, Ford, Holyday, Lee, Minnan-Wong, Nunziata, Ootes, Palacio
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Carried by a majority of 13.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 8	
Councillors:	Ford, Grimes, Holyday, Minnan-Wong, Nunziata, Ootes, Palacio, Stintz
No - 23	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan

Lost by a majority of 15.

Adoption of motion 3 by Councillor Vaughan:

Yes - 24	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Filion, Fletcher, Jenkins, Lee, McConnell, Minnan-Wong, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Stintz, Vaughan
No - 7	
Councillors:	Del Grande, Ford, Grimes, Holyday, Kelly, Lindsay Luby, Ootes

Carried by a majority of 17.

Adoption of motion 2 by Councillor Perks:

Yes - 22	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan
No - 9	

Councillors: Ainslie, Ford, Grimes, Holyday, Minnan-Wong, Nunziata, Ootes, Palacio, Stintz

Carried by a majority of 13.

Adoption of the Item, as amended:

Yes - 21 Mayor: Miller Councillors: Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan

No - 9 Councillors: Ainslie, Ford, Grimes, Holyday, Lee, Minnan-Wong, Nunziata, Ootes, Palacio
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Carried by a majority of 12.

City Council Decision

City Council adopted the following motions:

1. Confidential Attachment 1 to the report (May 9, 2007) from the Chief Corporate Officer and the General Manager, Shelter, Support and Housing Administration, be received for information.
2. The Offer to Sell from the Owner of the property municipally known as 129 Peter Street be accepted substantially on the terms outlined in the staff report entitled "Acquisition of 129 Peter Street" dated March 26, 2007, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
3. The City Solicitor be authorized to complete these transactions on behalf of the City, including making payment of any necessary expenses and amending the closing date and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.
4. Confidential Attachment 1 to the report (May 22, 2007) from the Chief Corporate Officer, be received for information.
5. Council's instructions to staff be released to the public only if the transaction for the acquisition of 129 Peter Street is successfully completed, within 60 days of the closing of the acquisition of 129 Peter Street.

6. The patio area on the south side of 129 Peter Street be returned to full public use as a sidewalk, and this be done before the new facility is opened.
7. The outdoor smoking area for the facility must be located on the roof.
8. The General Manager, Shelter, Support and Housing Administration, in conjunction with the local community, be requested to establish an employment program to deal with graffiti in the area that will see clients of the centre hired as workers.
9. The General Manager, Shelter, Support and Housing Administration report to the Affordable Housing Committee on a strategy to deal with panhandlers in the area who do not need housing but do require help to transition from the street, and further, this program be run from this new centre.
10. The General Manager, Shelter, Support and Housing Administration report to the Affordable Housing Committee annually on the track record of relocating clients from the project into housing and the status of those relocated after six months in their new housing.
11. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (May 9, 2007) from the Chief Corporate Officer and the General Manager, Shelter, Support and Housing Administration, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition or sale of land for municipal or local board purposes.

Background Information

Report-Acquisition of 129 Peter Street

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3269.pdf>

Appendix A-Terms and Conditions

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3267.pdf>

Appendix B-Location Map

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3268.pdf>

Extract from the April 12 meeting (gm4-13)

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3439.pdf>

Follow-Up Report: Acquisition of 129 Peter Street

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3484.pdf>

Confidential Attachment 1 - Follow-up report-Acquisition of 129 Peter Street

Confidential Appendix A - 129 Peter Street

Follow-up Report: Acquisition of 129 Peter Street

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-3501.pdf>

Confidential Attachment 1 - Acquisition of 129 Peter Street

Confidential Appendix A-Map

Council also considered the following:

- Report (May 22, 2007) from the Chief Corporate Officer and the General Manager, Shelter, Support and Housing Administration. ([GM4.13b](#))
- Report (May 22, 2007) from the Chief Corporate Officer. ([GM4.13c](#))

Confidential Attachment 1 to the report (May 22, 2007) from the Chief Corporate Officer (GM4.13c), remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to a proposed or pending land acquisition by the City or one of its agencies, boards and commissions. Council's instructions to staff will be released to the public only if the transaction for the acquisition of 129 Peter Street is successfully completed, within 60 days of the closing of the acquisition of 129 Peter Street.

Communications:

- (May 18, 2007) from Michael Tylman. (GM4.13.6)
- (May 24, 2007) from Jim Somerville. (GM4.13.7)
- (undated) from the King-Spadina Property Owners Group. (GM4.13.8)
- (May 24, 2007) from Mary Ellen Esposti. (GM4.13.9)

Items remaining on Order Paper

May 25, 2007

Procedural Motion:

Deputy Speaker Lindsay Luby moved that Council hold a reconvened meeting on Monday, June 11, 2007, at 9:30 a.m., and the unfinished business from the May 23, 24 and 25, 2007 meeting be deferred for consideration at the reconvened meeting.

The procedural motion was not put to a vote.

- 8.84 Consideration of the following Items was deferred to the special meeting of City Council on June 11, 2007, as they remained on the Order Paper at the conclusion of this meeting of Council:

Item EX8.10 - New Municipal Code Chapter 19 - Business Improvement Areas
(Ward: All)

- Item CD4.6 - Toronto District School Board (TDSB) and City of Toronto - 2007 Letter of Understanding for the City's Use of TDSB Pools
- Item CD4.9 - Hot Weather Response Plan Update
- Item ED4.2 - Long-Term Employment Land
- Item GM4.9 - Request for Quotation No. 3912-06-5341 Indoor and Outdoor Running Track Repairs and Rejuvenation at the Toronto Track and Field Centre at York University (4700 Keele Street) (Ward: 8)
- Item PE4.1 - Parks Renaissance Strategy - Progress Report (Presentation) (Ward: All)
- Item EY5.26 - Sale of Vacant Land at 12 Kipping Avenue (Ward: 17)
- Item NY5.19 - Payment In-Lieu of Parking - Goodview Inventory Co. Ltd. - 1838-1844 Avenue Road (Ward: 16)
- Item NY5.35 - Final Report - Official Plan and Zoning By-law Amendment Applications - Wilson Avenue, between Keele Street and Bathurst Street (Ward: 9, 10)
- Item SC5.9 - 90 Cultra Square - Application to Remove a Private Tree (Ward: 43)
- Item TE5.50 - Proposed Bicycle Lanes on Eastern Avenue from Logan Avenue to Leslie Street (Ward: 30)
- Item CC8.1 - (May15, 2007) from the Lobbyist Register, headed "Office of the Lobbyist Registrar 2007 Operating Budget"

BILLS AND BY-LAWS

May 23, 2007 - 5:53 p.m.

Speaker Bussin in the Chair.

- 8.85 Councillor Davis 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. 577
(amended)

By-law No. 490-2007

To enact an Interim Control By-law for lands within the O'Connor/Bermondsey Employment District,

the vote on which was taken as follows:

Yes - 32 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

May 23, 2007 - 5:55 p.m.

Speaker Bussin in the Chair.

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

Bill No. 591	By-law No. 491-2007	To confirm the proceedings of the Council at its meeting held on the 23rd day of May, 2007,
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the vote on which was taken as follows:

Yes - 32 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Stintz, Vaughan, Walker
No - 0

Carried, without dissent.

May 24, 2007 - 9:03 p.m.

Speaker Bussin in the Chair.

- 8.87 Councillor Stintz 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. 592	By-law No. 492-2007	To confirm the proceedings of the Council at its meeting held on the 23rd and 24th days of May, 2007,
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the vote on which was taken as follows:

Yes - 27	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Perks, Rae
No - 2	
Councillors:	Ford, Stintz

Carried by a majority of 25.

May 25, 2007 - 4:23 p.m.

Speaker Bussin in the Chair.

- 8.88 Councillor Moscoe 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. 477	By-law No. 493-2007	To amend the former City of Scarborough Morningside Heights Community Zoning By-law, as amended, with respect to the dimensions of a parking space.
Bill No. 478 (amended)	By-law No. 494-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto, as amended, with respect to the dimensions of a parking space.
Bill No. 479	By-law No. 495-2007	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to the dimensions of a parking space.
Bill No. 480	By-law No. 496-2007	To amend the former City of York Zoning By-law No. 1-83, as amended, with respect to the dimensions of a parking space.
Bill No. 481	By-law No. 497-2007	To amend the former City of Etobicoke Zoning Code with respect

		to the dimensions of a parking space.
Bill No. 482	By-law No. 498-2007	To amend By-laws Nos. 1916 and 6752 for the former Borough of East York with respect to the dimensions of a parking space.
Bill No. 483	By-law No. 499-2007	To amend the former City of Scarborough Zoning By-law No. 8786, as amended, with respect to the dimensions of a parking space.
Bill No. 484	By-law No. 500-2007	To amend the former City of Scarborough Zoning By-law No. 8978, as amended, with respect to the dimensions of a parking space.
Bill No. 485	By-law No. 501-2007	To amend the former City of Scarborough Zoning By-law No. 9089, as amended, with respect to the dimensions of a parking space.
Bill No. 486	By-law No. 502-2007	To amend the former City of Scarborough Zoning By-law No. 9174, as amended, with respect to the dimensions of a parking space.
Bill No. 487	By-law No. 503-2007	To amend the former City of Scarborough Zoning By-law No. 9276, as amended, with respect to the dimensions of a parking space.
Bill No. 488	By-law No. 504-2007	To amend the former City of Scarborough Zoning By-law No. 9350, as amended, with respect to the dimensions of a parking space.
Bill No. 489	By-law No. 505-2007	To amend the former City of

		Scarborough Zoning By-law No. 9364, as amended, with respect to the dimensions of a parking space.
Bill No. 490	By-law No. 506-2007	To amend the former City of Scarborough Zoning By-law No. 9366, as amended, with respect to the dimensions of a parking space.
Bill No. 491	By-law No. 507-2007	To amend the former City of Scarborough Zoning By-law No. 9396, as amended, with respect to the dimensions of a parking space.
Bill No. 492	By-law No. 508-2007	To amend the former City of Scarborough Zoning By-law No. 9508, as amended, with respect to the dimensions of a parking space.
Bill No. 493	By-law No. 509-2007	To amend the former City of Scarborough Zoning By-law No. 9510, as amended, with respect to the dimensions of a parking space.
Bill No. 494	By-law No. 510-2007	To amend the former City of Scarborough Zoning By-law No. 9511, as amended, with respect to the dimensions of a parking space.
Bill No. 495	By-law No. 511-2007	To amend the former City of Scarborough Zoning By-law No. 9676, as amended, with respect to the dimensions of a parking space.
Bill No. 496	By-law No. 512-2007	To amend the former City of Scarborough Zoning By-law No. 9812, as amended, with respect to the dimensions of a parking

		space.
Bill No. 497	By-law No. 513-2007	To amend the former City of Scarborough Zoning By-law No. 10010, as amended, with respect to the dimensions of a parking space.
Bill No. 498	By-law No. 514-2007	To amend the former City of Scarborough Zoning By-law No. 10048, as amended, with respect to the dimensions of a parking space.
Bill No. 499	By-law No. 515-2007	To amend the former City of Scarborough Zoning By-law No. 10076, as amended, with respect to the dimensions of a parking space.
Bill No. 500	By-law No. 516-2007	To amend the former City of Scarborough Zoning By-law No. 10327, as amended, with respect to the dimensions of a parking space.
Bill No. 501	By-law No. 517-2007	To amend the former City of Scarborough Zoning By-law No. 10717, as amended, with respect to the dimensions of a parking space.
Bill No. 502	By-law No. 518-2007	To amend the former City of Scarborough Zoning By-law No. 10827, as amended, with respect to the dimensions of a parking space.
Bill No. 503	By-law No. 519-2007	To amend the former City of Scarborough Zoning By-law No. 11883, as amended, with respect to the dimensions of a parking space.
Bill No. 504	By-law No. 520-2007	To amend the former City of

		Scarborough Zoning By-law No. 12077, as amended, with respect to the dimensions of a parking space.
Bill No. 505	By-law No. 521-2007	To amend the former City of Scarborough Zoning By-law No. 12181, as amended, with respect to the dimensions of a parking space.
Bill No. 506	By-law No. 522-2007	To amend the former City of Scarborough Zoning By-law No. 12360, as amended, with respect to the dimensions of parking spaces.
Bill No. 507	By-law No. 523-2007	To amend the former City of Scarborough Zoning By-law No. 12466, as amended, with respect to the dimensions of a parking space.
Bill No. 508	By-law No. 524-2007	To amend the former City of Scarborough Zoning By-law No. 12797, as amended, with respect to the dimensions of a parking space.
Bill No. 509	By-law No. 525-2007	To amend the former City of Scarborough Zoning By-law No. 14402, as amended, with respect to the dimensions of a parking space.
Bill No. 510	By-law No. 526-2007	To amend the former City of Scarborough Zoning By-law No. 15907, as amended, with respect to the dimensions of a parking space.
Bill No. 511	By-law No. 527-2007	To amend the former City of Scarborough Zoning By-law No. 16762, as amended, with respect to the dimensions of a parking space.

Bill No. 512	By-law No. 528-2007	To amend the former City of Scarborough Zoning By-law No. 17677, as amended, with respect to the dimensions of a parking space.
Bill No. 513	By-law No. 529-2007	To amend the former City of Scarborough Zoning By-law No. 24982, as amended, with respect to the dimensions of a parking space.
Bill No. 514	By-law No. 530-2007	To amend City of Toronto Municipal Code Chapter 925, Permit Parking, regarding parking of motorcycles and scooters.
Bill No. 515	By-law No. 531-2007	To amend further By-law No. 23503 of the former City of Scarborough respecting the regulation of traffic on Toronto Roads.
Bill No. 516	By-law No. 532-2007	To amend City of Toronto Municipal Code Chapter 591, Noise, to reflect the prohibition of railway whistles at the Danforth Road Railway Crossing east of Corvette Avenue under the Railway Safety Act.
Bill No. 518	By-law No. 533-2007	To exempt lands municipally known as portions of 147 Brandon Avenue from Part Lot Control.
Bill No. 519	By-law No. 534-2007	To authorize the alteration of Howland Avenue, between Bridgman Avenue and Davenport Road, by the installation of three speed humps.
Bill No. 520	By-law No. 535-2007	To amend City of Toronto Municipal Code Chapter 903, Parking for Persons with Disabilities, respecting bus and

		delivery vehicle zones.
Bill No. 521	By-law No. 536-2007	To exempt lands municipally known as 82 Daniels Street from Part Lot Control.
Bill No. 522	By-law No. 537-2007	To authorize the alteration of Douro Street, west of Strachan Avenue for the purposes of narrowing Douro Street.
Bill No. 523	By-law No. 538-2007	To authorize the alteration of Queen's Park, south of Bloor Street West for the purposes of extending the bus lay-by fronting the Royal Ontario Museum.
Bill No. 524	By-law No. 539-2007	To authorize the alteration of the southeast corner of the intersection of Dundas Street East and George Street for the purposes of narrowing George Street.
Bill No. 525	By-law No. 540-2007	To amend the former City of Scarborough Zoning By-law No. 12077, as amended, with respect to the lands municipally known as the Centennial Community.
Bill No. 526	By-law No. 541-2007	To amend the former City of Scarborough Zoning By-law No. 10076, as amended, with respect to the lands municipally known as the Agincourt Community.
Bill No. 527	By-law No. 542-2007	To amend the former City of Scarborough Zoning By-law No. 8978, as amended, with respect to the lands municipally known as the Clairlea Community.
Bill No. 528	By-law No. 543-2007	To amend the former City of Scarborough Zoning By-law No. 9396, as amended, with respect

		to the lands municipally known as the Cliffcrest Community.
Bill No. 529	By-law No. 544-2007	To amend the former City of Scarborough Zoning By-law No. 9676, as amended, with respect to the lands municipally known as the Guildwood Community.
Bill No. 530	By-law No. 545-2007	To amend the former City of Scarborough Zoning By-law No. 10827, as amended, with respect to the lands municipally known as the Highland Creek Community.
Bill No. 531	By-law No. 546-2007	To amend the former City of Scarborough Zoning By-law No. 9089, as amended, with respect to the lands municipally known as the Ionview Community.
Bill No. 532	By-law No. 547-2007	To amend the former City of Scarborough Zoning By-law No. 9276, as amended, with respect to the lands municipally known as the Kennedy Park Community.
Bill No. 533	By-law No. 548-2007	To amend the former City of Scarborough Zoning By-law No. 12466, as amended, with respect to the lands municipally known as the L'Amoreaux Community.
Bill No. 534	By-law No. 549-2007	To amend the former City of Scarborough Zoning By-law No. 14402, as amended, with respect to the lands municipally known as the Malvern Community.
Bill No. 535	By-law No. 550-2007	To amend the former City of Scarborough Zoning By-law No. 12181, as amended, with respect to the lands municipally known as the Malvern West Community.

Bill No. 536	By-law No. 551-2007	To amend the former City of Scarborough Zoning By-law No. 9366, as amended, with respect to the lands municipally known as the Maryvale Community.
Bill No. 537	By-law No. 552-2007	To amend Zoning By-law No. 842-2004, as amended, with respect to the lands municipally known as the Midland/St. Clair Community.
Bill No. 538	By-law No. 553-2007	To amend the former City of Scarborough Zoning By-law No. 9364, as amended, with respect to the lands municipally known as the Cliffside Community.
Bill No. 539	By-law No. 554-2007	To amend the former City of Scarborough Zoning By-law No. 9508, as amended, with respect to the lands municipally known as the Dorset Park Community.
Bill No. 540	By-law No. 555-2007	To amend the former City of Scarborough Zoning By-law No. 10048, as amended, with respect to the lands municipally known as the Eglinton Community.
Bill No. 541	By-law No. 556-2007	To amend the former City of Scarborough Zoning By-law No. 17677, as amended, with respect to the lands municipally known as the Milliken Community.
Bill No. 542	By-law No. 557-2007	To amend the former City of Scarborough Zoning By-law No. 11883, as amended, with respect to the lands municipally known as the Morningside Community.
Bill No. 543	By-law No. 558-2007	To amend the former City of Scarborough Morningside Heights Community Zoning By-law (O.M.B

		Decision /Order No. 1834).
Bill No. 544	By-law No. 559-2007	To amend the former City of Scarborough Zoning By-law No. 9812, as amended, with respect to the lands municipally known as the Oakridge Community.
Bill No. 545	By-law No. 560-2007	To amend the former City of Scarborough Zoning By-law No. 15907, as amended, with respect to the lands municipally known as the Rouge Community.
Bill No. 546	By-law No. 561-2007	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982.
Bill No. 547	By-law No. 562-2007	To amend the former City of Scarborough Zoning By-law No. 10010, as amended, with respect to the lands municipally known as the Scarborough Village Community.
Bill No. 548	By-law No. 563-2007	To amend the former City of Scarborough Zoning By-law No. 16762, as amended, with respect to the lands municipally known as the Steeles Community.
Bill No. 549	By-law No. 564-2007	To amend the former City of Scarborough Zoning By-law No. 10717, as amended, with respect to the lands municipally known as the Sullivan Community.
Bill No. 550	By-law No. 565-2007	To amend the former City of Scarborough Zoning By-law No. 12360, as amended, with respect to the lands municipally known as the Tam O'Shanter Community.
Bill No. 551	By-law No. 566-2007	To amend Zoning By-law No. 950-2005, as amended, with

		respect to the lands municipally known as the Warden Woods Community.
Bill No. 552	By-law No. 567-2007	To amend the former City of Scarborough Zoning By-law No. 10327, as amended, with respect to the lands municipally known as the West Hill Community.
Bill No. 553	By-law No. 568-2007	To amend the former City of Scarborough Zoning By-law No. 9511, as amended, with respect to the lands municipally known as the Wexford Community.
Bill No. 554	By-law No. 569-2007	To amend the former City of Scarborough Zoning By-law No. 9510, as amended, with respect to the lands municipally known as the Woburn Community.
Bill No. 555	By-law No. 570-2007	To amend the former City of Scarborough Zoning By-law No. 9350, as amended, with respect to the lands municipally known as the Bendale Community.
Bill No. 556	By-law No. 571-2007	To amend the former City of Scarborough Zoning By-law No. 12797, as amended, with respect to the lands municipally known as the Agincourt North Community.
Bill No. 557	By-law No. 572-2007	To amend the former City of Scarborough Zoning By-law No. 8786, as amended, with respect to the lands municipally known as the Birchcliff Community.
Bill No. 558	By-law No. 573-2007	To amend the former City of Scarborough Zoning By-law No. 9174, as amended, with respect to the lands municipally known as the Birchmount Park Community.

Bill No. 559	By-law No. 574-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands known municipally as 99 Blue Jays Way.
Bill No. 560	By-law No. 575-2007	To amend Zoning By-law No. 895-2003, as amended, with respect to the lands known municipally as 1001 Queen Street West.
Bill No. 561	By-law No. 576-2007	To dedicate certain land east of Brimley Road for public highway purposes to form part of the public highway Progress Avenue.
Bill No. 562	By-law No. 577-2007	To dedicate certain land on the north side of Sheppard Avenue East, east of Yonge Street, for public highway purposes to form part of the public highway Sheppard Avenue East.
Bill No. 563	By-law No. 578-2007	To dedicate certain land for public highway purposes to form part of the public highway Harding Avenue.
Bill No. 564	By-law No. 579-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Kipling Avenue.
Bill No. 565	By-law No. 580-2007	To cancel property taxes and exempt from taxation land occupied by Sheena's Place at 87 Spadina Road.
Bill No. 566	By-law No. 581-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Symington Avenue.
Bill No. 567	By-law No. 582-2007	To permanently close a portion of

		the public highway Basin Street, west of Bouchette Street and a portion of the public highway Saulter Street South, extending northerly from Basin Street to Commissioners Street.
Bill No. 568	By-law No. 583-2007	To dedicate certain land south of Passmore Avenue for public highway purposes to form part of the public highway Dynamic Drive.
Bill No. 569	By-law No. 584-2007	To dedicate certain land for public lane purposes to form part of the public lane south of Montye Avenue, extending easterly from the public lane east of Jane Street, between Montye Avenue and Annette Street.
Bill No. 570	By-law No. 585-2007	To dedicate certain land on the east side of Selwyn Avenue, on the north side of St. Clair Avenue East, for public highway purposes to form part of the public highway Selwyn Avenue.
Bill No. 571	By-law No. 586-2007	To dedicate certain land on the south side of Steeles Avenue East, east of Middlefield Road, for public highway purposes to form part of the public highway Steeles Avenue East.
Bill No. 572	By-law No. 587-2007	To amend further By-law No. 23503 of the former City of Scarborough, respecting the regulation of traffic on Toronto Roads.
Bill No. 573	By-law No. 588-2007	To amend further By-law No. 23505 of the former City of Scarborough respecting the speed limits on Toronto Roads.

Bill No. 574	By-law No. 589-2007	To amend the General Zoning By-law No. 438-86, as amended, with respect to the lands municipally known as 19 River Street.
Bill No. 575	By-law No. 590-2007	To amend City of Toronto Municipal Code Chapter 217, Records, Corporate (City), to amend records series and to adopt new record retention schedules.
Bill No. 576	By-law No. 591-2007	To repeal provisions in the former municipalities' records retention by-laws to reflect the addition of new records series to the records retention schedule in City of Toronto Municipal Code Chapter 217, Records, Corporate (City).
Bill No. 578	By-law No. 592-2007	To amend Municipal Code Chapter 441, Fees and Charges, to adopt revised fees and charges for archives reproduction services.
Bill No. 582	By-law No. 593-2007	To amend further Metropolitan By-law No. 109-86, respecting maximum rates of speed on certain former Metropolitan Roads, regarding Lake Shore Boulevard West.
Bill No. 583	By-law No. 594-2007	To adopt Amendment No. 19 to the Official Plan of the City of Toronto respecting lands municipally known as 149 Front Street West and 7 Station Street.
Bill No. 584	By-law No. 595-2007	To amend the General Zoning By-law No. 438-86 and the Railway Lands East Area A Zoning By-law No. 168-93, each of the former City of Toronto, as amended, with respect to lands municipally known as 149 Front Street West and

7 Station Street.

Bill No. 585	By-law No. 596-2007	To amend City of Toronto Municipal Code Chapter 545, Licensing, respecting airport taxicabs and limousines.
Bill No. 587	By-law No. 597-2007	To amend Municipal Code Chapter 71, Financial Control, to revise Schedule A.
Bill No. 588	By-law No. 598-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the name change of Albion/Islington Business Improvement Area to Albion Islington Square Business Improvement Area.
Bill No. 589	By-law No. 599-2007	To adopt a new City of Toronto Municipal Code Chapter 886, Footpaths, Pedestrian Ways, Bicycle Paths and Bicycle Lanes.
Bill No. 590	By-law No. 600-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Christie Street at St. Clair Avenue West,

the vote on which was taken as follows:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Vaughan
No - 2	
Councillors:	Ford, Stintz

Carried by a majority of 31.

May 25, 2007 - 4:25 p.m.

Speaker Bussin in the Chair.

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

Bill No. 581	By-law No. 601-2007	To amend further By-law No. 3349-96 of the former City of York respecting pensions and other benefits and privileges,
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the vote on which was taken as follows:

Yes - 29	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Grimes, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 5	
Councillors:	Ford, Minnan-Wong, Parker, Shiner, Stintz

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

May 25, 2007 - 6:11 p.m.

Deputy Speaker Lindsay Luby in the Chair.

- 8.90 Deputy Mayor Pantalone 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. 593	By-law No. 602-2007	To confirm the proceedings of the Council at its meeting held on the 23rd, 24th and 25th days of May, 2007,
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the vote on which was taken as follows:

Yes - 21	
Mayor:	Miller

Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Filion, Fletcher, Grimes, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
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No - 9

Councillors:	Del Grande, Ford, Holyday, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Stintz
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Carried by a majority of 12.

May 25, 2007 - 6:20 p.m.

Deputy Speaker Lindsay Luby in the Chair.

- 8.91 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. 594	By-law No. 603-2007	To confirm the proceedings of the Council at its meeting held on the 23rd, 24th and 25th days of May, 2007.
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the vote on which was taken as follows:

Yes - 21	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Carroll, Cho, De Baeremaeker, Filion, Fletcher, Grimes, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Palacio, Parker, Perks, Perruzza, Rae, Vaughan

No - 4

Councillors:	Ford, Minnan-Wong, Nunziata, Stintz
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Carried by a majority of 17.

The following Bills were withdrawn:

Bill No. 517	To delegate authority to establish business improvement area boards of management to Community Councils.
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Bill No. 579	To adopt Amendment No. 1 to the Official Plan for the City of Toronto respecting certain lands along Wilson Avenue between Keele Street and Bathurst Street.
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Bill No. 580	To amend former City of North York Zoning By-law No. 7625, as
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amended, with respect to the lands along Wilson Avenue in the vicinity of Keele Street in the west and Bathurst Street in the east.

Bill No. 586 To amend Municipal Code Chapter 19, Business Improvement Areas, and to re-establish the current business improvement area boards of management as city boards under section 141 of the City of Toronto Act, 2006.

The City Clerk distributed a communication (May 23, 2007) forwarding the following communications to Members of Council:

- (May 18, 2007) from Christopher J. Tanzola, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 399 Adelaide Street West – Quad (King and Brant Inc.);
- (May 18, 2007) from Christopher J. Tanzola, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 33 Charles Street East – Children’s Aid Society of Toronto and 33 Charles Street East Inc.;
- (May 18, 2007) from Christopher J. Tanzola, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 38 40 Charles Street East; 35 Hayden Street – The Bloor Street Neighbourhood Inc.;
- (May 14, 2007) from Christopher J. Tanzola, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 430 King Street West – Great Gulf (King Street) Ltd.;
- (May 22, 2007) from Cynthia MacDougall, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Site Plan Application No. 06 145722 STE 20 SA, 21 Nelson Street – Simcoe Nelson Property Inc.;
- (May 22, 2007) from Christopher J. Tanzola, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 1120 Ossington Avenue – St. Clair West Affordable Housing (Ossington) Group Inc.;
- (May 22, 2007) from John A.R. Dawson, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendment, 2025, 2035, 2045 Sheppard Avenue East – Monarch Corporation;
- (May 7, 2007) from Roslyn Houser, Goodmans LLP, Barristers and Solicitors, regarding Request for Exemption from Proposed Parking Space Dimension

By-law, Great Gulf (St. Clair) Ltd., 262 and 264 St. Clair Avenue West and 288 Russell Hill Road, City of Toronto;

- (May 22, 2007) from John A.R. Dawson, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendments, 50, 60, 70 Town Centre Court, Former City of Scarborough, Monarch Corporation;
- (May 22, 2007) from John A.R. Dawson, McCarthy Tétrault LLP, Barristers and Solicitors, regarding Parking Space Dimensions Zoning Review, Zoning By-law Amendments, 100 Western Battery Road, Toronto – Monarch Corporation;
- (May 23, 2007) from Kimberly L. Beckman, Davies Howe Partners, regarding CF/Realty Holdings Inc. (“Cadillac Fairview”) Parking Space Dimensions By-law, Amendment to City of North York Zoning By-law No. 7625, as amended, Bill No. 479, City Council Meeting – May 23 and 24, 2007-05-23; and
- (May 23, 2007) from Adam J. Brown, Sherman Brown Dryer Karol, Barristers and Solicitors, regarding Introduction and Enactment of General Bills with respect to the dimensions of a parking space, and regarding Request for Notification any final decisions and/or approval of any by-laws by City Council regarding this matter.

OFFICIAL RECOGNITIONS

8.92 Presentations/Introductions/Announcements:

May 23, 2007

Speaker Bussin, during the morning session of the meeting, called upon Councillor Fletcher to recognize the efforts of Brenda Librecz, General Manager, Parks, Forestry and Recreation, and her staff from the Parks, Forestry and Recreation Division, who had received three awards during the recent Canada Blooms 2007 event. Councillor Fletcher acknowledged the talent and innovation of the Division’s staff, evident in their *City Within a Park* feature garden display, which took special honours.

Speaker Bussin, during the morning session of the meeting, introduced two groups of students from Loyola Catholic School, Mississauga, Ontario, present at the meeting.

Speaker Bussin, during the morning session of the meeting, introduced students from the Centre for Information and Community Services, Toronto, Ontario, present at the meeting.

May 24, 2007

Speaker Bussin, during the afternoon session of the meeting, introduced students from St. Domenic Catholic School in Lindsay, Ontario, present at the meeting.

8.93 **MOTIONS TO VARY ORDER OR WAIVE PROCEDURE**

May 24, 2007

Speaker Bussin in the Chair.

Councillor Walker, with the permission of the Speaker and having regard that the deadline for submission of Notices of Motions had passed, moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit circulation of a Motion without Notice relating to the Alteration of Lansdowne Avenue between College Street and Bloor Street West, the vote on which was taken as follows:

Yes - 14 Councillors:	Bussin, Del Grande, Ford, Grimes, Holyday, Jenkins, Kelly, Lee, Ootes, Palacio, Parker, Stintz, Vaughan, Walker
No - 17 Mayor: Councillors:	Miller Augimeri, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Hall, Heaps, Lindsay Luby, Mammoliti, Minnan-Wong, Moeser, Moscoe, Pantalone, Perks, Rae

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

Motion to Reconsider:

Councillor Nunziata, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the previous vote, which carried, two-thirds of Members having voted in the affirmative.

Vote to waive the necessary provisions of Chapter 27, Council Procedures, to permit circulation of a Motion without Notice by Councillor Walker:

Yes - 16 Councillors:	Bussin, Del Grande, Ford, Grimes, Holyday, Jenkins, Kelly, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Stintz, Vaughan, Walker
No - 14 Mayor: Councillors:	Miller Augimeri, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Hall, Heaps, Lindsay Luby, Mammoliti, Moscoe, Perks, Rae

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

Councillor Augimeri, at 9:00 p.m., moved that Council continue in session in order to allow consideration of 'Quick Items', which carried, two-thirds of Members having voted in the affirmative.

May 25, 2007

Deputy Speaker Lindsay Luby in the Chair.

Councillor Augimeri, at 6:13 p.m., moved that Council continue in session in order to allow consideration of 'Quick Items', the vote on which was taken as follows:

Yes - 20	
Mayor:	Miller
Councillors:	Ainslie, Augimeri, Carroll, Cho, De Baeremaeker, Filion, Fletcher, Grimes, Jenkins, Kelly, Lindsay Luby, McConnell, Moscoe, Nunziata, Palacio, Parker, Perks, Stintz, Vaughan
No - 7	
Councillors:	Davis, Del Grande, Ford, Minnan-Wong, Pantalone, Perruzza, Rae

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

8.94 **ATTENDANCE**

Councillor Carroll moved that the absence of Councillors Mihevc, Milczyn, Saundercook and Thompson from the regular meeting of Council on May 23, 24 and 25, 2007, be excused, which carried.

May 23, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 5:56 p.m.*
Miller	x	x
Ainslie	x	x
Ashton	x	x
Augimeri	x	x
Bussin	x	x
Carroll	x	x
Cho	x	x
Davis	x	x

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May 23, 2007	9:40 a.m. to 12:30 p.m.*	2:10 p.m. to 5:56 p.m.*
De Baeremaeker	x	x
Del Grande	x	x
Di Giorgio	x	x
Feldman	x	x
Filion	x	x
Fletcher	x	x
Ford	x	x
Giambrone	-	-
Grimes	x	x
Hall	x	x
Heaps	x	x
Holyday	x	x
Jenkins	x	x
Kelly	x	x
Lee	x	x
Lindsay Luby	x	x
Mammoliti	x	x
McConnell	x	x
Mihevc	-	-
Milczyn	-	-
Minnan-Wong	x	x
Moeser	x	x
Moscoe	x	x
Nunziata	x	x
Ootes	x	x
Palacio	x	x
Pantalone	-	x
Parker	x	x
Perks	x	x
Perruzza	-	-
Rae	x	x

Minutes of the Council of the City of Toronto
 May 23, 24 and 25, 2007

May 24, 2007	9:40 a.m. to 10:05 a.m.*	Ctte. of the Whole in closed session 10:10 a.m.	11:53 a.m. to 12:30 p.m.	2:10 p.m. to 6:30 p.m.	Roll Call 3:07 p.m.	Roll Call 3:16 p.m.	Roll Call 3:32 p.m.
Holyday	x	x	x	x	x	x	x
Jenkins	x	x	x	x	x	x	x
Kelly	x	x	x	x	-	x	x
Lee	x	x	x	x	x	x	x
Lindsay Luby	x	x	x	x	x	-	x
Mammoliti	x	x	x	x	-	-	-
McConnell	x	x	x	x	x	x	x
Mihevc	-	-	-	-	-	-	-
Milczyn	-	-	-	-	-	-	-
Minnan-Wong	x	x	x	x	-	-	-
Moeser	x	x	x	x	x	x	x
Moscoe	x	x	x	x	-	-	-
Nunziata	x	x	x	x	x	x	x
Ootes	x	x	x	x	x	x	x
Palacio	x	x	x	x	x	x	x
Pantalone	x	x	x	x	-	-	x
Parker	x	x	x	x	-	x	-
Perks	x	x	x	x	x	x	x
Perruzza	-	-	-	-	-	-	-
Rae	x	x	x	x	x	x	x
Saundercook	-	-	-	-	-	-	-
Shiner	-	-	-	x	-	-	-
Stintz	x	x	x	x	x	x	x
Thompson	-	-	-	-	-	-	-
Vaughan	x	x	x	x	x	x	-
Walker	x	x	x	x	-	x	x
Total	35	36	38	40	23	26	26

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

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

May 24, 2007	7:10 p.m. to 7:14 p.m.*	Ctte. of the Whole in Closed session 7:18 p.m.	8:59 p.m. to 9:03 p.m.*
Miller	-	-	-
Ainslie	-	x	x
Ashton	x	x	x
Augimeri	x	x	x
Bussin	x	x	x
Carroll	x	x	x
Cho	x	x	x
Davis	x	x	x
De Baeremaeker	-	x	x
Del Grande	x	x	x
Di Giorgio	-	-	-
Feldman	x	x	x
Filion	x	x	x
Fletcher	x	x	-
Ford	x	x	x
Giambrone	x	x	x
Grimes	-	-	-
Hall	x	x	x
Heaps	x	x	x
Holyday	x	x	x
Jenkins	x	x	x
Kelly	x	x	x
Lee	x	x	x
Lindsay Luby	x	x	x
Mammoliti	x	-	-
McConnell	x	x	x
Mihevc	-	-	-
Milczyn	-	-	-
Minnan-Wong	x	x	x
Moeser	x	x	x

Minutes of the Council of the City of Toronto
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May 24, 2007	7:10 p.m. to 7:14 p.m.*	Ctte. of the Whole in Closed session 7:18 p.m.	8:59 p.m. to 9:03 p.m.*
Moscoe	x	x	x
Nunziata	x	x	x
Ootes	x	x	x
Palacio	x	x	x
Pantalone	-	-	-
Parker	x	x	x
Perks	x	x	x
Perruzza	-	-	-
Rae	-	x	x
Saundercook	-	-	-
Shiner	-	-	-
Stintz	-	x	x
Thompson	-	-	-
Vaughan	-	x	-
Walker	-	-	-
Total	29	33	31

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

May 25, 2007	9:42 a.m. to 12:26 p.m.*	Roll Call 12:24 p.m.	2:14 p.m. to 6:21 p.m.*
Miller	-	-	x
Ainslie	x	-	x
Ashton	x	-	x
Augimeri	x	x	x
Bussin	x	x	x
Carroll	x	x	x
Cho	x	x	x
Davis	x	x	x
De Baeremaeker	x	-	x
Del Grande	x	x	x
Di Giorgio	x	-	-

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

May 25, 2007	9:42 a.m. to 12:26 p.m.*	Roll Call 12:24 p.m.	2:14 p.m. to 6:21 p.m.*
Feldman	x	-	x
Filion	x	x	x
Fletcher	x	x	x
Ford	x	x	x
Giambrone	x	-	x
Grimes	x	-	x
Hall	-	x	-
Heaps	x	x	x
Holyday	x	x	x
Jenkins	x	x	x
Kelly	x	x	x
Lee	x	x	x
Lindsay Luby	x	x	x
Mammoliti	x	x	x
McConnell	x	x	x
Mihevc	-	-	-
Milczyn	-	-	-
Minnan-Wong	x	-	x
Moeser	x	x	x
Moscoe	x	x	x
Nunziata	x	x	x
Ootes	x	-	x
Palacio	x	x	x
Pantalone	x	-	x
Parker	-	x	x
Perks	x	x	x
Perruzza	x	-	x
Rae	x	-	x
Saundercook	-	-	-
Shiner	x	-	x
Stintz	x	-	x

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

May 25, 2007	9:42 a.m. to 12:26 p.m.*	Roll Call 12:24 p.m.	2:14 p.m. to 6:21 p.m.*
Thompson	-	-	-
Vaughan	x	-	x
Walker	x	-	-
Total	38	24	38

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

Council adjourned on May 25, 2007, at 6:21 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 – May 23, 24 and 25, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M48	Sign Variance - 41 Fraser Avenue	\$0	\$0	Consider
M49	Recycling Program For Compact Fluorescent Light Bulbs	up to \$530,000 gross & net	\$0	<p>Currently there is \$20,000 allocated in the 2007 operating budget for proper handling of compact fluorescent lamps (CFL). However, if the City aggressively promotes proper CFL handling, it will need an additional \$30,000 per year in the 2007 operating budget and future years.</p> <p>It would cost approximately \$500,000 of additional operating funds in 2007 to provide a public awareness plan. There is no funding allocated in the 2007 Budget for this expenditure.</p> <p>Refer to Public Works and Infrastructure Committee for consideration.</p>
M50	Liquor Licence Revocation Hearing - 853A Bloor Street West, West Side Bar BQ Restaurant	\$0	\$0	Consider
M51	MP Judy Sgro – Street Naming	\$500 gross & net	\$0	<p>The developer has installed the street signs within the new subdivision, therefore, if there is a need to change, the operating budget impact will be approximately \$500 for 4 replacement street signs. There is no funding allocated in the 2007 Budget for this expenditure.</p> <p>Consider</p>
M52	Provincial Property Tax Pass-Through for Recreational Leases in Hydro Corridor	\$0	\$0	Consider.

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
	Lands			
M53	468-470 Dupont Street – OMB Appeal	\$0	\$0	Consider.
M54	Liquor Licence Application - 30 Beverly Hills Drive, Units 1-7, 30 Fusion Lounge	\$0	\$0	Consider.
M55	Change of Name – Albion/Islington BIA	\$0	\$0	Consider.
M56	Resolution of Private Drainage Problems in Common Parking Area Serving Waverley Road, Norway Avenue and Kenilworth Avenue Residents on an Equal Cost Sharing Basis	\$7,500	\$0	City's share (50% or \$7,500) to construct and install new service connections. Funds are available in the 2007 Operating Budget Consider.
M57	PRIDE Toronto Grant	\$105,000	\$0	The grant funding for Toronto's Pride Week festival has been allocated within the Major Cultural Organizations Grants Program in the 2007 Approved Budget for Community Partnership and Investment Program. Consider.
M58	O'Connor Business Area – Proposed Interim Control By-Law	\$0	\$0	Consider.
M59	Motion to Defer Removal of the Airport Exemption	\$0	\$0	The deferral of this exemption will have no financial impact. However, once this exemption comes into effect, costs which are TBD will be required for enforcement of this by-law. Consider.
M60	Exemption From Proposed Zoning By-law Changes Under the Parking Space Dimension Zoning Review – 262-264 St. Clair Avenue West and 288 Russell Hill Road	\$0	\$0	Consider.

Minutes of the Council of the City of Toronto
May 23, 24 and 25, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
	(Great Gulf Lands) – St. Paul’s (Ward 22)			
M61	Recognition of Major International Significant Event - FIFA Under-20 World Cup Canada 2007, Sunday, July 1, 2007, to Sunday, July 22, 2007, Exhibition Place, Toronto	\$0	\$0	Consider.
M62	Introduction of Toronto Football Club (Toronto FC)	\$0	\$0	Consider.
M63	Ontario Municipal Board Hearing - 2A-2H Spadina Avenue; 1-17 Fort York Boulevard and 3-31 Brunel Court			Confidential. See confidential report attached.

FISCAL IMPACT STATEMENT 1 [NOTICE OF MOTION M49]

(See Minute 8.65)

Financial Implications:

Operating

Current year impacts: up to \$530,000 gross & net Future year impact _____ (net)

Following year
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input checked="" type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other - S. 37 funds

Budget adjustments: \$ gross, \$ net

Operating Impact:

Program costs: \$ _____ (net) 2007, + annualization of \$ _____ in 2008

Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion – M49:

Recommendation #1 – There are no Financial Implications (However It can be noted, that there is currently \$20,000 in the 2007 operating budget allocated for proper handling of compact fluorescent lamps (CFL), and in particular mercury switches. Also, preliminary estimates indicate that if the city aggressively promotes proper CFL handling, Solid Waste Management will need an additional \$30,000 per year in the 2007 operating budget and future years.)

Recommendation #2 – It would cost approximately \$500,000 of additional operating funds in 2007 to provide a public awareness plan to communicate to the public on the proper disposal of compact fluorescent lamps, traditional fluorescent bulbs, and incandescent bulbs. There is no funding allocated in the 2007 Budget for this \$500,000 expenditure.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: May 23, 2007

**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M51]
(See Minute 8.67)**

Financial Implications:

Operating

Current year impacts: \$500 gross & 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 - S. 37 funds

Budget adjustments: \$ gross, \$ (net)

Operating Impact:

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

Impacts/Other Comments:

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

Notice of Motion – M51 – The developer has already installed the street signs within the new subdivision. Therefore, if there is a need to change the signs, the operating budget impact will be approximately \$500 for 4 replacement street signs. There is no funding allocated in the 2007 Budget for this \$500 expenditure.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: May 23, 2007

**FISCAL IMPACT STATEMENT 3 [MOTION WITHOUT NOTICE M56]
 (See Minute 8.72)**

Financial Implications:

Operating

Current year impacts: \$ 7,500 (net) Future year impacts: \$ _____ (net)

Following year
 Future years

Funding sources (specify):

<input checked="" type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

<input type="checkbox"/> Accommodation within approved capital budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Debt
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other

Budget adjustments: \$ _____ (net)

Operating Impact:

Program costs: \$ _____ (net)

Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Motion Without Notice – M56 – City’s share (50% or \$7,500) to construct and install new service connections. Funds are available in the 2007 Operating Budget.

- Consider Refer to Standing Committee

Submitted by: _____
 Deputy City Manager & Chief Financial Officer

Date: May 23, 2007

FISCAL IMPACT STATEMENT 4 [MOTION WITHOUT NOTICE M57]

(See Minute 8.73)

Financial Implications:

<input checked="" type="checkbox"/> Operating	
<input checked="" type="checkbox"/> Current year impacts: \$ <u>105,000</u> (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input checked="" type="checkbox"/> Funding sources (specify):	
<input checked="" 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):

Motion Without Notice - M57 – The grant funding for Toronto’s Pride Week festival has been allocated within the Major Cultural Organizations Grants Program in the 2007 Approved Budget for Community Partnership and Investment Program.

- Consider
- Refer to Standing Committee

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: May 23, 2007