

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

**WEDNESDAY, SEPTEMBER 26, 2007 AND
THURSDAY, SEPTEMBER 27, 2007**

CALL TO ORDER - 9:40 a.m.

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

The meeting opened with *O Canada*.

- 12.2 **MOMENT OF SILENCE (Condolence Motions)**

September 26, 2007

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

Jiries Nasr
Dennis Rider
Patricia Evelyn Bellamy

September 27, 2007

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

Richard Bradshaw

- 12.3 **CONFIRMATION OF MINUTES**

Councillor Carroll moved that the Council Minutes for the regular meeting held on July 16, 17, 18 and 19, 2007 be confirmed in the form supplied to the Members, which carried.

**12.4 INTRODUCTION OF REPORTS BY COMMITTEE CHAIRS AND
INTRODUCTION OF NEW BUSINESS ITEM**

Mayor Miller presented the Report from Meeting 11 of the Executive Committee for consideration.

Councillor Davis presented the Report from Meeting 9 of the Civic Appointments Committee for consideration.

Councillor Mihevc presented the Report from Meeting 8 of the Community Development and Recreation Committee for consideration.

Councillor Rae presented the Report from Meeting 7 of the Economic Development Committee for consideration.

Councillor Lindsay Luby presented the Report from Meeting 7 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 7 of the Licensing and Standards Committee for consideration.

Councillor Fletcher presented the Report from Meeting 7 of the Parks and Environment Committee for consideration.

Councillor Kelly presented the Report from Meeting 8 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 8 of the Public Works and Infrastructure Committee for consideration.

Deputy Mayor Pantalone presented the Report from Meeting 6 of the Striking Committee for consideration.

Councillor Nunziata presented the Report from Meeting 9 of the Etobicoke York Community Council for consideration.

Councillor Augimeri presented the Report from Meeting 8 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 8 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 8 of the Toronto and East York Community Council for consideration.

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

Vote:

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

12.5 **DECLARATIONS OF INTEREST**

Councillor Ainslie declared an interest in Notice of Motion M128, headed “One-time Waiving of Tipping Fees for Branch 258 of Royal Canadian Legion Ontario Command”, in that he is a member of the subject Royal Canadian Legion.

Councillor Giambrone declared an interest in Toronto and East York Community Council Item TE8.4, headed “Final Report - Official Plan and Zoning By-law Amendment Applications – 701-703 Dovercourt Road and Intention to Designate - 703 Dovercourt Road (Centennial Japanese Church)”, in that his parents live across the street from the subject property.

Councillor Jenkins declared an interest in the following Items:

- Government Management Committee Item GM7.9, headed “Information Technology Maintenance Contracts Renewal”, in that he is a retired employee in receipt of a pension from IBM Canada Ltd.; and
- Government Management Committee Item GM7.12, headed “3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results”, in that he is associated with an organization referred to in confidential Attachment 1.

Councillor Moscoe declared an interest the following Items, in that in that his daughter is an Early Childhood Education student employed by the Children Services Division.

- Executive Committee Item EX11.10, headed “2007 Additional Best Start Funding and New Funding for Aboriginal Child Care”; and
- Community Development and Recreation Committee Item CD8.5, headed “Best Start Community Plan”.

Councillor Perks declared an interest in Toronto and East York Community Council Item TE8.114, headed “Proposed Amendments to Parking Regulations - Dundas Street West, between Dovercourt Road and Sterling Road”, in that he lives in the subject area.

Councillor Shiner declared an interest in Motion without Notice M140, headed “499 King

Street West – Alcohol and Gaming Commission Matter”, in that his family owns property in the immediate area.

12.6 PETITIONS

September 26, 2007

Speaker Bussin in the Chair.

1. Councillor Augimeri submitted a petition containing the names of approximately 550 individuals regarding the Downsview Park Development Proposal.
2. Councillor Thompson submitted the following:
 - i. a petition containing the names of approximately 154 individuals regarding the Monday closures of the City’s community Centres, and in particular the Birkdale Community Centre; and
 - ii. a petition containing the names of approximately 130 individuals regarding the operation of outdoor ice rinks.

The above petitions were received for information.

12.7 REVIEW OF THE ORDER PAPER

September 26, 2007

Speaker Bussin in the Chair.

Rulings by Speaker:

1. Speaker Bussin ruled Etobicoke York Community Council Item EY9.79, headed “Cost Containment Measures”, out of order because it relates to the 2007 Operating Budget and consideration of budget matters is within the mandate of the Executive Committee and Budget Committee. She advised Council that this Item would be referred to the Executive Committee.
2. Speaker Bussin ruled North York Community Council Item NY8.62, headed “Service Level Adjustments In North York Community Council Area”, out of order because the Community Council recommendations have City-wide financial implications that are in the jurisdiction of the Executive Committee and Budget Committee. She advised Council that this Item would be referred to the Executive Committee.

Councillor Walker challenged the rulings of the Speaker:

Vote to Uphold Rulings of Speaker:

Yes - 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 17	
Councillors:	Ainslie, Del Grande, Ford, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker

Carried by a majority of 10.

Disposition:

Etobicoke York Community Council Item EY9.79 and North York Community Council Item NY8.62 were ruled out of order and subsequently referred to the Executive Committee for consideration.

Ruling by Speaker:

3. Speaker Bussin ruled North York Community Council Item NY8.60, headed "Billboard Signs", out of order because Sign By-law policy is within the mandate of the Licensing and Standards Committee. Further, the North York Community Council has asked for an investigation and report on certain signs, some of which are located in the Etobicoke York district. A Community Council can only consider local matters with its own geographic area.

Speaker Bussin advised that Recommendation 1 as it relates to signs located in the Etobicoke York district, would be referred to the Etobicoke York Community Council, and that Recommendations 1b, 1c, 2 and 3 would be referred to the Licensing and Standards Committee.

The remaining portion of Recommendation 1 related to signs in the North York district was before Council for consideration.

Procedural Motions:

Speaker Bussin proposed that Council confirm the September 26, 2007 Order Paper.

1. Councillor Holyday moved that Council consider Etobicoke York Community Council Item EY9.71, headed "6 Lloyd Avenue - Official Plan Amendment and

Rezoning Application - Status and Directions Report”, at 9:30 a.m. on Thursday, September 27, 2007.

2. Councillor Walker moved that Council consider the following Items together:
- Notice of Motion M119, headed “Special Meeting of Council to Discuss 2007 Operating Budget Cutbacks”; and
 - Motion without Notice M136, headed “Reinstatement of Monday Programming in City Community Centres”.

Procedural Votes:

Motion 1 by Councillor Holyday carried.

Adoption of motion 2 by Councillor Walker:

Yes - 20 Councillors:	Ainslie, Ashton, Del Grande, Feldman, Ford, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 24 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae

Lost by a majority of 4.

Council adopted the September 26, 2007 Order Paper, as amended, and all other Items not held on consent.

September 27, 2007

Speaker Bussin in the Chair.

Procedural Motion:

Speaker Bussin proposed that Council confirm the September 27, 2007 Order Paper.

Council adopted the September 27, 2007 Order Paper, without amendment.

CONSIDERATION OF REPORTS

12.8 EXECUTIVE COMMITTEE MEETING 11

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.

September 26, 2007

Held for consideration Minute 12.9	EX11.2	Strategic Plan for Toronto's Screen-based Industry (Ward: All)
Adopted by consent	EX11.3	Complaint Pursuant to Section 20 of the Development Charges Act, 1997 – 200 Lonsdale Road (Ward: All)
Adopted by consent	EX11.4	Status of Capital Funding and Implementation Progress Kipling/Islington Redevelopment Initiative (Ward: 5)
Adopted by consent	EX11.5	Relationship Framework for City Board-Operated Arenas (Ward: 11, 16, 18, 20, 26, 27, 32)
Held for consideration Minute 12.10	EX11.8	Appointment of the City of Toronto Representatives to the CTC Source Protection Committee (Ward: All)
Adopted by consent	EX11.9	2007 - 2008 Status Report and Update of the City of Toronto Accessibility Plan (Ward: All)
Adopted by consent	EX11.10	2007 Additional Best Start Funding and New Funding for Aboriginal Child Care (Ward: All)
Adopted by consent	EX11.11	Board Composition and Recruitment Process for Ted Reeve Arena (Ward: 32)
Held for consideration Minute 12.11	EX11.12	Recipients - 2007 Access Equity and Human Rights Awards (Ward: All)
Held for consideration Minute 12.12	EX11.13	2007 Heads and Beds Levy on Institutions (Ward: All)
Adopted by consent	EX11.15	Capital Variance Report (for the Four Months Ended April 30, 2007) (Ward: All)
Held for consideration Minute 12.13	EX11.16	Green Roof Feasibility Report Roofing Rehabilitation Program
Adopted by consent	EX11.17	Toronto Public Health 2007 Operating Budget Adjustments (Ward: All)

Held for consideration Minute 12.14	EX11.31	Transitional City Funding for the Toronto Economic Development Corporation (TEDCO) (Ward: All)
Held for consideration Minute 12.15	EX11.32	Establishment of a Reserve Account for Parks Improvements North Rosedale Ratepayer's Association North Rosedale Community (Ward: 27)
Adopted by consent	EX11.33	Design and Development of June Callwood Park (Ward: 19)

Consideration of Items - Executive Committee Meeting 11

12.9 Strategic Plan for Toronto's Screen-based Industry

EX11.2	NO AMENDMENT			Ward: All
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September 26, 2007

Speaker Bussin in the Chair.

Motion:

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

The Acting Film Commissioner be requested to:

- a. meet with representatives from Canadians Concerned about Media Violence in Entertainment (c.cave) and report to the Executive Committee as to what Legislation is in place in other jurisdictions; and
- b. report to the Executive Committee as to what specifically can be done within the 2007 budget and what are the anticipated costs which will be requested through the 2008 Operating Budget process.

Deputy Speaker Lindsay Luby in the Chair.

Votes:

Adoption of Part a of motion 1 by Councillor Thompson:

Yes - 12	Councillors: Augimeri, Cho, De Baeremaeker, Del Grande, Grimes, Holyday, Jenkins, Lee, Lindsay Luby, Nunziata, Perruzza, Thompson
No - 21	Miller

Mayor:	
Councillors:	Ashton, Carroll, Davis, Di Giorgio, Feldman, Filion, Hall, Heaps, Kelly, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Parker, Perks, Rae, Shiner, Vaughan

Lost by a majority of 9.

Due to the above decision of Council, Deputy Speaker Lindsay Luby declared Part b of motion 1 by Councillor Thompson redundant.

Adoption of the Item, without amendment:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Carroll, Cho, Davis, Del Grande, Di Giorgio, Feldman, Filion, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Shiner, Thompson, Vaughan
No - 0	

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. Council endorse the Strategic Plan for Toronto's Screen-based Industry and direct staff and the Toronto Film Board to develop and implement a plan to advance the recommendations contained in the Strategy.
2. The Toronto Film Board be requested to develop specific initiatives to assist the domestic film industry in support of the recommendations in the report.
3. The Toronto Film Board be requested to pursue all options for the retention of all classes of studio space and include an overview of other Cities' initiatives in maintaining industry and stable studio infrastructure.
4. The Acting Film Commissioner and the Deputy City Manager and Chief Financial Officer be requested to report to the Executive Committee on the financial tools that are available to the City of Toronto under the City of Toronto Act to further support the creation of a Centre of Excellence for Toronto; and also report on any other communities or cities that use economic incentives to encourage the film industry.

Background Information

Strategic Plan for Toronto's Screen-based Industry

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6146.pdf>**12.10 Appointment of the City of Toronto Representatives to the CTC Source Protection Committee**

EX11.8	NO AMENDMENT			Ward: All
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The Deputy City Manager responsible for Toronto Water, in consultation with the General Manager of Toronto Water, designate Toronto's two representatives on the CTC Source Protection Committee.
2. The City Clerk forward the names of the two City of Toronto representatives to the Toronto and Region Source Protection Authority prior to October 23, 2007.

Background Information

Appointment of the City of Toronto Representative to the CTC Source Protection Committee

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6186.pdf>**12.11 Recipients - 2007 Access Equity and Human Rights Awards**

EX11.12	AMENDED			Ward: All
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September 26, 2007

Speaker Bussin in the Chair.

Motion:

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

That Council adopt the following recommendation contained in the communication (September 20, 2007) from the Constance E. Hamilton Award Selection Committee:

That Toronto City Council confirm the selections made by the Constance E. Hamilton Award Selection Committee comprised of the Women Members of Council that June Larkin, Helen Liu and Beverley Wybrow be the recipients of the 2007 Constance E. Hamilton Award.

Votes:

Motion 1 by Councillor McConnell carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council extend congratulations to the following persons and organizations who have been selected as recipients of the City of Toronto Access Equity and Human Rights Awards:

Aboriginal Affairs Award:

Vern Harper

Access Award:

Parkdale Activity and Recreation Centre (PARC)

Pride Award:

Central Toronto Youth Services – The Pride and Prejudice Program

Deb Parent

Rupert Raj

William P. Hubbard Award:

Afua Cooper

Anne Gloger

Kevin Lee

2. Toronto City Council confirm the selections made by the Constance E. Hamilton Award Selection Committee comprised of the Women Members of Council that June Larkin, Helen Liu and Beverley Wybrow be the recipients of the 2007 Constance E. Hamilton Award.

Background Information

Recipients - 2007 Access Equity and Human Rights Awards
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6169.pdf>)

Additional Background Information (City Council)

- Communication (September 20, 2007) from Councillor Pam McConnell, on behalf of the Constance E. Hamilton Award Selection Committee ([EX11.12a](#))

12.12 2007 Heads and Beds Levy on Institutions

EX11.13	AMENDED			Ward: All
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motions:

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

Council direct the City Solicitor to:
 - a. review the recent Montreal Federal Court decision that would require Crown Corporations to have regard to property taxes in the payment of PILTS (payment in lieu of taxes) and consider its implications for provincial PILTS like the 'Heads and Beds' tax and report to the Executive Committee; and
 - b. consider the feasibility of a Court challenge to Section 15 of Ontario Regulation 112/07 made under the City of Toronto Act, 2006, based on the Montreal Federal Court decision.

2. Councillor Minnan-Wong moved that the Item be amended by adding the following:
 1. City Council re-allocate \$160,000.00 of the surplus revenue from the 2007 PILT Heads and Beds levy to fund the opening of approximately 40 artificial ice rinks across the City.
 2. City Council re-allocate \$400,000.00 of the surplus revenue from the 2007 PILT Heads and Beds levy to fund the re-opening of libraries on Sundays across the City.

Ruling by Deputy Speaker:

Deputy Speaker Lindsay Luby ruled motion 2 by Councillor Minnan-Wong out of order as it is beyond the scope of the Item under consideration.

Councillor Minnan-Wong challenged the ruling of the Deputy Speaker.

Vote to Uphold Ruling of Deputy Speaker:

Yes - 21 Mayor: Miller Councillors: Carroll, Cho, Davis, De Baeremaeker, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 15 Councillors: Ashton, Augimeri, Del Grande, Di Giorgio, Feldman, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Parker, Shiner, Thompson, Walker

Carried by a majority of 6.

Votes:

Adoption of motion 1 by Councillor Moscoe:

Yes - 29 Mayor: Miller Councillors: Augimeri, Carroll, Cho, Davis, Del Grande, Di Giorgio, Feldman, Fletcher, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Perruzza, Rae, Shiner, Stintz, Vaughan
No - 4 Councillors: Holyday, Parker, Thompson, Walker

Carried by a majority of 25.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council authorize the levy and collection of taxes for the 2007 taxation year on hospitals, colleges and universities and correctional facilities as authorized by

Section 285 of the City of Toronto Act, 2006.

2. The maximum prescribed amount of \$75 be applied per provincially rated hospital bed, full time student, or resident place.
3. Authority be granted for the introduction of the necessary bills in Council to levy taxes for the 2007 taxation year on hospitals, colleges and universities and correctional facilities.
4. Council direct the City Solicitor to:
 - a. review the recent Montreal Federal Court decision that would require Crown Corporations to have regard to property taxes in the payment of PILTS (payment in lieu of taxes) and consider its implications for provincial PILTS like the 'Heads and Beds' tax and report to the Executive Committee; and
 - b. consider the feasibility of a Court challenge to Section 15 of Ontario Regulation 112/07 made under the City of Toronto Act, 2006, based on the Montreal Federal Court decision.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

2007 Heads and Beds Levy on Institutions

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6170.pdf>

12.13 **Green Roof Feasibility Report Roofing Rehabilitation Program**

EX11.16	AMENDED		
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motions:

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

City Council direct Deputy City Manager Richard Butts to investigate other suitable Green Roof sites City-wide and report on the findings to the Executive Committee by January 15, 2008.

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

The Toronto Transit Commission be requested to explore all partnerships for the green roof pilot project, including the Federal Government, the Provincial Government and the private sector, and report back to City Council, through the Budget Committee and the Executive Committee, as part of the 2008-2012 Capital budget process.

Votes:

Motion 1 by Councillor Walker carried.

Motion 2 by Councillor Moeser carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the staff recommendation to implement a green roof pilot project at the existing Victoria Park Subway Station, new Victoria Park Canopy, and the existing Wilson Carhouse (cool roof).
2. City Council authorize staff to seek approval of additional funds of \$3,200,000.00 (\$2,700,000.00 for Project 3.1 Finishes, Roofing Rehabilitation Program and \$500,000.00 for Project 3.9 Buildings and Structures Projects, Victoria Park Bus Terminal Replacement) in order to implement the green roof pilot project at the above locations as part of the 2008-2012 Capital Program, subject to City approval of the project and additional funding.
3. City Council consider funding the project through the Green Municipal Funding Program.
4. The Toronto Transit Commission be requested to explore all partnerships for the green roof pilot project, including the Federal Government, the Provincial Government and the private sector, and report back to City Council, through the Budget Committee and the Executive Committee, as part of the 2008-2012 Capital budget process.
5. City Council direct Deputy City Manager Richard Butts to investigate other suitable Green Roof sites City-wide and report on the findings to the Executive Committee by January 15, 2008.

Background Information

Green Roof Feasibility Report Roofing Rehabilitation Program
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6190.pdf>
 Communication from Toronto Transit Commission
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6191.pdf>
 Attach - Toronto Transit Committee Report 1
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6192.pdf>

12.14 Transitional City Funding for the Toronto Economic Development Corporation (TEDCO)

EX11.31	NO AMENDMENT			Ward: All
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Confidential Attachment - The security of the property of the municipality or local board

September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. TEDCO's existing responsibility for funding the \$3 million annual operating payment to the Toronto Port Authority be transferred to the City beginning in 2008.
2. TEDCO be directed not to undertake any initiatives other than those presented on its existing 5-year plan until after the City Manager has reported to Council on the governance review of the City's economic development activities.

Confidential Attachment 1 to the report (August 28, 2007) from the Deputy City Manager and Chief Financial Officer, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board.

Background Information

Transitional City Funding for the Toronto Economic Development Corporation (TEDCO)
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6284.pdf>

12.15 **Establishment of a Reserve Account for Parks Improvements North
Rosedale Ratepayer's Association North Rosedale Community**

EX11.32	NO AMENDMENT			Ward: 27
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

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

The General Manager of Parks, Forestry and Recreation be requested to report through the 2008 Budget process, or at an appropriate time, on any Divisions' Capital or Operating funding that can be reallocated as a result of the fund raising undertaken by the North Rosedale Ratepayers Association.

Ruling by Deputy Speaker:

Deputy Speaker Lindsay Luby ruled motion 1 by Councillor Davis out of order as it is beyond the scope of the Item under consideration.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The Deputy City Manager and Chief Financial Officer be authorized to establish an obligatory reserve fund called the "North Rosedale Reserve Fund" for receiving cash donations toward enhancements of parks and publicly-owned and accessible ravines within the North Rosedale community, and for operating Parks, Forestry and Recreation programs within the North Rosedale community.
2. Municipal Code, Chapter 227 [Reserves and Reserve Funds] be amended by adding the "North Rosedale Reserve Fund" to Schedule 9 – Donations Reserve Fund.
3. All donations received by the North Rosedale Ratepayers' Association and by the City for the North Rosedale Reserve Fund be held separately in the North Rosedale Reserve Fund designated for this purpose, and receipts for income tax purposes be issued by the City of Toronto to donors for eligible donations in accordance with the Income Tax Act and City policy in this regard.

4. Authority be granted to Parks, Forestry and Recreation to enter into an agreement, if necessary, with the North Rosedale Ratepayers' Association to allow the North Rosedale Ratepayers' Association to fundraise on behalf of the City of Toronto for facility enhancements in the North Rosedale community and for operating Parks and Forestry programs in the community, in a form and content satisfactory to the General Manager, Parks, Forestry and Recreation and the City Solicitor.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and that leave be granted for the introduction of any necessary bills in Council to give effect thereto.

Background Information

Establishment of a Reserve Account for Parks Improvements North Rosedale Ratepayer's Association North Rosedale Community
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-6400.pdf>)

12.16 CIVIC APPOINTMENTS COMMITTEE MEETING 9

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.

September 26, 2007

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|--------------------|-------|---|
| Adopted by consent | CA9.1 | Nomination of One Citizen Representative to the Heritage Toronto Board of Directors |
| Adopted by consent | CA9.2 | Appointment to Fill Vacancy on the Toronto and Region Conservation Authority |
| Adopted by consent | CA9.3 | Appointments to the Board of Directors of the Toronto Atmospheric Fund |

12.17 COMMUNITY DEVELOPMENT AND RECREATION 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.

September 26, 2007

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| Adopted by consent | CD8.4 | Official Mark Protection for Toronto Parks, Forestry and Recreation's Program Names and Identifiers |
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Adopted by consent CD8.5 Best Start Community Plan

12.18 ECONOMIC DEVELOPMENT COMMITTEE MEETING 7

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

September 26, 2007

Adopted by consent ED7.2 Change to Municipal Code Chapter 103 Heritage, City Council Representation on the Toronto Historic Museums Board (Ward: All)

Adopted by consent ED7.3 Proposed Structure of the War of 1812 Bicentennial Commemoration Steering Committee and Project Update (Ward: All)

Adopted by consent ED7.4 Emery Village BIA – Capital Improvement Master Plan and Streetscape Manual for Landowners (Ward: 7)

Adopted by consent ED7.5 Emery Village Business Improvement Area (BIA) - Poll Results on Boundary Expansion (Ward: 7)

Adopted by consent ED7.6 Dundas-Bathurst Business Improvement Area (BIA) Poll Results (Ward: 19)

Adopted by consent ED7.7 Intention to Designate the Area Along Danforth Avenue Between Jones Avenue/Dewhurst Boulevard and the Lands Just West of Westlake Avenue as a Business Improvement Area (BIA) (Ward: 29, 30, 31, 32)

12.19 GOVERNMENT MANAGEMENT COMMITTEE MEETING 7

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

September 26, 2007

Held for consideration GM7.1 Motion Regarding Council Member 'Read Only' Minute 12.20 Access to the Integrated Business Management System (IBMS) (Ward: All)

Adopted by consent	GM7.2	Use of Collection Agencies to Collect Parking Fines (Ward: All)
Adopted by consent	GM7.4	Write-off of Taxes Levied in Error for 118 Enderby Road (Ward: 32)
Adopted by consent	GM7.5	Apportionment of Property Taxes – September 2007 Hearing (Ward: All)
Adopted by consent	GM7.6	Cancellation, Reduction or Refund of Property Taxes – September 2007 Hearing (Ward: All)
Adopted by consent	GM7.9	Information Technology Maintenance Contracts Renewal (Ward: All)
Adopted by consent	GM7.10	Request for Proposal 0513-07-0118 - Pharmacy Services for Homes for the Aged (Ward: All)
Adopted by consent	GM7.11	Policy on Limiting Vendor Liability for Procurements of Specialty Goods and Services for Toronto Water, Solid Waste Management Services and Technical Services (All Wards) (Ward: All)
Held for consideration Minute 12.21	GM7.12	3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results (Ward: All)
Held for consideration Minute 12.22	GM7.13	North York City Centre Service Road Acquisition (Ward: 23)
Adopted by consent	GM7.14	Request to Initiate Expropriation Process – Toronto Parking Authority Acquisition of 466 Dovercourt Road (Ward: 18)
Adopted by consent	GM7.15	Sale of an Unopened Road Allowance on the Northeast Corner of Overland Drive and Tottenham Road (Ward: 25)
Adopted by consent	GM7.16	Sale of the Public Lane at the Rear of 76 Davenport Road (Ward: 27)
Adopted by consent	GM7.17	80 Bloor Street West Concourse Lease Amending Agreement (Ward: 27)
Adopted by consent	GM7.18	Lease Renewal - City-owned Land – Rear of 255 Spadina Road (Ward: 22)
Adopted by consent	GM7.19	Lease Renewals - 705 Progress Avenue (Ward: 38)
Adopted by consent	GM7.20	Land Lease at 700 St Clair Avenue West (Ward: 21)

Held for consideration Minute 12.23 GM7.21 Potential Acquisition of 915 Kipling Avenue (Ward: 5)

Held for consideration Minute 12.24 GM7.22 Acquisition of Property for City Purposes – York University Busway Project (Ward: 8)

Consideration of Items - Government Management Committee Meeting 7

12.20 **Motion Regarding Council Member 'Read Only' Access to the Integrated Business Management System (IBMS)**

GM7.1	AMENDED			Ward: All
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Carroll moved that the Item be amended by deleting from Recommendations 3, 4 and 5 of the Government Management Committee, the name of the law firm “Sandler Gordon”, and that the City Solicitor be requested to determine which law firm should be commissioned to provide the legal opinion, based on proven expertise in municipal and privacy legislation.

Votes:

Motion 1 by Councillor Carroll carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council receive the report (May 28, 2007) from the City Manager, for information.
2. Council endorse the principles recommended by the Licensing and Standards Committee with regard to by-law and provincial statute investigations [Item LS7.1].
3. Council direct the City Manager to commission a legal opinion from a law firm with respect to the right to access to information by:
 - a. Members of the public; and

b. Members of Council,

such law firm to be determined by the City Solicitor based on proven expertise in municipal and privacy legislation.

4. The report advise what adjustments to City policies and practices will be necessary to maximize access to information by these groups, at the same time, remaining within the intent of the MFIPPA legislation, as well as placing sufficient limits to avoid prejudicing bylaw and provincial statute investigations.
5. Funds for the report be provided within the existing Legal Services divisional budget.
6. The report include comment on the feasibility of requesting the Province to amend the City of Toronto Act to change the role and status of Members of Council.

Background Information

Staff Report on the Motion Regarding Council Member 'Read Only' Access to the Integrated Business Management System (IBMS)

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6417.pdf>)

12.21 **3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results**

GM7.12	AMENDED			Ward: All
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This Item was considered during Closed Session.

(See Minute 12.96)

12.22 **North York City Centre Service Road Acquisition**

GM7.13	NO AMENDMENT			Ward: 23
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Confidential - A proposed or pending acquisition or sale of land for municipal or local board purposes (Attachment 1)

September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the confidential recommendations to staff in Attachment 1.
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, once the transaction has closed.
3. The Offer to Sell from the Owner of the property known as 48 Hounslow Avenue be accepted substantially on the terms outlined in Attachment 1 to this report, and that either the Chief Corporate Officer or the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
4. 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 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.
5. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Confidential Attachment 1 to the report (August 27, 2007) from the Chief Corporate Officer, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending acquisition or sale of land for municipal or local board purposes. Confidential Attachment 1 will be made public in its entirety, once the transaction has closed.

Background Information

Report-North York City Centre Service Road Acquisition
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6471.pdf>
Appendix A-GM7.13
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6472.pdf>
Confidential Attachment 1-GM7.13

12.23 **Potential Acquisition of 915 Kipling Avenue**

GM7.21	AMENDED			Ward: 5
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Confidential - Proposed or pending acquisition or sale of land for municipal or local board purposes

This Item was submitted without recommendation.

September 26, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Milczyn moved that Council adopt the following recommendations contained in the report (September 18, 2007) from the Chief Corporate Officer:
 1. City Council adopt the confidential recommendations in Attachment 1.
 2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, upon the completion of the acquisition of the Property by the City.
 3. The Offer to Sell from the owner of the Property, and the settlement of matters arising out of the initiation of expropriation proceedings for the Property, be accepted substantially on the terms outlined in Attachment 1 to this report.
 4. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer and settlements on behalf of the City.
 5. 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.
 6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Vote:

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

City Council Decision

City Council adopted the following motions:

1. City Council adopt the confidential recommendations in Attachment 1 to the report (September 18, 2007) from the Chief Corporate Officer.
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, upon the completion of the acquisition of the Property by the City.

3. The Offer to Sell from the owner of the Property, and the settlement of matters arising out of the initiation of expropriation proceedings for the Property, be accepted substantially on the terms outlined in Attachment 1 to this report.
4. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer and settlements on behalf of the City.
5. 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.
6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Report-Potential Acquisition of 915 Kipling Avenue

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6506.pdf>

Appendix A-GM7.21

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6507.pdf>

Additional Background Information (City Council)

- Report (September 18, 2007) from the Chief Corporate Officer ([GM7.21a](#))

Confidential Attachment 1 to the report (September 18, 2007) from the Chief Corporate Officer (GM7.21a), remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to a proposed or pending acquisition or sale of land for municipal or local board purposes. Confidential Attachment 1 will be made public in its entirety, upon the completion of the acquisition of the Property by the City.

12.24 **Acquisition of Property for City Purposes – York University Busway Project**

GM7.22	AMENDED			Ward: 8
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Confidential - A proposed or pending acquisition or sale of land for municipal or local board purposes

September 27, 2007

Speaker Bussin in the Chair.

Motion:

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

That Council adopt the recommendation contained in the report (September 24, 2007) from the Chief Corporate Officer, subject to adding the following new Recommendations 2 and 3, so that the recommendations, as amended, now read as follows:

1. City Council adopt the confidential recommendations in Attachment 1.
2. The content of the confidential Attachment 1 remain confidential, with the exception of the agreed upon purchase price for both the permanent and temporary easements which can be made public on the completion of the transaction.
3. The Chief Corporate Officer provide to Council a policy paper recommending the protocol and principles for undertaking land transactions between the City and ORC/Hydro.

Votes:

Motion 1 by Councillor Moscoe carried.

Adoption of the Item, as amended:

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

Carried by a majority of 37.

City Council Decision

City Council adopted the following motions:

1. City Council refer this matter to the Greater Toronto Transportation Authority and advise the Authority of Council's position in this matter ([GM6.8 adopted, as amended by Council on July 16, 17, 18 and 19, 2007](#)).

2. City Council adopt the confidential recommendations in Attachment 1 to the report (September 24, 2007) from the Chief Corporate Officer.
3. The content of the confidential Attachment 1 remain confidential, with the exception of the agreed upon purchase price for both the permanent and temporary easements which can be made public on the completion of the transaction.
4. The Chief Corporate Officer provide to Council a policy paper recommending the protocol and principles for undertaking land transactions between the City and ORC/Hydro.

Confidential Attachment 1 to the report (September 14, 2007) from the Chief Corporate Officer (GM7.22), remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition or sale of land for municipal or local board purposes.

Background Information

Report - Acquisition of Property for City Purposes

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-7025.pdf>)

Additional Background Information (City Council)

- Communication (September 21, 2007) from the General Secretary, Toronto Transit Commission ([GM7.22a](#))
- Report (September 24, 2007) from the Chief Corporate Officer ([GM7.22b](#))

Confidential Attachment 1 to the communication (September 20, 2007) from the General Secretary, Toronto Transit Commission, (GM7.22a) 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.

Confidential Attachment 1 to the report (September 24, 2007) from the Chief Corporate Officer, (GM7.22b) remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the proposed or pending acquisition or sale of land for municipal or local board purposes. The agreed upon purchase price for both the permanent and temporary easements will be made public once the transaction is completed.

12.25 LICENSING AND STANDARDS COMMITTEE MEETING 7

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

September 26, 2007

Adopted by consent	LS7.1	Confidentiality of Legal Actions taken by Municipal Licensing and Standards Staff (Ward: All)
Held for consideration Minute 12.26	LS7.2	Amendments To Fireworks By-law and Permit Requirements (Ward: All)
Adopted by consent	LS7.3	Imposing License Requirements on Airport Limousines and Taxis (Ward: All)
Held for consideration Minute 12.27	LS7.4	Proactive Inspections of Toronto Community Housing Corporation (TCHC) Units Citywide - Expansion of Pilot Project (Ward: All)
Held for consideration Minute 12.28	LS7.8	Marijuana Grow Operations - Enforcement Cost Recovery By-law (Ward: All)

Consideration of Items - Licensing and Standards Committee Meeting 7

12.26 Amendments To Fireworks By-law and Permit Requirements

LS7.2	AMENDED			Ward: All
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by:
 - A. deleting Recommendations 1, 2 and 3 of the Licensing and Standards Committee, and replacing them with the following:
 1. The permit fees under the new Fireworks By-law be set at \$1500.00 per year to permit Temporary Lease Fireworks Vendors and Mobile Fireworks Vendors respectively to sell Family Fireworks only on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day.
 2. The permit fee for Temporary Fireworks Vendors that store and sell no more than 25kg (net explosive quantity) of Family Fireworks Vendors at any one time on Canada Day and the seven-day period

before Canada Day and on Victoria Day and the seven-day period before Victoria Day be set at \$500.00 per year.

3. The permit fee for Temporary Fireworks Vendors that store and sell more than 25kg (net explosive quantity) of Family Fireworks at any one time on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day be set at \$750.00 per year.

B. adding the following:

That Council receive the supplementary report (September 26, 2007) from the City Solicitor, for information.

Votes:

Adoption of motion 1 by Councillor Moscoe:

Yes - 28	
Councillors:	Ashton, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Feldman, Fillion, Giambrone, Hall, Holyday, Jenkins, Lee, Lindsay Luby, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Rae, Saundercook, Stintz, Vaughan, Walker
No - 1	
Councillor:	Ainslie

Carried by a majority of 27.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

- A. City Council adopt the following amendments to the Fireworks By-law and Permit Requirements:
 1. The permit fees under the new Fireworks By-law be set at \$1500.00 per year to permit Temporary Lease Fireworks Vendors and Mobile Fireworks Vendors respectively to sell Family Fireworks only on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day.
 2. The permit fee for Temporary Fireworks Vendors that store and sell no

more than 25kg (net explosive quantity) of Family Fireworks Vendors at any one time on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day be set at \$500.00 per year.

3. The permit fee for Temporary Fireworks Vendors that store and sell more than 25kg (net explosive quantity) of Family Fireworks at any one time on Canada Day and the seven-day period before Canada Day and on Victoria Day and the seven-day period before Victoria Day be set at \$750.00 per year.
 4. Toronto Fire Services complete all inspections for Permanent, Temporary Lease, Mobile and Temporary Fireworks Vendors (including Temporary Fireworks Vendors that have a valid business licence issued by the City).
 5. The Executive Director of Municipal Licensing and Standards and the Fire Chief of Toronto Fire Services convene an inter-agency working group with representatives of the Toronto Police Service, the Security Division of the Toronto Community Housing Corporation, and the Security Divisions of both the Toronto District School Board and the Toronto Catholic District School Board to assist with the safe use of fireworks and increase co-ordination of enforcement of the new fireworks by-law, once in effect.
 6. Where appropriate, City staff seek the maximum fine under the Provincial Offences Act for the following offences under the new fireworks by-law, once in effect: sale of fireworks without a valid permit, sale of fireworks to any person under age 18 and sale of firecrackers.
 7. One year after the fireworks by-law comes into force on January 1, 2008, Toronto Fire Services review and report to the Licensing and Standards Committee on fireworks incidents that took place during the first year the new fireworks by-law was in force.
 8. One year after the fireworks by-law comes into force on January 1, 2008, Toronto Fire Services report to the Licensing and Standards Committee on the amount of fireworks permit revenue and any budget implications associated with the administration and enforcement of the fireworks by-law.
 9. The appropriate City staff be authorized and directed to implement the recommendations in this report.
- B. Council receive the supplementary report (September 26, 2007) from the City Solicitor, for information.

Background Information

Amendments To Fireworks By-law and Permit Requirements
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-6408.pdf>)

Additional Background Information (City Council)

- Report (September 26, 2007) from the City Solicitor ([LS7.2a](#))

12.27 **Proactive Inspections of Toronto Community Housing Corporation (TCHC) Units Citywide - Expansion of Pilot Project**

LS7.4	AMENDED			Ward: All
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

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

That Council:

- a. immediately urge each of the political parties in the current Provincial election to make commitments to fund the backlog of repairs in Toronto Community Housing Corporation and other social housing communities downloaded to the City of Toronto;
- b.
 - i. request the City Clerk to immediately communicate Council's support for this recommendation to each of the political parties and post Council's policy in a prominent position on the City's Website; and
 - ii. request the Mayor and Members of Council to urge the people of Toronto to strongly advocate this position to the party leaders; and
- c. request the Toronto Community Housing Corporation to provide the Licensing and Standards Committee, at its next regular meeting, with the background on how the \$300 million estimate in the backlog of repairs was developed, including an estimate of how the backlog is growing in the absence of Provincial assistance, and that a copy of that report also be sent to Community Development and Recreation Committee for information.

Votes:

Adoption of motion 1 by Councillor Palacio:

Yes - 32 Councillors: Ashton, Augimeri, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Ford, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perruzza, Rae, Stintz, Vaughan, Walker
No - 3 Councillors: Giambrone, Heaps, Perks

Carried by a majority of 29.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council request the Toronto Community Housing Corporation Board to report at an upcoming meeting of the Licensing and Standards Committee on its building renewal program, the backlog of repairs and its efforts to remedy the most pressing building conditions.
2. Council:
 - a. immediately urge each of the political parties in the current Provincial election to make commitments to fund the backlog of repairs in Toronto Community Housing Corporation and other social housing communities downloaded to the City of Toronto;
 - b.
 - i. request the City Clerk to immediately communicate Council's support for this recommendation to each of the political parties and post Council's policy in a prominent position on the City's Website; and
 - ii. request the Mayor and Members of Council to urge the people of Toronto to strongly advocate this position to the party leaders; and
 - c. request the Toronto Community Housing Corporation to provide the Licensing and Standards Committee, at its next regular meeting, with the background on how the \$300 million estimate in the backlog of repairs was developed, including an estimate of how the backlog is growing in the

absence of Provincial assistance, and that a copy of that report also be sent to Community Development and Recreation Committee for information.

Background Information

Proactive Inspections of Toronto Community Housing Corporation (TCHC) Units Citywide - Expansion of Pilot Project
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-6410.pdf>)

12.28 **Marijuana Grow Operations - Enforcement Cost Recovery By-law**

LS7.8	NO AMENDMENT			
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September 26, 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 enact by-laws in substantially the form attached as Attachments 1 and 2 to this report so as to establish a new Municipal Code Chapter 565, Marijuana Grow Operations, and amend Chapter 441, Fees, to include a schedule of charges in respect of enforcement costs, subject to such further stylistic or technical changes as may be required by the City Solicitor.
2. City Council direct that the City Solicitor apply to the Ministry of the Attorney General for Ontario to obtain the maximum set fine available (i.e. \$500.00) in respect of violations of the new Municipal Code Chapter.
3. City Council authorize the appropriate City officials to take whatever action may be required in order to implement the recommendations in this report.

Background Information

Marijuana Grow Operations - Enforcement Cost Recovery By-law
(<http://www.toronto.ca/legdocs/mmis/2007/ls/bgrd/backgroundfile-6407.pdf>)

12.29 **PARKS AND ENVIRONMENT 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.

September 26, 2007

- | | | |
|--------------------|-------|--|
| Adopted by consent | PE8.1 | Nomination of Citizen Members to the Task Force to Bring Back the Don for 2007-2010 (Ward: All) |
| Adopted by consent | PE8.2 | Toronto Regional Centre of Expertise on Education for Sustainable Development - Relationship to the Toronto Environment Office (Ward: All) |

12.30 **PLANNING AND GROWTH MANAGEMENT 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.

September 26, 2007

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|--|--------|---|
| Adopted by consent | PG8.2 | Official Plan Settlement – Hyde Park Limited Partnership (Ward: 26) |
| Adopted by consent | PG8.3 | 2205 Sheppard Avenue East Official Plan Amendment and Zoning By-law Amendment Application Refusal Report (Ward: 33) |
| Adopted by consent | PG8.4 | Heritage Management Plan, Phase 1 (Ward: All) |
| Held for consideration
Minute 12.31 | PG8.6 | Guidelines for the Placement of Utility Infrastructure in Association with New Developments to Limit its Visual Impacts (Ward: All) |
| Adopted by consent | PG8.8 | City of Toronto's Migratory Bird Policies - Bird-Friendly Development Rating System and Acknowledgement Program (Ward: All) |
| Adopted by consent | PG8.11 | Appointments to the Toronto Cycling Advisory Committee |

Consideration of Item - Planning and Growth Management Committee Meeting 8

12.31 **Guidelines for the Placement of Utility Infrastructure in Association with New Developments to Limit its Visual Impacts**

PG8.6	AMENDED			Ward: All
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September 26, 2007

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by adding the following:
 1. In their review of this matter, staff ensure that municipality-owned utilities are accorded priority status and that telecom installations are buried sufficiently deeply to avoid work-around costs.
 2. Staff have regard to recent Ontario regulatory changes with respect to the installation of gas lines that have been amended in favour of municipalities.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council approve the creation of an inter-divisional team, chaired by City Planning and Technical Services Divisions and consisting of key staff involved with the review of development applications and boulevard utility permit applications, to:
 - a. identify and evaluate options for the installation of development-related utility plants that would minimize their visual impacts from streets, parks and open spaces;
 - b. consult with utility companies on the preferred location for development-related utility plants that balance their legislative and safety considerations with City policy;
 - c. report back to City Council with a set of Utility Placement Guidelines for use across the City; and
 - d. recommend an implementation procedure that will ensure the guidelines are implemented efficiently, consistently and effectively.

2. The Technical Services Division review current practices and find ways to implement the Utility Placement Guidelines for changes to utility plants that occur in the absence of new development.
3. Until such time as the Utility Placement Guidelines have been developed and approved by Council, it is recommended that landscape plans submitted as part of site plan applications be required to include the existing and proposed utilities plans to facilitate the review of utility placement by staff.
4. In their review of this matter, staff ensure that municipality-owned utilities are accorded priority status and that telecom installations are buried sufficiently deeply to avoid work-around costs.
5. Staff have regard to recent Ontario regulatory changes with respect to the installation of gas lines that have been amended in favour of municipalities.

Background Information

Guidelines for the Placement of Utility Infrastructure in Association with New Developments to Limit its Visual Impacts
<http://www.toronto.ca/legdocs/mmis/2007/pg/bgrd/backgroundfile-5877.pdf>

12.32 PUBLIC WORKS AND INFRASTRUCTURE 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.

September 26, 2007

Held for consideration Minute 12.33	PW8.2	Collection of Containerized Waste, Recyclables, Organics and Bulky Items – RFQ 6033-07- 3143 (Ward: All)
Held for consideration Minute 12.34	PW8.4	Scarlett Road/CP Rail Bridge Class Environmental Assessment Study (Ward: 11, 13)
Held for consideration Minute 12.35	PW8.5	Proposed Amendment to Polling Process for Traffic Calming Projects (Ward: All)
Held for consideration Minute 12.36	PW8.6	Proposed Bicycle Lanes on Rogers Road from Old Weston Road to Oakwood Avenue (Ward: 12, 15, 17)
Held for consideration Minute 12.37	PW8.9	Extension of No-Fault Grant Program - Public Works and Infrastructure Committee Item PW7.10 (Ward: 39)

Adopted by consent PW8.13 Legal Proceedings to Recover Damages Regarding
the Humber Treatment Plant (Ward: 5)

**Consideration of Items - Public Works and Infrastructure Committee
Meeting 8**

12.33 **Collection of Containerized Waste, Recyclables, Organics and Bulky Items
– RFQ 6033-07-3143**

PW8.2	NO AMENDMENT			Ward: All
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This Item was considered during Closed Session.

(See Minute 12.97)

12.34 **Scarlett Road/CP Rail Bridge Class Environmental Assessment Study**

PW8.4	REFERRED			Ward: 11, 13
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September 27, 2007

Speaker Bussin in the Chair.

Motions:

1. Councillor Nunziata moved that the Item be amended by:
 - a. deleting Recommendations 1 and 2 of the Public Works and Infrastructure Committee, and that Council adopt the following instead:

The General Manager of Transportation Services be requested to include in the 2008 Transportation Capital Budget submission, funds, beginning in 2008, for the detailed design and construction of the Scarlett Road/CP Rail Bridge modifications which reflect any cost sharing arrangements with the Toronto Transit Commission, and that the Toronto Transit Commission be requested to amend its 2002-2010 Capital Budget submission to include the \$5 million premium to allow for the future accommodation of a transit LRT operation.

- b. adding the following:

That any change in the status of this project be reported out to Council through the Public Works and Infrastructure Committee as a discrete item.

2. Councillor De Baeremaeker moved that the Item be referred to the Budget Committee for further consideration, and that any change in the status of this project be reported out to Council, through the appropriate Committee, as a discrete item.

Vote on Referral:

Adoption of motion 2 by Councillor De Baeremaeker:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Saundercook, Stintz, Vaughan
No - 0	

Carried, without dissent.

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

City Council Decision

City Council referred this Item to the Budget Committee for further consideration, and directed that any change in the status of this project be reported out to Council, through the appropriate Committee, as a discrete item.

Background Information

2007-09-06-pw08.4

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6300.pdf>)

12.35 Proposed Amendment to Polling Process for Traffic Calming Projects

PW8.5	REFERRED			Ward: All
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that:
 - a. the Item be amended to provide that absentee owners be excluded from the statistical calculation of the return rate;
 - b. the Item be referred to the City Clerk, with a request that she report to the Public Works and Infrastructure Committee providing the total cost of polling for traffic calming projects in the City of Toronto, such costs to be broken down into budget categories.

Vote on Referral:

Adoption of Part b of motion 1 by Councillor Moscoe:

Yes - 27	Councillors: Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Jenkins, Lee, Lindsay Luby, Mammoliti, McConnell, Minnan-Wong, Moscoe, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker
No - 8	Councillors: Ainslie, Ashton, Bussin, Grimes, Holyday, Mihevc, Milczyn, Saundercook

Carried by a majority of 19.

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

City Council Decision

City Council referred this Item to the City Clerk, with a request that she report to the Public Works and Infrastructure Committee providing the total cost of polling for traffic calming projects in the City of Toronto, such costs to be broken down into budget categories.

Background Information

2007-09-06-pw08.5

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6301.pdf>

Additional Background Information (City Council)

- Data on Total Polls - 2007 Closed to Date, submitted by the City Clerk (PW8.5a)
- (January 19, 2007) Sample Ballot for Permit Parking Poll, submitted by the City Clerk (PW8.5b)

- (March 14, 2007) Sample Ballot for poll for Proposed Installation of Speed Humps, submitted by the City Clerk (PW8.5c)

12.36 **Proposed Bicycle Lanes on Rogers Road from Old Weston Road to Oakwood Avenue**

PW8.6	NO AMENDMENT			Ward: 12, 15, 17
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September 26, 2007

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 42	Mayor: Miller
	Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 3	Councillors: Ford, Holyday, Ootes

Carried by a majority of 39.

City Council Decision

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of Rogers Road, from Old Weston Road to Oakwood Avenue, as detailed in Appendix A of this report.
2. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B of this report.
3. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

Background Information

2007-09-06-pw08.6

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6302.pdf>)

2007-09-06-pw08.6.App.A

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6303.pdf>)

2007-09-06-pw08.6.App.B

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6304.pdf>)

2007-09-06-pw08.6.map.1

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6334.pdf>)

2007-09-06-pw08.6.map.2

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6335.pdf>)

12.37 **Extension of No-Fault Grant Program - Public Works and Infrastructure
Committee Item PW7.10**

PW8.9	NO AMENDMENT			Ward: 39
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September 26, 2007

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. There should be no extension of the 2005 Flood Damages Grant Program to provide grants to homeowners that were flooded as a result of sewer backups in Ward 39 in December 2006 or February 2007.
2. City Council request the Province of Ontario to review the regulations around home insurance plans as a result of flooding incidents.

Background Information

2007-09-06-pw08.9

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-5796.pdf>)

2007-09-06-pw08.9.attach.1

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6330.pdf>)

2007-09-06-pw08.9.attach.2

(<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6331.pdf>)

12.38 STRIKING COMMITTEE MEETING 6

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

September 26, 2007

Held for consideration Minute 12.39	ST6.1	Appointment of Member of Council to the Executive Committee to Fill a Vacancy
Adopted by consent	ST6.2	Appointment of Member of Council to the Community Development and Recreation Committee to Fill a Vacancy
Adopted by consent	ST6.3	Appointment of Member of Council to the Toronto Public Library Board to Fill a Vacancy
Held for consideration Minute 12.40	ST6.4	2008 Proposed Schedule of Meetings

Consideration of Items - Striking Committee Meeting 6**12.39 Appointment of Member of Council to the Executive Committee to Fill a Vacancy**

ST6.1	NO AMENDMENT			
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September 27, 2007

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Minnan-Wong moved that Council vary its proceedings to allow for an election by ballot to fill the vacancy on the Executive Committee.

Vote to Allow for Election by Ballot:

Yes - 14 Councillors:	Ashton, Augimeri, Del Grande, Feldman, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Saundercook, Stintz, Vaughan
No - 21 Mayor:	Miller

Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Grimes, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Palacio, Pantalone, Perks, Perruzza
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Lost, less than two-thirds of Members present having voted in the affirmative.

Motion:

1. Councillor Minnan-Wong moved that the Item be amended by deleting from the recommendation of the Striking Committee, the name “Councillor Janet Davis” and replacing it with the name “Councillor Doug Holyday”.

Motion to End Debate:

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

Yes - 21	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Palacio, Pantalone, Perks, Rae
No - 17	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Grimes, Holyday, Jenkins, Lee, Minnan-Wong, Moeser, Nunziata, Ootes, Perruzza, Saundercook, Stintz, Vaughan, Walker

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

Votes:

Adoption of motion 1 by Councillor Minnan-Wong:

Yes - 12	
Councillors:	Ashton, Augimeri, Del Grande, Feldman, Holyday, Jenkins, Minnan-Wong, Nunziata, Ootes, Saundercook, Stintz, Walker
No - 25	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall,

Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
--

Lost by a majority of 13.

Adoption of the Item, without amendment:

Yes - 30	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook, Vaughan
No - 7	
Councillors:	Augimeri, Del Grande, Minnan-Wong, Nunziata, Ootes, Stintz, Walker

Carried by a majority of 23.

City Council Decision

City Council adopted the following motion:

1. Council appoint Councillor Janet Davis to the Executive Committee, to fill a vacancy, for a term of office ending December 31, 2008, and until a successor is appointed.

Background Information

Letter from the Mayor re Planning and Growth Management Committee Chair

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-6289.pdf>

Interested Members - Executive Committee

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-6520.pdf>

12.40 2008 Proposed Schedule of Meetings

ST6.4	AMENDED			
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September 26, 2007

Speaker Bussin in the Chair.

Motions:

1. Deputy Mayor Pantalone moved that the Item be amended by:
 - a. replacing the months of June and July in the 2008 Schedule of Meetings, with the revised months of June and July, attached to his motion; and
 - b. adding the following:

The City Clerk be requested to report to the Striking Committee as soon as possible on potential modifications to the meeting times for City Council meetings.

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

The City Clerk be requested to consult with the Toronto and Region Conservation Authority in order to determine if there are alternate dates when the Toronto and Region Conservation Authority can schedule its meetings.

Votes:

Motion 1 by Deputy Mayor Pantalone carried.

Motion 2 by Councillor Moeser carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the amended 2008 Schedule of Meetings (Attachment 1 with revisions to June and July), and that the published schedule serve as notice for these meetings.
2. The City Clerk distribute the approved schedule to the City's agencies and special purpose bodies with a request that they:
 - a. avoid scheduling meetings, whenever possible, that conflict with the approved schedule; and
 - b. avoid scheduling public meetings, forums, public consultations and large-scale meetings on days of cultural or religious significance as noted in the approved schedule.
3. The City Clerk be requested to:

- a. report to the Striking Committee as soon as possible on potential modifications to the meeting times for City Council meetings; and
- b. consult with the Toronto and Region Conservation Authority in order to determine if there are alternate dates when the Toronto and Region Conservation Authority can schedule its meetings.

Background Information

2008 Proposed Schedule of Meetings

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-6523.pdf>

2008 Council Committee Schedule

<http://www.toronto.ca/legdocs/mmis/2007/st/bgrd/backgroundfile-6615.pdf>

12.41 ETOBICOKE YORK COMMUNITY COUNCIL MEETING 9

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.

September 26, 2007

Adopted by consent	EY9.12	"Kiss 'N' Ride" Zone at Royal York Subway Station - Parking and Traffic Regulations (Ward: 5)
Adopted by consent	EY9.20	Runnymede Road - Installation of On-Street Parking Space for Persons with Disabilities (Ward: 13)
Adopted by consent	EY9.32	Finch Avenue West at Milady Road and Driveway west of Milady Road - Through and Left Turn Prohibitions (Ward: 7)
Adopted by consent	EY9.33	Keele Street - Turning Restriction Amendments (Ward: 12)
Adopted by consent	EY9.36	Oakwood Avenue - Turn Restrictions (Ward: 17)
Adopted by consent	EY9.37	Elmhurst Drive and Hinton Road – All-Way Stop Control (Ward: 2)
Adopted by consent	EY9.39	Colville Road and Sheffield Street – All-Way Stop Control (Ward: 12)
Adopted by consent	EY9.42	Royal York Road and Coney Road - Pedestrian Crossover Relocation (Ward: 5)

Adopted by consent	EY9.43	Lake Shore Boulevard West and Legion Road Traffic Control Signals (Ward: 6)
Adopted by consent	EY9.44	Signet Drive Parking Regulation Amendments (Ward: 7)
Adopted by consent	EY9.45	Davenport Road between Lansdowne Avenue and Lightbourn Avenue - Introduction of On-Street Permit Parking (Ward: 17)
Adopted by consent	EY9.46	High Park Avenue - Amendments to Parking Regulations (Ward: 13)
Adopted by consent	EY9.64	Designation of Fire Routes and amendment to Chapter 880 - Fire Routes (Ward: 2, 5, 11, 12, 13)
Held for consideration Minute 12.42	EY9.71	6 Lloyd Avenue - Official Plan Amendment and Rezoning Application - Status and Directions Report (Ward: 11)
Adopted by consent	EY9.72	19 Maple Bush Avenue, Lot 113 to 114, Plan 1945 - Request for Attendance at an Ontario Municipal Board Hearing Appeal of Committee of Adjustment Decision (Ward: 11)
Adopted by consent	EY9.74	Avenue Study Request - Lake Shore Boulevard West between Kipling Avenue and Royal York Road (Ward: 6)
Adopted by consent	EY9.75	558 Scarlett Road and 13 Chapman Road - Rezoning Application - Final Report (Ward: 2)
Held for consideration Minute 12.43	EY9.77	Site Plan Bump-Up Report - 252, 270, 272 and 276 Bering Avenue (Ward: 5)
Adopted by consent	EY9.78	96 Queen's Drive - OMB Attendance (Ward: 11)
Referred Minute 12.44	EY9.79	Cost Containment Measures (Ward: All)

Consideration of Items - Etobicoke York Community Council Meeting 9

12.42 **6 Lloyd Avenue - Official Plan Amendment and Rezoning Application - Status and Directions Report**

EY9.71	AMENDED		Transactional	Ward: 11
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September 27, 2007

Speaker Bussin in the Chair.

Motions:

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

That Council adopt the following recommendations contained in the report (September 18, 2007) from the City Solicitor:

1. City Council adopt the confidential Recommendations in Attachment 1; and
 2. City Council authorize the public release of the confidential Recommendations, but not the confidential information, in Attachment 1 in the event the Recommendations are adopted by Council.
2. Councillor Mammoliti moved that the Item be amended by adding the following:

The Chief Planner and Executive Director, City Planning, be requested to meet with the local Councillor, the local ratepayer association and the applicant with a view to reaching an amicable resolution to the outstanding issues prior to the Ontario Municipal Board hearing.
3. Councillor Feldman moved that the Item be amended by deleting the recommendation of the Etobicoke York Community Council, and that Council adopt instead the following staff recommendation contained in the report (August 24, 2007) from the Director, Community Planning, Etobicoke York District:
 1. City Council direct the City Solicitor, City staff and any necessary consultants to attend at a future Ontario Municipal Board hearing to oppose the application as represented by the revised proposal outlined in this report.
4. Councillor Palacio moved that the Item be deferred until after the St. Clair Avenue Study is completed and that in the meantime, the Chief Planner and Executive Director, City Planning, be requested to meet with the local Councillor, the local ratepayer association and the applicant with a view to reaching an amicable resolution to the outstanding issues prior to the Ontario Municipal Board hearing.

Vote on Deferral:

Adoption of motion 4 by Councillor Palacio:

Yes - 7 Councillors:	Di Giorgio, Grimes, Mammoliti, Nunziata, Ootes, Palacio, Pantalone
No - 30 Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, Del Grande, Feldman, Filion, Fletcher, Giambrone, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker

Lost by a majority of 23.

Motion to End Debate:

Councillor Lindsay Luby 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 - 26 Councillors:	Ainslie, Augimeri, Cho, Davis, Del Grande, Feldman, Filion, Fletcher, Giambrone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson
No - 12 Councillors:	Ashton, Bussin, Di Giorgio, Grimes, Holyday, Mammoliti, Mihevc, Minnan-Wong, Ootes, Perruzza, Vaughan, Walker

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

Votes:

Adoption of motion 3 by Councillor Feldman:

Yes - 33 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 8	

Councillors: Di Giorgio, Grimes, Hall, Mammoliti, Nunziata, Ootes, Palacio, Pantalone

Carried by a majority of 25.

Due to the above decision of Council, motion 1 by Councillor Nunziata and motion 2 by Councillor Mammoliti were deemed to be redundant.

Adoption of the Item, as amended:

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

Carried by a majority of 27.

City Council Decision

City Council adopted the following motion:

1. City Council direct the City Solicitor, City staff and any necessary consultants to attend at a future Ontario Municipal Board hearing to oppose the application as represented by the revised proposal outlined in this report.

Background Information

August 24, 2007 report

<http://www.toronto.ca/legdocs/mmis/2007/ey/bgrd/backgroundfile-6074.pdf>

Additional Background Information (City Council)

- Report (September 18, 2007) from the City Solicitor ([EY9.71a](#))
- Briefing Note (September 26, 2007) submitted by the Acting Chief Planner and Executive Director, City Planning ([EY9.71b](#))

Confidential Attachment 1 to the supplementary report (September 18, 2007) from the City Solicitor (EY9.71a), remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation that affects the City or one of its agencies, boards and commissions

and that is subject to solicitor-client privilege.

Additional Communications (City Council)

- (undated) from Brian Milligan, Interim President, St. Clair West Village Residents Association (EY9.71.3)
- (September 25, 2007) from Jeff Usher, Vice President, Land Development, Terrasan Corporation (EY9.71.4)
- (September 26, 2007) from Tim Topornicki, President, Topper Linen Supply Limited, submitted by Councillor Doug Holyday, Ward 3, Etobicoke Centre (EY9.71.5)
- (Undated) listing of key points related to the Official Plan Amendment and Rezoning Application for 6 Lloyd Avenue, submitted by Councillor Doug Holyday, Ward 3, Etobicoke Centre (EY9.71.6)

12.43 **Site Plan Bump-Up Report - 252, 270, 272 and 276 Bering Avenue**

EY9.77	RECEIVED FOR INFORMATION		Transactional	Ward: 5
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

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

Vote on Receipt:

Adoption of motion 1 by Councillor Milczyn:

Yes - 17 Councillors: Ashton, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Hall, Holyday, Jenkins, Kelly, Lee, McConnell, Milczyn, Moeser, Moscoe, Perks, Walker
No - 11 Councillors: Feldman, Giambrone, Grimes, Lindsay Luby, Mammoliti, Nunziata, Palacio, Pantalone, Perruzza, Saundercook, Stintz

Carried by a majority of 6.

City Council Decision

City Council received this Item for information.

12.44 **Cost Containment Measures**

EY9.79	REFERRED		Transactional	Ward: All
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September 26, 2007

Speaker Bussin in the Chair.

During Council's review of the Order Paper, Speaker Bussin ruled this Item out of order because it relates to the 2007 Operating Budget and consideration of budget matters is within the mandate of the Executive Committee and Budget Committee. She advised Council that this Item would be referred to the Executive Committee.

Councillor Walker challenged the ruling of the Speaker:

Vote to Uphold Ruling of Speaker:

Yes - 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
No - 17	
Councillors:	Ainslie, Del Grande, Ford, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker

Carried by a majority of 10.

City Council Decision

This Item was ruled out of order at City Council because it relates to the 2007 Operating Budget and consideration of budget matters is within the mandate of the Executive Committee and the Budget Committee. This Item was subsequently referred to the Executive Committee for consideration.

Additional Background Information (City Council)

- Communication (September 25, 2007) from the City Clerk ([EY9.79a](#))

12.45 **NORTH YORK COMMUNITY COUNCIL 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.

September 26, 2007

- | | | |
|--|--------|--|
| Adopted by consent | NY8.2 | Draft By-laws - To Permanently Close a Portion of the Public Highway Oakburn Place, branching southerly from the south side of Oakburn Crescent and Draft By-law - To permanently close a Portion of the Public Highway Oakburn Crescent, South of Avondale (Ward: 23) |
| Adopted by consent | NY8.5 | Application to Remove Three Private Trees - 112 Estelle Avenue (Ward: 23) |
| Adopted by consent | NY8.20 | Payment In-Lieu of Parking - Fatemeh Roya Komeilinejad - 111 Sheppard Avenue West (Ward: 23) |
| Adopted by consent | NY8.21 | Payment In-lieu of Parking - Owner - Ontario Conference of The Seventh Day Adventist Church - 900 Sheppard Avenue West (Ward: 10) |
| Held for consideration
Minute 12.46 | NY8.22 | Payment In-lieu of Parking - Shun Liang Chong - 2404 Dufferin Street (Ward: 15) |
| Adopted by consent | NY8.27 | Pedestrian Crossing Prohibition - Eglinton Avenue West at Oakwood Avenue (Ward: 15) |
| Held for consideration
Minute 12.47 | NY8.35 | Traffic Control Signal Installation - Dufferin Street at Gibson Street (Ward: 15, 17) |
| Adopted by consent | NY8.36 | Right Turn Lane Designations - Steeles Avenue East at Leslie Street (Ward: 24) |
| Adopted by consent | NY8.37 | Lane Designation and Pedestrian Crossing Prohibition - Finch Avenue West and Highway 400 Northbound Off-ramp (Ward: 8) |
| Adopted by consent | NY8.38 | Traffic Control Signal Installation - Finch Avenue East at Finch Station Exit (Ward: 24) |
| Held for consideration
Minute 12.48 | NY8.39 | Proposed Bicycle Lanes on Sentinel Road from Finch Avenue West to Dovehouse Avenue (Ward: 8, 9) |
| Adopted by consent | NY8.41 | Designation of Fire Routes and amendment to Chapter 880 - Fire Routes (Ward: 9, 15, 23, 25) |

Adopted by consent	NY8.43	Appointment of Members of Council to the Community Museum Management Board and North York Community Preservation Panel (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)
Adopted by consent	NY8.44	Appointment of Members of Council to Toronto and Region Conservation Authority Humber and Don Watersheds Sub-Committees (Ward: 8, 9, 15, 16, 23, 25, 26, 33, 34)
Adopted by consent	NY8.45	The Eglinton Way Business Improvement Area (BIA) Board of Management Additions and Deletions (Ward: 16)
Adopted by consent	NY8.48	Don Mills Centre Public Art Plan (Ward: 25)
Adopted by consent	NY8.53	Final Report - Part Lot Control Application – 73 Jonesville Crescent (Ward: 34)
Held for consideration Minute 12.49	NY8.54	Final Report - Zoning By-law Amendment Application - 7 and 9 Tippet Road (Ward: 10)
Held for consideration Minute 12.50	NY8.55	Final Report - Official Plan and Zoning Amendment Applications - 872-878 Sheppard Avenue West (Ward: 10)
Adopted by consent	NY8.56	Final Report - Rezoning and Site Plan Control Applications - 5270 and 5290 Yonge Street
Adopted by consent	NY8.57	Request for Direction Report - Official Plan and Zoning By-law Amendment and Site Plan Control Application - 20 Senlac Road (Ward: 23)
Adopted by consent	NY8.58	Ontario Municipal Board Hearing - Committee of Adjustment Application - 67 Lurgan Drive (Ward: 23)
Amended Minute 12.51	NY8.60	Billboard Signs (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)
Adopted by consent	NY8.61	Technical Amendment to Subsection 64.20-A RM6 (149) of former City of North York Zoning By-law No. 7625 - 1 & 3 Kenton Drive (Ward: 23)
Referred Minute 12.52	NY8.62	Service Level Adjustments In North York Community Council Area (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)

Consideration of Items - North York Community Council Meeting 8

12.46 Payment In-lieu of Parking - Shun Liang Chong - 2404 Dufferin Street

NY8.22	NO AMENDMENT			Ward: 15
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September 26, 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 exempt the applicant from the former City of York Zoning By-law 1-83 and 3623-97 requirement of 13 parking spaces to 6 parking spaces, subject to payment in-lieu for 2.5 parking spaces.
2. City Council require the applicant to enter into an agreement with the City of Toronto for the payment in-lieu of 2.5 parking spaces, in the amount of \$6,250.00.
3. City Council request the appropriate City Officials to take whatever action is necessary to give effect thereto, including the introduction in Council of any bills that may be required.

Background Information

Payment In-lieu of Parking - Shun Liang Chong - 2404 Dufferin Street
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-5989.pdf>)

12.47 Traffic Control Signal Installation - Dufferin Street at Gibson Street

NY8.35	AMENDED			Ward: 15, 17
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September 26, 2007

Speaker Bussin in the Chair.

Motion:

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

Council request the General Manager, Transportation Services, to report back in one (1) year to the North York Community Council, on the functionality of the proposed traffic lights, including any reported incidents and possible relocation of the lights, if warranted.

Votes:

Motion 1 by Councillor Palacio carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council approve the installation of traffic control signals at the intersection of Dufferin Street and Gibson Street.
2. City Council authorize and direct the appropriate City officials to take whatever action is necessary to implement the foregoing, including the introduction in Council of any Bills that are required.
3. Council request the General Manager, Transportation Services, to report back in one (1) year to the North York Community Council, on the functionality of the proposed traffic lights, including any reported incidents and possible relocation of the lights, if warranted.

Background Information

Traffic Signal - Dufferin St at Gibson St

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6066.pdf>

Traffic Signal - Dufferin St at Gibson St - At 1

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6067.pdf>

Traffic Signal - Dufferin St at Gibson St - At 2

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6068.pdf>

12.48 **Proposed Bicycle Lanes on Sentinel Road from Finch Avenue West to Dovehouse Avenue**

NY8.39	NO AMENDMENT			Ward: 8, 9
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September 26, 2007

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 42	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fillion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Ootes

Carried by a majority of 39.

City Council Decision

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of Sentinel Road, from Finch Avenue West to Dovehouse Avenue, as detailed in Appendix A of the report (August 21, 2007) from the Director, Transportation Infrastructure Management.
2. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B of the report (August 21, 2007) from the Director, Transportation Infrastructure Management.
3. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

Background Information

Proposed Bicycle Lanes on Sentinel Road from Finch Avenue West to Dovehouse Avenue
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6041.pdf>)

Proposed Bicycle Lanes - Sentinel Road - A-A
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6042.pdf>)

Proposed Bicycle Lanes - Sentinel Rd - Map
(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6043.pdf>)

12.49 **Final Report - Zoning By-law Amendment Application - 7 and 9 Tippet Road**

NY8.54	AMENDED		Ward: 10
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be amended by deleting Recommendation 3d of the North York Community Council, and that Council adopt the following instead:
 - 3d. the applicant shall provide a six-month transit pass to the purchaser of each residential condominium unit at no cost to the purchaser.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Zoning By-law for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 6 to the report (August 21, 2007) from the Director, Community Planning, North York District.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
3. Before introducing the necessary Bills to City Council for enactment, City Council require the owner to enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
 - a. a cash contribution of \$20,000.00 for streetscape improvements in the immediate vicinity of the site as follows:
 - i street tree replacement/installation along both sides of Wilson Avenue where opportunities exist within the City's right-of-way, specifically adjacent to 2 Faywood Boulevard, 408 to 530 Wilson Avenue on the north side and 451 to 497 Wilson Avenue on the

- south side; and
- ii replacement of asphalt with decorative concrete or unit pavers in the boulevard along Wilson Avenue where opportunities exist;
- b. a cash contribution of \$180,000.00 dedicated to improving the existing recreational capital facilities in Ward 10, the specific location to be determined through continuing discussions between City Planning staff, the Ward Councillor, Parks, Forestry and Recreation staff and other City Divisions as required;
 - c. a cash contribution of \$300,000.00 for an on-site public art installation under the Percent for Public Art Program; and
 - d. the applicant shall provide a six-month transit pass to the purchaser of each residential condominium unit at no cost to the purchaser.
4. City Council require the owner to file with the City of Toronto, a written undertaking that construction of the office building will be completed prior to completion of construction of the first residential building; and that no Official Plan or rezoning application for conversion of the office building to residential uses will take place sooner than 25 years.

Background Information

7 and 9 Tippet

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6063.pdf>

7 & 9 Tippet - Attachment

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6064.pdf>

**12.50 Final Report - Official Plan and Zoning Amendment Applications
- 872 878 Sheppard Avenue West**

NY8.55	NO AMENDMENT			Ward: 10
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September 27, 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 amend the Official Plan substantially in accordance with the draft Official Plan Amendment attached as Attachment No. 6 to the report (August 21, 2007) from the Director, Community Planning, North York District.
2. City Council amend the Zoning By-law for the former City of North York substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 7 to the report (August 21, 2007) from the Director, Community Planning, North York District.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and/or draft Zoning By-law Amendment as may be required.
4. Before introducing the necessary Bills to City Council for enactment, City Council require the owner to enter into a Section 37 Agreement with the City, to the satisfaction of the City Solicitor, to provide or fund the following facilities, services and/or matters:
 - a. a cash contribution of \$120,000.00 to be dedicated to improving existing recreational capital facilities in Ward 10, the specific location to be determined through continuing discussions between City Planning staff, the Ward Councillor, Parks, Forestry and Recreation staff and other City Divisions as required;
 - b. a cash contribution of \$30,000.00 to be dedicated to Public Art for improvements in the public realm in Ward 10, under the Percent for Public Art Program. The specific location is to be to be determined through the Art in Public Places Commission, with input from Economic Development, Culture and Tourism staff and the Ward Councillor.

Background Information

Final Report - Official Plan and Zoning Amendment Applications - 872-878 Sheppard Avenue West - Attachments 1-6

(<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-5968.pdf>)

Final Report - Official Plan and Zoning Amendment Applications - 872-878 Sheppard Avenue West Attachment 7

12.51 **Billboard Signs**

NY8.60	AMENDED			Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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September 26, 2007

Speaker Bussin in the Chair.

Ruling by Speaker:

During Council's review of the Order Paper, Speaker Bussin ruled this Item out of order because Sign By-law policy is within the mandate of the Licensing and Standards Committee. Further, the North York Community Council has asked for an investigation and report on certain signs, some of which are located in the Etobicoke York district. A community Council can only consider local matters with its own geographic area.

Speaker Bussin advised that Recommendation 1 as it relates to signs located in the Etobicoke York district, would be referred to the Etobicoke York Community Council, and that Recommendations 1b, 1c, 2 and 3 would be referred to the Licensing and Standards Committee.

The remaining portion of Recommendation 1 related to signs in the North York district was before Council for consideration.

Vote:

Council adopted Recommendation 1 of the North York Community Council, only as it relates to signs in the North York District.

City Council Decision

City Council adopted the following motions:

1. City Council direct the Chief Building Official to investigate the specific sign locations which are located within the North York Community Council district, as provided by Mr. Rami Tabetello in his letter dated August 29, 2007, and report back to the North York Community Council.
2. City Council refer to the Etobicoke York Community Council, the following recommendation only as it pertains to the balance of the sign locations which are located within the Etobicoke York Community Council district:

“1. direct the Chief Building Official to:

- a. investigate the specific sign locations provided by Mr. Rami Tabello in his letter dated August 29, 2007, and report back to the [Etobicoke York] Community Council;”.
3. City Council refer the following Recommendations 1b, 1c, 2 and 3 of the North York Community Council to the Licensing and Standards Committee for consideration:
- “1. direct the Chief Building Official to:
 - b. review the method by which sign permits in the North York District are issued in the North York District and recommend changes that will preserve the integrity of the bylaws and the permitting system; and
 - c. report on what increases to the permit fees will be necessary to hire sufficient staff to properly process the sign applications and ensure that there is sufficient staff to do the necessary inspections to ensure compliance with the Sign By-laws.
 2. City Council direct the Chief Building Official, in consultation with the City Solicitor, to revoke all permits where there is clear evidence that signs have been erected in violation of the permit issued or where permits have been issued on the basis of false information.
 3. City Council direct that the letter (August 29, 2007) from Mr. Rami Tabello regarding the interpretation of the City of Toronto Act, Section 110(1) with respect to advertising content, be referred to the City Solicitor for an interpretation as it relates to third party copy on first party signs.”

Background Information

Billboard Signs

<http://www.toronto.ca/legdocs/mmis/2007/ny/bgrd/backgroundfile-6732.pdf>

Additional Background Information (City Council)

- Communication (September 25, 2007) from the City Clerk ([NY8.60a](#))

12.52 **Service Level Adjustments In North York Community Council Area**

NY8.62	REFERRED			Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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September 26, 2007

Speaker Bussin in the Chair.

Ruling by Speaker:

During Council’s review of the Order Paper, Speaker Bussin ruled this Item out of order because the Community Council recommendations have City-wide financial implications that are in the jurisdiction of the Executive Committee and Budget Committee. She advised Council that this Item would be referred to the Executive Committee.

Councillor Walker challenged the rulings of the Speaker:

Vote to Uphold Ruling of Speaker:

Yes – 27	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan
No – 17	
Councillors:	Ainslie, Del Grande, Ford, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker

Carried by a majority of 10.

City Council Decision

This Item was ruled out of order at City Council because it relates to the 2007 Operating Budget and consideration of budget matters is within the mandate of the Executive Committee and the Budget Committee. This Item was subsequently referred to the Executive Committee for consideration.

Additional Background Information (City Council)

- Communication (September 25, 2007) from the City Clerk ([NY8.62a](#))

12.53 SCARBOROUGH COMMUNITY COUNCIL 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.

September 26, 2007

Held for consideration Minute 12.54	SC8.4	12 Lockie Avenue - Application to Remove Private Tree (Ward: 41)
Adopted by consent	SC8.15	Assumption of Services - Kradler Investments Inc. - 1075 Ellesmere Road (Ward: 37)
Adopted by consent	SC8.16	Assumption of Services – Granway Estates Inc. (prev. Sugarbridge Properties Inc.) Registered Plan of Subdivision 66M-2295 South of Rozell Road, West of Port Union Road (Ward: 44)
Adopted by consent	SC8.17	Re-Allocation of Section 37 Funds - Scarborough Walk of Fame (Ward: 38)
Adopted by consent	SC8.18	112 Sinnott Road - Ontario Municipal Board Hearing (Ward: 35)
Adopted by consent	SC8.19	1483-1485 Birchmount Road – Official Plan, Zoning and Site Plan Applications – Appeals to the Ontario Municipal Board (Ward: 37)
Adopted by consent	SC8.27	350 Danforth Road – Part Lot Control Application Final Report (Ward: 35)
Adopted by consent	SC8.28	2040-2050 Ellesmere Road – Removal of “Holding” Provision Application – Final Report (Ward: 38)
Adopted by consent	SC8.29	3351 Markham Road - Site Plan Control Application - Request for Direction Report (Ward: 42)
Adopted by consent	SC8.30	105 Scarboro Avenue – Zoning and Plan of Subdivision Applications - Request for Direction Report (Ward: 44)
Adopted by consent	SC8.31	25 Herron Avenue – Subdivision Application – Final Report (Ward: 35)
Adopted by consent	SC8.32	350 Danforth Road – Common Elements Condominium Application – Final Report (Ward: 35)

- Adopted by consent SC8.33 South Side Greenbrae Circuit (West of 700 Markham Road) - Zoning Application – Final Report (Ward: 38)
- Adopted by consent SC8.34 W/S Hummingbird Drive and Pitchpine Drive, North of Neilson Tributary and East of the CPR - Subdivision Application and Removal of Holding Provision - Final Report (Ward: 42)
- Adopted by consent SC8.35 4314 Kingston Road – Common Elements Condominium Application – Final Report (Ward: 43)
- Adopted by consent SC8.36 262 Dean Park Road - Zoning and Subdivision Applications - Final Report (Ward: 44)

Consideration of Item - Scarborough Community Council Meeting 8

12.54 12 Lockie Avenue - Application to Remove Private Tree

SC8.4	DEFERRED			Ward: 41
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Lee moved that Council defer consideration of the Item to its meeting on October 22, 2007, and that the General Manager, Parks, Forestry and Recreation be requested to review this matter and report to Council, if necessary.

Vote on Deferral:

Motion 1 by Councillor Lee carried.

City Council Decision

City Council deferred consideration of this Item to its meeting on October 22, 2007, and requested the General Manager, Parks, Forestry and Recreation, to review this matter and report to Council, if necessary.

Background Information

Report

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

12.55 TORONTO AND EAST YORK COMMUNITY COUNCIL 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.

September 26, 2007

Adopted by consent	TE8.1	Closure of a portion of the public lane abutting 286 King Street East and 501 Adelaide Street East. (Ward: 28)
Adopted by consent	TE8.2	Final Report - Official Plan and Zoning By-law Amendment Applications - 57 and 59 Elm Grove Avenue (Ward: 14)
Adopted by consent	TE8.3	Final Report - Zoning Application – 2 Gladstone Avenue (Ward: 18)
Adopted by consent	TE8.4	Final Report - Official Plan and Zoning By-law Amendment Applications – 701-703 Dovercourt Road and Intention to Designate - 703 Dovercourt Road (Centennial Japanese Church) (Ward: 19)
Held for consideration Minute 12.56	TE8.5	Final Report - Official Plan Amendment and Draft Plan of Condominium Applications - 1 Clarendon Avenue (Ward: 22)
Adopted by consent	TE8.6	Directions and Refusal Report - Zoning Application - 80 Crescent Road (Ward: 27)
Adopted by consent	TE8.7	Request to Amend Approval to Alter a Building Designated under Part IV of the Ontario Heritage Act, and Authority to Amend a Heritage Easement Agreement – 180 University Avenue (Ward: 20)
Adopted by consent	TE8.8	Inclusion on Heritage Inventory – 229 Queen Street East (Ward: 28)
Adopted by consent	TE8.9	Inclusion on Heritage Inventory and Intention to Designate under the Ontario Heritage Act - 302 Yonge Street (Ward: 27)
Adopted by consent	TE8.45	Preliminary Report - Zoning Application - 351-369 Lake Shore Boulevard East (Ward: 28)
Adopted by consent	TE8.63	The Trump International Hotel and Tower Public Art Plan - 311 and 333 Bay Street (Ward: 28)

Adopted by consent	TE8.64	Crystal Blu Condominium Public Art Plan 7-21 Balmuto Street (Ward: 27)
Adopted by consent	TE8.65	Pier 27 Comprehensive Public Art Plan – 25 Queens Quay East (Ward: 28)
Adopted by consent	TE8.66	Exemption from Part Lot Control Application - 567 Shuter Street (Ward: 28)
Adopted by consent	TE8.79	Pedestrian Crossover Installation – Gerrard Street East at Norwood Road (Ward: 32)
Held for consideration Minute 12.57	TE8.80	Proposed Bicycle Lanes on Carlaw Avenue from Riverdale Avenue to Simpson Avenue and on Logan Avenue from Simpson Avenue to Dundas Street East (Ward: 30)
Held for consideration Minute 12.58	TE8.81	Proposed Bicycle Lanes on Greenwood Avenue from Danforth Avenue to Queen Street East (Ward: 30, 32)
Adopted by consent	TE8.87	Restoration of Parking Conditions – St. Clair Avenue West (Ward: 22)
Adopted by consent	TE8.88	Change to school bus loading zone and student pick-up/drop-off area - Williamson Road (Ward: 32)
Adopted by consent	TE8.91	Parking Amendments - Queens Quay West, between Lower Spadina Avenue and a point 140 metres east (Ward: 20)
Adopted by consent	TE8.93	Removal of a Taxicab Stand - Danforth Avenue (Ward: 30)
Adopted by consent	TE8.94	Lane Closure for Construction - Broadview Avenue (Ward: 29)
Adopted by consent	TE8.97	Traffic Control Signals - Mortimer Avenue and Woodmount Avenue (Ward: 31)
Adopted by consent	TE8.101	Parking Prohibition - Riverdale Avenue (Ward: 30)
Adopted by consent	TE8.104	Closure for Construction - 60 Richmond Street East (Ward: 28)
Adopted by consent	TE8.108	Request for traffic control signals - Jarvis Street and Gloucester Street/Earl Place (Ward: 27)
Held for consideration Minute 12.59	TE8.114	Proposed Amendments to Parking Regulations - Dundas Street West, between Dovercourt Road and Sterling Road (Ward: 18)

Adopted by consent	TE8.115	The Eglinton Way Business Improvement Area (BIA) Board of Management Additions and Deletions (Ward: 22)
Held for consideration Minute 12.60	TE8.118	Liquor Licensing - Use of Nathan Phillips Square for Various Events up to February 2008 (Ward: All)
Adopted by consent	TE8.119	Designation of Fire Routes and amendment to Chapter 880 – Fire Routes (Ward: 14, 19, 29)
Held for consideration Minute 12.61	TE8.123	Requests for Endorsement of Events for Liquor Licensing Purposes (Ward: 19, 28)
Adopted by consent	TE8.125	Grade Separation Design Concept Study - Strachan Avenue (Ward: 19)
Adopted by consent	TE8.126	Liquor Licence - C.M.D. Restaurant and Bar, 2620 Danforth Avenue (Ward: 31)
Adopted by consent	TE8.128	Use of Nathan Phillips Square for L’Oreal Fashion Week from October 22 -26, 2007 (Ward: All)
Adopted by consent	TE8.130	Appointment of Citizen Members to the Yonge-Dundas Square Board of Management (Ward: 27)

Consideration of Items - Toronto and East York Community Council Meeting 8

12.56 Final Report - Official Plan Amendment and Draft Plan of Condominium Applications - 1 Clarendon Avenue

TE8.5	AMENDED		Transactional	Ward: 22
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

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

That Council adopt the following recommendations contained in the communication (September 13, 2007) from the Toronto Preservation Board:

The Toronto Preservation Board recommended that:

1. City Council state its intention to designate the property at 1 Clarendon Avenue (Claridge Apartments) under Part IV of the Ontario Heritage Act;
 2. if there are no objections to the designation in accordance with Section 29(6) of the Ontario Heritage Act, the solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act;
 3. if there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the Clerk be directed to refer the proposed designation to the Conservation Review Board;
 4. authority be granted by City Council for the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owner of the property at 1 Clarendon Avenue (Claridge Apartments), using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Chief Planner and Executive Director, City Planning Division; and
 5. the appropriate City officials be authorized and directed to take necessary action to give effect thereto.
2. Councillor Moscoe moved that the Item be amended by adding the following:

The applicant shall provide a one-year transit pass to the purchaser of each residential condominium unit at no cost to the purchaser.

Permission to Withdraw Motion:

Councillor Moscoe, with the permission of Council, withdrew his motion 2.

Votes:

Adoption of motion 1 by Councillor Walker:

Yes - 24

Councillors: Ashton, Bussin, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Hall, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Saundercook, Stintz, Walker

No - 0

Carried, without dissent.

Adoption of the Item, as amended:

Yes - 24 Councillors: Ashton, Bussin, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Grimes, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Stintz, Walker
No - 0

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Official Plan (application No. 06 143050 STE 22 OZ) substantially in accordance with the draft Official Plan Amendment found in Attachment No. 10 of the report (August 15, 2007) from the Director, Community Planning, Toronto and East York District.

2. City Council amend Attachment 11: Conditions of Draft Plan of Condominium Approval of the staff report by adding the following additional Condition 14:

“14. The owner of the Site agrees that any units that remain rented to existing tenants will not be sold to individual condominium buyers until the tenant terminates his or her tenancy and the unit becomes vacant, unless the tenant consents to such a sale.”,

and authorize Draft Approval of the Plans of Condominium (application No. 06 143056 STE 22 CD) for 1 Clarendon Avenue, prepared by C. E. Dotterill Ltd., certified by B.K. Warren on July 27, 2007, subject to the conditions set forth in Attachment No. 11, as amended, and authorize the Chief Planner and Executive Director to permit such red line revisions as he may deem appropriate.

3. City Council require the owner to fulfill the conditions of Draft Approval of Condominium set forth in Attachment No. 11, including the execution and satisfactory registration of any condominium agreement deemed necessary by the City Solicitor, prior to the City’s consent for final registration and authorize the City Solicitor to prepare any necessary condominium agreement to secure the conditions, as the City Solicitor deems necessary.

4. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and Conditions of Draft Approval of Condominium as may be required.
5. City Council authorize the execution of a Heritage Easement Agreement under Section 37 of the Ontario Heritage Act with the owner of the property at 1 Clarendon Avenue (Claridge Apartments), using substantially the form of easement agreement prepared in February 1987 by the City Solicitor and on file with the City Clerk, subject to such amendments as may be deemed necessary by the City Solicitor in consultation with the Chief Planner and Executive Director, City Planning Division.
6. City Council state its intention to designate the property at 1 Clarendon Avenue (Claridge Apartments) under Part IV of the Ontario Heritage Act.
7. If there are no objections to the designation in accordance with Section 29(6) of the Ontario Heritage Act, the Solicitor be authorized to introduce the Bills in Council designating the property under Part IV of the Ontario Heritage Act.
8. If there are objections in accordance with Section 29(7) of the Ontario Heritage Act, the City Clerk be directed to refer the proposed designation to the Conservation Review Board.
9. City Council authorize and direct the appropriate City officials to take necessary actions to give effect thereto.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5990.pdf>

Additional Background Information (City Council)

- Communication (September 13, 2007) from the Toronto Preservation Board ([TE8.5a](#))
- Report (September 12, 2007) from the Chief Planner and Executive Director, City Planning ([TE8.5b](#))

12.57 Proposed Bicycle Lanes on Carlaw Avenue from Riverdale Avenue to Simpson Avenue and on Logan Avenue from Simpson Avenue to Dundas Street East

TE8.80	NO AMENDMENT		Transactional	Ward: 30
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September 26, 2007

Speaker Bussin in the Chair.

Procedural Advice:

Councillor Ford requested a recorded vote be taken on the adoption of Items TE8.80 and TE8.81. Speaker Bussin proposed that the Items be considered together. Council agreed with the proposal.

Vote:

Adoption of Items TE8.80 and TE8.81:

Yes - 42	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 3	
Councillors:	Ford, Holyday, Ootes

Carried by a majority of 39.

City Council Decision - TE8.80

City Council adopted the following motions:

1. City Council approve the installation of a southbound bicycle lane on the west side of Carlaw Avenue, from Riverdale Avenue to Simpson Avenue, as detailed in Appendix A of the report (August 22, 2007) from the Director, Transportation Infrastructure Management.
2. City Council approve the installation of a southbound contra-flow bicycle lane on the west side of Logan Avenue, from Simpson Avenue to Gerrard Street East, as detailed in Appendix A of the staff report.
3. City Council approve the installation of bicycle lanes on both sides of Logan Avenue, from Gerrard Street East to Dundas Street East, as detailed in Appendix A of the staff report.
4. City Council approve the amendments to the traffic and parking regulations

detailed in Appendix B of the staff report.

5. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6353.pdf>

Attachment 1 - Drawing 0035

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6354.pdf>

Attachment 2 - Drawing 0036

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6355.pdf>

Attachment 3 - Drawing 0037

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6356.pdf>

Attachment 4 - Drawing 0040

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6357.pdf>

Attachment 5 - Drawing 0041

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6358.pdf>

Attachment 6 - Drawing 0051

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6359.pdf>

12.58 Proposed Bicycle Lanes on Greenwood Avenue from Danforth Avenue to Queen Street East

TE8.81	NO AMENDMENT		Transactional	Ward: 30, 32
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Council considered Items TE8.80 and TE8.81 together. (See Minute 12.57)

City Council Decision - TE8.81

City Council adopted the following motions:

1. City Council approve the installation of bicycle lanes on both sides of Greenwood Avenue, from Danforth Avenue to Queen Street East, as detailed in Appendix A of the report (August 21, 2007) from the Director, Transportation Infrastructure Management.
2. City Council approve the amendments to the traffic and parking regulations detailed in Appendix B of the staff report.
3. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto, including the introduction of all necessary bills.

Background Information

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6363.pdf>)

Attachment 1 - Appendix A & B

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6364.pdf>)

Attachment 2 - Drawing 0026

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6365.pdf>)

Attachment 3 - Drawing 0027

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6366.pdf>)

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

TE8.114	AMENDED		Transactional	Ward: 18
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September 27, 2007

Speaker Bussin in the Chair.

Motions:

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

Given the views of the Toronto Transit Commission and the Transportation Division that suggested changes to the parking would have a negative impact on transit, the parking regulations on this section of Dundas Street West remain unchanged.

2. Councillor Giambrone moved that the Item be amended by deleting Recommendations 1e to 1h of the Toronto and East York Community Council, and that they be replaced with the following:
 1. adopt the following peak period adjustments to parking regulations as contained in Appendix C of the report (August 17, 2006) from the Director, Transportation Services, Toronto and East York District:
 - e. the three-hour pay-and-display parking, in effect from 9:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. Sunday, on both sides of Dundas Street West, from Lansdowne Avenue to a point 45 metres east of Roxton Road, at a rate of \$1.50 for one hour, be rescinded;

- f. three-hour pay-and-display parking, in effect from 8:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. on Sunday, on the north side of Dundas Street West, from Lansdowne Avenue to Dovercourt Road, at a rate of \$1.50 for one hour, be enacted;
 - g. three-hour pay-and-display parking, in effect from 9:00 a.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. on Sunday, on the south side of Dundas Street West, from Lansdowne Avenue to Dovercourt Road, at a rate of \$1.50 for one hour, be enacted; and
 - h. three-hour pay-and-display parking, in effect from 9:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday and from 1:00 p.m. to 9:00 p.m. on Sunday, on both sides of Dundas Street West, from Dovercourt Road to a point 45 metres east of Roxton Road, at a rate of \$1.50 for one hour, be enacted.
3. Councillor Moscoe moved that the Item be amended by deleting Recommendation 5 of the Toronto and East York Community Council, and that it be replaced with the following:
- 5. request the General Manager, Transportation Services to review the arrangement after it has been in operation for a period of two years and that in the interim, the Toronto Parking Authority be requested to explore the feasibility of establishing alternate parking in the area.

Votes:

Adoption of motion 1 by Deputy Mayor Pantalone:

Yes - 7	
Councillors:	Kelly, Lee, Moeser, Pantalone, Perruzza, Saundercook, Walker
No - 19	
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Hall, Holyday, Jenkins, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Stintz, Vaughan

Lost by a majority of 12.

Adoption of motion 3 by Councillor Moscoe:

Yes - 13	
Councillors:	Bussin, Carroll, De Baeremaeker, Del Grande, Feldman, Giambrone, Kelly, Lindsay Luby, Milczyn, Moscoe, Nunziata, Stintz, Vaughan
No - 13	
Councillors:	Ashton, Davis, Hall, Holyday, Jenkins, Lee, McConnell, Moeser, Palacio, Pantalone, Perruzza, Saundercook, Walker

Lost on a tie vote.

Adoption of the Item, as amended by motion 2 by Councillor Giambrone:

Yes - 22	
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Stintz, Vaughan
No - 5	
Councillors:	Moeser, Pantalone, Perruzza, Saundercook, Walker

Carried by a majority of 17.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the following peak period adjustments to parking regulations as contained in Appendix C of the report (August 17, 2006) from the Director, Transportation Services, Toronto and East York District:
 - a. the parking prohibition in effect from 7:00 a.m. to 9:00 a.m., Monday to Friday except public holidays, on the north side of Dundas Street West, from College Street to Dovercourt Road, be rescinded;
 - b. the parking prohibition in effect from 4:00 p.m. to 6:00 p.m., Monday to Friday except public holidays, on the south side of Dundas Street West, from College Street to a point 81 metres west of Dufferin Street, be rescinded;
 - c. the parking prohibition in effect from 4:00 p.m. to 6:00 p.m., Monday to Friday except public holidays, on the south side of Dundas Street West, from a point 67 metres west of Dufferin Street to a point 29.4 metres west of Grove Avenue, be rescinded;

- d. a parking prohibition in effect from 4:00 p.m. to 6:00 p.m., Monday to Friday except public holidays, on the south side of Dundas Street West, from Dovercourt Road to a point 29.4 metres west of Grove Avenue, be enacted;
 - e. the three-hour pay-and-display parking, in effect from 9:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. Sunday, on both sides of Dundas Street West, from Lansdowne Avenue to a point 45 metres east of Roxton Road, at a rate of \$1.50 for one hour, be rescinded;
 - f. three-hour pay-and-display parking, in effect from 8:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. on Sunday, on the north side of Dundas Street West, from Lansdowne Avenue to Dovercourt Road, at a rate of \$1.50 for one hour, be enacted;
 - g. three-hour pay-and-display parking, in effect from 9:00 a.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and 1:00 p.m. to 9:00 p.m. on Sunday, on the south side of Dundas Street West, from Lansdowne Avenue to Dovercourt Road, at a rate of \$1.50 for one hour, be enacted; and
 - h. three-hour pay-and-display parking, in effect from 9:00 a.m. to 4:00 p.m. and from 6:00 p.m. to 9:00 p.m. Monday to Friday, 8:00 a.m. to 9:00 p.m. Saturday, and from 1:00 p.m. to 9:00 p.m. on Sunday, on both sides of Dundas Street West, from Dovercourt Road to a point 45 metres east of Roxton Road, at a rate of \$1.50 for one hour, be enacted.
2. City Council adopt the following peak period left turn prohibitions as contained in the additional Appendix D:

Left-turn prohibitions on Dundas Street West, between Sterling Road and Dovercourt Road, to be implemented:

- a. the prohibition of eastbound left turns at the intersection of Dundas Street West and St. Clarens Avenue, between the hours of 7:00 a.m. to 9:00 a.m., Monday to Friday;
- b. the prohibition of westbound left turns at the intersection of Dundas Street West and St. Clarens Avenue, between the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday;
- c. the prohibition of eastbound left turns at the intersection of Dundas Street

- West and Brock Avenue, between the hours of 7:00 a.m. to 9:00 a.m., Monday to Friday;
- d. the prohibition of westbound left turns at the intersection of Dundas Street West and Brock Avenue, between the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday;
 - e. the prohibition of eastbound left turns at the intersection of Dundas Street West and Sheridan Avenue, between the hours of 7:00 a.m. to 9:00 a.m., Monday to Friday;
 - f. the prohibition of westbound left turns at the intersection of Dundas Street West and Sheridan Avenue, between the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday;
 - g. the prohibition of eastbound left turns at the intersection of Dundas Street West and Gladstone Avenue, between the hours of 7:00 a.m. to 9:00 a.m., Monday to Friday;
 - h. the prohibition of westbound left turns at the intersection of Dundas Street West and Gladstone Avenue, between the hours of 4:00 p.m. to 6:00 p.m., Monday to Friday; and
 - i. the prohibition of eastbound left turns at the intersection of Dundas Street West and Rusholme Drive/Beaconsfield Avenue, between the hours of 7:00 a.m. to 9:00 a.m., Monday to Friday.
3. City Council request the Toronto Parking Authority to continue its vigorous search for parking spots in this area and direct that these changes in parking regulations be rescinded when the parking lot comes into existence.
 4. City Council request the Executive Director, Economic Development, Culture and Tourism to report to the Toronto and East York Community Council with an analysis of the impact that these changes in parking regulations may have on the economic viability of the area.
 5. City Council request the Director, Transportation Services, Toronto and East York District and the Chief General Manager, Toronto Transit Commission to report to the September 2008 meeting of the Toronto and East York Community Council on the impact of the parking regulation changes on the TTC, and the status of the TTC parking spots.
 6. City Council authorize the appropriate City officials to take whatever action is necessary to give effect to these Recommendations, including the introduction in Council of any Bills that are required.

Background Information

Letter from the City Clerk

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5683.pdf>)

Attachment - Toronto and East York Community Council recommendations of meeting of February 13, 2007

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6398.pdf>)

Staff Report

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5675.pdf>)

Attachment - Letter from Gary Webster, Interim Chief General Manager, Toronto Transit Commission

(<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6399.pdf>)

Declared Interest (City Council)

Councillor Perks - in that he lives in the subject area.

12.60 Liquor Licensing - Use of Nathan Phillips Square for Various Events up to February 2008

TE8.118	AMENDED		Transactional	Ward: All
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September 26, 2007

Speaker Bussin in the Chair.

Motion:

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

The Chief Corporate Officer be requested to inform Members of Council of special events scheduled to be held in Nathan Phillips Square.

Votes:

Motion 1 by Councillor Saundercook carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council give an exemption to the Wintercity Festival to operate a beer, wine and spirits garden upon the following conditions:

- a. approval of the A.G.C.O.;
 - b. approval of the Medical Officer of Health;
 - c. compliance with the City of Toronto's Municipal Alcohol Policy; and
 - d. receipt of all the necessary permits associated with the production of the event, i.e. building permit, noise by-law extension permit.
2. Subject to review and approval of the Fire Chief, City Council give an exemption to the Tourism Section of the Economic Development, Culture and Tourism Division to use atmospheric fire performances that will feature fire breathers, eaters and jugglers and to use special effects pyrotechnics under Class 7.2.5 of the Federal Explosives Regulations on Nathan Phillips Square.
 3. City Council direct that the various events compensate the City of Toronto through the Facilities and Real Estate division for all the City of Toronto costs associated with the event.
 4. The Chief Corporate Officer be requested to inform Members of Council of special events scheduled to be held in Nathan Phillips Square.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6395.pdf>

12.61 Requests for Endorsement of Events for Liquor Licensing Purposes

TE8.123	AMENDED		Transaction	Ward: 19, 28
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by adding the following Part c to Recommendation 1 of the Toronto and East York Community Council.
 - c. the following additional establishments participating in Nuit Blanche being permitted to sell and serve alcohol during this event until 4:00 a.m. on Sunday, September 30, 2007:
 - i. Church Street Bar, 501 Church Street; and

- ii. The Kitchen at St. Lawrence Market, 91 Front Street East.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

City Council, for liquor licence purposes:

- 1. advise the Alcohol and Gaming Commission that it has no objection to:
 - a. the sale and service of alcohol until 2:00 a.m. on October 21, 2007, at the Closing Night Awards Ceremony and After Party taking place at The Great Hall, 1087 Queen Street West, in conjunction with the ImagineNATIVE Film and Media Arts Festival, which has been designated by Toronto and East York Community Council as an event of municipal significance;
 - b.
 - i. the following locations being permitted to sell and serve alcohol until 4:00 a.m. on September 30, 2007, in conjunction with The Kensington Art Project (Nuit Blanche), which has been designated by Toronto and East York Community Council as an event of municipal significance:

Supermarket, 268 Augusta Avenue,
The Embassy, 223 Augusta Avenue,
La Palette, 256 Augusta Avenue, and
Ronnie's Local, 69 Nassau Street;
 - ii. the following locations being permitted to sell and serve alcohol on extended patios from 7.00 p.m. on September 29, 2007, to 4:00 a.m. on September 30, 2007, in conjunction with The Kensington Art Project (Nuit Blanche) which has been designated by Toronto and East York Community Council as an event of municipal significance:

Rice Bar, 319 Augusta Avenue
Supermarket, 268 Augusta Avenue
La Palette, 256 Augusta Avenue,
Back Alley BBQ, 88 Augusta Avenue,

Amadeus, 84 Augusta Avenue, and
The Embassy, 223 Augusta Avenue; and

- c. the following additional establishments participating in Nuit Blanche being permitted to sell and serve alcohol during this event until 4:00 a.m. on Sunday, September 30, 2007:
 - i. Church Street Bar, 501 Church Street; and
 - ii. The Kitchen at St. Lawrence Market, 91 Front Street East;
- 2. confirm the action taken by the Toronto and East York Community Council in having advised the AGCO that it has no objection to the Tappo Wine Bar and Restaurant, 511 Mill Street, Building 3 being permitted to sell and serve alcohol from 7.00 p.m., until midnight on September 22, 2007, in the Monte Clark Gallery and the courtyard located directly in front of the Gallery, in conjunction with Phantom Shanghai which has been designated by Toronto and East York Community Council as an event of municipal significance.

Background Information

Letter

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-5977.pdf>

Letter

<http://www.toronto.ca/legdocs/mmis/2007/te/bgrd/backgroundfile-6670.pdf>

12.62 NEW BUSINESS

September 26, 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. CC12.1 (August 27, 2007) from the Integrity Commissioner, headed Minute 12.63 "Integrity Commissioner Annual Report - 2006"

12.63 Integrity Commissioner Annual Report - 2006

CC12.1	AMENDED		
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September 27, 2007

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that Item CC12.1 be amended by adding the following:

That the Integrity Commissioner be requested to review the policy that prohibits Members of Council receiving donations to community events and consider an alternative policy and submit a report to the Executive Committee no later than November 2007 on this policy matter.

Votes:

Motion 1 by Councillor Moscoe carried.

Item CC12.1, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council receive this report.
2. The Integrity Commissioner be requested to review the policy that prohibits Members of Council receiving donations to community events, consider an alternative policy and submit a report to the Executive Committee, no later than November 2007, on this policy matter.

Link to Background Information

Council considered the following:

- Report (August 27, 2007) from the Integrity Commissioner. ([CC12.1](#))

NOTICES OF MOTIONS

12.64 **City Council Initiate Enforcement Action Under Chapter 485, Graffiti, Against Private Utility Companies**

Moved by Councillor Minnan-Wong, seconded by Councillor Carroll

M117	REFERRED			Wards: All
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September 27, 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 M117 be referred to the Licensing and Standards Committee. A two-thirds vote of the Council Members present is required to consider Motion M117 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M117, a Fiscal Impact Statement (September 27, 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 M117 at this meeting:

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

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

City Council Decision

City Council referred Motion M117 to the Licensing and Standards Committee.

Link to Background Information

Council considered the following:

- [Motion M117](#)
- Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer

of Sub-tenant

Moved by Councillor Holyday, seconded by Councillor Ford

M118	NO AMENDMENT			
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September 27, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M118 requires a re-opening of Government Management Committee Item GM5.33 (City Council – June 19, 20 and 22, 2007) as it relates to the legal name of the Sub-tenant. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Government Management Committee Item GM5.33:

The vote to re-open Government Management Committee Item GM5.33 (City Council – June 19, 20 and 22, 2007) as it relates to the legal name of the Sub-tenant, carried, two-thirds of Members present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M118, a Fiscal Impact Statement (September 27, 2007) 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 M118 carried, without amendment.

City Council Decision

City Council re-opened Government Management Committee Item GM5.33 (City Council – June 19, 20 and 22, 2007) as it relates to the legal name of the Sub-tenant, for further consideration, and adopted the following motion:

1. City Council amend the current wording of the report:

FROM:

“Staff be authorized to negotiate and execute an amendment to the current Lease Agreement between Centennial Park Mini-Indy and the City”.

TO:

“Staff be authorized to negotiate and execute an amendment to the current Lease Agreement between 1142827 Ontario Limited and the City”.

Link to Background Information

Council considered the following:

- [Motion M118](#)

12.66 **Special Meeting of Council to Discuss 2007 Operating Budget Cutbacks**
Moved by Councillor Walker, seconded by Councillor Stintz

M119	REFERRED			
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September 27, 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 M119 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M119 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M119, a Fiscal Impact Statement (September 27, 2007) 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 M119 at this meeting:

Yes - 18	Councillors: Ainslie, Ashton, Carroll, Del Grande, Grimes, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 21	Mayor: Miller

Councillors: Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Rae

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

City Council Decision

City Council referred Motion M119 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M119](#)
- Communication (September 4, 2007) from David C.K. Tang, Gowling Lafleur Henderson, LLP, Barristers and Solicitors, addressed to Councillor Michael Walker, Ward 21, St. Paul's

12.67 **Ontario Municipal Board Appeal - 32 Richview Road - Authority to Attend**
Moved by Councillor Lindsay Luby, seconded by Councillor Palacio

M120	NO AMENDMENT			Ward: 4
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September 27, 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 M120 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M120 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M120, a Fiscal Impact Statement (September 27, 2007) 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 M120 at this meeting:

The vote to consider Motion M120 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M120 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor and appropriate staff to attend at the Ontario Municipal Board hearing in support of the Committee of Adjustment's refusal of the variance application for 32 Richview Road.

Link to Background Information

Council considered the following:

- [Motion M120](#)
- Notice of Decision (June 21, 2007) Minor Variance/Permission, for 32 Richview Road, File No. A242/07EYK, from the Manager and Deputy Secretary Treasurer, Etobicoke York Panel

12.68 **Ontario Municipal Board Appeal - 1243 Royal York Road** *Moved by Councillor Lindsay Luby, seconded by Councillor Rae*

M121	NO AMENDMENT			Ward: 4
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September 27, 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 M121 be referred to the Etobicoke York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M121 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M121, a Fiscal Impact Statement (September 27, 2007) 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 M121 at this meeting:

The vote to consider Motion M121 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M121 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor to attend the Ontario Municipal Board Hearing to oppose the appeal and support the decision of the Committee of Adjustment Etobicoke York Panel with respect to Application No. A400/07EYK for 1243 Royal York Road and to retain an outside planning consultant.

Link to Background Information

Council considered the following:

- [Motion M121](#)
- Notice of Decision (August 13, 2007) Minor Variance/Permission, for 1243 Royal York Road, File No. A400/07EYK, from the Manager and Deputy Secretary Treasurer, Etobicoke York Panel
- Notice of Decision (June 19, 2007) Minor Variance/Permission, for 1243 Royal York Road, File No. A314/06EYK, from the Manager and Deputy Secretary Treasurer, Etobicoke York Panel

- 12.69 **Ontario Municipal Board Hearing - 129 Baldwin Street**
Moved by Councillor Vaughan, seconded by Councillor Perks

M122	NO AMENDMENT			Ward: 20
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September 27, 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 M122 be referred to the Toronto and East York

Community Council. A two-thirds vote of the Council Members present is required to consider Motion M122 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M122, a Fiscal Impact Statement (September 27, 2007) 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 M122 at this meeting:

The vote to consider Motion M122 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M122 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. The City Solicitor and Planning staff be instructed to attend the Ontario Municipal Board hearing in support of the refusal of the variances relating to Committee of Adjustment application A0307/07TEY.

Link to Background Information

Council considered the following:

- [Motion M122](#)
- Notice of Decision (June 25, 2007) Minor Variance/Permission, for 129 Baldwin Street, File No. A0307/07TEY, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

12.70 Ontario Municipal Board Hearing for 1 St. Aubyn’s Crescent – Ward 25 - Request for City Staff Attendance

Moved by Councillor Jenkins, seconded by Councillor Fillion

M123	NO AMENDMENT			Ward: 25
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September 27, 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 M123 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M123 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M123, a Fiscal Impact Statement (September 27, 2007) 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 M123 at this meeting:

The vote to consider Motion M123 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M123 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Council authorize the City Solicitor, Planning staff (if necessary outside Planning consultants) and Forestry staff to attend the Ontario Municipal Board hearing on October 16, 2007, to uphold the Committee Of Adjustment decision to refuse the below grade garage variance because it is out of character with other homes on St. Aubyn's Crescent and might create flooding problems for the neighbours; and to provide an opportunity to possibly preserve the two large red oaks on private property.

Link to Background Information

Council considered the following:

- [Motion M123](#)
- Excerpt of May 24, 2007 minutes of the North York Committee of Adjustment related to 1 St. Aubyn's Crescent
- Photograph of the subject red oak trees

12.71 **Chinatown Destination Signs**

Moved by Councillor Vaughan, seconded by Councillor Fletcher

M124	REFERRED			Ward: 20
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September 27, 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 M124 be referred to the Planning and Growth Management Committee. A two-thirds vote of the Council Members present is required to consider Motion M124 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M124, a Fiscal Impact Statement (September 27, 2007) 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 M124 at this meeting:

Yes - 24	
Mayor:	Miller
Councillors:	Augimeri, Carroll, Cho, Davis, De Baeremaeker, Fletcher, Giambone, Hall, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Ootes, Palacio, Parker, Perks, Rae, Vaughan, Walker
No - 15	
Councillors:	Ainslie, Ashton, Bussin, Del Grande, Di Giorgio, Grimes, Holyday, Mammoliti, Milczyn, Minnan-Wong, Nunziata, Pantalone, Saundercook, Stintz, Thompson

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

City Council Decision

City Council referred Motion M124 to the Planning and Growth Management Committee.

Link to Background Information

Council considered the following:

- [Motion M124](#)

12.72 Leave of Absence to Run for Provincial or Federal Office
Moved by Councillor Vaughan, seconded by Councillor Del Grande

M125	REFERRED			Wards: All
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September 27, 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 M125 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M125 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M125, a Fiscal Impact Statement (September 27, 2007) 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 M125 at this meeting:

Yes - 23	
Mayor:	Miller
Councillors:	Ashton, Carroll, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Hall, Jenkins, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Perks, Rae, Thompson, Vaughan
No - 16	
Councillors:	Ainslie, Augimeri, Bussin, Cho, Grimes, Holyday, Kelly, Mammoliti, Minnan-Wong, Moeser, Nunziata, Ootes, Parker, Saundercook, Stintz, Walker

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

City Council Decision

City Council referred Motion M125 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M125](#)

- 12.73 **Expedite Rezoning of 1980, 2000 and 2040 Eglinton Avenue East**
Moved by Councillor Thompson, seconded by Councillor De Baeremaeker

M126	NO AMENDMENT			Ward: 37
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September 27, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M125 requires a re-opening of Scarborough Community Council Item SC6.23 (City Council - June 19, 20 and 22, 2007), as it relates to the pre-condition that a site plan agreement for 1980, 2000 and 2040 Eglinton Avenue East be executed prior to the introduction of the Bills. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Scarborough Community Council Item SC6.23:

The vote to re-open Scarborough Community Council Item SC6.23 (City Council - June 19, 20 and 22, 2007), as it relates to the pre-condition that a site plan agreement for 1980, 2000 and 2040 Eglinton Avenue East be executed prior to the introduction of the Bills, carried, two-thirds of Members present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M126, a Fiscal Impact Statement (September 27, 2007) 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 M126 carried, without amendment.

City Council Decision

City Council re-opened Scarborough Community Council Item SC6.23 (City Council - June 19, 20 and 22, 2007), as it relates to the pre-condition that a site plan agreement for 1980, 2000 and 2040 Eglinton Avenue East be executed prior to the introduction of the Bills, for further consideration, and adopted the following motion:

1. Recommendation 6 of Item SC6.23, adopted by Council at its meeting of June 19, 20 and 22, 2007, be amended by deleting the following wording from Part a:

“enter into a site plan control agreement under Section 114 of the City of Toronto Act and/or Section 41 of the Planning Act”,

and replacing it with the following wording:

“require payment by the owner of all financial securities intended to be obtained through the site plan process, as determined by the Director of Community Planning – Scarborough District”.

so that Recommendation 6, Part a, now reads as follows:

- “6. Before introducing the necessary bills to City Council for enactment, require the owner to:
 - a. submit site plans satisfactory to the Director of Community Planning – Scarborough District addressing the current development plus suitable integration with the adjacent commercial development to the west and require payment by the owner of all financial securities intended to be obtained through the site plan process, as determined by the Director of Community Planning – Scarborough District.”

Link to Background Information

Council considered the following:

- [Motion M126](#)

12.74 112 - 126 Kingston Road, 2110 Dundas Street East and Part of 15 and 17 Edgewood Avenue - Extension of Expiration of Part Lot Control Exemption By-law

Moved by Councillor Bussin, seconded by Councillor Walker

M127	NO AMENDMENT			Ward: 32
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September 27, 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 M127 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M127 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M127, a Fiscal Impact Statement (September 27, 2007) 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 M127 at this meeting:

The vote to consider Motion M127 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M127 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council amend By-law No. 1034-2006 to extend the expiration of part lot control exemption until September 27, 2008, for the lands known municipally as 112-126 Kingston Road, 2110 Dundas Street East, and part of 15 and 17 Edgewood Avenue.

Link to Background Information

Council considered the following:

- [Motion M127](#)
- Schedule "A", By-law No. 1034-2006

12.75 One-time Waiving of Tipping Fees for Branch 258 of Royal Canadian Legion Ontario Command

Moved by Councillor Moeser, seconded by Councillor De Baeremaeker

M128	NO AMENDMENT			Ward: 44
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September 27, 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 M128 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M128 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M128, a Fiscal Impact Statement (September 27, 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 M128 at this meeting:

The vote to consider Motion M128 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote to Adopt Motion M128, without amendment:

Yes - 21	
Councillors:	Ashton, Bussin, Cho, De Baeremaeker, Di Giorgio, Filion, Hall, Holyday, Jenkins, Kelly, Lindsay Luby, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Rae, Vaughan
No - 9	
Councillors:	Carroll, Del Grande, Feldman, Giambrone, Lee, Milczyn, Saundercook, Stintz, Walker

Carried by a majority of 12.

City Council Decision

City Council adopted the following motion:

1. Council grant the Royal Canadian Legion at 45 Lawson Road a one time waiver of tipping fees of under \$1,000.00.

Link to Background Information

Council considered the following:

- [Motion M128](#)
- Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer

Declared Interest (City Council)

Councillor Ainslie - in that he is a member of the subject Royal Canadian Legion.

12.76 **Liquor Licence Application - Timezone Bar and Restaurant, 3426 Bathurst Street**

Moved by Councillor Moscoe, seconded by Councillor Filion

M129	NO AMENDMENT			Ward: 15
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September 27, 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 M129 be referred to the North York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M129 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M129, a Fiscal Impact Statement (September 27, 2007) 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 M129 at this meeting:

Yes - 39	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee,

	Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1 Councillor:	Ainslie

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

Vote to Adopt Motion M129, without amendment:

Yes - 40 Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

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 increase in capacity of the existing liquor licence for both inside and outside areas of Timezone Bar and Restaurant, located at 3426 Bathurst Street (“Premises”), 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 Refuse or 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 M129](#)

12.77 **Financial Implications of Provincial Party Platforms**

Moved by Councillor Vaughan, seconded by Councillor Walker

M130	REFERRED			Wards: All
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September 27, 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 M130 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M130 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M130, a Fiscal Impact Statement (September 27, 2007) 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 M130 at this meeting:

Yes - 24	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, Del Grande, Giambrone, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moeser, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 16	
Mayor:	Miller
Councillors:	Ainslie, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Hall, Holyday, Kelly, Lindsay Luby, Mammoliti, Minnan-Wong, Moscoe, Parker, Saundercook, Stintz

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

City Council Decision

City Council referred Motion M130 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M130](#)

12.78 **185 Bremner Boulevard – Railway Lands East - Lease for Community Space**
Moved by Councillor Vaughan, seconded by Councillor Rae

M131	NO AMENDMENT			Ward: 20
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September 27, 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 M131 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M131 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M131, a Fiscal Impact Statement (September 27, 2007) 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 M131 at this meeting:

The vote to consider Motion M131 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M131 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The City Solicitor and other necessary officials take appropriate action to amend

the existing lease and Revised Precinct B Precinct Agreement in respect of 185 Bremner Boulevard, to allow for an expanded list of uses to include visual artists and film production facilities.

2. Subject to the finalization of the amendments referred to in Recommendation 1, that the City enter into a sublease with Artscape for the use of the community space located at 185 Bremner Boulevard.

Link to Background Information

Council considered the following:

- [Motion M131](#)

- 12.79 **To support the City of Hamilton in advocating the Province of Ontario to make changes to the Labour Relations Act, 1995**
Moved by Councillor Stintz, seconded by Councillor Ootes

M132	REFERRED			
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September 27, 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 M132 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M132 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M132, a Fiscal Impact Statement (September 27, 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 M132 at this meeting:

Yes - 17	
Councillors:	Ashton, Cho, Del Grande, Grimes, Holyday, Jenkins, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Stintz, Walker

No - 23 Mayor: Miller Councillors: Ainslie, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Kelly, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
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Lost, less than two-thirds of Members present having voted in the affirmative.

City Council Decision

City Council referred Motion M132 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M132](#)
- Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer

12.80 **Authorize the Public Release of the Ontario Municipal Board Pre hearing Report Item CC2.3 Regarding 1705-1745 Avenue Road, Including the Confidential Portion**

Moved by Councillor Stintz, seconded by Councillor Walker

M133	NO AMENDMENT			Ward: 16
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September 27, 2007:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M133 requires a re-opening of Item CC2.3 (City Council - February 5, 6, 7 and 8, 2007), as it relates to the public release of confidential information on this Item. A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Item CC2.3:

The vote to re-open Item CC2.3 (City Council - February 5, 6, 7 and 8, 2007), as it relates to the public release of confidential information on this Item, carried, two-thirds of Members present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M133, a confidential Fiscal Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer.

Vote:

Motion M133 was adopted, without amendment.

City Council Decision

City Council re-opened Item CC2.3 (City Council - February 5, 6, 7 and 8, 2007), as it relates to the public release of confidential information on this Item, and adopted the following motion:

1. City Council authorize the public release of the direction report, including the confidential portion.

Confidential Attachment 1 to the report (January 25, 2007) from the City Solicitor is now public in its entirety and contains the following recommendations:

1. The City Solicitor be authorized to inform the OMB:
 - a. with respect to “the size of the building” the City “is projecting”, it is the City’s position that it would be premature to approve a development at more than 5 storeys on the Site in advance of the completion of the Avenue Study that has been commissioned for Avenue Road from Wilson Avenue to Lawrence Avenue West;
 - b. the City seeks Section 37 contributions pro-rated on a gross floor area basis from the \$400,000.00 recommended in the Final Report; and
 - c. the City will not advance issues at the OMB with respect to traffic, parking and loading, or Site ingress/egress (including ingress/egress by way of the rear laneway between St. Germain Avenue and Fairlawn Avenue), provided the applicant complies with the recommendations of the Final Report with respect to these matters.
2. Notwithstanding Recommendation 1, the City Solicitor be further authorized to negotiate terms of settlement to:
 - a. reduce the number of storeys from the 7 storeys proposed by the applicant;
 - b. obtain such modifications and conditions to proposed development as the

Chief Planner has identified in the Final Report;

- c. obtain Section 37 contributions pro-rated on a gross floor area basis from the \$400,000.00 recommended in the Final Report;
- d. sign any Minutes of Settlement on behalf of the City as are required to implement this settlement; and
- e. in the event of achieving this settlement, to support it at the OMB hearing.

Link to Background Information

Council considered the following:

- [Motion M133](#) with attached Confidential Attachment 1 to report (January 25, 2007) from the City Solicitor, which is now public in its entirety
- Confidential Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer

12.81 Ontario Municipal Board Hearing - 410 Bloor Street West *Moved by Councillor Vaughan, seconded by Councillor Davis*

M134	NO AMENDMENT			Ward: 20
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September 27, 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 M134 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M134 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M134, a Fiscal Impact Statement (September 27, 2007) 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 M134 at this meeting:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 1	
Councillor:	Perruzza

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

Vote:

Motion M134 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. The City Solicitor and Planning staff be instructed to attend the Ontario Municipal Board hearing in support of the refusal of the variances relating to Committee of Adjustment application A0705/06EY.

Link to Background Information

Council considered the following:

- [Motion M134](#)
- Notice of Decision (July 4, 2007) Minor Variance/Permission, for 410 Bloor Street West, File No. A0705/06TEY, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

12.82 Feasibility and Benefits of Roundabouts in Toronto

Moved by Councillor Ootes, seconded by Councillor Parker

M135	REFERRED			Wards: All
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September 27, 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 M135 be referred to the Public Works and Infrastructure Committee. A two-thirds vote of the Council Members present is required to consider Motion M135 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M135, a Fiscal Impact Statement (September 27, 2007) 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 M135 at this meeting:

Yes - 15 Councillors:	Del Grande, Di Giorgio, Feldman, Holyday, Kelly, Lee, Nunziata, Palacio, Parker, Perruzza, Rae, Stintz, Thompson, Vaughan, Walker
No - 25 Mayor: Councillors:	Miller Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Fletcher, Giambrone, Grimes, Hall, Jenkins, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Ootes, Pantalone, Perks, Saundercook

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

City Council Decision

City Council referred Motion M135 to the Public Works and Infrastructure Committee.

Link to Background Information

Council considered the following:

- [Motion M135](#)

MOTIONS WITHOUT NOTICE

- 12.83 **Reinstatement of Monday Programming in City Community Centres**
Moved by Mayor Miller, seconded by Councillor Carroll

M136	AMENDED			Wards: All
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September 26, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Mayor Miller moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M136, 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 M136 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M136 at this meeting.

Procedural Vote to Consider Motion M136 at this meeting:

The vote to consider Motion M136 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Ruling by Speaker:

Councillor Jenkins requested Speaker Bussin to rule on whether Motion M136 was in order.

Speaker Bussin ruled that Motion M136 was in order and properly before Council.

Councillor Walker challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 43

Mayor: Miller

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

No - 2 Councillors: Jenkins, Walker
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Carried by a majority of 41.

Motion:

1. Councillor Walker moved that:
 - a. Motion M136 be amended by deleting Recommendation 1 and replacing it with the following:
 1. That City Council direct the City Manager to:
 - a. take immediate steps to restore drop-in community programs, including after-school programming which do not require registration on Mondays, in all City community centres;
 - b. rescind the delayed outdoor artificial ice rink openings; and
 - c. request the Toronto Public Library Board to restore Sunday library services.; and
 - b. Council adopt the following motion:

That City Council request the City Solicitor to report to Council on the potential of requesting an independent Judicial Review of the legal opinions submitted by the City Solicitor and by D. Tang, Gowlings Lafleur Henderson LLB, pertaining to the interpretation of section 140 of the City of Toronto Act, 2006, and section 169 of the City of Toronto Municipal Code as to the legality of the recent actions of the City Manager to act unilaterally and implement cost containment measures, amending 2007's Approved Budget, without seeking City Council authority.

Ruling by Speaker:

Speaker Bussin ruled Part a of motion 1 by Councillor Walker out of order, as Council is speaking specifically about the reinstatement of Monday programming in City Community Centres.

Councillor Walker challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 28	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Vaughan
No - 12	
Councillors:	Del Grande, Feldman, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Saundercook, Shiner, Stintz, Thompson, Walker

Carried by a majority of 16.

Motion:

2. Councillor Minnan-Wong moved that Council adopt the following motion:

That the City Manager be requested to report to the October 22, 2007 City Council meeting on the authority of City staff to implement service reductions for community centres without Council approval.

Motion to End Debate:

Councillor Mihevc moved that, in accordance with the provisions of Chapter 27, Council Procedures, Council end the debate on Motion M136 and take the vote immediately, the vote on which was taken as follows:

Yes - 32	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Heaps, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 8	
Councillors:	Ashton, Del Grande, Grimes, Hall, Holyday, Lee, Parker, Walker

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

Votes:

Adoption of Part b of motion 1 by Councillor Walker:

Yes - 17 Councillors:	Ainslie, Ashton, Augimeri, Feldman, Grimes, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Nunziata, Palacio, Saundercook, Shiner, Stintz, Thompson, Walker
No - 24 Mayor: Councillors:	Miller Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Moscoe, Pantalone, Parker, Perks, Rae, Vaughan

Lost by a majority of 7.

Adoption of motion 2 by Councillor Minnan-Wong:

Yes - 24 Councillors:	Ainslie, Ashton, Augimeri, Del Grande, Feldman, Filion, Grimes, Hall, Holyday, Jenkins, Lee, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 17 Mayor: Councillors:	Miller Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Heaps, Kelly, Lindsay Luby, McConnell, Moscoe, Pantalone, Perks, Rae

Carried by a majority of 7.

Adoption of Motion M136, as amended:

Yes - 41 Mayor: Councillors:	Miller Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried, without dissent.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Manager to take immediate steps to restore drop-in community programs, including after-school programming which do not require registration on Mondays, in all City community centres.
2. The City Manager be requested to report to the October 22, 2007 City Council meeting on the authority of City staff to implement service reductions for community centres without Council approval.

Link to Background Information

Council considered the following:

- [Motion M136](#)
- Communication (August 20, 2007) from Wendy Walberg, Solicitor, addressed to the Director of Financial Planning (M136a)

- 12.84 **East Bayfront – West Precinct Report on Partial Settlement of Appeals of By-law 1049-2006 – Phase II Hearing-Environmental Issues**
Moved by Councillor McConnell, seconded by Councillor Davis

M137	AMENDED			Ward: 28
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September 27, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Councillor McConnell moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M137, 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 M137 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M137 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M137, a confidential Fiscal Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer.

Procedural Vote to Consider Motion M137 at this meeting:

The vote to consider Motion M137 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Motion:

1. Councillor McConnell moved that Confidential Attachment 1 to the report (September 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, be amended by adding the following new Recommendations 5 and 6:
 5. Council authorize the City, as the sole shareholder of TEDCO:
 - a. to make a unanimous shareholder declaration to the Board of Directors of TEDCO and pass a Resolution of the Board authorizing and directing TEDCO to execute minutes of settlement and related documents for the purposes of permitting registration of any required settlement documents against title to the lands owned by TEDCO in East Bayfront south of Queens Quay East; and
 - b. to indemnify the directors and officers of TEDCO against any claims arising out of TEDCO signing the minutes of settlement.
 6. Council authorize either of the Deputy City Manager whose responsibilities include waterfront revitalization or the City Clerk to execute the unanimous shareholder declaration, the board Resolution, the indemnity and any other related documents.

Vote:

Motion 1 by Councillor McConnell carried.

Motion M137, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council adopt the confidential instructions to staff in Attachment 1; and
2. Council authorize the public release of the recommendations approved by Council, as amended, together with Attachments 2 and 3 after Council's approval with the balance of the information to remain in-camera.

The following recommendations contained in Confidential Attachment 1 to the report (September 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, as amended, and 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 related to litigation or potential litigation and that is subject to solicitor-client privilege:

1. Council authorize the City Solicitor to take any necessary actions to finalize and give effect at the Ontario Municipal Board hearing to a potential settlement generally incorporating the Draft Principles of Settlement set out in Attachment 2 and in the event that such Draft Principles are modified through negotiation, on such additional or modified terms as are satisfactory to the Chief Planner and Executive Director, City Planning Division and City Solicitor.
2. The Central Waterfront Secondary Plan and East Bayfront Zoning By-law No. 1049-2006 be modified as necessary to give effect thereto to the potential settlement presented to the OMB.
3. Council authorize the City Solicitor to continue to finalize, through negotiation with the parties, the appropriate role for the Ministry of the Environment as a referral agency in the processing of development applications in the East Bayfront which require environmental studies.
4. Council 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.
5. Council authorize the City, as the sole shareholder of TEDCO:
 - a. to make a unanimous shareholder declaration to the Board of Directors of TEDCO and pass a Resolution of the Board authorizing and directing TEDCO to execute minutes of settlement and related documents for the purposes of permitting registration of any required settlement documents against title to the lands owned by TEDCO in East Bayfront south of Queens Quay East; and
 - b. to indemnify the directors and officers of TEDCO against any claims arising out of TEDCO signing the minutes of settlement.

6. Council authorize either of the Deputy City Manager whose responsibilities include waterfront revitalization or the City Clerk to execute the unanimous shareholder declaration, the board Resolution, the indemnity and any other related documents.

Link to Background Information

Council considered the following:

- [Motion M137](#) with attached report (September 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor
- Confidential Attachments 2 and 3 to the report (September 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, which are now public in their entirety
- Confidential Financial Impact Statement (June 20, 2007) from the Deputy City Manager and Chief Financial Officer

The above-noted recommendations contained in Confidential Attachment 1 to the report (September 24, 2007) from the Chief Planner and Executive Director, City Planning, and the City Solicitor, and 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 related to litigation or potential litigation and that is subject to solicitor-client privilege.

12.85 **785-801 Milner Avenue - Zoning Application - Final Report**

Moved by Councillor Cho, seconded by Councillor Kelly

M138	NO AMENDMENT			Ward: 42
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September 27, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Councillor Cho moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M138, which carried, two-thirds of Members present having voted in the affirmative.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M138 requires a re-opening of Scarborough Community Council Item SC7.30 (City Council July 16, 17, 18 and 19, 2007) as it relates to Exception No. 336. A two-thirds vote of the Council

Members present is required to re-open this Item.

Vote to Re-Open Scarborough Community Council Item SC7.30:

The vote to re-open Scarborough Community Council Item SC7.30 (City Council July 16, 17, 18 and 19, 2007) as it relates to Exception No. 336, carried, two-thirds of Members present having voted in the affirmative.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M138, a Fiscal Impact Statement (September 27, 2007) 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 M138 was adopted, without amendment.

City Council Decision

City Council re-opened Scarborough Community Council Item SC7.30 (City Council - July 16, 17, 18 and 19, 2007) as it relates to Exception No. 336, and adopted the following motions:

1. City Council amend By-law No. 812-2007 to replace Schedule “1” in accordance with the draft Zoning By-law amendment attached hereto as Attachment “1”.
2. No further notice shall be given in respect of the proposed By-law.

Link to Background Information

Council considered the following:

- [Motion M138](#)
- Schedule 1 - Draft Zoning By-law Amendment for 785 - 801 Milner Avenue

12.86 **Payments-in-Lieu of Taxes**

Moved by Councillor Moscoe, seconded by Councillor Ootes

M139	NO AMENDMENT			
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September 27, 2007

Speaker Bussin in the Chair.

Procedural Motion to Waive Notice:

Councillor Moscoe moved that the necessary provisions of Chapter 27, Council Procedures, be waived to permit introduction of Motion M139, 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 M139 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M139 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M139, a Fiscal Impact Statement (September 27, 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 M139 at this meeting:

The vote to consider Motion M139 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M139 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The City of Toronto urge the Federal Government to adopt a policy that payments in lieu of taxes for Federal properties be based on the property value as determined by the provincial assessment authority and the applicable local tax rates.
2. The City of Toronto Support the Resolution of the Federation of Canadian Municipalities (FCM) calling for the Federal Government to withdraw its appeal of the Federal Court of Canada decision and to pay its fair share of the cost of the local government in communities where it owns property.
3. The City of Toronto support the Resolution of the City of Mississauga dated September 12, 2007, that:

- a. supports the FCM Resolution; and
 - b. requests the Province of Ontario to rescind those portions of Ontario Regulation 282/98 establishing payments in lieu of taxes for airport authorities based on a per passenger formula set in 1998 and not adjusted, and return to assessing Federal property on the same basis as all other property, market value assessment.
4. The City of Toronto request the City Solicitor to review the Montreal decision and advise if Toronto should seek intervener status.*
- * It means \$8.5 million to the City of Toronto annually and if the Federal ruling holds, it will, in all likelihood, result in the Provincial government paying taxes on their properties as well.

Link to Background Information

Council considered the following:

- [Motion M139](#)
- Financial Impact Statement (September 27, 2007) from the Deputy City Manager and Chief Financial Officer

12.87 **499 King Street West – Alcohol and Gaming Commission Matter**
Moved by Councillor Vaughan, seconded by Deputy Mayor Pantalone

M140	NO AMENDMENT			Ward: 20
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September 26, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M140 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M140.

Procedural Vote:

The vote to introduce Motion M140 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

September 27, 2007

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M140, a Fiscal Impact Statement (September 27, 2007) 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 M140 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

Council adopt the following new recommendations which replace the recommendations contained in Motion M74, which was adopted by Council, as amended, on June 19, 20 and 21, 2007, related to the liquor license for 499 King Street West:

1. Council advise the Alcohol and Gaming Commission that the City of Toronto has no objection to the granting of a liquor license or caterer's endorsement for 499 King Street West, provided that the following conditions, in the form substantially set out below, are attached to the liquor license:

- a. The establishment shall operate as a restaurant and lounge and not as a Hybrid or a Nightclub.

For purposes of this agreement, the Parties agree to the following definitions:

Hybrid - a restaurant that becomes a nightclub after 10:30 p.m.
Nightclub - an establishment that focuses primarily on dancing and drinking, with no food service and a cover charge for patrons to enter.

- b. Food Service shall be available during all hours of operation.
- c. The establishment will comply with the City of Toronto Noise By-laws.
- d. Subject to final capacities established by the Fire Marshall, the licensee shall ensure that a seat is available for every patron during all hours of operation.

- e. There shall be no amplified or live music whatsoever on the patio beyond 11:00 p.m. Sunday to Thursday and 12:00 midnight on Friday and Saturday.
- f. There will be a designated employee on duty at all times to ensure that patio and exiting patrons are not causing a disturbance to nearby residents.
- g. The licensee shall provide a telephone number which will be answered by a staff member during hours of operation and be equipped with an answering machine when the establishment is closed for residents to register concerns or complaints.
- h. There shall be no charge for entering the premises (a "Cover Charge") other than for special charity or corporate events.
- i. There shall be no dance floor, except for special events.
- j. Prior to the establishment being opened for business, the Licensee shall submit a Noise Control Plan (the "Plan") to the City of Toronto's Municipal Licensing and Standards Division which shall include:
 - i. the maximum volume levels for music within the establishment;
 - ii. the wattage of the music or sound-producing systems to be used in the establishment;
 - iii. the sound insulation methods or mechanisms used within the building; and
 - iv. the sound insulation methods or mechanisms used to contain noise from the patio.

The Plan shall also ensure that the windows are closed during all hours of operation.
- k. Prior to submitting the Plan to the City of Toronto, the Licensee shall meet with the Ward City Councillor and interested local residents to inform them of the details of the Plan and address any concerns.
- l. The Licensee shall ensure that all areas immediately adjacent to the establishment are clean and free of litter, refuse and other debris and shall install and maintain containers for the deposit of litter, refuse and other debris.
- m. Any private garbage or recycling pick-up shall be scheduled strictly between the hours of 7:30 a.m. and 9:00 p.m., Monday to Friday.
- n. At all times during the establishment's evening hours of operation, the

establishment shall be staffed with at least one security guard for every 200 patrons in attendance.

- o. In the event that the business is sold or comes under new management, written notice shall be given to all persons residing on and/or owning property within 200 metres of any portion of the applicant's property lot lines.
 - p. There shall be no application (permanent or temporary or special occasion) to extend the proposed outdoor portion area of the establishment without the consent of the local Councillor. In the event that such an application is made, the Licensee shall notify all residents and businesses within 200 metres of the licensed establishment's property line.
 - q. There shall be no application (permanent or temporary or special occasion) to extend hours of operation without the consent of the local Councillor. In the event that such an application is made, the Licensee shall notify all residents and businesses within 200 metres of the licensed establishment's property line.
 - r. Before applying to change any of the conditions contained herein, the Licensee shall provide written notice to the Ward Councillor and all persons residing on and/or owning property within 200 metres of any portion of the applicant's property lot lines.
2. Council authorize the City Solicitor to advise the AGCO of Council's conditional support for this new application or the expansion of any existing liquor licence or caterer's endorsement for 499 King Street West. and further instruct that a copy of this Resolution be provided to the AGCO by October 1, 2007.
 3. The AGCO be requested to provide the City with an opportunity to participate in any proceedings involving 499 King Street West to oppose any new applications or expansion of the current liquor licence, and the City Solicitor and necessary staff be authorized to participate in any proceedings before the AGCO which relate to 499 King Street West.
 4. The conditions are subject to modifications satisfactory to the City Solicitor.
 5. The City Solicitor be authorized to make such stylistic and technical changes to the said conditions as may be required and further be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M140](#)

Declared Interest (City Council)

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

- 12.88 **Revisions to Proposed Zoning By-law – 126 Simcoe Street – No Further Notice Required – Trinity-Spadina (Ward 20)**
Moved by Councillor Vaughan, seconded by Deputy Mayor Pantalone

M141	NO AMENDMENT			Ward: 20
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September 26, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M141 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M141.

Procedural Vote:

The vote to introduce Motion M141 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

September 27, 2007

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M141, a Fiscal Impact Statement (September 27, 2007) 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 M141 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council determine, pursuant to Section 34(17) of the Planning Act, that no further public notice is required in respect of the Zoning By-law proposed for 126 Simcoe Street.

Link to Background Information

Council considered the following:

- [Motion M141](#)

12.89 Updating the House Value Threshold

Moved by Councillor Palacio, seconded by Councillor Lindsay Luby

M142	NO AMENDMENT			Wards: All
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September 26, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M142 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M142.

Procedural Vote:

The vote to introduce Motion M142 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

September 27, 2007

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M142, a Fiscal Impact Statement (September 27, 2007) 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 M142 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council state, in principle, that the House Value Threshold (HVT) currently in use by CMHC does not accurately reflect Toronto's current housing market and needs to be revised.
2. City Council direct the Deputy City Manager to write to and meet with the appropriate CMHC officials to communicate Council's position.

Link to Background Information

Council considered the following:

- [Motion M142](#) with attached communication (August 30, 2007) from the Director of Development, Affordable Housing Office, addressed to Councillor Cesar Palacio, Ward 17, Davenport

12.90 To Re-affirm the Importance of the City's Urban Tree Canopy on National Forest Week

Moved by Deputy Mayor Pantalone, seconded by Councillor Fletcher

M143	NO AMENDMENT			Wards: All
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September 26, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M143 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M143.

Procedural Vote:

The vote to introduce Motion M143 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

September 27, 2007

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M143, a Fiscal Impact Statement (September 27, 2007) 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 M143 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. In honour of National Forest Week, Council re-affirm its commitment to ensuring the maintenance and enhancement of Toronto's urban tree canopy.

Link to Background Information

Council considered the following:

- [Motion M143](#)

12.91 **PE7.4 - Commercial Dog Walker Permit Policy**

Moved by Councillor Fletcher, seconded by Councillor Carroll

M144	NO AMENDMENT			Wards: All
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September 27, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M144 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M144.

Procedural Vote:

The vote to introduce Motion M144 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 M144 requires a re-opening of Parks and Environment Committee Item 7.4 (City Council - July 16, 17, 18 and 19, 2007), as it relates to the following recommendations:

- 1a. Commercial Dog Walker to display a Dog Walker Permit when walking more than two dogs at a time; and
2. City Council approve the Commercial Dog Walker Permit annual fee schedule as outlined below, which pertains to individual dog walkers and larger dog walking businesses who employ numerous dog walkers:

Number of Commercial Dog Walkers

1	2	3	4	5+
\$200	\$300	\$400	\$500	\$1,000

Such fee schedule to be reviewed in 2008 and reviewed annually thereafter.

A two-thirds vote of the Council Members present is required to re-open this Item.

Vote to Re-Open Parks and Environment Committee Item 7.4:

The vote to re-open Parks and Environment Committee Item 7.4 (City Council - July 16, 17, 18 and 19, 2007), as it relates to the above-noted recommendations, carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M144 was adopted, without amendment.

City Council Decision

City Council re-opened Parks and Environment Committee Item 7.4 (City Council - July 16, 17, 18 and 19, 2007), as it relates to the following recommendations:

- 1a. Commercial Dog Walker to display a Dog Walker Permit when walking more than two dogs at a time; and
2. City Council approve the Commercial Dog Walker Permit annual fee schedule as outlined below, which pertains to individual dog walkers and larger dog walking businesses who employ numerous dog walkers:

Number of Commercial Dog Walkers

1	2	3	4	5+
\$200	\$300	\$400	\$500	\$1,000

Such fee schedule to be reviewed in 2008 and reviewed annually thereafter.

and adopted the following motions:

1. City Council request the General Manager, Parks, Forestry and Recreation, to report to the Parks and Environment Committee at its November 6, 2007 meeting on amending Recommendation 2 to set the Commercial Dog Walker Permit Fee at \$200.00 per Dog Walker, and that the Clerk give notice of the proposed fee as required under the City of Toronto Act and Municipal Code Chapter 162, Public Notice.
2. Council refer Recommendation 1a. requiring a Commercial Dog Walker to display a Dog Walker Permit when walking more than two dogs at a time, to the General Manager of Parks, Forestry and Recreation for a further report to the November 6, 2007 Parks and Environment Committee on how any implementation and enforcement issues with this requirement can be addressed.

Link to Background Information

Council considered the following:

- [Motion M144](#)

12.92 **Portion of 150 Borough Drive – Scarborough Civic Centre Parking Garage located at the Northwest Corner of Borough Drive and Town Centre Court**
Moved by Councillor De Baeremaeker, seconded by Councillor Ashton

M145	NO AMENDMENT			Ward: 38
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September 27, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M145 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M145.

Procedural Vote:

The vote to introduce Motion M145 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

Vote:

Motion M145 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The Chief Corporate Officer undertake the normal Property Management Committee process with a circulation to the City's agencies, boards, commissions and divisions about the City parking deck property and identify existing and proposed City uses.
2. The Chief Corporate Officer be authorized and directed to undertake non-binding discussions with The Goldman Group on the feasibility and benefits of proceeding with a proposed development on the City parking deck site, incorporating identified uses by the City agencies, boards, commissions and divisions.
3. The Chief Corporate Officer report to the Government Management Committee on the results of the discussions with The Goldman Group.

Link to Background Information

Council considered the following:

- [Motion M145](#)

12.93 **150 Sudbury Street – Settlement Offer**

Moved by Councillor Giambrone, seconded by Councillor Carroll

M146	NO AMENDMENT			Ward: 18
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September 27, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M146 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council

present at the meeting to introduce Motion M146.

Procedural Vote:

The vote to introduce Motion M146 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

Vote:

Motion M146 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. If the confidential instructions are adopted, then those instructions in whole or in part, may be made public at the discretion of the City Solicitor at the appropriate time.

Confidential Attachment 1 to the report (September 27, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to litigation or potential litigation and that is subject to solicitor-client privilege. The instructions may be made public, in whole or in part, at the discretion of the City Solicitor at the appropriate time.

Link to Background Information

Council considered the following:

- [Motion M146](#) with attached report (September 27, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning.

12.94 **45 Lisgar Street - Litigation**

Moved by Councillor Giambrone, seconded by Councillor Carroll

M147	NO AMENDMENT			Ward: 18
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September 27, 2007

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M147 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of 30 Members of Council present at the meeting to introduce Motion M147.

Procedural Vote:

The vote to introduce Motion M147 for consideration at this meeting carried, 30 Members of Council present having voted in the affirmative.

Vote:

Motion M147 was adopted, without amendment.

City Council Decision

City Council on September 26 and 27, 2007, adopted the following motions:

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

Confidential Attachment 1 to the report (September 27, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning, remains confidential in its entirety, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information pertaining to litigation or potential litigation and that is subject to solicitor-client privilege. The instructions may be made public, in whole or in part, at the discretion of the City Solicitor at the appropriate time.

Link to Background Information

Council considered the following:

- [Motion M147](#) with attached report (September 27, 2007) from the City Solicitor, the Executive Director, Toronto Culture, and the Acting Chief Planner and Executive Director, City Planning.

September 26, 2007 - Closed Session 1

Speaker Bussin in the Chair.

Procedural Motion:

Councillor Moscoe, at 7:26 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:

- GM7.12 Reason for Confidential Information: *Security of the property of the municipality or local board and solicitor-client privilege*
3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results (Ward: All)
- PW8.2 Reason for Confidential Information: *Solicitor-client privilege*
Collection of Containerized Waste, Recyclables, Organics and Bulky Items – RFQ 6033-07-3143 (Ward: All)
- EY9.71 Reason for Confidential Information: *Litigation or potential litigation that affects the City or one of its agencies, boards and commissions and solicitor-client privilege*
6 Lloyd Avenue - Official Plan Amendment and Rezoning Application - Status and Directions Report (Ward: 11)

Vote:

The motion by Councillor Moscoe carried.

Council recessed its public session at 7:27 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 8:50 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:

- GM7.12 3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results (Ward: All)

PW8.2 Collection of Containerized Waste, Recyclables, Organics and Bulky Items
– RFQ 6033-07-3143 (Ward: All)

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

EY9.71 6 Lloyd Avenue - Official Plan Amendment and Rezoning Application -
Status and Directions Report (Ward: 11)

12.96 **3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results**

GM7.12	AMENDED			Ward: All
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September 27, 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 Moeser moved that the Item be amended by adding the following:

Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer be requested to report back to the Government Management Committee on potential savings after negotiations are completed.

Vote:

Motion 1 by Councillor Moeser carried.

Adoption of the Item, as amended:

Yes - 33	
Mayor:	Miller
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Ootes, Pantalone, Parker, Perks,

Saundercook, Stintz, Thompson, Vaughan	
No - 3	Councillors: Minnan-Wong, Nunziata, Perruzza

Carried by a majority of 30.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the instructions to staff in Confidential Attachment 1.
2. City Council authorize the public release of recommendations adopted by Council, subject to the ongoing protection of City and Proponent interests and information per the City of Toronto Municipal Code, Chapter 27 on Council Procedures, section 27-10: In-camera meetings.
3. Deputy City Manager Sue Corke and the Deputy City Manager and Chief Financial Officer be requested to report back to the Government Management Committee on potential savings after negotiations are completed.

The following Recommendation 1 contained in Confidential Attachment 1 to the report (September 4, 2007) from Deputy Manager Sue Corke and the Deputy City Manager and Chief Financial Officer is now public. The balance of Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board and the receiving of advice that is subject to solicitor-client privilege:

1. Bearing Point be approved as the recommended Preferred Proponent for the 3-1-1 Technology Solution based on its best overall value for the City.

Background Information

Report-3-1-1 Technology Solution Request for Proposal No. 3412-07-3010: Best and Final Offer Results

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-6466.pdf>

Confidential Appendix A-GM7.12

Confidential Appendix B-GM7.12

Confidential Attachment 1-GM7.12

Declared Interest (City Council)

Councillor Jenkins - in that he is associated with an organization referred to in Confidential Attachment 1.

12.97 **Collection of Containerized Waste, Recyclables, Organics and Bulky Items
- RFQ 6033-07-3143**

PW8.2	NO AMENDMENT			Ward: All
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September 27, 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.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. Authority be granted to enter into a contract for the Collection of Containerized Waste, Recyclables, Organics and Bulky Items (RFQ 6033-07-3143) from Multi-unit Residential Buildings, Townhouses, Agencies, Boards, Commissions and Divisions for a period of 8 years and 5 months commencing February 1, 2008, and ending on June 30, 2016, in accordance with specifications and requirements of the Solid Waste Management Services Division, with the lowest bidder, Miller Waste Systems, a Division of Miller Paving Limited, in the total estimated amount of \$74,917,366.00, net of GST and annual Consumer Price Index (CPI) adjustment on the anniversary date of the contract.

The Confidential Briefing Note (September 4, 2007) from Grace Patterson, Solicitor, Legal Services, is now public in its entirety and on file in the City Clerk's Office.

Background Information

2007-09-06-pw08.2

<http://www.toronto.ca/legdocs/mmis/2007/pw/bgrd/backgroundfile-6298.pdf>

BILLS AND BY-LAWS**September 26, 2007 - 8:58 p.m.**

Speaker Bussin in the Chair.

- 12.98 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. 1064	By-law No. 976-2007	To confirm the proceedings of the Council at its meeting held on the 26th day of September, 2007,
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the vote on which was taken as follows:

Yes - 31
Councillors: Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Feldman, Filion, Fletcher, Giambrone, Hall, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Rae, Shiner, Stintz, Vaughan
No - 0

Carried, without dissent.

September 27, 2007 - 6:28 p.m.

Speaker Bussin in the Chair.

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

Bill No. 1065	By-law No. 977-2007	To confirm the proceedings of the Council at its meeting held on the 26th and 27th days of September, 2007,
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the vote on which was taken as follows:

Yes - 31
Mayor: Miller
Councillors: Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Feldman, Filion, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, Moeser, Moscoe, Ootes, Pantalone, Perks, Perruzza, Rae, Saundercook, Stintz, Vaughan, Walker
No - 2

Councillors: Minnan-Wong, Nunziata

Carried by a majority of 29.

September 27, 2007 - 8:58 p.m.

Speaker Bussin in the Chair.

12.100 Councillor Grimes 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. 959	By-law No. 978-2007	To repeal By-law No. 385-2007 being a by-law “To designate the property 334 Dundas Street West (Richard Chadd and Hugh McCaw Houses) as being of cultural heritage value or interest”.
Bill No. 960	By-law No. 979-2007	To designate Queen Street West between University Avenue and Bathurst Street as a Heritage Conservation District.
Bill No. 961	By-law No. 980-2007	To dedicate certain land on the west side of Dufferin Street, on the north side of Schell Avenue, for public highway purposes to form part of the public highway Dufferin Street.
Bill No. 962	By-law No. 981-2007	To dedicate certain land on the north side of Finch Avenue West, on the west side of Weston Road, for public highway purposes to form part of the public highway Finch Avenue West.
Bill No. 963	By-law No. 982-2007	To dedicate certain land known as Tolman Street, south of Finch Avenue West extending between Yonge Street and Lorraine Drive for public highway purposes.
Bill No. 964	By-law No. 983-2007	To dedicate certain land on the west side of Woodbine Avenue, south of Mendel Avenue, for public highway

		purposes to form part of the public highway Woodbine Avenue.
Bill No. 965	By-law No. 984-2007	To make a technical amendment to amend By-law No. 703-2007, being a by-law “To amend the City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to include the new Fairbank Village Business Improvement Area and to establish a Board of Management for the Fairbank Village Business Improvement Area”, to repeal section 1C.
Bill No. 966	By-law No. 985-2007	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges, to include the charges for a commercial dog walker permit issued under Municipal Code Chapter 608, Parks.
Bill No. 967	By-law No. 986-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 582 Sherbourne Street and 28 Linden Street.
Bill No. 968	By-law No. 987-2007	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982 (Tapscott Employment District), as amended by By-law No. 156-2007 with respect to the lands municipally known as 5975-6005 Steeles Avenue East (formerly 3290, 3310 and 3330 Markham Road).
Bill No. 969	By-law No. 988-2007	To amend further Metropolitan By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Dundas Street West.

Bill No. 970	By-law No. 989-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Finch Avenue West.
Bill No. 971	By-law No. 990-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Keele Street, North Park Drive, Quinan Drive and Wyndale Drive.
Bill No. 972	By-law No. 991-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting High Park Avenue.
Bill No. 973	By-law No. 992-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Runnymede Road.
Bill No. 974	By-law No. 993-2007	To amend the City of Toronto Municipal Code Ch. 903, Parking for Persons with Disabilities, respecting Runnymede Road.
Bill No. 975	By-law No. 994-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Brimley Road.
Bill No. 976	By-law No. 995-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Meadowvale Road.
Bill No. 977	By-law No. 996-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former

		Metropolitan Roads, regarding Danforth Avenue.
Bill No. 978	By-law No. 997-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Spadina Road.
Bill No. 979	By-law No. 998-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Adelaide Street East and Adelaide Street West.
Bill No. 980	By-law No. 999-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Lansdowne Avenue.
Bill No. 981	By-law No. 1000-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Spadina Road.
Bill No. 982	By-law No. 1001-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Williamson Road.
Bill No. 983	By-law No. 1002-2007	To amend further Metropolitan By-law No. 108-86, designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, regarding Dundas Street West, Kingston Road, Kipling Avenue and Weston Road.
Bill No. 984	By-law No. 1003-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to make changes to the size of The Eglinton Way Business Improvement Area Board of Management.

Bill No. 985	By-law No. 1004-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Riverdale Avenue.
Bill No. 986	By-law No. 1005-2007	To authorize the alteration of Alberta Avenue, between St. Clair Avenue West and Davenport Road, by the installation of speed humps.
Bill No. 987	By-law No. 1006-2007	To authorize the alteration of Northern Dancer Boulevard, between Lake Shore Boulevard East and Queen Street East, by the installation of speed humps.
Bill No. 988	By-law No. 1007-2007	To change the name of the public highway "Sufferance Road", located north of Highway 401, extending easterly from Kennedy Road, to "Village Green Square".
Bill No. 989	By-law No. 1008-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Richmond Street East.
Bill No. 990	By-law No. 1009-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Eglinton Avenue West, Highway 400 Northbound Off-ramp at Finch Avenue West, Finch Avenue West and Steeles Avenue West.
Bill No. 991	By-law No. 1010-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Broadview Avenue.
Bill No. 992	By-law No. 1011-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Fleet Street,

		Grand Magazine Street and Iannuzzi Street.
Bill No. 993	By-law No. 1012-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Fleet Street.
Bill No. 994	By-law No. 1013-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding St. Clair Avenue West.
Bill No. 995	By-law No. 1014-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting St. Clair Avenue West.
Bill No. 996	By-law No. 1015-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Queens Quay West.
Bill No. 997	By-law No. 1016-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting St. Clair Avenue West.
Bill No. 998	By-law No. 1017-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting La Plante Avenue.
Bill No. 999	By-law No. 1018-2007	To amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 1 and 3 Kenton Drive.
Bill No. 1000	By-law No. 1019-2007	To amend former City of Scarborough Rouge Community Zoning By-law No. 15907, as amended, with respect to lands municipally known as 262 Dean Park Road.

Bill No. 1001	By-law No. 1020-2007	To permanently close a portion of the public lane abutting 286 King Street East and 501 Adelaide Street East..
Bill No. 1002	By-law No. 1021-2007	To dedicate certain land extending south easterly from Lundy Avenue along the rear of premises 2 Lundy Avenue and 51 to 23 Warren Crescent for public lane purposes.
Bill No. 1003	By-law No. 1022-2007	To dedicate certain land to form part of the public lane west of Yonge Street extending southerly from Deloraine Avenue to Melrose Avenue for public lane purposes.
Bill No. 1004	By-law No. 1023-2007	To dedicate certain land on the east side of Torbarrie Road, south of Judy Sgro Avenue, for public highway purposes to form part of the public highway Torbarrie Road.
Bill No. 1005	By-law No. 1024-2007	To dedicate certain land on the west side of Plumrose Boulevard on the north side of Chelmer Gate for public highway purposes to form part of the public highway Plumrose Boulevard.
Bill No. 1006	By-law No. 1025-2007	To dedicate certain land on the north side of Chelmer Gate, on the west side of Plumrose Boulevard for public highway purposes to form part of the public highway Chelmer Gate.
Bill No. 1007	By-law No. 1026-2007	To dedicate certain land on the east side of Dufferin Street, south of Hopewell Avenue, for public highway purposes to form part of the public highway Dufferin Street.
Bill No. 1008	By-law No. 1027-2007	To amend City of Toronto Municipal Code Chapter 629, Property Standards to prescribe minimum standards for maintenance and preservation of the heritage attributes

		of properties designated under Parts IV and V of the Ontario Heritage Act.
Bill No. 1009	By-law No. 1028-2007	To exempt lands municipally known as 567 Shuter Street from Part Lot Control.
Bill No. 1010	By-law No. 1029-2007	To designate the property at 679 Warden Avenue (Bell Estate - Thornbeck-Bell House) as being of cultural heritage value or interest.
Bill No. 1011	By-law No. 1030-2007	To designate an area along Dundas Street West, between Bathurst Street and Grace Street, as an improvement area.
Bill No. 1012	By-law No. 1031-2007	To designate an area that includes the existing Emery Village Business Improvement Area as an Improvement Area.
Bill No. 1013	By-law No. 1032-2007	To amend City of Toronto Municipal Code Chapter 19, Business Improvement Areas, to reflect the expanded boundaries of the Emery Village Business Improvement Area.
Bill No. 1014	By-law No. 1033-2007	To designate the property at 130 Bloor Street West (Torno Penthouse) as being of cultural heritage value or interest.
Bill No. 1015	By-law No. 1034-2007	To designate the property at 338 Jarvis Street (John Lavelle House) as being of cultural heritage value or interest.
Bill No. 1016	By-law No. 1035-2007	To designate the property at 40 King Street West (John Mackay Store) as being of cultural heritage value or interest.
Bill No. 1017	By-law No. 1036-2007	To designate the property at 44 King Street West (Bank of Nova Scotia

		Building) as being of cultural heritage value or interest.
Bill No. 1018	By-law No. 1037-2007	To designate the property at 53 Old Kingston Road (Herb Duncan House) as being of cultural heritage value or interest.
Bill No. 1019	By-law No. 1038-2007	To designate the property at 384 Sunnyside Avenue (Howard Park Methodist Church) as being of cultural heritage value or interest.
Bill No. 1020	By-law No. 1039-2007	To permanently close a portion of the public highway Oakburn Place, branching southerly from the south side of Oakburn Crescent.
Bill No. 1021	By-law No. 1040-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Mutual Street.
Bill No. 1022	By-law No. 1041-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Mutual Street.
Bill No. 1023	By-law No. 1042-2007	To amend former City of Scarborough Zoning By-law No. 9510, as amended, with respect to lands located on the south and east side of Greenbrae Circuit (west of lands municipally known as 700 Markham Road).
Bill No. 1024	By-law No. 1043-2007	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982 (Progress Employment District), as amended, with respect to the lands municipally known as 2040 2050 Ellesmere Road.
Bill No. 1025	By-law No. 1044-2007	To exempt certain lands municipally known as 73 Jonesville Crescent from Part Lot Control.

Bill No. 1026	By-law No. 1045-2007	To exempt certain lands municipally known as 350 Danforth Road from Part Lot Control.
Bill No. 1027	By-law No. 1046-2007	To dedicate and name as “Transit Road” certain land for public highway purposes located between Wilson Avenue and Wilson Heights Boulevard and to rename the portions of Faith Avenue, Sunbeam Avenue and Dresden Road, located west of Wilson Heights Boulevard as “Transit Road”.
Bill No. 1028	By-law No. 1047-2007	To permanently close a portion of the public highway Oakburn Crescent, south of Avondale Avenue.
Bill No. 1029	By-law No. 1048-2007	To permanently close a portion of the public highway Oakburn Place, branching southerly from the south side of Oakburn Crescent.
Bill No. 1030	By-law No. 1049-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding second laneway north of Bloor Street West, east of Royal York Road.
Bill No. 1031	By-law No. 1050-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article I, regarding Elmhurst Drive.
Bill No. 1032	By-law No. 1051-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Colville Road and Sheffield Street.
Bill No. 1033	By-law No. 1052-2007	To amend the Municipal Code of the former City of Etobicoke with respect to Traffic - Chapter 240, Article V, regarding Royal York Road.

Bill No. 1034	By-law No. 1053-2007	To amend City of Toronto Municipal Code Chapter 103, Heritage to change the composition of the Toronto Historic Museums Board.
Bill No. 1035	By-law No. 1054-2007	To establish an obligatory reserve fund named the North Rosedale Reserve Fund and to amend Municipal Code Chapter 227, Reserves and Reserve Funds, to add this reserve fund.
Bill No. 1036	By-law No. 1055-2007	To levy an amount for the year 2007 upon Public Hospitals, Provincial Mental Health Facilities, Universities, Colleges, and Correctional Institutions.
Bill No. 1037	By-law No. 1056-2007	To establish an obligatory reserve fund named the June Callwood Park Reserve Fund and to amend Municipal Code Chapter 227, Reserves and Reserve Funds, to add this reserve fund.
Bill No. 1038	By-law No. 1057-2007	To repeal By-law No. 868-2007 and to adopt Amendment No. 12 to the Official Plan for the City of Toronto with respect to lands municipally known as 65 and 67 Finch Avenue West.
Bill No. 1039	By-law No. 1058-2007	To repeal By-law No. 869-2007 and amend former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 65 and 67 Finch Avenue West.
Bill No. 1040	By-law No. 1059-2007	To adopt Amendment No. 35 to the Official Plan of the City of Toronto with respect to lands municipally known as 1 Clarendon Avenue.

Bill No. 1041	By-law No. 1060-2007	To exempt certain lands on Beachell Street and Conn Smythe Drive from Part Lot Control.
Bill No. 1042	By-law No. 1061-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Dundas Street West.
Bill No. 1043	By-law No. 1062-2007	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Dundas Street West.
Bill No. 1044	By-law No. 1063-2007	To amend City of Toronto Municipal Chapter 910, Parking Machines, respecting Adelaide Street East.
Bill No. 1045	By-law No. 1064-2007	To amend further Metropolitan By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Adelaide Street East.
Bill No. 1046	By-law No. 1065-2007	To dedicate certain land for public highway purposes on the south side of Finch Avenue West between Blakeley Road and Yonge Street to form part of the public highway Finch Avenue West.
Bill No. 1047	By-law No. 1066-2007	To dedicate certain land for public highway purposes extending between Finch Avenue West and Lorraine Drive to form part of the public highway Beecroft Road.
Bill No. 1048	By-law No. 1067-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto, with respect to lands municipally known as 56 Blue Jays Way.
Bill No. 1049	By-law No. 1068-2007	To amend City of Toronto Municipal Code Chapter 441, Fees and Charges

		with respect to fees in relation to Transportation Services.
Bill No. 1050	By-law No. 1069-2007	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 5270 and 5290 Yonge Street.
Bill No. 1051	By-law No. 1070-2007	To amend further Metropolitan Toronto By-law No. 108-86 designating certain locations on former Metropolitan Roads as Pedestrian Crossovers, respecting Kipling Avenue and Weston Road.
Bill No. 1052	By-law No. 1071-2007	To amend the former City of Toronto Municipal Code Ch. 400, Traffic and Parking, respecting Coxwell Avenue.
Bill No. 1053	By-law No. 1072-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1054	By-law No. 1073-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1055	By-law No. 1074-2007	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 1056	By-law No. 1075-2007	To exempt lands municipally known as portions of 81 Florence Street from Part Lot Control.
Bill No. 1057	By-law No. 1076-2007	To adopt a new Municipal Code Chapter 565, Marijuana Grow Operations.
Bill No. 1058	By-law No. 1077-2007	To amend Municipal Code Chapter 441, Fees and Charges, to include fees and charges for enforcement activities in respect of marijuana grow operations.
Bill No. 1059	By-law No. 1078-2007	To amend City of Toronto By-law No. 812-2007 and the Employment

		Districts Zoning By-law No. 24982, as amended, with respect to the lands municipally known as 785-801 Milner Avenue.
Bill No. 1060	By-law No. 1079-2007	To amend By-law No. 1034-2006 to extend the expiration of Part Lot Control exemption for the lands municipally known as 112 - 126 Kingston Road, 2110 Dundas Street East and part of 15 and 17 Edgewood Avenue.
Bill No. 1061	By-law No. 1080-2007	To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known as 126 Simcoe Street.
Bill No. 1062	By-law No. 1081-2007	To amend By-law No. 31001 of the former City of North York, as amended, regarding Signet Drive.
Bill No. 1063	By-law No. 1082-2007	To amend City of Toronto Municipal Code Chapter 545, Licensing, Respecting Owners and Drivers of Limousines, Limousine Service Companies, Owners and Drivers of Taxicabs and Taxicab Brokers,

the vote on which was taken as follows:

Yes - 25 Councillors:	Ashton, Bussin, Carroll, De Baeremaeker, Del Grande, Feldman, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Palacio, Perks, Perruzza, Saundercook, Stintz, Vaughan
No - 1 Councillor:	Walker

Carried by a majority of 24.

September 27, 2007 - 8:59 p.m.

Speaker Bussin in the Chair.

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

Bill No. 1066	By-law No. 1083-2007	To confirm the proceedings of the Council at its meeting held on the 26th and 27th days of September, 2007,
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the vote on which was taken as follows:

Yes - 25	
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Feldman, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Palacio, Perks, Perruzza, Saundercook, Stintz, Vaughan
No - 1	
Councillor:	Walker

Carried by a majority of 24.

OFFICIAL RECOGNITIONS

12.102 **Presentations/Introductions/Announcements:**

September 26, 2007

Councillor Cho, during the morning session of the meeting, announced that the 16th Annual Multicultural Picnic had been held in his ward on September 22, 2007.

Councillor Heaps, during the morning session of the meeting, expressed his thanks and appreciation to the staff and agencies which were involved after a five-alarm fire occurred in his ward. He commended the efforts of staff from Toronto Fire, Toronto Police Services, Toronto Emergency Medical Services, the Toronto Humane Society, the Salvation Army, the Ministry of the Environment, and the many other Divisions and organizations who provided assistance.

Speaker Bussin, during the morning session of the meeting, introduced students from Norseman Junior Middle School, present at the meeting.

Deputy Mayor Pantalone, during the morning session of the meeting, with the permission of Council, introduced Mr. Susumu Nakamura, Director of the Nippon Bonsai Association in Japan, present at the meeting.

September 27, 2007

Scotiabank Toronto Waterfront Marathon Presentation:

Mayor Miller, during the morning session of the meeting, advised Council that the Scotiabank Toronto Waterfront Marathon was being held on September 30, 2007. He acknowledged Scotiabank for sponsoring this event which is attended by participants and spectators from all over the world. He invited Councillor Stintz to the podium and wished her luck with her run in the marathon.

Councillor Stintz presented the Mayor with a pair of running shoes in honour of the marathon, and highlighted the various events and promotions happening in the City as part of the Waterfront Marathon weekend. She recognized the students from Grenoble Public School who were in attendance, and who would be participating in the Children's Marathon. She invited all Members of Council to attend the Marathon to cheer on the runners.

Communities in Bloom Presentation:

Mayor Miller, during the morning session of the meeting, advised Council that on September 22, 2007, the City of Toronto had been awarded first place in the Large Cities category at the 2007 Communities in Bloom competition. He congratulated the staff from Parks, Forestry and Recreation and the other City Divisions who prepared the City's submission.

Speaker Bussin, during the morning session of the meeting, introduced students from Ernestown Secondary School in Odessa, Ontario, present at the meeting.

Announcement by Councillor Shiner on Taking a Leave of Absence:

Councillor Shiner, during the morning session of the meeting, with the permission of Council, advised that given Council's completion of various issues that were of importance to his community, he was giving notice that he was taking a leave of absence for the balance of the provincial election campaign period.

Councillor Vaughan, with the permission of the Speaker, rose on a point of privilege to clarify whether or not Councillor Shiner had filed a letter with the City Clerk to officially advise if his leave of absence was to be without pay. He also questioned whether Councillor Shiner was continuing to use a City-issued cell phone to conduct business as a candidate in the provincial election. Speaker Bussin advised Council that the City Clerk was in the process of confirming the details with Councillor Shiner, and that if possible,

Minutes of the Council of the City of Toronto
September 26 and 27, 2007

September 26, 2007	9:40 a.m. to 12:26 p.m.*	2:10 p.m. to 6:30 p.m.*	Roll Call 3:59 p.m.	Roll Call 4:25 p.m.	Roll Call 7:13 p.m.	7:15 p.m. to 7:27 p.m.*	Ctte. of the Whole in closed session 7:32 p.m.	8:50 p.m. to 8:58 p.m.*
Perruzza	x	x	-	x	-	-	-	-
Rae	x	x	x	x	-	-	x	x
Saundercook	x	x	-	-	-	-	-	-
Shiner	x	x	x	x	x	x	x	x
Stintz	x	x	-	x	x	x	x	x
Thompson	x	x	x	x	-	-	-	-
Vaughan	x	x	x	x	x	x	x	x
Walker	x	x	-	x	-	-	-	-
Total	45	42	33	32	27	31	32	31

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

September 27, 2007	9:40 a.m. to 12:26 p.m.*	2:15 p.m. to 6:30 p.m.*	Roll Call 3:40 p.m.	Roll Call 4:02 p.m.	7:15 p.m. to 9:01 p.m.*
Miller	x	x	-	x	-
Ainslie	x	x	x	-	-
Ashton	x	x	-	x	x
Augimeri	x	x	x	-	x
Bussin	x	x	x	x	x
Carroll	x	x	x	x	x
Cho	x	x	x	x	-
Davis	x	x	-	-	x
De Baeremaeker	x	x	x	x	x
Del Grande	x	x	x	x	x
Di Giorgio	x	x	x	x	-
Feldman	x	x	-	x	x
Filion	x	x	x	x	x
Fletcher	x	x	x	x	-
Ford	-	-	-	-	-
Giambrone	x	x	-	-	x
Grimes	x	x	-	-	x

Minutes of the Council of the City of Toronto
September 26 and 27, 2007

September 27, 2007	9:40 a.m. to 12:26 p.m.*	2:15 p.m. to 6:30 p.m.*	Roll Call 3:40 p.m.	Roll Call 4:02 p.m.	7:15 p.m. to 9:01 p.m.*
Hall	x	x	x	x	x
Heaps	-	-	-	-	-
Holyday	x	x	x	x	x
Jenkins	x	x	x	-	x
Kelly	x	x	-	x	x
Lee	x	x	x	x	x
Lindsay Luby	x	x	x	x	x
Mammoliti	x	x	x	-	x
McConnell	x	x	x	x	x
Mihevc	x	x	x	-	-
Milczyn	x	x	x	x	x
Minnan-Wong	x	x	-	x	x
Moeser	x	x	-	-	x
Moscoe	x	x	x	x	x
Nunziata	x	x	-	-	x
Ootes	x	x	x	-	x
Palacio	x	x	x	x	x
Pantalone	x	x	x	x	x
Parker	x	x	-	-	-
Perks	x	x	-	x	x
Perruzza	x	x	x	-	x
Rae	x	x	x	x	x
Saundercook	x	x	x	-	x
Shiner	x	-	-	-	-
Stintz	x	x	x	x	x
Thompson	x	x	-	x	-
Vaughan	x	x	x	x	x
Walker	x	x	x	x	x
Total	43	42	29	28	34

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

Council adjourned on September 27, 2007, at 9:01 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 – September 26 and 27, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M117	City Council Initiate Enforcement Action Under Chapter 485, Graffiti, Against Private Utility Companies	<ul style="list-style-type: none"> • Current: \$0.45M • Future : \$1.35M (a total of \$1.8M) 	\$0	<p>Municipal Licensing and Standards will incur an additional cost of \$1.8M for 24.5 positions in order to implement this Motion over a 12 month period. The \$1.8M is excluding the cost of follow-up enforcement action, supervisory and administrative support costs, or additional non-compensation expenses, which need to be determined. No funding has been provided in the 2007 Approved Operating Budget for this purpose.</p> <p>a. Refer to Licensing and Standards Committee.</p> <p>b. Refer to Budget Committee (part of 2008 Budget Process) should Licensing and Standards Committee endorse Motion.</p>
M118	Centennial Park Mini-Indy - Amendment of Existing Lease - Change in Name of Sub-tenant	\$0	\$0	Consider.
M119	Special Meeting of Council to Discuss 2007 Operating Budget Cutbacks	\$0	\$0	Consider.
M120	Ontario Municipal Board Appeal - 32 Richview Road - Authority to Attend	\$0	\$0	Consider.
M121	Ontario Municipal Board Appeal - 1243 Royal York Road	\$0	\$0	Consider.
M122	Ontario Municipal Board Hearing - 129 Baldwin Street	\$0	\$0	Consider.

Minutes of the Council of the City of Toronto
September 26 and 27, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M123	Ontario Municipal Board Hearing for 1 St. Aubyn's Crescent – Ward 25 - Request for City Staff Attendance	\$0	\$0	Consider.
M124	Chinatown Destination Signs	\$0	\$0	Consider.
M125	Leave of Absence to Run for Provincial or Federal Office	\$0	\$0	Consider.
M126	Expedite Rezoning of 1980, 2000 and 2040 Eglinton Avenue East	\$0	\$0	Consider.
M127	112 - 126 Kingston Road, 2110 Dundas Street East and Part of 15 and 17 Edgewood Avenue - Extension of Expiration of Part Lot Control Exemption By-law	\$0	\$0	Consider.
M128	One-time Waiving of Tipping Fees for Branch 258 of Royal Canadian Legion Ontario Command	\$1,000 (net)	\$0	There will be a loss of up to \$1,000 of budgeted revenue in 2007. This waiver of tipping fees will be precedent setting for the City. Consider.
M129	Liquor Licence Application - Timezone Bar and Restaurant, 3426 Bathurst Street	\$0	\$0	Consider.
M130	Financial Implications of Provincial Party Platforms	\$0	\$0	Consider.
M131	185 Bremner Boulevard – Railway Lands East - Lease for Community Space	\$0	\$0	Consider.

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M132	To support the City of Hamilton in advocating the Province of Ontario to make changes to the Labour Relations Act, 1995	TBD	\$0	Analysis needs to be done; including areas of financial, contractual and labour relations issues in order to determine the financial impact. Refer to Executive Committee for City Manager to report back.
M133	Authorize the Public Release of the Ontario Municipal Board Pre-hearing Report Item CC2.3 Regarding 1705-1745 Avenue Road, Including the Confidential Portion			<i>Confidential. See confidential report attached.</i>
M134	Ontario Municipal Board Hearing - 410 Bloor Street West	\$0	\$0	Consider.
M135	Feasibility and Benefits of Roundabouts in Toronto	\$0	\$0	Consider.
M136	Reinstatement of Monday Programming in City Community Centres			Already considered by City Council on September 26, 2007.
M137	East Bayfront – West Precinct Report on Partial Settlement of Appeals of By-law 1049-2006 – Phase II Hearing-Environmental Issues			<i>Confidential. See confidential report attached.</i>
M138	785-801 Milner Avenue - Zoning Application - Final Report	\$0	\$0	Consider.
M139	Payments-in-Lieu of Taxes	<ul style="list-style-type: none"> • Current: \$0 • Future : a minimum of \$8.5 million annual revenue 	\$0	If the Federal Court ruling holds in favour of the City of Montreal, the City of Toronto will receive \$8.5 million annually in property taxes from the Federal Government for Payment-in-Lieu of Taxes (PILT) plus possibly additional PILT from the Provincial Government. Consider.

Minutes of the Council of the City of Toronto
September 26 and 27, 2007

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M140	499 King Street West – Alcohol and Gaming Commission Matter	\$0	\$0	Consider.
M141	Revisions to Proposed Zoning By-Law – 126 Simcoe Street – No Further Notice Required – Trinity-Spadina (Ward 20)	\$0	\$0	Consider.
M142	Updating the House Value Threshold	\$0	\$0	<p>The recommendation itself will have no financial impact.</p> <p>However, an increase in the House Value Threshold might have financial impact as this would increase the number of households eligible for the RRAP Program and it is to be determined.</p> <p>Consider.</p>
M143	To Re-affirm the Importance of the City's Urban Tree Canopy on National Forest Week	\$0	\$0	<p>The recommendation itself will have no financial impact.</p> <p>However, the implementation of a plan to maintain and enhance the urban tree canopy will have a significant financial impact which is yet to be determined.</p> <p>Consider.</p>

**FISCAL IMPACT STATEMENT 1 [NOTICE OF MOTION M117]
(See Minute 12.64)**

Financial Implications:

Operating

Current year impacts: \$450,000

Future year impact: \$1,350,000 in 2008 incremental costs. (Total of \$1,800,000 for 12 months)

Additional Costs – TBD (See Comments) 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: 24.5 FTE's (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:

<input type="checkbox"/> Program costs: \$ _____ (net)
<input type="checkbox"/> Debt service costs: \$ _____ (net)

Impacts/Other Comments:

- Service Level Impact: Increased graffiti enforcement, specifically against private utility companies.
- Consistent with Council Strategic directions and fiscal priorities (specify):

Notice of Motion M117 - Municipal Licensing and Standards will incur an additional cost of \$1.8M for 24.5 positions in order to implement this Motion over a 12-month period. The \$1.8M is excluding the cost of follow-up enforcement action, supervisory and administrative support costs, or additional non-compensation expenses, which need to be determined. No funding has been provided in the 2007 Approved Operating Budget for this purpose.

- Consider Refer to Licensing and Standards Committee
- Refer to Budget Committee (part of 2008 Budget Process) should Licensing and Standards Committee endorse motion

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: September 27, 2007

**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M128]
(See Minute 12.75)**

Financial Implications:

Operating

Current year impacts: \$1,000 net Future year impact \$0 gross & net

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

Accommodation within approved capital budget Third party funding
 New revenues Debt
 Reserve/Reserve Fund contributions Other

Budget adjustments: \$ _____ (net)

Operating Impact:

Program costs: \$ _____ (net)
 Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion M150 - There will be a loss of up to \$1,000 of budgeted revenue in 2007. This waiver of tipping fees will be precedent-setting for the City.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: September 27, 2007

**FISCAL IMPACT STATEMENT 3 [NOTICE OF MOTION M132]
(See Minute 12.79)**

Financial Implications:

<input checked="" type="checkbox"/> Operating <input checked="" type="checkbox"/> Current year impacts: \$ <u>TBD</u> (net) <input type="checkbox"/> Future year impacts: \$ _____ <input type="checkbox"/> Following year <input type="checkbox"/> Future years <input type="checkbox"/> Funding sources (specify): <input type="checkbox"/> Accommodation within approved operating budget <input type="checkbox"/> Third party funding <input type="checkbox"/> New revenues <input type="checkbox"/> Tax rate impact <input type="checkbox"/> Reserve/Reserve Fund contributions <input type="checkbox"/> Other <input type="checkbox"/> Budget adjustments: \$ _____ (net) <input type="checkbox"/> Impact on staffing levels: _____ (positions)
<input type="checkbox"/> Capital <input type="checkbox"/> Current year impacts: \$ _____ (net) <input type="checkbox"/> Future year impacts: \$ _____ (net) <input type="checkbox"/> Following year <input type="checkbox"/> Future years <input type="checkbox"/> Funding sources (specify): <input type="checkbox"/> Accommodation within approved capital budget <input type="checkbox"/> Third party funding <input type="checkbox"/> New revenues <input type="checkbox"/> Debt <input type="checkbox"/> Reserve/Reserve Fund contributions <input type="checkbox"/> Other <input type="checkbox"/> Budget adjustments: \$ _____ (net) <input type="checkbox"/> Operating Impact: <input type="checkbox"/> Program costs: \$ _____ (net) <input type="checkbox"/> Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion M132 – Analysis needs to be done; including areas of financial, contractual and labour relations issues, in order to determine the financial impact. Refer to Executive Committee for City Manager to report back.

- Consider
- Refer to Standing Committee

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: September 27, 2007

**FISCAL IMPACT STATEMENT 4 [NOTICE OF MOTION M139]
(See Minute 12.86)**

Financial Implications:

Operating

Current year impacts: \$ 0 (net) Future year impacts: min. \$ 8.5 million (Revenue)

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Operating Impact:

Program costs: \$ _____ (net)

Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion M139 – If the Federal Court ruling holds in favour of the City of Montreal, the City of Toronto will receive \$8.5 million annually in property taxes from the Federal Government for Payment-in-Lieu of Taxes (PILT) plus possibly additional PILT from the Provincial Government.

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: September 27, 2007