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## Executive Committee

<b>Meeting No.</b>	15	<b>Contact</b>	Patsy Morris, Committee Administrator
<b>Meeting Date</b>	Monday, November 26, 2007	<b>Phone</b>	416-392-9151
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	pmorris@toronto.ca
<b>Location</b>	Committee Room 1, City Hall		

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Executive Committee		
Mayor David Miller (Chair) Councillor Joe Pantalone (Vice-Chair) Councillor Shelley Carroll Councillor Janet Davis Councillor Glenn De Baeremaeker	Councillor Paula Fletcher Councillor Norm Kelly Councillor Gloria Lindsay Luby Councillor Giorgio Mammoliti	Councillor Pam McConnell Councillor Joe Mihevc Councillor Howard Moscoe Councillor Kyle Rae

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**Declarations of Interest under the Municipal Conflict of Interest Act.**

**Confirmation of Minutes – October 1, 2007, October 29, 2007, and November 12, 2007**

**Speakers/Presentations - A complete list will be distributed at the meeting.**

**Communications/Reports**

EX15.1	ACTION	10:00 a.m.		Ward: All
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**Budget Committee Recommended 2008 Capital Budget and 2009 – 2012 Capital Plan**

(November 12, 2007) Report from the Deputy City Manager and Chief Financial Officer

**Recommendation**

The Deputy City Manager and Chief Financial Officer recommends that:

The Executive Committee consider at its meeting of November 26, 2007a report from the Deputy City Manager and Chief Financial Officer, entitled “Budget Committee Recommended 2008 Capital Budget and 2009 – 2012 Capital Plan.”

**Summary**

City staff are preparing a corporate report on the 2008 Capital Budget and 2009 – 2012 Capital Plan. This report will present the City of Toronto’s Budget Committee Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan, and recommends approval of the 2008 cash flow and future year commitments for capital projects. The report will be submitted on the supplemental agenda in accordance with, and subject to the decisions made at the Budget Committee meetings of November 13 and 14, 2007.

**Background Information**

Budget Committee Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8802.pdf>

EX15.2	ACTION			Ward: 28
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**Union Station Revitalization - Recommended Approach**

(November 13, 2007) Report from the City Manager and the Deputy City Manager and Chief Financial Officer

**Recommendations**

The City Manager and Deputy City Manager/Chief Financial Officer recommend that:

1. City Council endorse the Recommended Approach as the conceptual framework for the revitalization of Union Station involving the following key elements:
  - a. a comprehensive state of good repair, transportation and heritage restoration capital program to be undertaken by the City;

- b. construction by the City of a new upper level transportation concourse area of approximately 11,700 square meters (126,000 square feet) to be leased to GO Transit in place of its existing leased space;
  - c. the excavation and construction of a new retail concourse beneath the existing Bay, VIA and York Street concourses of approximately 12,500 square meters (134,500 square feet) to be undertaken by the City in consultation with the Union Station stakeholders; and
  - d. selection of a head lessee to lease and operate all commercial space in the Station, of up to approximately 41,000 square metres (440,000 square feet, including the newly created lower retail concourse);
2. Staff be directed to undertake negotiations with Transport Canada to amend the current Memorandum of Understanding respecting a federal contribution to the heritage and multi-modal transportation elements in this revitalization project;
  3. Staff be directed to undertake negotiations with appropriate provincial ministries concerning their financial participation in this revitalization project;
  4. Staff be directed to undertake negotiations with GO Transit to pursue development of the Recommended Approach;
  5. the Chief Corporate Officer execute a new two year Building Management Agreement with The Toronto Terminals Railway Company Limited for the period, January 1, 2007 to December 31, 2008, on revised terms set out in the body of this report and summarized in Attachment 8, in a form satisfactory to the City Solicitor;
  6. the Chief Corporate Officer amend the 49-year lease with VIA Rail Canada Inc. (VIA) to incorporate changes already made to its leased premises in various parts of Union Station as summarized in Attachment 8 and increasing the rent payable accordingly; and
  7. the City Manager report back to Executive Committee with an implementation plan for the Recommended Approach.

## **Financial Impact**

### 2006 and 2007 Actual Expenditures

Table 1 below details actual capital expenditures incurred during 2006 and 2007.

Actual Spending 2006/2007 – Table 1  
(\$millions)

Projects	2006 Actuals	2007 Projected Actuals to Year-end
West Window/West Wing Skylight	2.862	
Pedestrian Bridge	.069	1.601
Fire & Life Safety/Emergency	.446	
Building Condition Assessment	.083	.626
Union Station NW Path Study	.097	.344
UPG Historic Structures	.148	
York Street Expansion Joint		.455
Terazzo Flooring		.203
Cooper Roof Repairs		.043
Union Station Security		.642
South Access Tunnel		3.000
Total	3.705	6.914

The following table identifies total consulting and related expenditures incurred during further development of the revitalization options in 2006 and 2007.

2006/2007 Revitalization Expenditures – Table 2

Union Station Operating / Reserves	
Deloitte & Touche – real estate & financial advisory	\$646,600
NORR Architects	500,000
JC Williams Group – retail consultant	49,555
FGMA	628,000
Other costs	20,000
Total	\$1,844,155

The recommended 5 year capital plan for Union Station, from 2008 to 2012, for State of Good Repair work, totals \$86.149 million.

2008 -2012 Recommended Capital Plan Table 3 (\$000)						
	2008	2009	2010	2011	2012	2008-2012
Gross Expenditures	16,543	13,053	20,253	20,050	16,250	86,149

Facilities and Real Estate staff have, with the aid of transportation, engineering and architectural consultants, identified a total of \$268.63 million (\$2007) in capital works that will need to be carried out over the next twenty-five years to provide state of good repair, heritage,

transportation and pedestrian flow improvements to Union Station. These improvements are summarized in Table 4 below:

Table 4 – Capital Cost Summary		
Category	Improvement	Cost (\$2007 million)
Required	Heritage Improvements	75.43
	State of Good Repair	101.16
	Sub-Total BCA(includes 2008-2012 Plan)	176.59
	Pedestrian Flow	32.34
	GO Concourse/Holding Area	56.82
	Loading Dock (included in 2008-2012 Plan)	2.88
	Sub-Total Transportation	92.04
	Revenue Enhancement	Promenade Retail
	East and West Wing Retail	10.00
	West Wing Office	11.16
	Moat Retail	6.61
	New Retail Area Below Passenger Concourse	81.38
	Sub-Total:	137.28
	Less Duplicated Costs with State of Good Repair	(17.58)
	Total:	388.33

Some of these capital costs will be funded through sources other than the City. For example, it is anticipated that GO Transit will contribute towards the cost of improvements benefiting GO Transit and the federal government will contribute towards heritage restoration and other costs.

Deloitte & Touche LLP (“Deloitte”) has assessed the degree to which future revenues from the station can offset the capital costs. They have forecast that the station, as presently configured will not earn sufficient revenues to offset these capital costs.

In order to fund the remaining balance, Deloitte has examined a number of potential capital improvements that may provide the City with increased commercial rental revenues from the station. As a result of this analysis, the consultant has recommended the revenue enhancement improvements summarized in Table 4, which have a total capital cost of \$137.28 million (\$2007).

The implementation of the enhancement works is forecast to reduce the net funding requirement for the station.

In implementing the proposed improvements, the City would, however, assume certain risks. These primarily include construction risk and revenue performance risk.

One option for mitigating the revenue performance risk is to transfer this risk to a private sector entity with the requisite real estate expertise and financial capacity. To this end, Deloitte has recommended that the City explore potential agreements with private entities interested in acting as the head-lessee for the commercial areas of the station. According to Deloitte, there is

considerable interest amongst the private entity in the possibility of investing capital in this project in return for the right to receive the net cash flow emanating from these commercial areas.

The actual amounts that private sector entities are likely to bid for the head-lessee rights is to be determined through an head lessee selection process that will be described in a early 2008 report from staff.

According to Deloitte, the integration of the construction program for the new retail areas with the City's and GO's capital work at the Station results in a very large and complex civil engineering/construction project—these component parts must be phased and coordinated. This construction phase must be implemented by the City. The base design required for the new retail areas is to be done by the City in 2008, in consultation with GO, VIA and prospective private-sector interests. This design will define the new retail areas for the Station. Prospective head lessees will, through a future selection process in 2008, have an opportunity to submit offers to lease the new and existing retail areas and the existing office space in the Station. The selected head lessee's investment proposal will help to define the financial arrangements to revitalize the Station and determine the City's capital construction obligations (including the degree of construction risk to be assumed, which may be reduced through additional geotechnical testing and structural analysis in 2008).

Based on variations of capital cost sharing between the City, its partners and private sector investors, Deloitte's preliminary estimate of return is between 8% to 20%. In summary, a future report in early 2008 will provide a more detailed assessment of the financial implications based on the results of:

- i. Lease and contribution discussions with the station's transportation tenants and other levels of government; and
- ii. Structural and geotechnical analysis.

A final assessment of the financial implications will be provided following the completion of the head lessee selection process. Council will be provided with this assessment prior to the final decision to proceed with revitalization.

## **Summary**

This report advises that expert consultants were retained and worked with an interdivisional team to review possible options for the revitalization of Union Station, as directed by Council at its meeting of July 25, 26, and 27, 2006. The team evaluated several options and determined the best option to revitalize the Station as a multimodal transportation hub and as a landmark destination. The selected approach also provides revenue generating opportunities which will improve the Station's financial performance.

## **Background Information**

Union Station Revitalization - Recommended Approach

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8803.pdf>)

EX15.3	ACTION			Ward: All
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## Councillors Office Expenses - Councillor Ford and Councillor Holyday

(November 8, 2007) Report from the Auditor General and the Integrity Commissioner

### Recommendations

The Auditor General and the Integrity Commissioner recommend that:

1. All Members of Council be required to comply with the current Council policy entitled: “Use of Corporate Logo, Donations and Sponsorships and Personal Funds by Members of Council”. The policy requires that:

“the following expenses for Members of Council must be paid for through the Councillor’s global office budgets and not through personal funds:

- i. postage and distribution costs;
  - ii. printing services (newsletter, flyers, business cards);
  - iii. advertising and promotion and related office expenses; and
  - iv. photocopying.”
2. All Members of Council be required to comply with the current Council policy which requires that “if office expenditures are paid by Members of Council through the use of personal funds, such expenditures be reported to the City Clerk”.

### Financial Impact

There are no financial impacts beyond what has already been approved in the current year's budget.

### Summary

City Council requested the Auditor General and the Integrity Commissioner to “investigate the lack of expenses charged to the Councillors Office Budget of Councillors Holyday and Ford as it relates to the Code of Conduct and the acceptance of gifts benefits as well as goods and services paid through personal funds.”

This review is now complete. The results of the review are as follows:

In the case of Councillor Ford, all expenses relating to the operation of his Council office are paid by him personally. City policy requires that certain specific expenses “must be paid for through the Councillors global budget and not through personal funds.” Consequently, Councillor Ford is not in compliance with Council policy. In addition, Councillor Ford does not report to the City Clerk the extent of the personal funds expended in relation to the operation of his Council office. The non-disclosure is not in compliance with policy. We are not aware of

the extent of personal funds expended as no City records exist to verify this amount.

Further, we have been advised by Councillor Ford that no third-party funds have been provided to the Councillor to finance his Council office expenses.

Councillor Holyday charges all Council related expenses to his office budget. We have been advised by Councillor Holyday that no third-party funds have been provided to the Councillor to finance his Council office expenses. Mileage expenses which are paid for personally by Councillor Holyday are not reported to the City Clerk as required by Council policy. We have been advised by Councillor Holyday that these expenses are minimal.

### Background Information

Councillors Office Expenses - Councillor Ford and Councillor Holyday  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8804.pdf>)

EX15.4	ACTION			Ward: All
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### Donations to Councillor-Organized Community Events

(November 12, 2007) Report from the Integrity Commissioner

#### Recommendations

The Integrity Commissioner recommends that:

1. City Council approve in principle amendment of the 2002 Council Policy on “Use of Corporate Logo, Donations and Sponsorships and Personal Funds by Members of Council” and Article IV of the *Code of Conduct for Members of Council and Local Boards (Restricted Definition)* to permit Members of Council to accept sponsorships and donations for community events that they organize or run;
2. City Council request the Integrity Commissioner (in consultation with the City Clerk) by March 2008 to provide recommendations (through the Executive Committee) as to the appropriate mechanisms for implementing this change in the City’s policies; and
3. City Council direct that, pending the further report of the Integrity Commissioner, sponsorships and donations to community events be added to the list of permissible gifts and benefits provided for in Article IV of the *Code of Conduct for Members of Council and Local Boards (Restricted Definition)*, though subject to the reporting obligations and monetary limits provided for in that Article.

#### Financial Impact

There is no financial impact beyond what has already been approved in the current year’s budget.

#### Summary

City Council requested the Integrity Commissioner “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.”

My work on this is only partially complete and, in this Report, I ask the Committee to approve in principle a lifting of the current prohibition and direct the development of an appropriate protocol.

The 2002 Council Policy on “Use of Corporate Logo, Donations and Sponsorships and Personal Funds by Members of Council” prohibits Members of Council from receiving funds outside of their allocated operating budgets. Article IV of the Code of Conduct for Members of Council and Local Boards (Restricted Definition) (“Code of Conduct”) bans Members of Council from accepting gifts and benefits connected directly or indirectly with the performance of their duties unless the gift or benefit comes within a list of exceptions. Donations of funds, goods or services for community events are not among the listed exceptions.

Many Members of Council regard the organization of community events (such as barbecues and picnics) as an important part of their role. Events such as this enhance community life and build bridges. If Members of Council are allowed to accept hospitality at banquets, receptions and similar events, they should also be permitted to accept sponsorships and donations for community events that they organize or facilitate in their Wards.

For this to happen, Council will have to amend the Code of Conduct and possibly the relevant prohibition in the 2002 Council Policy. However, there is a great variety of community events for which Members of Council seek sponsorships and donations and there are particular difficulties associated with cash donations. There also need to be special rules for election years. This means that it is not simply a case of including an exemption for community events within the relevant Article of the Code of Conduct and the terms of the 2002 Council policy. A distinct policy is necessary.

### **Background Information**

Donations to Councillor-Organized Community Events

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8805.pdf>

EX15.5	ACTION			Ward: All
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### **Donations to Parks, Forestry and Recreation**

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

### **Recommendations**

The General Manager of Parks, Forestry and Recreation recommends that:

1. City Council accept, with thanks, the donation of \$160,000 from MasterCard Canada Inc. towards the operation of the City’s outdoor artificial ice rinks;

2. City Council accept, with thanks, the donation of \$15,000 from General Mills Canada Corporation, for park improvements in Harbour Square Park to be undertaken in the spring of 2008;
3. City Council accept, with thanks, the donation of \$15,000 from Lowe's Canada toward playground improvements in Vine Avenue Parkette that will take place in 2008;
4. the 2007 Parks, Forestry and Recreation Operating Budget be amended to reflect the one-time donation of \$160,000 from MasterCard Canada;
5. that the 2007 Parks, Forestry and Recreation Operating Budget be amended to include gross expenditure of \$15,000 for making improvements to the gateway to Toronto Island Park and revenue of \$15,000 from the Clean and Beautiful City initiative;
6. the 2008 Parks, Forestry and Recreation Operating Budget be amended to include gross expenditure of \$28,000 gross to complete the improvements to the gateway to Toronto Island Park and revenue of \$28,000, comprised of deferred revenue of \$15,000 from the 2007 General Mills Canada Corporation donation and \$13,000 from promotional event sponsorships; and
7. the 2008 Operating Budget be amended to include expenditure of \$40,000 to construct playground equipment in Vine Avenue Parkette and revenue of \$40,000 comprised of \$15,000 in deferred revenue from the 2007 donation from Lowe's Canada and \$25,000 from Section 37 funds.

## **Financial Impact**

### Outdoor Artificial Ice Rinks:

Acceptance of the donation of \$160,000 from MasterCard Canada has no net financial impact on the Parks, Forestry and Recreation 2007 Operating Budget. The incremental operating cost of opening the outdoor artificial ice rinks for the month of December is estimated at \$160,000 and the revenue from the donation will offset these costs.

### Gateway to Toronto Island (Harbour Square Park):

The proposed improvements to the park entrance at the eastern portion of Harbour Square Park are for a total of \$43,000 over 2 years. 2007 expenditures will be funded by the \$15,000 donation from the Clean and Beautiful City initiative. 2008 expenditures will be funded by the \$15,000 donation from General Mills Canada Corporation and from the \$13,000 from promotional event sponsorships, deferred from 2007.

The recommendations will impact the 2007 Parks, Forestry and Recreation Operating Budget with the addition of \$15,000 in revenue and \$15,000 in gross expenditure to start improvements to Harbour Square Park. \$28,000 of the revenue will be deferred to 2008 to offset the 2008 gross expenditure of \$28,000 to complete the work on the park improvements. There will be no net financial impact on the 2007 or 2008 Parks, Forestry and Recreation operating budgets.

Vine Avenue Parkette:

The recommendations will have no net impact on the 2007 or 2008 Parks, Forestry and Recreation operating budgets. A donation of \$15,000 will come from Lowe's Canada which cannot be used towards administrative costs and only 10 per cent can be used towards installation or labour charges. \$25,000 in additional funding for this project has been secured through a Section 37 agreement.

Operating costs for day-to-day maintenance and supervision of this facility will be nominal, as the new playground replaces an aging playground. No additional programming costs are anticipated. Any maintenance necessary for the playground would be included in the normal work of parks maintenance crews who routinely service the park and existing playground. Thus, no additional operating budget funding will be required to service this facility.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

**Summary**

The purpose of this report is to seek approval from City Council to accept a number of donations to support the Parks, Forestry and Recreation Division's operations and infrastructure. These donations will be used to assist in funding the opening of the City's outdoor artificial ice rinks in early December 2007, make improvements to the playground at the Vine Avenue Parkette and towards park improvements to the gateway to Toronto Island Park (Harbour Square Park).

**Background Information**

Donations to Parks, Forestry and Recreation

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8806.pdf>)

EX15.6	Information			Ward: All
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**Toronto Water Compliance Policy for High Volume Water Users - Effluent Monitoring****Deferred from the October 29, 2007 Meeting**

(October 11, 2007) Report from the General Manager, Toronto Water

**Financial Impact**

There is no financial impact associated with this report.

**Summary**

The City of Toronto Sewer Use By-law (Municipal Code Chapter 681 – Sewers) regulates all discharges to the City's sewer system. Compliance with discharge limits is mandatory. It is the responsibility of the individual owners and operators of all businesses and industries within the City to ensure that their effluent complies with the Sewer Use By-law discharge limits and to

therefore install the appropriate effluent treatment and monitoring equipment. Most industries generally have established an effluent monitoring program which is economically and technically feasible to their operations in order to avoid non-compliance under the By-law. The industry can also enter into various agreements with the City to ensure compliance with the By-law is achieved. In addition, under Section 13 of the Sewer Use By-law, a Toronto Water By-law Officer can instruct any industry to carry out any monitoring and sampling within a specified timeframe of any discharge to a sewer that the Officer deems necessary to ensure compliance with the By-law.

Failure to comply with the By-law can result in fines up to \$100,000.00 per day for non-compliance. The requirements stipulated in the Sewer Use By-law (Municipal Code Chapter 681 – Sewers) apply to all persons who discharge to the sewer system, including all industries. Therefore, in order to avoid prosecution under the By-law, industries would have to take the necessary action, if required, to install and maintain the appropriate effluent monitoring equipment to ensure compliance under the By-law. No classes of industry are exempt from the Sewer Use By-law.

### **Background Information**

Toronto Water Compliance Policy for High Volume Water Users y Effluent Monitoring  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8807.pdf>)

EX15.7	Information			Ward: All
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### **Applications to FCM Green Municipal Fund**

(November 9, 2007) Report from the City Manager

#### **Financial Impact**

Making application to FCM does not, in itself, commit the City or its agencies to undertake any financial obligations. The respective program areas will report back on any budget adjustments required because of successful applications for grants and/or low-interest loans as described in this Report.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

#### **Summary**

This report provides information on recent applications from Toronto to the Federation of Canadian Municipalities (FCM) Green Municipal Fund.

### **Background Information**

Applications to FCM Green Municipal Fund  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8808.pdf>)

<b>EX15.8</b>	ACTION			Ward: All
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## Implementation of the Sustainable Energy Funds

(November 12, 2007) Memo from the Deputy City Manager and Chief Financial Officer and Deputy City Manager, Richard Butts

### Recommendations

The Deputy City Manager/Chief Financial Officer and Deputy City Manager recommend that:

1. City Council approve the goals and objectives, incentive levels, eligibility criteria and administrative guidelines for the Toronto Energy Conservation Fund and the Toronto Green Energy Fund, as outlined in this report and Attachment 1.
2. The Chief Corporate Officer be authorized to approve project loans from the Toronto Energy Conservation Fund and the Toronto Green Energy Fund up to a value of \$2 million.
3. The Chief Corporate Office be requested to report to Council before the end of 2008 on expanding the scope of the Sustainable Energy Funds to include the private sector (commercial/residential/industrial), and on the resources required to do so.

### Financial Impact

Funding for the TECF, the TGEF, the Energy Retrofit Program and the Better Buildings Partnership have been included in the City's Recommended 2008 Capital Budget and 2009-2012 Capital Plan:

#### Sustainable Energy Programs – (\$ MILLIONS)

Existing Programs	
Energy Retrofit Program	9.3
Better Buildings Partnership Loan Program	6.345
Sub-total	15.645
New Programs	
Toronto Energy Conservation Fund	42.0
Toronto Green Energy Fund	20.0
Sub-total	62.0
<b>TOTAL</b>	<b>77.645</b>

The Toronto Energy Conservation Fund and the Toronto Green Energy Fund

The TECF and the TGEF will be revolving loan funds provided from the Strategic Infrastructure Partnership Reserve Fund. The TECF in the amount of \$42 million and the TGEF in the amount of \$20 million represents the City's share of funding provided for energy efficiency for the MASH and not for profit sectors. In addition, the Ontario Power Authority will provide an energy efficiency incentive of up to 40% of the project value for all eligible energy retrofits in these sectors. These two combined sources of funding will provide approximately \$100 million for energy efficiency projects. It is anticipated that the funding received from OPA for the City's projects will be returned to the Strategic Infrastructure Partnership Reserve Fund; while repayments from the other sectors will be used as revolving funds for other future projects within all sectors.

## Cash Flow (as per 5 Year Capital Budget submission - \$,000)

Year	Conservation Fund	Green Energy Fund	Total
2008	6,000	3,000	9,000
2009	12,000	5,000	17,000
2010	24,000	5,000	29,000
2011	0	4,000	4,000
2012	0	3,000	3,000
Total	42,000	20,000	62,000

The Better Buildings Partnership Program

The Better Building Partnership Loan Repayment Reserve Fund is also a revolving fund of \$8 million through which funds are lent to not for profit organizations for energy retrofit projects at 0% interest.

The Energy Retrofit Program

The Energy Retrofit Program will continue to be funded from recoverable debt. The Program will continue to attract contributions from the Federation of Canadian Municipalities. This program will end at the end of 2009.

Operating Impacts

Currently, \$0.393 million, beginning in 2010, has been identified as operating budget savings as a result of the projects identified in the 5-Year Capital Plan for the Energy Retrofit Program. Further savings will be identified as the specific projects are approved. No operating savings to the City will be identified as a result of the Better Buildings Partnership Program.

Operating savings as a result of the City's projects under the TECF and TEGF will be reported on an annual basis as projects and payback/savings are identified.

## Summary

This report recommends the goals and objectives, as well as the financial, eligibility and administrative guidelines, for the Toronto Energy Conservation Fund (TECF) and the Toronto Green Energy Fund (TGEF), known together as the Sustainable Energy Funds (“the Funds”). The Sustainable Energy Funds will assist the City in achieving the greenhouse gas reduction and air quality targets outlined in the Climate Change, Clean Air and Sustainable Energy Action Plan.

The Funds should be established as revolving loan funds that provide low-interest financing to projects that improve energy efficiency in buildings, and/or generate renewable energy in Toronto. The City’s Divisions, Agencies, Boards, Commissions and Corporations (ABCCs), as well as universities, colleges, schools, hospitals and other not-for-profit bodies, should be eligible for financial support from the Funds. These are referred to as the “MASH” sector (Municipalities, Academic, Social Service and Health entities).

Funding for City energy efficiency projects will continue to be provided through the Energy Retrofit Program and other sources, including the 90 Megawatt electricity savings program that the City is delivering on behalf of the Ontario Power Authority.

Further project eligibility criteria are spelled out in this report, and in the attached background report, as are issues involving the administration and operation of the Funds. The implementation of the Sustainable Energy Funds will be coordinated with other City programs, as well as programs offered by the federal and provincial governments, the utility companies, and other funding bodies

## Background Information

Implementation of the Sustainable Energy Funds

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8809.pdf>

City of Toronto Sustainable Energy Funds - Program Background

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8810.pdf>

EX15.9	ACTION			Ward: All
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## Amendment to Municipal Code Chapter 59 to Identify a Council Committee with Responsibility for Emergency Planning Matters

(November 8, 2007) Report from the City Manager

## Recommendations

1. The relevant sections of Chapter 59 of the Toronto Municipal Code be amended as described in this report to identify the Executive Committee as the Council committee with responsibility for emergency planning matters, replacing the former Community Services Committee in this regard; and

2. City Council authorize the City Solicitor to prepare and introduce in Council any bills required to enact this change.

### Financial Impact

None.

### Summary

This report recommends that the Executive Committee be identified as the Council committee with responsibility for considering emergency planning matters and that Municipal Code Chapter 59 be amended accordingly. The Executive Committee is the appropriate committee to consider emergency planning matters since it is the committee with responsibility for city-wide, corporate, and inter-agency plans and policies.

### Background Information

Amendment to Municipal Code Chapter 59 to identify a Council committee with responsibility for emergency planning matters

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8811.pdf>

EX15.10	ACTION			Ward: All
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### Toronto Community Housing Corporation – 2006 Annual Report to Shareholder, Audited Consolidated Annual Financial Statements and Annual General Meeting

(November 9, 2007) Report from the City Manager

### Recommendations

The City Manager recommends that:

1. City Council appoint Deputy City Manager for Cluster A or her designate as the proxy representing the City of Toronto and direct the proxyholder to attend and to vote as follows at Toronto Community Housing Corporation's Annual General Meeting and any adjournment thereof:
  - a. approve the minutes of the previous Annual General Meeting;
  - b. receive the annual audited financial statements of TCHC for the period ended December 31, 2006, together with the auditor's report thereon;
  - c. reappoint Ernst & Young LLP, Chartered Accountants, as TCHC's auditors, and authorize TCHC's Board of Directors to fix the auditors' remuneration;
  - d. use her or his discretion to vote on such other matters as may properly be on the agenda of the Annual General Meeting;
2. Toronto Community Housing Corporation's 2006 Annual Report comprising the letter from the Corporation's Chief Executive Officer dated November 7, 2007 and related appendices included as Attachment 1 to this report be received;



3. Toronto Community Housing Corporation's 2006 audited annual consolidated financial statements and the auditor's report thereon be referred to the City Audit Committee for its information; and
4. the appropriate City officials be authorized and directed to take the necessary action to give effect to the foregoing.

### Financial Impact

There are no financial impacts to the City or TCHC as a result of approving this report.

### Summary

In order for Toronto Community Housing Corporation (TCHC) to proceed to hold an annual general shareholders' meeting as required by the Ontario Business Corporations Act, City Council, as the corporation's sole shareholder, must appoint and provide direction to a proxy holder to act on Council's behalf at the meeting. This report recommends that Deputy City Manager for Cluster A or her designate be appointed to act as the City's proxy at TCHC's Annual General Meeting to be held on December 14 and, on behalf of City Council, approve the minutes of the previous meeting, receive TCHC's 2006 audited consolidated financial statements and the report of the auditor thereon, reappoint TCHC's auditor for 2008.

### Background Information

Toronto Community Housing Corporation's 2006 Annual Report to Shareholder, Audited Consolidated Annual Financial Statements and Annual General Meeting

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8812.pdf>)

TCHC 2006 Annual Report to the Shareholder Letter

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8813.pdf>)

2006 Ourfirst Fiveyears

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8814.pdf>)

TCHC Consolidated Financial Statements - December 31, 2006

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8815.pdf>)

EX15.11	ACTION			Ward: All
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### Results of Tenant Election to Toronto Community Housing Corporation Board of Directors

(November 8, 2007) Report from the City Manager

### Recommendations

The City Manager recommends that:

1. City Council appoint Dan King and Catherine Wilkinson, the tenant representatives duly elected by the tenants, to serve at the pleasure of Council as members of the Board of Directors of the Toronto Community Housing Corporation effective January 1, 2008 for a two-year term ending December 31, 2009, with a renewal term of two years, or until their successor is appointed;

2. City Council designate Linda Coltman and Eva Tavares as alternates that will be considered by Council for appointment as tenant representatives to the TCHC board for the remainder of the term of the member they replace or until their successor is appointed, as long as they continue to be eligible when the vacancy occurs.

### Financial Impact

There are no financial implications from adoption of the recommendations in this report.

### Summary

This report advises of the results of elections held on October 18, 2007 for tenant positions on the Toronto Community Housing Corporation (TCHC) board of directors and recommends that Council appoint the two tenants who received the highest number of votes to the TCHC board and designate the two tenants who received the next highest number of votes as alternates to be considered by Council if a tenant vacancy occurs during the term.

### Background Information

Results of Tenant Election to Toronto Community Housing Corporation Board of Directors

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8816.pdf>)

Citizen Directors - Results of Tenant Process for Selection ...

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8817.pdf>)

Citizen Directors - Results of Tenant Process for Selection ...

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8818.pdf>)

EX15.12	ACTION			
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### Regent Park Revitalization: Social Development Plan

(October 25, 2007) Letter from the Corporate Secretary, Toronto Community Housing Corporation

### Recommendations

The Board of Directors of the Toronto Community Housing Corporation:

1. approved the Recommendations in the Report (September 17, 2007) from the Toronto Community Housing Corporation City Building Committee;
2. authorized staff to take the necessary actions to implement recommendations pertinent to Toronto Community Housing and which are supported by the regent park revitalization plan and other Toronto Community Housing initiatives; and
3. requested staff to forward this report to the Toronto District School Board (TDSB), and Toronto Catholic District School Board (TCDSB) requesting that they review and adopt the plan, and subsequently share the plan with their school communities in the regent park area. the committee requests that staff forward the report to the city, through the executive committee, asking that the executive committee adopt a similar motion with respect to the TDSB and TCDSB.

## Summary

Communication (October 25, 2007) from the Toronto Community Housing Corporation advising that the attached report is being forwarded to the City's Executive Committee of Council on behalf of the Toronto Community Housing Board of Directors, requesting that the Executive Committee adopt a motion similar to that of the Toronto Community Housing Board of Directors, requesting the school boards to adopt and share the plan with schools in the Regent Park area.

## Background Information

Regent Park Revitalization: Social Development Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8819.pdf>)

Regent Park Revitalization: Social Development Plan, Executive Summary

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8820.pdf>)

EX15.13	ACTION			Ward: All
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## Report to Shareholder, Toronto Economic Development Corporation (TEDCO)

(November 12, 2007) Report from the President and Chief Executive Officer, TEDCO and the Corporate Secretary and General Council, TEDCO

## Recommendations

It is recommended that:

1. Council receive the City of Toronto Economic Development Corporation (TEDCO) 2006 Annual Report and 2007 update comprising this report and the presentation from Jeffrey D. Steiner, President & CEO of TEDCO dated November 7, 2007, included as attachment 1 to this report, copies of which have been filed with the Clerk and distributed under separate cover to Council Members;
2. The City existing Shareholder Direction be amended to permit the composition of the Board of Directors of any TEDCO subsidiary to be composed of at least fifty per cent of directors chosen from the TEDCO Board rather than the current one hundred per cent, to accommodate any joint venture or pension fund initiative undertaken by TEDCO; and
3. Council authorize and direct the appropriate City Officials to take the necessary actions to give full effect to the foregoing.

## Financial Impact

There is no financial impact of this report.

## Summary

TEDCO is a company incorporated under the Ontario Business Corporations Act which is solely owned by the City of Toronto. TEDCO submits an annual report to its sole shareholder which complies with its corporate governance requirements and all relevant shareholder directions. In addition, TEDCO already submitted its audited financial statements which were approved by the City of Toronto Audit Committee on September 24, 2007 and City Council on October 22, 2007. Further, the TEDCO Management provided a presentation summarizing its key activities to the Economic Development Committee on November 7, 2007.

## Background Information

Report to Shareholder, Toronto Economic Development Corporation (TEDCO)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8821.pdf>)

TEDCO Corporate Overview

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8822.pdf>)

EX15.14	ACTION			Ward: 19
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## Midway Agreement with North American Midway Entertainment

### Confidential Attachment - The security of the property of the municipality or local board

(November 8, 2007) Report from the General Manager, Canadian National Exhibition and Chief Executive Officer, Exhibition Place

## Recommendations

The Board of the CNEA and the Board of Governors of Exhibition Place, on the advice of the General Manager of the CNEA and Chief Executive Officer of Exhibition Place, recommends that City Council:

1. approve an agreement between the CNEA and NAME for a period of five years, commencing January 1, 2008 and expiring December 31, 2012, with an option to extend (at the sole option of the CNEA) until December 31, 2017, for the provision of midway services for the annual CNE on the terms and conditions set out in this report and the Confidential Attachment 1 to this report and such other terms and conditions as may be satisfactory to the GM of the CNEA, the CEO of the BOG and the City Solicitor; and,
2. direct that the confidential information in Attachment 1 and its Appendix “A” not be released publicly in order to protect the competitive position and the future economic interests of the CNEA.

## Financial Impact

Financial implications of this agreement are estimated to be a positive return of \$2.1M to the annual CNE in commissions paid by NAME from ride, game and food operations. Research data indicates that approximately 1/3 of attendees to the CNE come in order to visit the midway. Therefore, the midway presentation is extremely important to the CNE in terms of attendance and related revenues.

### Summary

The following report on the Midway Agreement with North American Midway was considered and unanimously approved by the Board of Governors of Exhibition Place at its meeting of November 7, 2007.

This report recommends that the Canadian National Exhibition Association (CNEA) enter a five-year agreement, with an option to renew for another five years (at the sole option of the CNEA), with North American Midway Entertainment (NAME) to be licensed as the Midway Provider for the Canadian National Exhibition (“CNE”).

### Background Information

Midway Agreement with North American Midway Entertainment  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8823.pdf>

EX15.15	Information			Ward: All
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### Toronto Police Service – Response to a City of Toronto Request for a Report – Status of the Implementation of the Hand-Held Parking Devices Project – Financial and Operational Updates

(November 7, 2007) Report from the Chair, Toronto Police Services Board

### Financial Impact

There are no financial implications in regard to the receipt of this report.

### Summary

The purpose of this report is to provide the Budget Committee and the Executive Committee with the Toronto Police Service’s (TPS) response to City Council’s request for a report on the status of the implementation of the hand-held parking devices project.

### Background Information

Toronto Police Service’s Response to a City of Toronto Request for a Report’s Status of the Implementation of the Hand-Held Parking Devices Project’s Financial and Operational Updates  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8825.pdf>

EX15.16	ACTION			Ward: 34
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### **186 Bartley Drive - Update on Confidential Agreement**

#### **Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board**

(November 9, 2007) Report from the Treasurer and City Solicitor

#### **Recommendations**

The Treasurer and City Solicitor recommends that:

1. Council adopt the confidential instructions to staff in Attachment 1; and
2. Council authorize the public release of the confidential information and recommendations in Attachment 1 only after the subject agreement has been deemed to be terminated and/or completed to the satisfaction of the City Solicitor.

#### **Summary**

The report provides an update on a confidential agreement among the City, the current property owner of 186 Bartley Drive, Triple Properties II Inc., and Grant Thornton Limited, as Trustee in Bankruptcy for the former registered owner of the property. The agreement concerns outstanding arrears of taxes on the subject property, and the environmental remediation of the site.

As this report considers litigation or potential litigation that affects the City, and pertains to security of property belonging to the City, and contains advice or communications that are subject to solicitor-client privilege, the information concerning this agreement and staff recommendations in this regard are being provided as confidential material.

#### **Background Information**

186 Bartley Drive - Update on Confidential Agreement  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8826.pdf>

EX15.17	ACTION			Ward: All
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### **Property Taxes: 2008 Interim Levy By-law**

(November 9, 2007) Report from the Treasurer

#### **Recommendations**

The Treasurer recommends that:

1. the 2008 interim levy for all property classes levy property tax amounts based on 50 per cent of the total 2007 taxes billed for each property;

2. the 2008 interim levy by-law provide that the interim levy will apply to assessments added to the tax roll for 2007 that were not on the assessment roll when the by-law was passed;
3. the Interim Bill payment due dates for property tax accounts paid on the eleven (11) instalment pre-authorized payment plan be: February 15, March 17, April 15, May 15, and June 16, 2008;
4. the Interim Bill payment due date for the two (2) instalment pre-authorized payment plan be March 3, 2008;
5. the Interim Bill payment due dates for all other property tax accounts on the regular instalment option or on the six (6) instalment pre-authorized payment plan be: March 3, April 1, and May 1, 2008;
6. Council provide authority for
  - a. the collection of interim taxes;
  - b. imposing a penalty charge for non-payment of interim taxes at a rate of 1.25 per cent of taxes due and unpaid and the addition of such charges on the first day of default; and
  - c. imposing an interest charge on all outstanding taxes accruing from the first day of default at a rate of 1.25 per cent per month;
7. authority be granted for the introduction of the necessary bill in Council on December 12, 2007, providing for the levying and collection of the 2008 interim taxes prior to the adoption of the estimates for 2008, which by-law, when enacted, will be effective as of January 1, 2008; and
8. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Financial Impact**

Enacting a by-law that establishes an interim tax levy will permit the City to raise the property tax revenues needed to fund its operations until such time as the 2008 Operating Budget and 2008 final tax levy are approved by Council.

### **Summary**

This report requests Council authority to adopt the necessary by-law to levy interim property taxes for all property classes for 2008 and to prescribe applicable interim bill payment due dates. The 2008 interim levy will provide for the cash requirements of the City until such time as the 2008 Operating Budget and 2008 final property tax levy are approved by Council.

### **Background Information**

Property Taxes: 2008 Interim Levy By-law

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8827.pdf>

EX15.18	ACTION			Ward: 28
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## Streamlining Waterfront Revitalization in East Bayfront - Follow-up

(November 9, 2007) Report from the Deputy City Manager

### Recommendation

The Deputy City Manager whose responsibilities include Waterfront Revitalization recommends that Council direct the Waterfront Project Director to consult with WT officials to determine appropriate deadlines for the confirmation of an institutional tenant for the EBF lands, or, in the absence of this, the issuance of a Request for Expressions of Interest for Phase I development by May 31, 2008 at the latest.

### Financial Impact

There are no financial implications resulting from this report.

### Summary

At its July 16, 17 and 18, 2007 meeting, Toronto City Council authorized the transfer of lands owned by Toronto Economic Development Corporation (TEDCO) in the East Bayfront (EBF), excluding the First Waterfront Place lands, to the City of Toronto, subject to the satisfaction of a number of conditions. One of the prerequisite conditions is that Waterfront Toronto (WT) confirm that it is on track to achieve various municipal priorities, including “the selection of an institutional tenant or, in the absence of this, the release of a Request for Proposals (RFP) for the first development phase by September 30, 2007”. This report seeks to extend the deadline as the circumstances surrounding the selection of the September 30, 2007 date have changed.

WT is in active discussion with certain post-secondary institutions regarding an educational campus presence in the EBF. Should these negotiations not materialize in a binding commitment, WT has demonstrated that it is prepared to immediately issue a Request for Expressions of Interest to secure a development partner.

In addition, an Ontario Municipal Board hearing on a potential settlement of mixed-use zoning on the public lands in EBF is scheduled for November 16, 2007. It would be premature for WT to launch an RFP process until zoning issues are resolved and the new zoning by-law in place.

### Background Information

Streamlining Waterfront Revitalization in East Bayfront - Followup  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8829.pdf>



<b>EX15.19</b>	ACTION			Ward: 19
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## **Fort York Pedestrian Bridge**

(November 9, 2007) Report from the Director, Waterfront Secretariat

### **Recommendations**

The Deputy City Manager responsible for Waterfront Revitalization and the Waterfront Project Director recommend that:

1. Council authorize staff of the Waterfront Secretariat, in partnership with other relevant divisions, to initiate the environmental assessment for the Fort York pedestrian bridge project in 2008, subject to approval of the 2008 Capital Budget for Waterfront Revitalization Initiative;
2. the Mayor and the Deputy Mayor be mandated to seek funding from other orders of government and stakeholders for the design and construction of the Fort York pedestrian bridge; and
3. the appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

### **Financial Impact**

The Waterfront Revitalization Initiative's 5-Year Business Plan / 10-Year Forecast (2007-2016), approved by City Council in July, 2007, and the 2008 Recommended Capital Budget for the Waterfront Revitalization Initiative includes funding of \$300,000 in Transportation Initiatives Sub-Project No.WFT906728-19 for an EA of the Fort York pedestrian bridge.

As no funds are included for implementation of the pedestrian bridge project beyond the EA phase in the 2008 Recommended Capital Budget for Waterfront Revitalization Initiative, additional funding and budget approvals are required before the project can be implemented.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

### **Summary**

The purpose of this report is to seek Council's authority to proceed with the environmental assessment (EA) for the Fort York Pedestrian Bridge project in 2008.

Waterfront Toronto will fund the EA, for which \$300,000 is allocated in the Waterfront Revitalization Initiative's 5-Year Business Plan / 10-Year Forecast (2007-2016) and the 2008 Recommended Capital Budget. Capital funding for the project beyond the EA must be secured in order to proceed with design and construction.

The Fort York pedestrian bridge would provide an important new north-south pedestrian and cycling link from communities north of the Lakeshore rail corridor to Fort York and the Waterfront. The pedestrian bridge is a stand alone project that can proceed independently of

other initiatives at the Waterfront.

If the EA is initiated in 2008 and capital funding for the project is secured, the Fort York pedestrian bridge could be completed by 2012 in time for the bi-centennial commemoration of the War of 1812. Achieving this deadline, however, could be compromised if either the EA process or project funding is delayed.

### **Background Information**

Fort York Pedestrian Bridge

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8828.pdf>)

EX15.20	ACTION			
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### **Possible Revenue Sources - Road Pricing and Bottled Water Tax**

(November 13, 2007) Memo from Mayor David Miller

#### **Summary**

Communication from Mayor David Miller submitting the following two initiatives proposed by Councillor Bill Saundercook:

“That the City Manager be requested to report to the Executive Committee on:

1. a new 10 cent tax on each bottle of water imported from outside the province of Ontario, and a new 5 cent tax on each bottle of water produced inside Ontario in order to address the environmental sustainability of these products; and
2. implementing a road pricing mechanism for all users of the Don Valley Parkway and the Gardiner Expressway;” and

advising that as Members know, Council has determined to review road pricing in a regional context as set out in the Climate Change and Clean Air Action Plan; and accordingly, request 2. would be out of order; and stating that he is prepared to support request 1. in terms of staff reviewing the issue and determining if measures are appropriate and legal pursuant to the City of Toronto Act; and would recommend that the Committee endorse the Councillor’s request respecting imposing a tax on bottled water.

### **Background Information**

Possible Revenue Sources - Road Pricing and Bottled Water Tax

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8830.pdf>)

EX15.21	ACTION			Ward: All
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## **New Toronto Street Food Pilot Project**

(November 12, 2007) Memo from Councillor John Filion

### **Recommendations**

To address possible concerns and ensure that the city capitalizes on the positive opportunities offered under the amendment to the regulation, it is recommended that the city develop a new Toronto street food plan to safely introduce healthy, nutritious and ethnically diverse food on Toronto streets in 2008.

I am requesting direction to staff as follows:

1. In partnership with Ryerson and the Toronto Office for Partnership, develop the design, prototype and production of street carts with uniform design for Summer 2008;
2. In partnership with Ryerson, develop a partnered approach to funding, which may include a loan guarantee; in the event that city start-up money is required, direct the CFO to explore alternative financing options including a capital loan in the EDCT 2008 capital budget;
3. Develop an interim operating budget for 2008; and a business plan for full cost recovery;
4. Toronto a la Cart” for branding purposes;
5. Develop options for a governance model to oversee the selection process for new vendors, their location (in consultation with local councilors and BIAs), the granting, renewal and revocation of permits and the ongoing operation of the program;
6. Establish a separate licensing class and an implementation plan;
7. Request Toronto Office of Partnership to assist in seeking private, in-kind or financial contributions;
8. Develop a consultation plan for existing vendors, restaurateurs , TABIA, local councillors, and other interested stakeholders prior to the implementation of the program; and
9. Report back on all these to executive Committee in January 2008.

### **Financial Impact**

There are costs associated with both the start up and ongoing operation of this program. There are also opportunities to bring in significant revenue from the permitting of locations. Staff is currently investigating the establishment of fair and appropriate fees for a variety of locations.

Other sources of revenue could include donations, sponsorships and grants. The Toronto Partnership Office has indicated an interest in helping to identify private and public partners to advance our mutual interests.

After an initial start up period, it is possible to create a model under which the city can obtain full recovery of the costs associated with a new Toronto street food program. This memorandum seeks Council authorization for city staff to provide assistance in the creation of such a model and to report back to Executive Committee by January 2008.

### Summary

In February 2007, the Toronto Board of Health formally requested the Ontario Minister of Health and Long Term Care to amend Regulation 562 to allow for a greater variety of street food choices, subject to compliance with a new set of food safety regulations. At that time, only sausages and hotdogs could be legally vended on city streets. On July 7, 2007, the Minister announced changes which would allow a greater variety of street food choices, to take effect August 1, 2007.

On July 12, 2007, Council approved my motion implementing city staff recommendations to maintain the existing restrictions on street vending until such time as a comprehensive plan to implement the change could be brought forward. The July 13, 2007, Toronto Street Treats event in Nathan Phillips Square clearly demonstrated an appetite for new street fare, with thousands of people attending and all vendors running out of food.

### Communications

(November 12, 2007) memo from Councillor John Filion, Ward 23, Willowdale (EX.Main)  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4554.pdf>)

EX15.22	ACTION			
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### Promoting Energy Conservation in Toronto

(October 25, 2007) Member Motion from Councillor Mihevc, seconded by Councillor De Baeremaeker

### Recommendations

1. That Toronto City Council recommend that the Province of Ontario defer any decision on energy supply until a detailed business case is made for each alternative, including costs related to greenhouse gas emissions, public health, pollution, safety, security, long-term waste storage, overruns and liability insurance, investment and employment opportunity.
2. That Toronto City Council recommend to the Provincial Government and the Ontario Power Authority an aggressive approach to conservation demand management, with investment commensurate with energy supply allocations.

## Summary

Ontario Cities are in the position to shape Ontario energy use and greenhouse gas reduction. The choices that are made will have a great bearing on health, local pollution, energy costs, job creation and climate change. Several Ontario municipalities (Ottawa, Waterloo and Hamilton) have passed Resolutions advocating an aggressive approach to conservation (demand management) and the development of renewable energy sources in the Ontario energy plan.

Energy conservation, efficiency and renewable energy sources provide the most sustainable alternatives for meeting future energy needs, for reducing greenhouse gas emissions and for ensuring public health.

Reliable feasibility studies show that Ontario's energy needs can be met while phasing out coal fired plants and nuclear reactors.

The current Ontario Power Authority report recommends a minimal \$40 billion investment in the refurbishment of nuclear reactors and the building of new reactors, an option that needs to be more stringently assessed with respect to environmental impact, public health impact (radionuclide emissions) and actual costs of the entire nuclear cycle (from mining to dismantling of reactors to radioactive waste management).

## Communications

(October 25, 2007) Member Motion from Councillor Mihevc, seconded by Councillor De Baeremaeker (EX.Main)

<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4643.pdf>

EX15.23	ACTION			
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## Elimination of Blue Jay Ticket Purchases for Councillors

(October 25, 2007) Member Motion from by Councillor Heaps, seconded by Councillor Stintz

## Recommendation

1. That City Council direct the City Clerk, effective December 1, 2007, to advise Rogers Centre and the Toronto Blue Jays Baseball Club that the City of Toronto will not be purchasing the Blue Jays home game tickets for Suite 311 for the 2008 baseball season.

## Summary

The current arrangement between the City of Toronto and Rogers Centre/Toronto Blue Jays Baseball Club originates from the construction of the Sky Dome (Rogers Centre), when the City of Toronto contracted with the Stadium Corporation of Ontario Limited for the lease of Suite 311 for \$1 for the term of the lease, and agreed to purchase 16 season tickets for all home games of the Toronto Blue Jays. In 2007 the cost to the City of Toronto was: Blue Jays season tickets \$86,028.50 Hostess \$ 9,300.00 Total: \$95,328.50 Under the current arrangement, the City pays for an entire season of box-seat tickets for every home game and then assigns them to individual Councillor offices, through a lottery system.

## Communications

(October 25, 2007) Member Motion from Councillor Heaps, seconded by Councillor Stintz (EX.Main)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4644.pdf>)

EX15.24	ACTION			
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### **City Council Endorse the Sale of VQA Wine and Ontario Microbrewery Beer at Convenience Stores**

(October 25, 2007) Member Motion from Councillor Walker, seconded by Councillor Jenkins

#### Recommendations

1. City Council endorse an expansion of the LCBO Agency Store program to permit the sale of wine and Ontario Microbrewery beer at convenience stores in Toronto.
2. City Council direct the City Clerk to immediately convey this Resolution to the Province of Ontario.
3. City Council direct the appropriate officials to give effect to the foregoing.

#### Summary

The sale of liquor and wine in Ontario is regulated by the Liquor Control Board of Ontario (LCBO) and is restricted to LCBO stores and LCBO Agency stores. LCBO Agency stores are local vendors licensed to sell alcohol in small communities that do not have LCBO stores. The LCBO Agency store program has been in effect since 1962.

To spread the success of the LCBO Agency store program, convenience stores and small grocery stores should be allowed to sell alcohol. The sale of alcohol would bring added income to these small business owners and would boost the local economy in Toronto and its neighbourhoods. Also, with the impending ban on cigarette “power-wall” advertising behind the cash register at convenience stores, allowing the limited sale of alcohol at convenience stores could provide some relief for the small business owner from their loss of the “power-wall” revenue.

The Provinces of Quebec, British Columbia, and Alberta all allow the sale of alcohol in stores licensed and regulated by the Province.

On April 3, 2007, Queen’s Park passed the first reading of a Private Member’s Bill, Bill 199 (Liberal MPP, Kim Craiton - Niagara Falls), that proposed to amend the Liquor Control Act to allow the sale of VQA wine and Ontario microbrewery beer at convenience stores. In addition to the Liquor Control Board of Ontario (LCBO) stores, this Bill would have allowed licensed convenience store owners to sell limited stock of local wine and beer only. The Bill proposed to regulate the trained (by the Hospitality Industry Training Organization of Ontario) and the licensed vendors.

On September 4, 2007, the Executive Committee considered a Motion to endorse Bill 199. The Executive Committee withdrew that Motion from its agenda, since the Ontario Legislature was no longer in Session and all outstanding business before the House was terminated.

### Communications

(October 25, 2007) Member Motion from Councillor Walker, seconded by Councillor Jenkins (EX.Main)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4645.pdf>)

EX15.25	ACTION			Ward: All
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### Agencies, Boards, Commissions, Corporations and Divisions (ABCCDs) Presentations on Green Initiatives

(October 29, 2007) Letter from the City Clerk

### Recommendations

City Council on October 22 and 23, 2007, amongst other things, directed that:

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

“1. The Toronto Economic Development Corporation (TEDCO), in conjunction with Deputy City Manager Richard Butts, the Medical Officer of Health and the General Manager of Parks, Forestry and Recreation, report back to the Parks and Environment Committee on the renewal of the Environmental Management Program Memorandum of Understanding (MOU) between TEDCO, the Ontario Ministry of Environment and the City of Toronto, and the potential of expanding this MOU on a City-wide basis.”

### Summary

Communication (October 29, 2007) from the City Clerk referring a recommendation from the Parks and Environment Committee respecting the renewal of the Environmental Management Program Memorandum of Understanding (MOU) between TEDCO, the Ontario Ministry of Environment and the City of Toronto.

### Communications

(October 29, 2007) memo from the City Clerk (EX.Main)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4646.pdf>)

EX15.26	ACTION			Ward: All
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### **Operating Variance Report (for the Six-month Period Ended June 30, 2007)**

(October 25, 2007) Letter from the City Clerk

#### **Recommendations**

City Council on October 22 and 23, 2007, amongst other things, directed that:

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

Moved by Councillor Minnan-Wong:

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

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

#### **Summary**

Communication (October 25, 2007) from the City Clerk referring a motion made at City Council on October 22 and 23, 2007, by Councillor Minnan-Wong respecting an amendment to the Municipal Code.

#### **Communications**

(October 25, 2007) memo from the City Clerk (EX.Main)

<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4647.pdf>

EX15.27	ACTION			Ward: 14, 30, 32
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### **Affordable Housing - Funding Recommendations Request for Proposals 9155-07-7200 for the Development of Transitional Housing and Supportive Housing**

(November 13, 2007) from the Affordable Housing Committee



**Recommendations**

The Affordable Housing Committee:

- A. recommends to the Executive Committee that City Council:
1. Approve the following supportive housing and transitional housing projects selected through the RFP subject to the City successfully signing an agreement with the federal government for the administration of the Homelessness Partnership Initiative funding:
    - a. Parkdale United Church Foundation Incorporated at 1355 King Street West;
    - b. WoodGreen Community Housing Inc. at 650 Queen Street East;
  2. Grant authority to exempt the listed projects from taxation for municipal and school purposes for the term of the municipal capital facility agreement;
  3. Grant authority for exempting all projects, not subject to a waiver under the Development Charges Act, from payment of development fees and charges;
  4. Grant authority to designate the listed projects to qualify as social housing allowing all or part of the project relief from normal parking standards;
  5. Approve \$240,000 in funding from the Capital Revolving Fund as a grant to be allocated to Parkdale United Church Foundation for its transitional housing project at 1339 King Street West;
  6. Approve the establishment of a Contingency Fund of \$500,000 to be drawn from the Homeless Partnership Initiative transitional and supportive housing funds; and
  7. Authorize and direct the General Manager, Shelter Support and Housing Administration on behalf of the City, to approve use of the Contingency Fund under the criteria set out in Appendix 2 and if use of the contingency funds is approved, the General Manager, Shelter Support and Housing Administration be granted authority to execute on behalf of the City an agreement to amend the municipal capital facility agreement for the project receiving contingency funds to reflect the increase in funding.
  8. Grant authority for the City to enter into a municipal capital facility agreement and such other agreements, security and other documents deemed necessary, with the proponents of each of the projects, set out in the foregoing recommendations or to another entity associated and controlled by it and acceptable to the Director of Affordable Housing Development to provide for the development and operation of supportive housing and transitional housing, on such terms and conditions as the Director Affordable Housing Development and the General Manager, Shelter, Support and Housing Administration,

considers appropriate and in a form approved by the City Solicitor;

9. Authorize and direct the Director, Affordable Housing Office Development, on behalf of the City, to execute municipal capital facility agreements and all other agreements and documents deemed necessary to give effect to all other recommendations in this report, on terms and conditions satisfactory to the Director, Affordable Housing Development and the General Manager, Shelter, Support and Housing Administration and in a form approved by the City Solicitor; and
- B. submits to the Executive Committee and City Council, without recommendation; the following Recommendation 1. a. contained in the report (October 31, 2007) from the Deputy City Manager and the Director, Purchasing and Materials management:
- “1. Approve the following supportive housing and transitional housing project selected through the RFP subject to the City successfully signing an agreement with the federal government for the administration of the Homelessness Partnership Initiative funding:
    - a. Alternative Living Solutions Inc. at 1908 Gerrard Street East;”.

### Financial Impact

The funding sources to build the 68 units (3 projects) recommended in this report for a total of \$11,797,990 are set out below and detailed in Appendix 1. Access to Homelessness Partnership Initiative funding is contingent on the successful signing of an agreement with the federal government, anticipated to be in place effective January 1, 2008.

Direct capital assistance for the construction of the 68 units from all orders of government is:

#### Government Assistance Capital

Homelessness Partnership Initiative (HPI) Contribution	\$8,209,000
Capital Revolving Fund Contribution	\$ 240,000
Minimum Expected GST and PST Rebates	\$ 293,220
Municipal Development Charges and Planning Fees at current rates	\$ 337,770
<b>TOTAL</b>	<b>\$9,079,990</b>

Private equity and mortgage financing to be obtained is set out below:

#### Proponent Capital Contributions

Minimum Proponent Equity	\$1,718,000
Minimum First Mortgage Financing	\$1,000,000
<b>TOTAL</b>	<b>\$2,718,000</b>

The only operating assistance will be property tax exemptions for the twenty five years of the term of the Contribution Agreements at a total net present value of \$666,973 for the three projects. No rent supplements are being provided by the City to any of the projects.

Funding from the Capital Revolving Fund for the Parkdale United Church Foundation “Shalom House” transitional housing project will be provided as a grant by way of forgivable loan in the amount of \$240,000. The Capital Revolving Fund for Affordable Housing projects has an uncommitted balance of \$13.5 M available.

The detailed budget implications (including 2008 budget adjustments) for the 2008-2010 year will be reported to the Budget Committee early in 2008 and any 2009-2010 budget year implications associated with these projects will be reported and included in the 2009-2010 year program budgets as developments proceed and funds are advanced. There is no City contribution/commitment required for development beyond what is recommended in this report.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

### **Summary**

This report recommends approval of \$8,209,000 in federal Homelessness Partnership Initiative funding for the development of 3 transitional and supportive housing projects. These three projects will result in 68 new affordable homes for people who have experienced homelessness in the City of Toronto. The developments were selected from proposals submitted in response to a Request for Proposals (“RFP”) issued by the City. It also recommends the establishment of a Contingency Fund in the amount of \$500,000 to be funded from Homelessness Partnership Initiative.

Federal capital funding is from the Homelessness Partnership Initiative (HPI), a program that provides resources to communities across Canada to address and alleviate homelessness. In order to acquire the funding, the City of Toronto must sign an agreement with the federal government for HPI, anticipated to be in place effective January 1, 2008. City of Toronto support is in accordance with existing affordable housing policies and programs. This report recommends that the City administer the projects for a period of 25 years. Contributions from the City include waiver of development fees and charges, and exemption from property taxes. There will be no net costs to the City.

This report also recommends approval of \$240,000 from the City of Toronto Capital Revolving Fund (CRF) as a grant for the completion of Parkdale United Church Foundation’s “Shalom House”, a transitional and supportive housing project, the majority of the previous funding was funded under the predecessor program to HPI, the Supporting Communities Partnership Initiative (SCPI).

### **Background Information**

Affordable Housing y Funding Recommendations Request for Proposals 9155-07-7200 for the Development of Transitional Housing and Supportive Housing  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8831.pdf>)

EX15.28	ACTION			Ward: All
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## Canada-Ontario Affordable Housing Program: Revised Program Allocations

(November 13, 2007) from the Affordable Housing Committee

### Recommendations

The Affordable Housing Committee recommends to the Executive Committee and Council that:

1. Council approve Toronto's participation in the Canada-Ontario Affordable Housing Program (2003) – Homeownership Component and authority be granted for the City to enter into the Service Manager's Administration Agreement with the Province of Ontario, to provide for the delivery of the Program by the City, on terms and conditions considered appropriate by the Director, Affordable Housing Development and in a form approved by the City Solicitor;
2. Council approve conversion of funding for 500 units from the Housing Allowance/Rent Supplement initiative, valued at approximately \$10.5 million, to capital funding for rental and supportive capital units and for homeownership loans under the Canada Ontario Affordable Housing Program – Homeownership Component;
3. Council allocate \$2 million of the converted Housing Allowance/Rent Supplement initiative to Toronto Community Housing Corporation to provide for the delivery of 150 affordable homes to eligible homebuyers in Regent Park under the Affordable Homeownership Program, on such terms and conditions considered appropriate by the Director, Affordable Housing Development and in a form approved the City Solicitor;
4. Council allocate \$1,740,000 to Miziwe Biik Development Corporation to provide purchasing assistance to 100 eligible Aboriginal home buyers to be allocated from \$870,000 of the converted Housing Allowance/Rent Supplement initiative and authority be granted to enter into an agreement to subcontract the delivery of a further \$870,000 in assistance, to Miziwe Biik Development Corporation, under the Canada-Ontario Affordable Housing Program – Home Ownership Component, on such terms and conditions satisfactory to the Director, Affordable Housing Development and in a form satisfactory to the City Solicitor;
5. Council approve the transfer of the balance of the converted Housing Allowance/Rent Supplement initiative of approximately \$7,630,000 to the Capital Revolving Fund for Affordable Housing to provide capital support for future rental and supportive housing projects approved by Council;
6. Council retain the remaining Home Ownership funding of \$1,378,300 from the Canada-Ontario Affordable Housing Program and request that the Director, Affordable Housing Development, report back on the proposed allocation of these funds to affordable housing initiatives in Toronto;

7. the Director, Affordable Housing Development be authorized and directed to execute, on behalf of the City, all agreements referred to in recommendations 1, 3, and 4, and such other documents and agreements deemed necessary to give effect to those recommendations in this report; and
8. the General Manager of Shelter, Support and Housing Administration be authorized and directed, on behalf of the City, to execute any and all necessary agreements and documentation to effect the approved reallocation of HARS funding.

### **Financial Impact**

In 2005 the Province of Ontario allocated \$37.8 million in funding to assist 1,800 households under the Housing Allowance/Rent Supplement Component of the Canada-Ontario Affordable Housing Program. In light of new program flexibilities this report is recommending \$2.87 million in federal/provincial funding be converted to the Homeownership Component of the Canada-Ontario Affordable Housing Program and the balance be converted to the Rental and Supportive capital component.

Furthermore in 2006 the Province of Ontario also allocated \$6.345 million in funding to assist 729 Toronto households purchase a home under the Homeownership Component of the Canada – Ontario Affordable Housing Program. At that time the Minister of Municipal Affairs and Housing designated funding for 300 of these units directly to Toronto Community Housing Corporation.

The remaining 429 units of assistance valued at \$3.734 million were left to the City of Toronto to decide whether to deliver. In 2006 Council decided that 100 units of assistance be designated to the Aboriginal community, thereby leaving 329 units to be deployed or returned to the Province for provincial delivery. This report recommends 150 units be retained for allocation while returning 179 units of funding.

Program funding to support the homeowner initiatives recommended in this report comes from the federal and provincial governments. The City of Toronto will benefit from receiving a prescribed administration fee.

Upon entering into a Service Manager Administration Agreement with the Province of Ontario the City of Toronto will receive an administration fee of \$25,000 for participating in the Homeownership Component of the Program and a another 1.3% of the amount of down payment assistance for each owner applicant. It is anticipated that the administration fee of \$25,000 will be received in early 2008. The City will be eligible for an additional \$26,260 in administration funding depending on whether there is full Program take-up.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

### **Summary**

This report is a follow-up to the report on the Canada-Ontario Affordable Housing Program allocations considered by Toronto City Council at its meeting of October 26, 27, 28 and 31, 2005; June 27, 28 and 29, 2006; and, July 16, 17, and 19, 2007.

The Province has recently offered all Service Managers in Ontario, including the City of Toronto the opportunity to convert all or a portion of its uncommitted allocation of Affordable Housing Program (AHP) Housing Allowance/Rent Supplement (HARS) funds to an AHP capital component: either Rental and Supportive or Homeownership; and to return Homeownership allocations for Provincial redistribution. Further, a number of changes have been made to the Homeownership Component of the Affordable Housing Program, including the opportunity to invest additional federal/provincial funding resources.

This report recommends that the City of Toronto (a) reallocate a portion of provincial HARS funding to capital projects; (b) confirm Toronto's administration of the Homeownership Program; (c) confirm Canada-Ontario Affordable Housing Program funding to the Toronto Community Housing Corporation to assist new residents of Regent Park and also to Miziwe Biik Development Corporation to assist members of Toronto's Aboriginal community; and (d) return to the Province a portion of home ownership funding that the City is requesting they deploy directly in Toronto.

Specifically, it is recommended that Council support the re-deployment of \$2,870,000 from the HARS initiative to TCHC to support the Regent Park homeownership program and Miziwe Biik Development Corporation to assist eligible Aboriginal households and the balance of \$7,630,000 million to future Rental and Supportive housing capital projects.

### Background Information

Canada-Ontario Affordable Housing Program: Revised Program Allocations  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8832.pdf>

EX15.29	ACTION			
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### Affordable Home Ownership Opportunity at 403 Keele Street

(November 13, 2007) Memo from the Affordable Housing Committee

### Recommendations

The Affordable Housing Committee recommends to the Executive Committee and City Council that:

1. Authority be granted to calculate the development charges at the 2007, and defer them in the amount of approximately \$3,200,000 million, on the whole of the 403 Keele Street project, for a period of up to ten years to assist in the delivery of up to 150 affordable ownership homes through deferred second mortgages. The deferred Development Charges, when received, will be deposited into the relevant Development Charges Reserve Funds, in accordance with the provisions of the Development Charges Act, 1997;
2. Authority be granted to allocate up to 150 forgivable mortgage loans from the Canada-Ontario Affordable Housing Program - Homeownership Component to Home Ownership Alternatives Non-Profit Corporation, or such party or corporation as is

deemed appropriate, for delivery of up to 150 eligible purchasers of affordable ownership housing at 403 Keele Street to a maximum of \$1,150,000;

3. Authority be granted for the City to enter into a contribution agreement with Home Ownership Alternatives Non-Profit Corporation or such other parties as the City deems appropriate, to provide for the deferral of development charges, under the Development Charges Act, 1997, for 644 units in a housing project to be developed at 403 Keele Street, thereby securing the repayment of the Development Charges and ensuring the availability of up to 150 of those units to lower income qualifying households, on terms and conditions determined by the Director Affordable Housing Development and in a form approved by the City Solicitor;
4. Authority be granted for the City to enter into a delivery agreement with Home Ownership Alternatives Non-Profit Corporation and/or such other parties as the City deems appropriate, for delivery and administration, by that corporation of a portion of the City's allocation under the Canada-Ontario Affordable Housing Program - Homeownership Component, as provided for in the Service Manager's Administration Agreement entered into with the Ministry of Municipal Affairs and Housing on terms and conditions determined by the Director Affordable Housing Development and in a form approved by the City Solicitor;
5. Authority be granted for the Director Affordable Housing Development to execute the contribution agreement and delivery agreement, and any other agreements for documents required to give effect to the foregoing, on behalf of the City; and
6. As a condition of the approval for City support to the project that Home Ownership Alternatives Non-Profit Corporation be required to initially offer up to 150 affordable homes to eligible and interested households on Toronto's social housing waiting list.

## Summary

The Affordable Housing Committee on November 13, 2007, considered a Member Motion from Councillor Perks and Councillor Mammoliti recommending that:

1. Authority be granted to calculate the development charges at the 2007 rate, and defer them in the amount of approximately \$3,200,000, on the whole of the 403 Keele Street project, for a period of up to ten years to assist in the delivery of up to 150 affordable ownership homes through deferred payment second mortgages, and which fees are to be repaid to the Capital Revolving Fund for Affordable Housing.
2. Authority be granted to allocate up to 150 forgivable mortgage loans from the Canada-Ontario Affordable Housing Program - Homeownership Component to Home Ownership Alternatives Non-Profit Corporation, or such party or corporation as is deemed appropriate, for delivery of up to 150 eligible purchasers of affordable ownership housing at 403 Keele Street to a maximum of \$1,150,000.
3. Authority be granted for the City to enter into a contribution agreement with Home Ownership Alternatives Non-Profit Corporation or such other parties as the City deems appropriate, to provide for the deferral of development charges, under the Development

Charges Act, 1997, for 644 units in a housing project to be developed at 403 Keele Street, thereby securing the repayment of the Development Charges and ensuring the availability of up to 150 of those units to lower income qualifying households, on terms and conditions determined by the Director Affordable Housing Development and in a form approved by the City Solicitor.

4. Authority be granted for the City to enter into a delivery agreement with Home Ownership Alternatives Non-Profit Corporation and/or such other parties as the City deems appropriate, for delivery and administration, by that corporation of a portion of the City's allocation under the Canada-Ontario Affordable Housing Program - Homeownership Component, as provided for in the Service Manager's Administration Agreement entered into with the Ministry of Municipal Affairs and Housing on terms and conditions determined by the Director Affordable Housing Development and in a form approved by the City Solicitor.
5. Authority be granted for the Director Affordable Housing Development to execute the contribution agreement and delivery agreement, and any other agreements for documents required to give effect to the foregoing, on behalf of the City.
6. As a condition of the approval for City support to the project that Home Ownership Alternatives Non-Profit Corporation be required to initially offer up to 150 affordable homes to eligible and interested households on Toronto's social housing waiting list.

### **Background Information**

Affordable Home Ownership Opportunity at 403 Keele Street  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8833.pdf>

EX15.30	ACTION			Ward: All
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### **Family Day (Public Holiday)**

#### **Confidential Attachment - Labour relations or employee negotiations**

(November 14, 2007) Memo from the Employee and Labour Relations Committee

#### **Recommendations**

The City Manager recommends that:

1. Council authorize City staff to provide the new public holiday (i.e., Family Day), in February, 2008, as prescribed by the Employment Standards Act (ESA), 2000;
2. Council adopt the recommendation contained in the confidential attachment to this report; and
3. Council release the recommendation embodied in the confidential attachment following the approval by Council and following the discussions with each of the employee



groups.

### **Financial Impact**

The provision of a new public holiday would result in additional costs to the City. The increased costs would result from the requirement to pay a regular days pay to employees who are not scheduled to work on the new public holiday and to pay a premium rate for all hours worked on the public holiday.

In reviewing the current costs for a public/designated holiday, it is anticipated there would be an increased cost to the City of approximately \$2.3 million with the addition of a new public holiday.

The significant impact would be in those divisions that provide services on a 24/7 basis, for example, Homes for the Aged (approximate cost impact of \$750,000), Toronto Emergency Medical Services (approximate cost impact of \$730,000), Toronto Water etc. In some situations there would be the cost associated with providing a day off for one employee and the wage cost associated with scheduling a replacement employee. There would also be impact in those divisions that have 4-day work schedules and employees are not scheduled to work on the public holiday, such as Solid Waste Management Services.

Within the \$2.3 million overall cost impact, the increased costs related to the management/exempt employee group is approximately \$118,000. The increased costs for Toronto Fire Services related to the premium pay will be approximately \$185,000.

Note: For the purposes of this report, the \$2.3 million represents the increased expenditure costs that would be faced by the City. The cost does not include the one day of lost productivity that would result from providing an additional day off work for the large number of staff that work a Monday to Friday work week.

In addition, there would be operational impacts for Toronto Fire Services with the added lieu days that employees will be requesting to take off work. Since there are no provisions for payout, this will result in an additional lieu day for each Fire fighter within Operations and Communications (i.e., approximately 2755 new lieu days to be scheduled off work each year).

The Deputy City Manager & Chief Financial Officer has reviewed this report and concurs with the comments identified in the financial implications and impact statement section.

### **Summary**

The purpose of this report is to seek approval for the provision of a new public holiday – Family Day.

### **Background Information**

Family Day (Public Holiday)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8834.pdf>)

EX15.31	ACTION			Ward: All
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### **Coordinated Street Furniture Program - Revenues ; and Establishment of a New “Public Realm” Reserve Fund (All Wards)**

(November 13, 2007) from the Budget Committee

#### **Recommendations**

The Budget Committee recommended to the Executive Committee that City Council:

1. Endorse in principle the use of revenues from the street furniture contract with Astral Media in accordance with the following hierarchy:
  - a. Funding the establishment and operation of the Public Realm unit, including management and administration of the street furniture program;
  - b. Maintenance of existing net revenue streams as required by Transportation Services to replace revenue from the previous transit shelter contract that expired in August 2007; and
  - c. Disposition of net revenues for initiatives that will deliver enhanced streetscaping, neighbourhood beautification and other physical public realm improvements within the City’s road allowances, in connection with annual capital and operating programs;
2. Establish a discretionary reserve fund called the “Public Realm Reserve Fund,” to receive revenues from the street furniture contract, which is to provide funds for:
  - a. The management and administration of the street furniture program and public realm;
  - b. Maintenance of existing net revenue streams as required by Transportation Services to replace revenue from the previous transit shelter contract; and
  - c. Initiatives that will deliver enhanced streetscaping, neighbourhood beautification and other physical public realm improvements within the City’s road allowances in connection with annual capital and operating programs;
3. Amend Municipal Code Chapter 227 – Reserves and Reserve Funds – by adding the “Public Realm Reserve Fund” to Schedule No. 5 State of Good Repair Discretionary Reserve Fund;
4. Increase the 2008 Capital Budget for City Planning in the amount of \$100,000 gross for a Design Links study funded by the contribution from Astra Media Outdoor LP;
5. Deposit the first payment from Astral Media consisting of the \$28,000,000 upfront payment and the first three year annual prepayment of \$8,500,000 into the Public Realm Reserve Fund;

6. Transfer \$1,700,000 from the Public Realm Reserve Fund to the Transportation Service 2007 Operating Budget in the following revenue accounts; TP0292 (\$884,000); TP0183 (\$221,000); TP0210 (\$306,000); and TP0237 (\$289,000) to replace the income lost in 2007 by the expiry of the transit shelter contract in August 2007, thereby achieving the budgeted 2007 Transportation Services \$5,000,000 revenue from street furniture proceeds and authorize \$5,200,000 gross, \$0 net - in 2008 and thereafter subject to increases by inflation as may be appropriate;
7. Increase the 2007 Transportation Services Operating Budget by \$193,000 gross, \$0 net – for the 2007 start-up of the Public Realm Office to manage the street furniture contract; and authorize amounts of up to \$3,598,000 in 2008 and \$5,505,000 in 2009 funded from the Public Realm Reserve Fund subject to the General Manager submitting a Business Case in conjunction with the 2008 budget process;
8. That the development and implementation of harmonized City-wide Sign By-law be accelerated to begin in 2007 and that the total cost of \$943,000 be funded by the Public Realm Reserve Fund;
9. The 2007 City Buildings Operating Budget be increased by \$27,000 gross, \$0 net – to initiate accelerated development and implementation of a harmonized City-wide Sign By-law; and authorize amounts of up to \$678,000 and \$238,000 in the Division's 2008 and 2009 Operating Budgets, respectively for this purpose; funded from the Public Realm Reserve Fund;
10. Any funds expended by City Buildings funded from the Public Realm Reserve Fund for the accelerated development and implementation of a harmonized Sign By-law be paid back to the Fund from proceeds generated by new tax and/or fee regime applied to signs and/or billboards;
11. Refer the following additional provisions funded from the Public Realm Reserve Fund to the 2008 Operating Budget process:
  - a. Augmented maintenance of street trees on main and commercial streets – up to \$700,000;
  - b. The development and maintenance of tourist information and wayfinding signage strategies in connection with the info pillar element of the Street Furniture Program – up to \$300,000, subject to the Executive Director, Tourism, submitting a business case in conjunction with the 2008 budget process; and
  - c. Clean and Beautiful City initiatives including administration, Ward-based community projects/demonstration projects and remaining installment to cover orphan space maintenance – up to \$1,699,000.

## Financial Impact

The City has entered into an agreement with Astral Media for the supply of street furniture for a twenty year period starting in September 2007. The City has received \$36,500,000 from Astral Media as a first payment from this contract, \$100,000 to fund a Design Links Study as well as \$285,000 to recover the cost of the RFP. The allocation of initial payment of \$36,500,000 is detailed in the following chart;

Expenses	2007	2008	2009	2010	Total
Transportation Services	\$193,000	\$3,598,000	\$5,505,000	\$3,743,000	\$13,039,000
Public Realm Office	\$1,700,000	\$5,200,000	\$5,304,000	\$3,607,000	\$15,811,000
Revenue Restoration	\$27,000	\$1,699,000	\$1,741,000	\$1,190,000	\$4,630,000
Clean and Beautiful City		\$678,000	\$238,000	(\$543,000)	\$943,000
Sign By-Law		\$700,000	(\$400,000)	\$490,000	(\$943,000)
Development		\$300,000	\$718,000	\$210,000	\$1,908,000
Repayment			\$307,000		\$817,000
Urban Tree Maintenance					
Info Pillars and Wayfinding					
Total	\$1,920,000	\$12,175,000	\$13,413,000	\$8,697,000	\$36,205,000

This report is recommending that \$1,920,000 of this amount be allocated to: Transportation Services (\$1,893,000) to ensure that Transportation Services meets its 2007 revenue target of \$5,000,000 from street furniture contracts (\$1,700,000) and the start up of the Public Realm Office (\$193,000); and to City Buildings (\$27,000) to accelerate development and implementation of a harmonized Sign By-law. As well, from this payment, funding up to \$12,175,000 for: Transportation Services (\$8,798,000); urban tree maintenance (\$700,000); info pillar and wayfinding development (\$300,000); City Buildings (\$678,000) and Clean and Beautiful City (1,699,000); is being referred to the 2008 operating budget process. Attachment 1 provides the projected funding requirements for the first three years of the contract. It is recommended that the \$100,000 secured in the RFP process for the specific purpose be allocated to fund a Design Links Study and increase the 2008 Capital Budget for City Planning in order to accommodate this project. There will be a report back after the 3 year period on the disposition of future proceeds.

## Summary

The City of Toronto and Astral Media Outdoor LP (Astral Media) recently entered a 20-year agreement for the manufacture, supply, installation and ongoing maintenance of a new suite of coordinated street furniture. In addition to the Vendor's responsibilities for capital and maintenance costs of the program, the City will receive a revenue stream over the term of the contract totalling \$428.8 million in the form of an upfront amount and annual minimum payments.

As emphasized by the Roundtable on a Beautiful City in its final report, Toronto must make investment to elevate the quality of its public realm a significant priority to ensure the city's place among the world's great urban centres that are magnets for economic investment and enterprise, talent and visitors. The street furniture revenues provide a significant opportunity to advance these objectives without further impacting on, and in some ways actually alleviating, the City's serious financial realities.

This report proposes a hierarchy of applications for the revenue to advance the City's investment in its public realm and mechanism for managing the funds, including establishment of a new "Public Realm" reserve fund.

### Background Information

Coordinated Street Furniture Program - Revenues; and Establishment of a New "Public Realm" Reserve Fund (All Wards)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8835.pdf>)

EX15.32	ACTION			Ward: 23, 24
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### North York City Centre Service Road Acquisition (Ward 23 Willowdale and Ward 24 Willowdale)

#### Confidential Attachment - A proposed or pending acquisition or sale of land for municipal or local board purposes

(November 13, 2007) Memo from the Budget Committee

#### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council adopt the confidential recommendations to staff in Attachment 1 to the report (October 19, 2007) from the Chief Corporate Officer.
2. City Council authorize the public release of the confidential information in Attachment 1, upon City Council's adoption of the recommendations in this report.
3. The Offer to Sell from the Owners of the properties known as 49 Pemberton Avenue and 72 Ellerslie Ave be accepted substantially on the terms outlined in Confidential Attachment 1 and Appendix "A" to this report, and that each of 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 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.
5. The General Manager, Transportation Services, defer and accelerate cash flow commensurate with confidential recommendations contained in Attachment 1, which will have no net impact on the approved 2007 approved Transportation Services debt target.

6. Funding be drawn from Transportation Services Account CTP800-08 as a result of reallocating funding from Transportation Services Account CTP407-01 in order to fund the purchase.

### **Financial Impact**

The total cost of these acquisitions will be funded from Transportation Services Account CTP800-8 by reallocating the funding required for the purchase from Transportation Services Account CTP407-01.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

### **Summary**

Real Estate Services seeks authority for the City to acquire the properties municipally known as 49 Pemberton Ave and 72 Eglerslie Avenue. These properties are required to expand and complete the North York City Centre Service Road.

Negotiations with the owners of these properties have been ongoing since May 2007. The owners have signed an irrevocable Offer to Sell their properties to the City. Appendix “A” and “B” to this report describes the salient terms of this proposed acquisitions, which are considered fair and reasonable.

### **Background Information**

North York City Centre Service Road Acquisition (Ward 23 Willowdale and Ward 24 Willowdale)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8836.pdf>)

EX15.33	ACTION			Ward: 17, 18
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### **Acquisition of Toronto District School Board's 2054 Davenport Road and 11 St. Annes Road Sites**

(November 13, 2007) from the Budget Committee

### **Recommendations**

The Budget Committee recommended to the Executive Committee that City Council approve the following:

1. Funds in the amount of \$1,797,675.00 be transferred from the Toronto Police Services Capital Budget for 41 Division to 14 Division (funded from the Land Acquisition Reserve Fund); funds in the amount of \$1,456,325.00 be transferred from the Toronto Police Services Capital Budget for 41 Division to 11 Division and funds in the amount of \$1,708,000.00 from Division 54 to 11 Division; and the Toronto Police Services 2007 Capital Budget be increased by \$164,750.00 for the 11 Division Facility, funded from the Land Acquisition Reserve Fund (XR1012);

2. Authority be granted to enter into an Agreement of Purchase and Sale with the Toronto District School Board to acquire the property municipally known as 2054 Davenport Road at a purchase price of \$8,700,000.00 plus applicable taxes and registration fees, estimated at \$129,075.00, to be funded from the 2007 Capital Budget of the Toronto Police Service, substantially on the terms outlined in Appendix “A” to this report and on such other terms and conditions as may be acceptable to the Chief Corporate Officer, and in a form satisfactory to the City Solicitor.
3. Authority be granted to enter into an Agreement of Purchase and Sale with the Toronto District School Board to acquire the property municipally known as 11 St. Annes Road at a purchase price of \$5,940,000.00 plus applicable taxes and registration fees, estimated at \$87,675.00, to be funded from the 2007 Capital Budget of the Toronto Police Service, substantially on the terms outlined in Appendix “A” to this report and on such other terms and conditions as may be acceptable to the Chief Corporate Officer and in a form satisfactory to the City Solicitor.
4. Each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to execute, on behalf of the City, the Agreement of Purchase and Sale(s) with the Toronto District School Board.
5. The City Solicitor be authorized to complete the transaction(s) 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. At the time the new Toronto Police Services facility at 2054 Davenport Road is occupied, Toronto Police Service shall declare surplus to its needs the property municipally known as 209 Mavety Street where the current 11 Division facility is located and transfer jurisdiction of 209 Mavety Street to the Facilities & Real Estate Services Division.
7. At the time the new Toronto Police Services facility at 11 St. Annes Road is occupied, Toronto Police Service shall declare surplus to its needs the property municipally known as 150 Harrison Road where the current 14 Division facility is located and transfer jurisdiction of 150 Harrison Road to the Facilities & Real Estate Services Division.
8. That the proposed Toronto Police Service facility at 2054 Davenport Road be subject to site plan approval and that City Planning staff be directed to hold a community consultation meeting as part of the site plan process.
9. That City Council urge and request the Toronto District School Board (TDSB) and the Toronto Catholic District School Board (TCDSB) to recommence negotiations with the “Cameoes” Organization to find them another suitable location to their satisfaction in the Davenport community within Wards 17 or 18.

### **Financial Impact**

The total cost of these acquisitions, in the amount of approximately \$14,856,750.00 including

all taxes and charges. Total costs for the 11 Division Facility are \$8,829,075.00 and \$6,027,675.00 for the 14 Division Facility. Funds are available in the 2007 Toronto Police Services Approved Capital Budget in the amount of \$5,500,000.00 and \$4,230,000.00 respectively, funded from the Land Acquisition Reserve Fund. The shortfall is \$5,126,750.00. Funding is available for the acquisition of land for two other division facilities in the amount of \$4,962,000.00. The remainder of \$164,750.00 is available in the Land Acquisition Reserve Fund. It is recommended that funding for the two other division facilities (41 and 54) be transferred to divisions 11 and 14 and that the Police Services 2007 Capital Budget be increased by \$164,750.00, zero net, funded from the Land Acquisition Reserve Fund.

A break down of the contemplated costs for the various properties can be found in Appendices “A” and “C”.

Payments to all Owners:	Purchase price (less GST)	\$14,640,000.00
	Total Payment to TDSB	\$14,640,000.00
City’s Closing Costs:	Land Transfer Taxes – app.	\$216,550.00
	Registration Costs –app.	\$200.00
Net Cost to City less GST		\$14,856,750.00

GST on Total Purchase Price of all Properties \$878,400.00

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

## Summary

Real Estate Services seeks authority for the City to acquire the properties municipally known as 2054 Davenport Road and 11 St. Annes Road. These properties are required to relocate Toronto Police Service’s (TPS) current 11 Division and 14 Division facilities.

Negotiations with the Toronto District School Board (TDSB) have been ongoing since August of 2007. The City and TDSB have agreed to the Terms and Conditions as shown on Appendices “A” and “C” to this report and describe the salient terms of these proposed acquisitions which are considered fair and reasonable.

## Background Information

Acquisition of Toronto District School Board's 2054 Davenport Road and 11 St. Annes Road Sites (Wards 17 and 18 Davenport)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8837.pdf>)

Deputy Mayor Joe Pantalone's Letter

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8838.pdf>)

Councillor Adam Giambrone's Letter

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8839.pdf>)

Resident - Dorothy Gray's Letter

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8840.pdf>)

Timothy J. Bartkiw's Letter

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8841.pdf>)



Survey

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8842.pdf>)

EX15.34	ACTION			Ward: 36
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## Potential Acquisition of 3620 Kingston Road (Cornell/Campbell Property)

### Confidential Attachment - A proposed or pending acquisition or sale of land for municipal or local board purposes

(November 13, 2007) Memo from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council adopt the confidential recommendations to staff in Attachment 1 to the report (November 5, 200) from the Chief Corporate Officer and the General Manager, Parks, Forestry and Recreation;
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 2007 Approved Capital Budget for Parks, Forestry and Recreation be amended by the addition of a project “3620 Kingston Road Acquisition”, with funding from, the City-Wide Parkland Reserve (XR2210);
4. The Offer to Sell from Mary Isabel Austin for the property known as 3620 Kingston Road be accepted substantially on the terms outlined in Appendix “A” and Attachment 1 to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City;
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;

### Financial Impact

There are no financial implications resulting from the adoption of this report.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

## Summary

The purpose of this report is to advise that a staff action report with a confidential attachment regarding the proposed acquisition of 3620 Kingston Road, is being prepared for the supplementary agenda.

The property known as 3620 Kingston Road is a privately owned site consisting of approximately 3.3 acres and is surrounded on three sides by City-owned lands and Kingston Road. Negotiations with the Owners have been on-going since the fall of 2006.

## Background Information

Potential Acquisition of 3620 Kingston Road (Cornell/Campbell Property) (Ward 36 Scarborough Southwest)

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8843.pdf>)

EX15.35	ACTION			Ward: 42
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## Budget Allocation of McNicoll Avenue Extension Project - Expropriation of 1051 & 1251 Tapscott Road

### Confidential Attachment - A proposed or pending acquisition or sale of land for municipal or local board purposes

(November 13, 2007) Memo from the Budget Committee

## Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council adopt the confidential recommendations to staff in Attachment 1 of the report;
2. City Council authorize the public release of the confidential information and recommendations in Attachment 1, upon the completion of the acquisition of the Properties by the City; and
3. the Transportation Services' 2007 Approved Capital Budget be amended by the addition of a project "McNicoll Avenue Extension Expropriation Costs", with funding previously received from the developer pursuant to the Core Servicing Agreement entered into by the City regarding the development of the Morningside Heights Community.

## Financial Impact

There is no net financial impact resulting from the approval of the recommendations contained within this report. The recommendations seek to authorize the creation of a new Capital project

within the Capital Budget to allow for proper tracking of expenditures to disburse funds previously received from the project developer for the expropriation of lands required for the completion of the project. These funds are currently held with Financial Accounting in deposit account 67990000.

### Summary

This report seeks authorization to establish a new Capital project within Transportation Services' 2007 Approved Capital Budget in order to track previously approved expenditures for the expropriation costs for the McNicoll Avenue Extension project.

### Background Information

Budget Allocation of McNicoll Avenue Extension Project y Expropriation of 1051 and 1251 Tapscott Road (Ward 42 Scarborough-Rouge River)  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8844.pdf>

EX15.36	ACTION			Ward: All
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### 2007 Sinking Fund Surplus

(November 13, 2007) from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. Council approve payment of the sinking fund surplus of \$1,591,883.29 attributable to the Toronto District School Board that was declared by the Sinking Fund Committee and that these funds be remitted to the TDSB.
2. the following Recommendation be deferred until February, 2008:

Council approve payment of the tax-supported sinking fund surplus of \$4,535,783.45 declared by the Sinking Fund Committee and these funds be applied to the City's capital financing requirements.

### Financial Impact

The 2007 City portion of the sinking fund surplus of \$4,535,783.45 for tax-supported functions will be applied to finance capital expenditures in 2007. The Toronto District School Board (TDSB) will receive \$1,591,883.29 as their portion of the total sinking fund surplus of \$6,127,666.74

### Summary

This report requests Council approval for payment of the 2007 sinking fund surplus in order to fulfill the legislative requirements of the City of Toronto Act, 2006.

### Background Information

## 2007 Sinking Fund Surplus

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8845.pdf>)

<b>EX15.37</b>	ACTION			Ward: All
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## 2008 Interim Operating Budget Estimates

(November 13, 2007) from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that City Council:

1. approve the 2008 Interim Operating Budget Estimates totalling \$3.146 billion as detailed by City Program, Agency, Board and Commission attached in Appendix 1 of the report;
2. approve an Interim Operating Budget Estimate of \$0.284 million for the Office of the Lobbyist Registrar which was determined by adjusting the 2007 Base Budget to \$0.711 million to ensure that the Office of the Lobbyist Registrar is functional; and
3. authorize the Deputy City Manager and Chief Financial Officer to make net disbursements of \$2.610 billion to fund expenditures during the period January 1, to April 30, 2008, including cash transfers up to \$541.543 million to Agencies, Boards and Commissions as detailed in the attached Appendix 1 of the report.

### Financial Impact

2008 Interim Operating Budget Estimates For Period January 1 to April 30, 2008 \$000s		
	Gross	Net
City Operations	1,787,018.2	1,724,470.4
Agencies, Boards and Commissions	1,014,962.3	541,542.9
Corporate Accounts	321,035.6	321,035.6
Levy Operations	3,123,016.0	2,587,048.9
Parking Authority	23,121.9	23,121.9
Total City	3,146,137.9	2,610,170.8

The 2008 Interim Operating Budget Estimates of \$3.146 billion recommended in this report will establish spending authority for City Programs and Agencies, Boards and Commissions during the period January 1, to April 30, 2008 as detailed in Appendix 1 attached and summarized in the Table above. For City Programs (including Toronto Parking Authority) and Agencies, Boards and Commissions (ABCs), the 2008 Interim Operating Budget is estimated at

40% of the 2007 Council Approved Gross Operating Budget.

Actual funding of the 2008 Interim Operating Budget Estimates totals \$2.610 billion (see Appendix 1 and Table 1 above). Funding for City Operations will approximate \$1.724 billion and \$321.036 million for Corporate Accounts. Toronto Parking Authority will require net funding of approximately \$23.122 million. Most ABCs are only partially funded by the City. These include the Toronto Transit Commission (TTC) for which approximately 71% of expenditures are funded from its own receipts. As detailed in Appendix 1, transfers to ABCs to enable them to meet their cash obligations are estimated at \$541.543 million.

### Summary

The purpose of this report is to request Council's approval of the 2008 Interim Operating Budget Estimates in order to enable City Programs and Agencies, Boards and Commissions to carry out their ongoing (base) operations during the period January 1 to April 30, 2008.

In accordance with the Financial Control By-Law, an Interim Operating Budget must be approved prior to January 1, 2008 to ensure that appropriate Council approval is granted to fund the continuance of the City's business during the period January 1st to April 30th, 2008. The 2008 Interim Operating Budget Estimates total \$3.146 billion; and require cash outflows of \$2.610 billion.

### Background Information

2008 Interim Operating Budget Estimates

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8846.pdf>)

EX15.38	ACTION			Ward: All
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### Operating Variance Report for the Nine-month Period Ended September 30, 2007

(November 13, 2007) from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. Council approve the budget adjustments to amend the 2007 Council approved Operating Budget between Programs to ensure accurate reporting and financial accountability resulting in no net increase to the overall 2007 Council Approved Operating Budget as detailed in Appendix D of the report.

**Financial Impact**

Table A		Net Variances (\$ millions)	
		September 2007 Over/(Under)	Projected Y/E 2007 Over/(Under)
(1)	Citizen Centred Services “A”	(6.6)	(6.9)
(2)	Citizen Centred Services “B”	(6.5)	(11.5)
(3)	Internal Services	(6.6)	(6.3)
(4)	City Manager	(1.0)	(0.5)
(5)	Other City Programs	(1.5)	(1.8)
(6)	Council Appointed Programs	(0.1)	(0.1)
	Total – City Operations	(22.4)	(26.9)
(7)	Agencies, Boards & Commissions	10.3	(17.7)
(8)	Corporate Accounts	(17.8)	(34.1)
	Sub-Total	(7.5)	(51.7)
	Total Variance	(29.9)	(78.7)

Net expenditures for the nine-month period ended September 30, 2007 were \$29.9 million or 1.3% lower than planned expenditures.

Projections to year-end indicate a net operating budget surplus of \$78.7 million or 2.4% of the 2007 Council Approved Operating Budget. This favourable position is attributed to a combination of cost containment savings of approximately \$38.6 million (including the TTC and TPS) and \$40.1 million predominantly from corporate accounts. The lower than planned expenditures and higher than budgeted revenues are detailed in the ‘Comments’ section and the portion of cost containment measure savings attributed to each Program is noted where possible. Staff will continue to exercise cost constraints during the remainder of the year and will, in accordance with the City’s Surplus Management Policy, recommend options for disposition of the surplus as part of the 2007 Preliminary Year-end Operating Variance Report. Ultimately, this surplus will be used as a revenue source in the 2008 Operating Budget to help mitigate the significant 2008 Budget pressures.

**Summary**

The purpose of this report is to provide the City of Toronto Operating Variance report for the nine-month period ended September 30, 2007, operating variance projections for the year ending December 31, 2007 and to obtain approval of the budget adjustments made to amend the Council Approved Operating Budget between Program budgets to ensure accurate reporting and financial accountability with no increase to the overall 2007 Council Approved Operating Budget as detailed in Appendix D.

For the nine-month period ended September 30, 2007, net expenditures were \$29.9 million representing 1.3% lower than planned expenditures. Projections to year-end indicate that the City will have a net surplus of approximately \$78.7 million representing 2.4% of the 2007 Council Approved Operating Budget. This favourable position is primarily attributed to Cost Containment Measure savings of approximately \$38.6 million (City Operations \$26.7 million and ABCs \$11.9 million including the TTC and TPS). In addition, the City faces significant budget pressures in Court Services, Emergency Medical Services (EMS), Homes for the Aged

(HFA) and Parks, Forestry & Recreation (PF&R). However, the City is projecting other efficiencies / savings (in excess of already announced cost containment savings) in programs such as: Social Services; PF&R; Shelter, Support & Housing Administration (SS&HA); City Council; the Toronto Transit Commission (TTC); and, the Toronto Police Service (TPS) to help offset pressures arising from regular activities.

The projected year-end surplus for City Operations is expected to be \$26.9 million, slightly higher than the estimated cost containment savings of \$26.7 million. The total City Operations' projected surplus is primarily due to favourable variances in: SS&HA; Social Services; Fire Services; SWMS; Office of the Treasurer; Information & Technology; and, the City Council budget. For Agencies, Boards and Commissions (ABCs), the projected year-end surplus of \$17.7 million is approximately \$5.8 million higher than the estimated cost containment savings of \$11.9 million. The total ABCs' projected surplus is primarily due to favourable variances in: Toronto Public Health (TPH), the Toronto Public Library (TPL), the Toronto Zoo; the Toronto Transit Commission (TTC); and, the Toronto Police Service (TPS). In Corporate Accounts, the projected year-end surplus of \$34.1 million is primarily due to higher than anticipated investment income; higher Toronto Parking Authority revenues, higher than expected Payments in Lieu of Taxes (PILs) and Supplementary Taxes; and, the transfer of 2003 unclaimed tax credits held in the Tax Repayment account to general revenues in 2007.

### Background Information

Operating Variance Report for the Nine-month Period Ended September 30, 2007 Operating Variance Report for the Nine-month Period Ended September 30, 2007 (All Wards) (<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8847.pdf>)  
City of Toronto Budget Adjustments for the Period July 1 to Sept. 30, 2007 - Appendix D (<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8848.pdf>)

EX15.39	ACTION			Ward: All
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### Capital Variance Report for the Nine-month Period Ended September 30, 2007

(November 13, 2007) from the Budget Committee

### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. Council approve the budget adjustments to the 2007 Approved Capital Budget as detailed in Appendix 2 attached to the report.

### Financial Impact

During the nine months ended September 30, 2007, actual expenditures for Tax Supported Programs totalled \$845.170 million or 42.8% of their 2007 Approved Capital Budget of \$1.977 billion (see Table 1 below). By comparison, during the same period of 2006, these programs had spent 46% of their 2006 approved Budget. Tax Supported Programs expect to spend 83.3% or

## Executive Committee – November 26, 2007 Agenda

Table 1 Corporate Capital Variance Summary for the Nine Months Ended September 30, 2007 (\$000s)					
	2007 Approved Budget	Jan. to Sept. 2007		Total Year	
		\$	%	Projected Actuals to Year-End \$	% of Plan
Tax Supported Programs:					
Citizen Centred Services - "A"	186,424	42,564	22.8%	128,256	68.8%
Citizen Centred Services - "B" (See Note)	647,168	401,725	62.1%	552,610	85.4%
Internal Services	159,056	52,500	33.0%	111,693	70.2%
Other City Programs	33,220	4,147	12.5%	19,152	57.7%
Agencies, Boards & Commissions	950,647	344,234	36.2%	835,635	87.9%
<b>Total - Tax Supported</b>	<b>1,976,514</b>	<b>845,170</b>	<b>42.8%</b>	<b>1,647,346</b>	<b>83.3%</b>
Rate Supported Programs:					
Toronto Parking Authority	27,506	6,224	22.6%	10,562	38.4%
Toronto Water	410,001	126,354	30.8%	286,578	69.9%
<b>Total Rate Supported</b>	<b>437,507</b>	<b>132,578</b>	<b>30.3%</b>	<b>297,140</b>	<b>67.9%</b>
<b>Total</b>	<b>2,414,021</b>	<b>977,748</b>	<b>40.5%</b>	<b>1,944,486</b>	<b>80.5%</b>
Note: Includes Greenlane Landfill					

\$1.647 billion by the end of 2007.

Rate Supported Programs spent \$132.578 million or 30.3% of their 2007 Approved Capital Budget of \$437.507 million. It is estimated that by year-end, expenditures will approximate \$297.140 million or 67.9% of the 2007 Approved Capital Budget.

In accordance with the City's Carry Forward Policy, unspent capital funds will be carried forward to 2008 in order to complete work on specific projects, where required. Based on projected spending to year-end, it is estimated that a total amount of \$469.536 million or 19% of the 2007 Council Approved Budget will be available for carry forward to 2008, with no incremental impact on 2008 Capital Budget and financing requirements.

## Summary

The purpose of this report is to provide the City of Toronto Capital Variance Report for the nine-month period ended September 30, 2007, and projected actual expenditures for the year ending December 31, 2007. Further, the report recommends adjustments to the 2007 Council



Approved Budget to reallocate capital funding in order to ensure effective delivery of the capital program.

Capital expenditures for Tax Supported Programs during the nine months period ended September 30, 2007 totalled \$845.170 million, representing 42.8% of the 2007 Approved Capital Budget of \$1.977 billion (see Appendix 1). During the nine-month period, spending by City Operations totalled \$500.936 million or 48.8% of the 2007 Approved Capital Budget of \$1.026 billion; while Agencies, Boards and Commissions spent \$344.234 million or 36.2% of their collective 2007 Capital Approved Budget of \$950.647 million. Rate Supported Programs spent \$132.578 million or 30.3% of the 2007 Approved Capital Budget of \$437.507 million.

As shown in Appendix 1, projected expenditures to year end total \$1.944 billion or 80.5% of the 2007 Approved Capital Budget of \$2.414 billion. Collectively, Tax Supported Programs will spend 83.3% of their 2007 Approved Capital Budget, while Rate Supported Programs estimate spending of 68%. Projected under-expenditures to year-end are primarily attributed to delays arising from the unavailability of appropriate sites; low probability of receiving funds from the Province and other partners for various cost-shared projects; change in project timelines by the Province; delays in obtaining approvals from the other orders of government; and, delays in awarding contracts as a result of new directions from Council with regards to the 3-1-1 Customer Service Strategy Project. Moreover, several projects were completed under-budget due to favourable pricing and efficiencies.

### Background Information

Capital Variance Report for the Nine-month Period Ended September 30, 2007 (All Wards)  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8849.pdf>

EX15.40	ACTION			Ward: All
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### Adjustment to Approved Cash Flows, Facilities & Real Estate Division's 2007 Approved Capital Budget

(November 13, 2007) from the Budget Committee

#### Recommendations

The Budget Committee recommended to the Executive Committee that:

1. City Council authorize the reallocation of funding for the Facilities and Real Estate Division's (F&RE) 2007 Approved Capital Budget, totalling \$710,000, as outlined in "Schedule A" of the report.

#### Financial Impact

Approval of this report will result in a re-allocation of \$710,000 of funding approved in the Facilities and Real Estate Division's 2007 Approved Capital Budget; no additional funding requirements have been requested.

The Deputy City Manager and Chief Financial Officer has reviewed this report and agrees with the financial impact information.

**Summary**

This report requests Council's authority to adjust the cashflow for the approved projects in the 2007 Approved Capital Plan.

Re-allocation of \$710,000 is required to complete two capital projects. One is the heating, ventilation, and air conditioning work for the Council Chamber at City Hall. The other is the exterior work for the reflecting pool at North York Civic Centre. Council's authority will ensure that the work will: (1) suit the Council Chamber's summer shutdown schedule in 2008; and (2) the exterior work at North York Civic Centre will be completed before winter.

**Background Information**

Adjustment to Approved Cash Flows, Facilities & Real Estate Division's 2007 Approved Capital Budget

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8850.pdf>