

## 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		

*The Decision Document is for preliminary reference purposes only. Please refer to the Committee's Report to City Council or to the Minutes for the official record.*

### *How to Read the Decision Document:*

- *Recommendations of the Committee to City Council appear after the item heading.*
- *Any amendments by Committee to recommendations appearing in a staff report are italicized.*
- *Other action taken by the Committee on its own authority, which does not require Council's approval, is listed in the decision document under the heading "Decision Advice and Other Information".*
- *Declarations of Interest, if any, appear at the end of an item.*

EX15.1	ACTION	Amended		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

#### **Committee Recommendations**

The Executive Committee recommends that:

- A. 1. Council approve the Budget Committee Recommended 2008 Tax Supported and Toronto Parking Authority Capital Budget, which incorporates all decisions made at its meeting of November 14, 2007, with total project costs of \$2.983 billion and requiring 2008 cash flows of \$1.937 billion and future year commitments of \$1.251 billion in 2009; \$706.966 million in 2010; \$381.103 million in 2011; \$514.938 million in 2012 and \$767.143 million in 2013 - 2017 as detailed below:
  - a. New Cash Flow Funding for:

- i. new and change in scope projects with a total project cost of \$2.983 billion that require: 2008 cash flow of \$686.418 million and future year commitments of \$637.295 million in 2009; \$415.494 million in 2010; \$214.467 million in 2011; \$455.132 million in 2012 and \$574.210 million in 2013 to 2017 (see Appendix 2.(i));
    - ii. previously approved projects totalling \$2.269 billion requiring: 2008 cash flow of \$945.111 million and future year commitments of \$613.307 million in 2009; \$291.472 million in 2010; \$166.636 million in 2011, \$59.806 million in 2012 and \$192.933 million in 2013 – 2017 (see Appendix 2.(ii));
    - iii. previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$41.418 million, which form part of the affordability target and require Council to reaffirm its commitment; and
  - b. 2007 cash flow for previously approved projects with carry forward funding from 2007 into 2008 totalling \$305.122 million (see Appendix 2.(iii));
2. Council approve financing sources for the Budget Committee Recommended 2008 Tax Supported Capital Budget (including 2007 carry forward projects) comprised of: \$273.941 million from Reserves and Reserve Funds; \$136.000 million of Capital from Current funding; \$34.696 million of Developmental Charge funding; \$288.180 million from other sources; \$299.432 million of Provincial Grants and Subsidies; \$285.964 million of Federal Subsidies; and debt of \$591.692 million (inclusive of 2007 carry forward debt funding of \$132.546 million);
3. Council authorize the Mayor and the Deputy City Manager and Chief Financial Officer to enter into an agreement or agreements with a purchaser or purchasers for the sale and issuance of debentures, to provide an amount in 2008 not to exceed \$500 million;
4. Council approve new debt service costs of \$6.479 million in 2008 and incremental costs of \$34.147 million in 2009; \$47.237 million in 2010; \$47.827 million in 2011; and, \$39.594 million in 2012, for inclusion in the 2008 and future operating budgets;
5. Council consider the operating impacts emanating from approval of the Budget Committee Recommended 2008 Capital Budget of \$9.293 million in 2008 and incremental costs of \$15.692 million in 2009; \$12.299 million in 2010; \$9.755 million in 2011; and, \$5.854 million in 2012, for inclusion in the 2008 and future operating budgets;
6. Council approve the Budget Committee Recommended 2009 – 2012 Capital

Plan for the City of Toronto (excluding Toronto Water) totalling \$6.855 billion and comprised of \$1.898 billion in 2009, \$1.720 billion in 2010; \$1.439 billion in 2011; and \$1.798 billion in 2012;

7. Council receive for information the 2008 – 2017 Capital Forecast for the City of Toronto (excluding Toronto Water) totalling \$14.930 billion as detailed by Program, Agency, Board and Commission in Appendix 4;
8. Council approve the BC Recommended 2008 Capital Budget and 2009 – 2012 Capital Plan Program Recommendations by Category and Funding Source as detailed in Appendix 5;
9. Council approve the detailed BC Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan Program Recommendations:

B. Program Recommendations:

CITIZEN CENTRED SERVICES “A”

Children’s Services:

1. the 2008 Recommended Capital Budget for Children’s Services with a total project cost of \$10.150 million and a 2008 cash flow of \$9.563 million and future year commitments of \$3.800 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 5 new/change in scope sub-projects with a 2008 total project cost of \$10.150 million that requires cash flow of \$7.350 million in 2008 and future year commitments of \$2.300 million in 2009 and \$0.500 million in 2010;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$1.126 million and a future year commitment of \$1.000 million in 2009; and,
  - b. 2007 approved cash flow for 1 previously approved sub-project with carry forward funding from 2007 into 2008 totalling \$1.087 million;
2. new debt service costs of \$0.086 million in 2008 and incremental costs of \$0.353 million in 2009 and \$0.143 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget be approved for inclusion in 2008 and future year operating budgets;
3. approval of \$4.000 million of the \$5.000 million gross expenditure for the Health and Safety / Playground project, corresponding to Provincial subsidies, be conditional on receiving this funding from the Province; and,
4. the 2009-2012 Capital Plan for Children’s Services totaling \$27.000 million in

project commitments and estimates, comprised of \$9.100 million in 2009; \$6.800 million in 2010; and \$5.800 million in 2011 and \$5.300 million in 2012, be approved.

Court Services:

5. the 2008 Recommended Capital Budget for Court Services with a 2008 cash flow of \$5.149 million and future year commitments of \$2.425 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 2 previously approved sub-projects with a 2008 cash flow of \$1.275 million and a future year commitment of \$2.425 million in 2009;
    - ii. 2 previously approved projects with carry forward funding from 2006 requiring 2008 cash flow of \$0.774 million that require City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 2 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$3.100 million;
6. the 2009-2012 Capital Plan for Court Services totalling \$4.325 million in project commitments and estimates, comprised of \$2.675 million in 2009, \$0.700 million in 2010, and \$0.950 million in 2011 be approved;
7. the Director of Court Services review the current policy of contributing net operating revenues in excess of \$8.500 million to the Provincial Offences Courts Stabilization Reserve Fund and report to Budget Committee prior to the 2009 Capital Budget process; and,
8. the Director of Court Services review future year additional capital requirements and report to Budget Committee prior to the 2009 Capital Budget process.

Economic Development, Culture and Tourism:

9. the 2008 Recommended Capital Budget for Economic Development, Culture and Tourism with a total project cost of \$10.015 million and a 2008 cash flow of \$15.941 million and future year commitments of \$1.638 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 32 new sub-projects with a 2008 total project cost of \$10.015 million that requires cash flow of \$8.377 million in 2008 and a future year commitment of \$1.638 million in 2009;
    - ii. 11 previously approved sub-projects with a 2008 cash flow of

\$2.499 million;

- iii. 2 sub-projects from previously approved projects with carry forward funding from 2006 requiring 2008 cash flow of \$0.416 million, which forms part of the affordability target that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 16 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$4.649 million;
- 10. new debt service costs of \$0.226 million in 2008 and incremental costs of \$0.879 million in 2009 and \$0.180 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
- 11. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs;
- 12. the 2009-2012 Capital Plan for Economic Development, Culture and Tourism totalling \$52.893 million in project commitments and estimates, comprised of \$12.119 million in 2009; \$14.942 million in 2010; \$13.366 million in 2011; and \$12.466 million in 2012, be approved;
- 13. Economic Development, Culture and Tourism identify and submit to the Chief Financial Officer by June 2008 the full operating impacts for all projects in its Recommended 5-Year Capital Plan;
- 14. the General Manager of EDCT review the eligibility guidelines and the procedures for reviewing and approving requests for the BIA Streetscape Improvement Program, the Commercial Façade Improvement Program and the Employment Revitalization Program, and report back by June 2008, on a strategy for managing the growing unfunded demand for the 3 capital programs within debt affordability limits, including any impacts resulting from recommendations arising from EDCT's Program Review; and
- 15. the General Manager, Economic Development, Culture and Tourism report to City Council in the Spring 2008 on the feasibility of the Waterfront Museum and any requirement for capital funding.
  - 15.1 *Council amend the Franklin Carmichael Art Centre Expansion project to move \$100,000 gross and net in design funding from 2012 to 2009, and defer \$100,000 gross and debt from the Guild Revitalization project from 2009 to 2012 to accommodate this amendment;*

Emergency Medical Services:

16. the 2008 Recommended Capital Budget for Emergency Medical Services with a total project cost of \$10.566 million and a 2008 cash flow of \$10.592 million and future year commitments of \$5.472 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for
    - i. 4 new sub-projects and 9 change in scope sub-projects with a 2008 total project cost of \$10.566 million that requires cash flow of \$5.694 million in 2008 and future year commitments of \$4.822 million in 2009; and \$0.050 million in 2010;
    - ii. 4 previously approved sub-projects with a 2008 cash flow of \$2.371 million and future year commitments of \$0.250 million in 2009 and \$0.350 million in 2010; and,
  - b. 2007 approved cash flow for 7 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$2.527 million;
17. new debt service costs of \$0.150 million in 2008 and incremental costs of \$0.688 million in 2009, \$0.518 million in 2010, and \$0.044 million in 2011 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
18. the 2009-2012 Capital Plan for Emergency Medical Services totaling \$23.188 million in project commitments and estimates, comprised of \$5.472 million in 2009; \$6.772 million in 2010; and \$5.472 million in 2011 and \$5.472 million in 2012, be approved;
19. the General Manager of EMS report to the Budget Committee prior to the 2009 Capital Budget process on a plan for new/replacement of stations based on an achievable/realistic timeframe, particularly when new sites must be acquired; and,
20. the 2008-2012 Capital Plan be reviewed to identify any operating costs/savings that should be included with the 2009 Capital Budget submission.

Homes for the Aged:

21. the 2008 Recommended Capital Budget for Homes for the Aged with a total project cost of \$10.900 million and a 2008 cash flow of \$9.800 million and future year commitments of \$2.500 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New cash flow funding for 2 new sub-projects with a 2008 total project cost of \$10.900 million that requires cash flow of \$8.400 million in 2008 and a future year commitment of \$2.500 million in 2009;
  - b. 2007 approved cashflow for 2 previously approved sub-projects with

carry forward funding from 2007 into 2008 of \$1.400 million; and

22. the 2009-2012 Capital Plan for Homes for the Aged totalling \$29.400 million in project commitments and estimates, comprised of \$6.600 million in 2009; \$8.800 million in 2010; \$7.800 million in 2011; and \$6.194 million in 2012, be approved;
23. new debt service costs of \$0.060 million in 2008 and incremental costs of \$0.220 million in 2009 be approved for inclusion in the 2008 and future year operating budgets;
24. the Deputy City Manager and Chief Financial Officer, in conjunction with the General Manager of Homes for the Aged, review the sustainability of the HFA Capital Reserve Fund beyond 2012 before the 2009 Capital Budget process; and,
25. the 2008-2012 Capital Plan be reviewed to identify any operating costs/savings that should be included with the 2009 Capital Budget submission.

Parks, Forestry and Recreation:

26. the 2008 Recommended Capital Budget for Parks, Forestry and Recreation with a total project cost of \$71.095 million and a 2008 cash flow of \$84.806 million and future year commitments of \$25.680 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 59 new sub-projects with a 2008 total project cost of \$71.095 million that requires cash flow of \$48.196 million in 2008 and a future year commitments of \$21.187 million in 2009 and \$1.712 million in 2010;
    - ii. 16 previously approved sub-projects with a 2008 cash flow of \$12.662 million and a future year commitment of \$2.781 million in 2009;
    - iii. 34 sub-projects from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$13.004 million, which forms part of the affordability target that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 74 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$26.153 million;
27. new debt service costs of \$1.140 million in 2008 and incremental costs of \$4.324 million in 2009, \$0.571 million in 2010 and \$0.175 million in 2011 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;

28. operating impacts of \$3.569 million in 2008 that emanate from the approval of the previously approved capital projects be considered within the overall scope of Parks, Forestry and Recreation's 2008 Operating Budget;
29. the Capital Emergency Fund sub-project be approved with funding of \$0.500 million for 2008 with the following conditions:
  - a. projects funded must be demonstrable emergencies presenting a safety or security hazard, or impacting current operations, with a potential for significant damage resulting from the continuation of the problem identified;
  - b. all projects charged to the 2008 Capital Emergency Fund sub-project must be reported to Finance staff to ensure structures are provided to ensure accountability;
  - c. use of the funding must be reported in all variance reports and to Budget Committee at the time of consideration of the 2009 Capital Budget; and,
  - d. any unspent balance at year-end cannot be carried forward;
30. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and, if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs;
31. approval of any of the fleet capital projects in Parks, Forestry and Recreation's 2008 Recommended Capital Budget be conditional upon the approval of the associated requests in the 2008 Operating Budget;
32. Parks, Forestry and Recreation report to Budget Committee in May 2008 on the outcome of the Capital Budget Task Force;
33. Parks, Forestry and Recreation report to Budget Committee in May 2008 on parkland acquisition and the required adjustments be made to the Recommended 5-Year Plan;
34. the 2009-2012 Capital Plan for Parks, Forestry and Recreation totalling \$201.410 million in project commitments and estimates, comprised of \$50.243 million in 2009, \$59.002 million in 2010, \$46.028 million in 2011; and \$46.137 million in 2012 be approved;
35. Parks, Forestry and Recreation identify and submit to the Chief Financial Officer by June 30, 2008 the full operating impacts, including positions, for all projects in its Recommended 5-Year Capital Plan;
36. Parks, Forestry and Recreation continue to monitor future year projects that are



eligible for Development Charge funding and modify its 5-Year Capital Plan to incorporate this financing source;

37. *the funding allocation for playgrounds be increased from \$75,000 to \$100,000 per playground for a total impact of \$300,000 gross in 2008 to be funded from the Parkland Acquisition– City Wide Development Reserve Fund (XR2211) with no impact on debt;*
38. approve, in principle, the addition of the following amounts to the Five Year Bike Plan 2009 -- \$1.660 million
- 2010 -- \$4.815 million  
2011 -- \$4.740 million  
2012 -- \$6.700 million
- 38.1 *and the General Managers of Parks, Forestry and Recreation and Transportation, in consultation with the Deputy City Managers, work together to develop an implementation plan that would ensure the completion of the Toronto Bike Plan by 2012, as per Council's direction; and further, the Deputy City Managers consider opportunities to share and reallocate staff and financial resources to facilitate the completion of the plan and report to Budget Committee in June 2008.*
- 38.2 *the recommendation to renovate the tennis court at McGregor Park be deleted, to ensure the continued full use and availability of the current tennis court;*
- 38.3 *the funding for McGregor Multiplex Sport Pad be approved "in principle"; and*
- 38.4 *Parks, Forestry and Recreation staff be requested to host consultation with youth, community representatives in the Dorset Park neighbourhood and the local Councillor, and report back to the Parks and Environment Committee within two months after a consultation has been held with youth, the community, as to a suitable location for the proposed "Multiplex Sport Pad".*

Shelter, Support and Housing Administration:

39. the 2008 Recommended Capital Budget for Shelter, Support, and Housing Administration with a total project cost of \$2.507 million and a 2008 cash flow of \$7.337 million and future year commitments of \$2.647 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash Flow Funding for:
- i. 7 new and change in scope sub-projects with a 2008 total project cost of \$2.507 million that requires cash flow of \$2.160 million in 2008 and \$0.347 million in 2009;
- ii. 5 previously approved sub-projects with a 2008 cash flow of

\$2.729 million and a future year commitment of \$1.700 million in 2009 and \$0.600 million in 2010;

- iii. 1 previously approved sub-project with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$0.265 million, which forms part of the affordability targets that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 8 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$2.183 million;
- 40. new debt service costs of \$0.124 million in 2008 and incremental costs of \$0.505 million in 2009; \$0.205 million in 2010; and \$0.066 million in 2011 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
- 41. operating impacts of \$0.900 million for 2008 and \$0.871 million of 2010 emanating from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of the Shelter, Support and Housing Administration's 2008 and future years' operating budget submissions;
- 42. the 2009-2012 Capital Plan for Shelter, Support, and Housing Administration totalling \$13.271 million in project commitments and estimates, comprised of \$3.647 million in 2009; \$3.150 million in 2010; and \$3.274 million in 2011, and \$3.200 million in 2012 be approved;
- 43. the streetscape initiative at the 129 Peter Street Shelter and Referral Centre be approved, subject to the receipt of funding from the Section 37 agreement; and,
- 44. the General Manager of Shelter, Support and Housing Administration report to the Budget Committee in 2008 on the details of a future year shelter plan, including the cost per bed estimates, the number new and replacement beds to be delivered, and the year the beds will go into service.

#### Social Services:

- 45. the 2008 Recommended Capital Budget for Social Services with a total project cost of \$2.000 million and a 2008 cash flow of \$3.000 million and future year commitments of \$3.300 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 1 sub-project with a 2008 total project cost of \$2.000 million that requires cash flow of \$0.400 million in 2008 and a future year commitment of \$0.900 million in 2009; and, \$0.700 million in 2010;

- ii. 2 previously approved sub-projects with a 2008 cash flow of \$1.300 million and a future year commitment of \$0.800 million in 2009 and \$0.900 million in 2010; and,
  - b. 2007 approved cash flow for 3 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$1.300 million;
46. the 2009-2012 Capital Plan for Social Services totalling \$6.700 million in project commitments and estimates, comprised of \$1.700 million in 2009; and, \$1.600 million in 2010, \$1.700 million in 2011; and \$1.700 million in 2012, subject to receipt of the provincial subsidy, be approved.

### 3-1-1 Customer Service Strategy:

47. the 2008 Recommended Capital Budget for the 3-1-1 Customer Service Strategy with a maximum 2008 cash flow of \$26.681 million and future year commitments of \$0.418 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New cash flow funding for:
    - i. 7 previously approved sub-projects with a 2008 cash flow of \$6.536 million and a future year commitment of \$0.418 million in 2009;
    - ii. 5 previously approved projects with carry forward funding from 2006 requiring 2008 cash flow of \$1.806 million which forms part of the affordability targets that require City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 8 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$18.339 million;
48. new debt service costs of \$1.037 million in 2009 and incremental costs of \$0.135 million in 2009, resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets; be approved; and,
49. the Deputy City Manager for Citizen Services “A” report to the Budget Committee on the annual operating costs for the 3-1-1 Division prior to the 2009 Operating Budget Process.

### CITIZEN CENTRED SERVICES “B”

#### City Planning:

50. the 2008 Recommended Capital Budget for City Planning with a total project cost of \$3.973 million and a 2008 cash flow of \$9.216 million and future year

commitments of \$0.094 million be approved. The 2008 Recommended Capital Budget consists of the following:

- b. New Cash Flow Funding for:
    - i. 7 new sub-projects with a 2008 total project cost of \$3.973 million that requires cash flow of \$3.973 million in 2008;
    - ii. 1 previously approved sub-project with a 2008 cash flow of \$1.057 million and a future year commitment of \$0.094 million in 2009;
    - iii. 3 sub-projects from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$0.602 million and no future year commitments, which forms part of the affordability targets that requires City Council to reaffirm its commitment; and,
  - c. 2007 approved cash flow for 10 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$3.584 million;
51. new debt service costs of \$0.102 million in 2008 and incremental costs of \$0.378 million in 2009 and \$0.010 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
  52. operating impacts in the Parks, Forestry, and Recreation Operating Budget, for streetscape enhancement and tree maintenance emanating from the approval of the 2008 Capital Budget for City Planning be established once the mix of Civic Improvement projects is determined and City Planning report back to the Chief Financial Officer by June 2008 on the Parks, Forestry, and Recreation operating budget impacts for 2009 resulting from the 2008 project mix;
  53. where funding is required from a development charge reserve fund, project spending be limited to available funds;
  54. the 2009-2012 Capital Plan for City Planning totalling \$18.164 million in project commitments and estimates, comprised of \$4.234 million in 2009, \$4.344 million in 2010, \$4.739 million in 2011 and \$4.753 million in 2012, be approved; and,
  55. City Planning work with Transportation Services to establish a protocol regarding the joint delivery of Civic Improvement Projects once the Public Realm Unit is established.
- 55.1 *the “A-List” and “B-List” of the City Planning Division 2008 Civic Improvement Projects – Places and Routes, be approved;*

## Fire Services:

56. the 2008 Recommended Capital Budget for Toronto Fire Services with a total project cost of \$3.420 million and a 2008 cash flow of \$6.390 million and future year commitments of \$1.000 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - d. New Cash Flow Funding for:
    - i. 5 new sub-projects with a 2008 total project cost of \$3.420 million that requires cash flow of \$3.420 million in 2008 and no future year commitments;
    - ii. 6 previously approved sub-projects with a 2008 cash flow of \$2.271 million and a future year commitment of \$1.000 million in 2009;
    - iii. 1 previously approved sub-project with carry forward funding from 2006 requiring 2008 cash flow of \$0.125 million, which forms part of the affordability targets that requires City Council to reaffirm its commitment; and,
  - e. 2007 approved cash flow for 4 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$0.574 million;
57. new debt service costs of \$0.156 million in 2008 and incremental costs of \$0.601 million in 2009 and \$0.110 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
58. operating impacts of \$0.085 million in 2008, \$0.057 million in 2009 and \$0.045 million in 2010 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of Toronto Fire Services' 2008 operating budget;
59. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs;
60. the 2009-2012 Capital Plan for Toronto Fire Services totalling \$23.118 million in project commitments and estimates, comprised of \$5.475 million in 2009, \$5.475 million in 2010, \$5.334 million in 2011; and \$6.834 million in 2012 be approved;
61. the feasibility of implementing the Master Fire Plan recommendations within the City's debt affordability constraints be addressed as part of the 2009 Capital Budget process including the possibility of co-locating with EMS given that

EMS is not presently moving forward with its C-BOS station model;

62. Toronto Fire Services continue to monitor future year projects that are eligible for Development Charge funding and modify the 5-Year Capital Plan to incorporate this financing source;
63. the Chief of Toronto Fire Services, in consultation with the Deputy City Manager and Chief Financial Officer, report back to Budget Committee as part of the 2009 Capital Budget Process on a revised and detailed estimate of the current state-of-good repair backlog; and,
64. the Steering Committee for the Radio Communication System Replacement project report to Budget Committee on an annual basis starting in July 2008 to update the status of the project including project management costs and infrastructure issues including the disposition of hand-held portable radios once known.

Policy, Planning, Finance and Administration:

65. the 2008 Recommended Capital Budget for Policy, Planning, Finance and Administration with a total project cost of \$5.011 million and a 2008 cash flow of \$7.331 million and future year commitments of \$1.970 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - f. New Cash Flow Funding for:
    - i. 23 new sub-projects with a 2008 total project cost of \$5.011 million that requires cash flow of \$4.966 million in 2008 and a future year commitment of \$0.045 million in 2009;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$0.680 million and a future year commitment of \$1.425 million in 2009 and \$0.500 million in 2010; and,
  - g. 2007 approved cash flow for 10 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$1.685 million;
66. new debt service costs of \$0.138 million in 2008 and incremental costs of \$0.505 million in 2009 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
67. operating impacts of \$0.098 million in 2008 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of PPF&A's 2008 operating budget;
68. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming,

their priority and funding be reassessed by City Council relative to other City-financed priorities and needs; and,

69. the 2009-2012 Capital Plan for Policy, Planning, Finance and Administration totalling \$20.649 million in project commitments and estimates, comprised of \$7.268 million in 2009, \$4.625 million in 2010, \$4.656 million in 2011; and \$4.100 million in 2012 be approved.

Solid Waste Management Services:

70. the 2008 Recommended Capital Budget for Solid Waste Management Services with a total project cost of \$21.380 million and a 2008 cash flow of \$80.909 million and future year commitments of \$29.082 million be approved. The 2008 Recommended Capital Budget consists of the following:
- h. New Cash Flow Funding for:
    - i. 14 new sub-projects with a 2008 total project cost of \$21.380 million that requires cash flow of \$19.630 million in 2008 and future year commitments of \$1.750 million in 2009;
    - ii. 5 previously approved sub-projects with a 2008 cash flow of \$45.874 million and future year commitments of \$20.079 million in 2009, \$6.164 million in 2010 and \$1.089 million in 2011; and,
  - i. 2007 approved cash flow for 5 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$15.405 million;
71. new debt service costs of \$0.456 million in 2008 and incremental costs of \$1.673 million in 2009 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
72. operating impacts of \$1.773 million in 2008, and (\$0.604) million that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of Solid Waste Management Services' 2008 operating budget;
73. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs;
74. the 2009-2012 Capital Plan for Solid Waste Management Services totalling \$393.862 million in project commitments and estimates, comprised of \$68.837 million in 2009, \$125.280 million in 2010, \$111.426 million in 2011; and \$88.319 million in 2012 be approved;

75. The General Manager of Solid Waste Management Services report back to the Public Works and Infrastructure Committee prior to the start of the 2009 Budget process, on the strategies to deliver the aggressive 5-Year Capital Plan, addressing the implementation challenges with respect to timelines, site locations, environmental assessments, and readiness to proceed for facilities related projects; and
76. The General Manager of Solid Waste Management Services report to the Budget Committee, as part of the 2008 Operating Budget process, on the specific rate structure and timing for the introduction of the Solid Waste user rate based system in 2008.

Transportation Services:

77. the 2008 Recommended Capital Budget for Transportation Services with a total project cost of \$216.269 million and a 2008 cash flow of \$288.892 million and future year commitments of \$83.214 million in 2009; \$23.787 million in 2010 and \$2.167 million in 2011. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 37 new sub-projects with a 2008 total project cost of \$216.269 million that requires cash flow of \$162.838 million in 2008 and a future year commitment of \$40.264 million in 2009, \$11.000 million in 2010 and \$2.167 million in 2011;
    - ii. 35 previously approved sub-projects with a 2008 cash flow of \$89.830 million and a future year commitment of \$42.950 million in 2009 and \$12.787 million in 2010;
    - iii. 4 sub-project from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$1.283 million, which forms part of the affordability target that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 37 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$34.941 million;
78. 2008 Development Charge funding be approved subject to funds being available in the Development Charge Reserve Accounts;
79. all sub-projects with third party financing be approved, subject to the receipt of such funding during 2008;
80. operating impacts of \$0.270 million in 2008 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of Transportation Services 2008 operating budget;



81. new debt service costs of \$5.242 million in 2008 and incremental costs of \$20.656 million in 2009, \$5.595 million in 2010, \$1.275 million in 2011 and \$0.238 million in 2012 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
82. the recommendations contained in the report (November 12, 2007) from the Deputy City Manager and Chief Financial Officer, entitled “Funding the First Phase of Six Points”, be approved:
  - l. authority be granted to the General Manager of Transportation Services to undertake the detailed design of the Dundas Street West realignment as well as the development of the overall construction staging plan for the reconfiguration of the Six Points interchange;
  - m. the 2008 Recommended Capital Budget for Transportation Services be increased by \$1.0 million gross, \$0 net, as contained in the 2008 Budget Committee Recommended Capital Budget;
83. the report (August 22, 2007) from the General Manager, Transportation Services, entitled “Scarlett Road/CP Rail Bridge Class Environmental Assessment Study”, referred by City Council on September 26 and 27, 2007, be received;
84. the 2009-2012 Capital Plan of Transportation Services totalling \$878.248 million in project commitments and estimates, comprised of \$242.190 million in 2009, \$224.238 million in 2010, \$199.295 million in 2011 and \$212.525 million in 2012, be approved;
85. The Deputy City Manger responsible for Transportation Services report back to the Public Works and Infrastructure Committee prior to the 2009 Capital Budget process regarding ongoing discussions with York Region on Steeles Widening and Grade Separations;
86. The General Manager of Transportation Services work with the General Manager of the Toronto Transit Commission to develop policy on standards to be utilized on future transit right of way projects, roles and responsibilities of the collaborating program areas and a recommended project approval process to ensure that all costs are identified. It is recommended that the policy be reported back to Public Works and Infrastructure Committee prior to the 2009 Capital Budget process;
87. The General Managers of Toronto Water and Transportation Services report back to Budget Committee in early 2008 on a joint list of capital projects that could be accelerated into 2008 should 2008 projects be delayed; and,
88. The General Manager of Transportation Services report back to Public Works

and Infrastructure Committee on detailed cost estimates of Sustainable Transportation Initiatives to be implemented in 2009 and beyond prior to the 2009 Capital Budget process.

Waterfront Revitalization Initiative:

89. the 2008 Recommended Capital Budget for Waterfront Revitalization Initiative's commitments of previously approved 2007 cash flow of \$62.289 million and previously approved future year commitments of \$330.649 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow funding for 14 previously approved sub-projects with a 2008 cash flow of \$51.131 million and previously approved future year commitment of \$55.385 million in 2009, \$57.095 million in 2010, \$25.800 million in 2011, \$25.800 million in 2012 and \$166.569 million in years 2013 to 2017; and,
  - b. 2007 approved cash flow for 13 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$11.158 million;
90. the 2008 Recommended Capital Budget for the Waterfront Revitalization Initiative requiring a 2008 cash flow of \$51.131 million and future year commitments of \$164.080 million be funded from the Strategic Infrastructure Partnership Reserve Fund; and,
91. no City funds be released to Waterfront Toronto in 2008 until a comprehensive revenue generation and financing strategy, outlining annual projections from the development of public land, private sector investment, and any other revenue initiatives, together with a business and financial plan for achieving Waterfront Revitalization in the Portlands has been endorsed by the Intergovernmental Steering Committee of senior officials from the 3 orders of government as directed by City Council on July 16, 17, 18 and 19, 2007.

INTERNAL SERVICES

Facilities and Real Estate:

92. the 2008 Recommended Capital Budget for Facilities and Real Estate with a total project cost of \$46.431 million and a 2008 cash flow of \$39.768 million and future year commitments of \$53.807 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New cash flow funding for:
    - i. 61 new sub-projects with a 2008 total project costs of \$46.431 million that requires cash flow of \$14.532 million in 2008 and a future year commitment of \$19.361 million in 2009, \$6.106 million in 2010, \$6.416 million in 2011 and \$0.016 million in

2012;

- ii. 73 previously approved sub-projects with a 2008 cash flow of \$21.441 and a future year commitment of \$9.799 million in 2009, \$4.287 million in 2010, \$3.257 million in 2011 and \$4.565 million in 2012; and,
  - b. 2007 approved cash flow for 11 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$3.795 million;
93. new debt service costs of \$1.044 million in 2008 and incremental costs of \$4.636 million in 2009, \$3.277 million in 2010, \$1.433 million in 2011 and \$1.201 million in 2012, resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
  94. the 2009-2012 Capital Plan for Facilities and Real Estate totalling \$168.263 million in project commitments and estimates comprised of \$48.765 million in 2009, \$46.572 million in 2010, \$46.901 million in 2011 and 29.000 million in 2012 be approved;
  95. the 2008-2012 funding for the Nathan Phillips Square revitalization project be approved subject to securing other sources of funding from private/public partnerships and other orders of government in the amount of \$17.800 million;
  96. the 2008-2012 funding for development of the Father Henry Car High School be approved subject to City Council's approval of the lease agreement for the Facility and the establishment of a model for its operation;
  97. the Executive Director for Facilities and Real Estate report back on operating impacts of energy efficiency projects included in the 5-Year Capital Plan and estimated operating budget savings in time for consideration with the 2009 Capital and Operating Budget Process;
  98. the Executive Director for Facilities and Real Estate report back on the possibility of Yard Waste Consolidations Studies (South, North and East District) being eligible for funding from the Federation of Canadian Municipalities (FCM) in time for consideration with the 2009 Capital Budget Process.
  - 98.1 *That City Council defer the Second Floor Renovation Project from 2008-2009 to 2009-2010 and reallocate funds to maintain the recommended debt levels.*

#### Financial Services:

99. the 2008 Recommended Capital Budget for Financial Services with a total project cost of \$19.769 million and a 2008 cash flow of \$11.073 million and future year commitments of \$21.005 million be approved. The 2008

Recommended Capital Budget consists of the following:

- a. New Cash Flow Funding for:
    - i. 8 new & change in scope sub-projects with a 2008 total project cost of \$19.769 million that requires cash flow of \$5.942 million in 2008 and a future year commitment of \$5.775 million in 2009, \$4.876 million in 2010 and \$3.176 million in 2011;
    - ii. 10 previously approved sub-projects with 2008 cash flow of \$2.391 million and a future year commitment of \$3.761 million in 2009, \$3.092 million in 2010 and \$0.325 million in 2011;
    - iii. 5 sub-projects from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$0.797 million which forms part of the affordability targets that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 9 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$1.943 million;
100. new debt service costs of \$0.206 million in 2008 and incremental costs of \$0.815 million in 2009 and \$0.220 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
  101. the 2009-2012 Capital Plan for Financial Services totalling \$21.005 million in project commitments and estimates, comprised of \$5.775 million in 2009; \$4.876 million in 2010; and \$3.176 million in 2011, be approved; and,
  102. all sub-projects with third-party financing be approved conditionally, subject to funding being approved in the respective Program's annual budgets.

Fleet Services:

103. the 2008 Recommended Capital Budget for Fleet Services with a total project cost of \$41.228 million and a 2008 cash flow of \$59.201 million and future year commitments of \$16.459 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 20 new sub-projects with a 2008 total project cost of \$41.228 million that requires cash flow of \$24.769 million in 2008 and a future year commitment of \$16.459 million in 2009;
    - ii. 5 previously approved sub-projects with a 2008 cash flow of

\$10.350 million;

- iii. 39 sub-projects from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$13.997 million that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 19 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$10.085 million;
104. the 2008-2012 Capital Plan for Fleet Services totalling \$214.227 million in project commitments and estimates, comprised of \$59.201 million in 2008; \$42.544 million in 2009; \$34.366 million in 2010; \$40.497 million in 2011, and \$37.619 million be approved; and,
105. the Fleet Services' 2008 Recommended Capital Budget be adjusted to agree with Programs' 2008 budgeted contributions to the Vehicles and Equipment Replacement Reserves to reflect any changes recommended to the contributions from the other Programs' Operating Budgets during the 2008 Operating Budget process, and the funding availability of the Division's Vehicle and Equipment Replacement Reserve.

Information and Technology:

106. the 2008 Recommended Capital Budget for Information and Technology with a total project cost of \$31.254 million and a 2008 cash flow of \$31.214 million, and a future year commitment of \$8.749 million for 2009, \$10.244 million for 2010, \$10.225 million for 2011, and \$1.750 million for 2012 be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash Flow Funding for:
    - i. 23 new and change in scope sub-projects with a 2008 total project cost of \$31.254 million that requires cash flow of \$12.631 million in 2008, and a future year commitment of \$3.190 million for 2009, \$7.518 million for 2010, \$6.165 million for 2011, and \$1.750 million for 2012;
    - ii. 28 sub-projects from previously approved projects with a 2008 cash flow of \$11.016 million, and a future year commitment of \$5.559 million for 2009, \$2.726 million for 2010, and \$4.060 million for 2011; and,
  - b. 2007 approved cash flow for 29 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$7.567 million;
107. operating impacts of \$0.347 million in 2008 emanating from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of

the Information and Technology's 2008 Operating Budget;

108. new debt service cost of \$0.300 million in 2008, and \$1.100 million in 2009 resulting from the approval of the 2008 Recommended Capital Budget be approved for inclusion in the 2008 and future year operating budgets;
109. the 2008-2012 Capital Plan for Information and Technology totalling \$168.702 million in project commitments and estimates, comprised of \$31.214 million in 2008; \$43.666 million in 2009; \$34.091 million in 2010; \$29.457 million in 2011; and \$30.274 million in 2012 be approved; and,
110. the Chief Information Officer report back to the Budget Committee before the start of the 2009 capital budget process on potential savings in operating costs as a result of the Consolidated Data Centre.

#### OTHER CITY PROGRAMS

City Clerk's Office:

111. the 2008 Recommended Capital Budget for the City Clerk's Office with a total project cost of \$4.676 million and a 2008 cash flow of \$8.150 million and future year commitments of \$5.976 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 6 new sub-projects with a 2008 total project cost of \$4.676 million that requires cash flow of \$1.140 million in 2008, and a future year commitment of \$1.886 million for 2009, \$1.150 million for 2010, and \$0.500 million for 2011;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$0.260 million and a future year commitment of \$2.068 million in 2009, \$0.062 million in 2010, \$0.130 million in 2011;
    - iii. 1 sub-project from previously approved projects with carry forward funding from 2006 and prior years requiring 2008 cash flow of \$3.400 million that requires City Council to reaffirm its commitment; and,
  - b. 2007 approved cash flow for 4 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$3.350 million;
112. operating impacts of \$0.010 million in 2008 emanating from the approval of the 2008 Capital Budget be considered within the overall scope of the City Clerk's Office's 2008 operating budget;
113. new debt service cost of \$0.032 million in 2008, and \$0.117 million in 2009

resulting from the approval of the 2008 Capital Budget be approved for inclusion in the 2008, and future year operating budgets;

114. the 2008-2012 Capital Plan for the City Clerk's Office totalling \$17.941 million in project commitments and estimates, comprised of \$8.150 million in 2008; \$4.954 million in 2009; \$2.607 million in 2010; and \$1.430 million in 2011, and \$0.800 million in 2012 be approved; and,
115. the City Clerk's Office submit a 2009 to 2013 Capital Plan based on operational needs, notwithstanding the established debt targets, for consideration with the 2009 Budget process.

Climate Change:

116. the 2008 Recommended Capital Budget for Climate Change with a total project cost of \$20.190 million and a 2008 cash flow of \$2.460 million and future year commitments of \$17.730 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 6 new sub-projects with a 2008 total project cost of \$20.190 million that requires cash flow of \$2.460 million in 2008 and a future year commitment of \$4.725 million in 2009, \$4.895 million in 2010, \$4.185 million in 2011 and \$3.925 million in 2012;
117. the recommendations contained in the report (November 13, 2007) from the Deputy City Manager Butts and Deputy City Manager and Chief Financial Officer Pennachetti entitled "Climate Change Action Plan – Implementation of Key Program Initiatives" be approved:
  - a. the 2008 Capital Budget for Climate Change Plan key initiatives with a total project cost of \$20.190 million, as amended and contained in the 2008 Budget Committee Recommended Capital Budget, consisting of new cash flow funding for: 6 new sub-projects with a 2008 total project costs of \$20.190 million that requires cash flow of \$2.460 million in 2008 and a future year commitment of \$4.725 million in 2009, \$4.895 million in 2010, \$4.185 million in 2011 and \$3.925 million in 2012 be approved;
  - b. the Climate Change 2008 Capital Budget and 2009-2012 Capital Plan be approved, with gross expenditures totalling \$20.190 million funded in the amount of \$16.690 million from the Strategic Infrastructure Partnership Reserve Fund and \$3.500 million funded from third party contributions; consisting of FCM grants, Federal and Provincial funding and other sources, to be determined; and

- c. this report with the operating budget impact of \$1.665 million gross, \$1.535 million net in 2008, \$2.090 million gross, \$1.960 million net in 2009, \$1.840 million gross, \$1.460 million net in 2010, \$1.490 million gross, \$0.860 million net in 2011 and \$1.490 million gross, \$0.860 million net in 2012 be referred to the Budget Committee for consideration with the City's 2008 Operating Budget Process.

Sustainable Energy Plan:

- 118. the 2008 Recommended Capital Budget for the Sustainable Energy Plan with a total project cost of \$96.058 million and a 2008 cash flow of \$19.688 million and future year commitments of \$79.360 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 12 new sub-projects with a 2008 total project cost of \$96.058 million that requires cash flow of \$14.898 million in 2008 and a future year commitment of \$22.869 million in 2009; \$38.136 million in 2010; \$7.978 million in 2011 and \$5.067 million in 2012;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$4.300 million and a future year commitment of \$2.700 million in 2009; and,
  - b. 2007 approved cash flow for 4 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$2.790 million;
- 119. operating savings of \$0.110 million in 2009; \$0.190 million in 2010; \$0.200 million in 2011 and \$0.100 million in 2012 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the future year operating budgets for Facilities and Real Estate; and operating savings of \$0.050 million in 2009 and \$0.418 million in 2010 be considered within the future years' operating budgets of the Programs involved in the Energy Retrofit Program; and,
- 120. the 2009-2012 Capital Plan for the Sustainable Energy Plan totalling \$ 76.750 million in project commitments and estimates, comprised of \$25.569 million in 2009, \$38.136 million in 2010; \$7.978 million in 2011; and \$5.067 million in 2012 be approved.
  - 120.1 *That funds in the amount of \$0.955 million of the unallocated Energy Retrofit Program be accelerated from 2010 to 2008, funded from recoverable debt in the amount of \$0.716 million and \$0.239 million from third party funding for boiler/lighting retrofits at Exhibition Place.*

Union Station:



121. the 2008 Recommended Capital Budget for Union Station with a total project cost of \$28.949 million and a 2008 cash flow of \$20.717 million and future year commitments of \$19.492 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash Flow Funding for:
    - i. 7 new sub-projects with a 2008 total project cost of \$28.949 million that requires cash flow of \$8.450 million in 2008 and a future year commitment of \$6.244 million in 2009 \$3.115 million in 2010, \$4.151 million in 2011 and \$5.023 million in 2012;
    - ii. 6 previously approved sub-projects with a 2008 cash flow of \$8.093 million and a future year commitment of \$0.731 million in 2009 and \$0.228 million in 2010; and,
  - b. 2007 approved cash flow for 3 previously approved sub-project with carry forward funding from 2007 into 2008 totalling \$4.174 million;
122. new debt service costs of \$0.165 million in 2008 and incremental costs of \$0.734 million in 2009, \$0.564 million in 2010, \$0.467 million in 2011 and \$0.607 million in 2012 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets; and
123. the 2009-2012 Capital Plan for Union Station totalling \$69.606 million in project commitments and estimates, comprised of \$13.053 million in 2009; \$20.253 million in 2010; \$20.050 million in 2011; and \$16.250 million in 2012, be approved.

#### AGENCIES, BOARDS AND COMMISSIONS

##### Exhibition Place:

124. the 2008 Recommended Capital Budget for Exhibition Place with a total project cost of \$32.310 million and 2008 cash flow of \$59.507 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash Flow Funding for:
    - i. 27 new sub-projects with a total 2008 project cost of \$32.310 million that requires cash flow of \$34.360 million in 2008;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$2.050 million; and
  - b. 2007 approved cash flow for 8 previously approved sub-projects with

carry forward funding from 2007 into 2008 totalling \$25.147 million;

125. new debt service costs of \$0.150 million in 2008 and incremental costs of \$0.700 million in 2009, resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
126. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs; and,
127. the recommendations contained in the report (November 7, 2007) from the Chief Executive Officer, Exhibition Place, entitled “Conference Centre Design and Costing Issues – Exhibition Place”, be approved:
  - a. Approve of the increase in the overall Conference Centre capital budget from \$29.0M to \$46.88M, as contained in the 2008 Budget Committee Recommended Capital Budget;
  - b. Increase its loan to the Board from \$21.2M to \$35.6M for the renovation of the Automotive Building to a Conference Centre facility with an increase in the interest rate from 4.75 to 5.0 percent and an increase in the amortization period from 20 to 25 years;
  - c. As before, allow for the depletion of the full Exhibition Place Capital Reserve which as of September 30, 2007 stands at \$1.966M but will receive interest payments of approximately \$0.059 by 2007 year-end for a total of approximately \$2.025M;
128. the recommendations contained in the report (November 9, 2007) from the Deputy City Manager and Chief Financial Officer, entitled “Financial Assessment of Increased Loan for the Proposed Conference Centre at Exhibition Place”, be approved:
  - a. the terms of the proposed loan from the City to the Board for the conference centre be amended to:
    - i. increase the principal amount from \$21.2 million to \$35.6 million;
    - ii. increase the term of the loan from twenty to twenty-five years;
    - iii. increase the rate of interest from 4.75% to 5.0%;
  - b. the terms of the City loan to the Board of Governors of Exhibition Place be to the satisfaction of the Deputy City Manager and Chief Financial Officer;
  - c. Council establish an obligatory reserve fund, called the ‘Exhibition Place

Conference Centre Reserve Fund, with criteria as defined in Appendix 1, to provide a source of funding for any shortfalls in loan payments to the City from Exhibition Place for a new conference centre;

- d. the Board of Governors of Exhibition Place be directed to place the revenues from the current and future Direct Energy Centre naming rights agreements into the 'Exhibition Place Conference Centre Reserve Fund';
  - e. the 2007-2009 and any subsequent Operating Surplus for Exhibition Place be placed into the 'Exhibition Place Conference Centre Reserve Fund', to be reviewed for 2010 and beyond;
  - f. Municipal Code Chapter 227 (Reserves and Reserve Funds) be amended by adding the 'Exhibition Place Conference Centre Reserve Fund' to Schedule '14' – Third Party Agreements Reserve Fund; and
  - g. that leave be granted for the introduction of any necessary bills in Council to give effect thereto;
129. the 2009-2012 Capital Plan for Exhibition Place totalling \$39.730 million in project estimates, comprised of \$19.160 million in 2009, \$6.070 million in 2010, and \$7.250 million in each of 2011 to 2012, be approved.

*129.1 That the HCAV and Lighting at Coliseum Complex and GS Building project for \$1.1 million, funded from non-debt other sources, be deleted, as it is replaced by the allocation of Energy Retrofit funding of \$0.955 million.*

#### Parking Enforcement Unit:

- 130. the 2008 Recommended Capital Budget for the Parking Enforcement Unit with a total project cost of \$0.434 million and new 2008 cash flow funding of \$0.434 million with no future year commitments be approved;
- 131. the Vehicle & Equipment Replacement project be funded from the Toronto Police Service Vehicle and Equipment Reserve to finance the 2008 cash flow requirements for the Parking Enforcement Unit Capital Budget; and,
- 132. the 2009-2012 Capital Plan for Parking Enforcement Unit \$1.736 million in project estimates, comprised of \$0.434 million in 2009; \$0.434 million in 2010; \$0.434 million in 2011; and \$0.434 million in 2012, be approved.

#### Sony Centre for the Performing Arts:

- 133. the 2008 Recommended Capital Budget for Sony Centre for the Performing Arts with a total project cost of \$75.000 million and 2008 cash flow of \$12.500 million and \$62.500 million in future-year commitments be approved, conditional upon receipt of third-party funding commitments of \$60.000 million to the satisfaction of the Budget Committee. The 2008 Recommended Capital

Budget is comprised of:

- a. New Cash Flow Funding for 1 project consisting of 5 sub-projects with a 2008 total project cost of \$75.000 million that requires cash flow commitments of \$12.500 million in 2008, \$23.500 million in 2009, \$26.000 million in 2010 and \$13.000 million in 2011;
134. in the event that Sony Centre does not secure total funding of \$60.000 million by December 31, 2007, the agreement default to Option B and the 2008 Recommended Capital Budget be amended to reflect a total capital project cost of \$12.000 million with cash flow commitments of \$5.500 million in 2008 and \$5.500 million in 2009 and \$1.000 million in 2010, funded by the contributions from the sale of air rights granted by the City to Castlepoint of \$15.000 million;
  135. Sony Centre for the Performing Arts report back to Budget Committee by July 2008 on the status of Board fundraising for determination as to whether Sony Centre proceed with Option A or Option B; and,
  136. Sony Centre for the Performing Arts report back on the operating impacts of the shutdown and post construction fit out period between 2009 and 2011 in the 2009 Capital Budget process.

Toronto and Region Conservation Authority:

137. the 2008 Recommended Capital Budget for Toronto and Region Conservation Authority with a total project cost and 2008 new cash flow funding of \$6.018 million gross for 25 new sub-projects be approved;
138. new debt service costs of \$0.082 million in 2008 and incremental costs of \$0.299 million in 2009 resulting from the approval of the Toronto and Region Conservation Authority 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets; and,
139. the Toronto and Region Conservation Authority 2009-2012 Capital Plan totalling \$26.150 million in project commitments and estimates, comprised of \$6.268 million in 2009, \$6.505 million in 2010, \$6.643 million in 2011; and \$6.734 million in 2012 be approved.

Toronto Police Service:

140. the 2008 Recommended Capital Budget for Toronto Police Service with a total project cost of \$53.352 million and a 2008 cash flow of \$78.075 million and future year commitments of \$36.681 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 12 new sub-projects with a 2008 total project cost of \$53.352

- million that requires cash flow of \$28.905 million in 2008 and future year commitments of \$6.736 million in 2009, \$11.957 million in 2010 and \$5.754 million in 2011;
- ii. 10 previously approved sub-projects with a 2008 cash flow of \$46.224 million and future year commitments of \$9.569 million in 2009, \$2.400 million in 2010 and \$0.265 million in 2012; and,
- b. 2007 approved cash flow for 6 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$2.946 million;
141. new debt service costs of \$1.386 million in 2008, and the incremental cost of \$5.496 million in 2009, \$1.954 million in 2010, \$1.752 million in 2011, and \$0.641 million in 2012 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
142. operating impacts of \$4.729 million in 2008, \$3.087 million in 2009, \$2.817 million in 2010, \$1.255 million in 2011 and \$0.002 million in 2012 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of the Toronto Police Service's 2008 operating budget;
143. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs; and,
144. the 2009-2012 Capital Plan for Toronto Police Service totalling \$182.014 million in project commitments and estimates, comprised of \$38.259 million in 2009, \$50.588 million in 2010, \$48.728 million in 2011; and \$44.439 million in 2012 be approved.

Toronto Public Health:

145. the 2008 Recommended Capital Budget for Public Health with a total project cost of \$1.013 million and a 2008 cash flow of \$4.624 million and future year commitments of \$2.321 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash flow Funding for:
    - i. 2 change in scope sub-projects with a 2008 total project cost of \$1.013 million that requires cash flow of \$1.013 million in 2008;
    - ii. 4 previously approved sub-projects with a 2008 cash flow of \$2.477 million and future year commitments of \$1.885 million in 2009 and \$0.436 million in 2010, and,

- b. 2007 approved cash flow for 4 previously approved sub-projects, with carry forward funding from 2007 into 2008, totalling \$1.134 million;
146. new debt service costs of \$0.105 million in 2008 and incremental costs of \$0.440 million in 2009, \$0.220 million in 2010, and \$0.048 million in 2011, resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
147. net operating impacts in the Public Health's Operating Budget of \$0.089 million for 2009 and \$0.057 million in 2010 emanating from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of Public Health's 2009 and 2010 operating budget submissions;
148. the 2009-2012 Capital Plan for Public Health totaling \$13.798 million in project commitments and estimates, comprised of \$3.499 million in 2009; \$3.499 million in 2010; \$3.400 million in 2011, and \$3.400 million in 2012 be approved; and,
149. that the Medical Officer of Health, in conjunction with the Chief Information Officer, report to the Budget Committee, prior to the start of the 2009 Capital Budget process, on the estimated costs and timeline of any new and existing projects required as a result of provincial initiatives and future TPH strategic plans including operating impact of capital projects beyond 2012.

Toronto Public Library:

150. the 2008 Recommended Capital Budget for Toronto Public Library with a total project cost of \$21.647 million and a 2008 cash flow of \$18.965 million and future year commitments of \$32.448 million be approved. The 2008 Recommended Capital Budget consists of the following:
- a. New Cash Flow Funding for:
    - i. 3 new and 3 change in scope projects with a 2008 total project cost of \$21.647 million that requires cash flow of \$2.826 million in 2008 and a future year commitment of \$7.162 million in 2009, \$8.485 million in 2010 and \$3.174 million in 2011;
    - ii. 12 previously approved projects with a 2008 cash flow of \$16.433 million and future year commitments of \$13.908 million in 2009, and \$1.719 million in 2010; and,
  - b. 2007 approved cash flow for 3 previously approved projects with carry forward funding from 2007 into 2008, totalling \$0.706 million;
  - c. offset by an unallocated reduction of \$1.000 million gross and debt per year for 2008, 2009, and 2010;

151. operating impacts of \$0.476 million for 2008, \$0.532 million for 2009, \$0.080 million for 2010, and \$0.857 million for 2011, emanating from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in Toronto Public Library's 2008 and future years' operating budgets;
152. new debt service costs of \$0.356 million in 2008 and incremental costs of \$1.634 million in 2009, \$1.396 million in 2010, \$0.730 million in 2011 and \$0.184 million in 2012, resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in 2008 and future year operating budgets;
153. the 2009-2012 Capital Plan for Toronto Public Library totalling \$77.787 million in project commitments and estimates, comprised of \$20.367 million in 2009; \$18.451 million in 2010; \$19.784 million in 2011 and \$19.185 million in 2012; and,
- 153.1 *Council Increase the 2008 Budget Committee Recommended Capital Budget of \$11.85 million for the Toronto Library Board by \$1.0 million gross and debt to support the completion of an additional two state-of-good-repair projects;*

Toronto Transit Commission:

154. the 2008 Recommended Capital Budget for TTC with a total project cost of \$1.877 billion and a 2008 cash flow of \$797.248 million and future year commitments of \$2.549 billion be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 51 new sub-projects with a 2008 total project cost of \$1.877 billion that requires cash flow of \$145.144 million in 2008 and future year commitments of \$311.739 million in 2009; \$257.542 million in 2010; \$157.801 million in 2011; \$439.351 million in 2012 and \$565.134 million in 2013-2017;
    - ii. 67 previously approved sub-projects with a 2008 cash flow of \$552.104 million and a future year commitment of \$433.020 million in 2009, \$198.126 million in 2010, \$131.975 million in 2011; \$29.176 million in 2012 and \$25.342 million in 2013-2017; and
  - b. 2007 approved cash flow for 1 previously approved sub-project with carry forward funding from 2007 into 2008 totalling \$100.000 million;
155. new debt service costs of \$4.910 million in 2008 and incremental costs of \$26.468 million in 2009, \$39.887 million in 2010, \$39.673 million in 2011 and \$38.349 million in 2012 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating

budgets;

156. operating impacts of \$0.522 million in 2008 that emanate from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of TTC's 2008 operating budget;
157. the 2009-2012 Capital Plan for TTC totalling \$3.426 billion in project commitments and estimates comprised of \$875.345 million in 2009, \$770.516 million in 2010, \$676.609 million in 2011; and \$1.104 billion in 2012 be approved and all projects which are subject to Provincial / Federal funding be approved conditionally, subject to the commitment of funding and if such financing is not forthcoming, these projects be deferred;
158. the TTC and City staff continue discussions with the other orders of government on increasing funding for transit in the City of Toronto as outlined in the Recommended 2008-2012 Capital Plan, including funding for the Transit City Plan through MoveOntario 2020 and that, if funding is not forthcoming, the TTC and City review their priorities with regard to major vehicle purchases;
159. the TTC, in conjunction with City staff, continue to work with the Federal government to expedite the commitment of the remaining \$622.000 million of the \$697.000 million in funding which the Federal government has announced for the full Spadina Subway Extension project, and further, that if this funding is not forthcoming, the City and TTC will be required to review the priorities regarding the Spadina Subway Extension project and its base capital budget;
160. funding for \$220.752 million in 2008 cash flow and future commitments for the Spadina Subway Extension, with \$0.702 million in funding for a previously approved sub-project and a new subproject with a 2008 cash flow of \$56.098 and a future year commitment of \$131.200 million in 2009 and \$32.752 million in 2010 be approved, based on \$75.000 million received from the Federal government through the Public Transit Capital Trust, matched by \$75.000 million from the Provincial portion of the Move Ontario Trust fund, and \$75.000 million from the combined contribution of the City of Toronto and York Region;
161. the TTC in conjunction with City staff continue to monitor future year projects that are eligible for Development Charge funding and modify the 5-Year Capital Plan to incorporate this financing source, as appropriate;
162. the TTC in conjunction with City staff report back to Budget Committee when confirmation of Federal government funding for the Transit City Plan is received or when the Provincial government approves the use of Provincial funds without matching funding from the Federal government;
163. the TTC report back to Budget Committee when it receives confirmation of funding for the purchase of 204 new Light Rapid Transit Vehicles, with a first order of 50 vehicles in 2008, which is conditional on a one third cost share from



the Province and a one third cost share from the Federal government, and that the TTC not enter into any long-term commitments before funding is confirmed;

164. the TTC report back to Budget Committee as part of the June 30, 2008 Capital Budget Variance Report on specific reductions to accommodate anticipated under spending in 2008 of \$54.385 million;
165. The TTC report back to the Budget Committee if the TTC determines that there will be additional costs for the Downsview to York University Busway project;
166. The TTC report back to Budget Committee prior to the 2009 Capital Budget process on updated costs for the GTA farecard project;
167. The TTC report back to Budget Committee by June 2008 on the impact of any cost savings or efficiencies in the foreseeable future on the Capital Program of the creation of the new class of Environmental Assessment for municipal transit projects; and,
168. the Chief General Manager and the Chair of the TTC to adjust the Commission's budget schedule beginning in 2008, so that it coincides with the City of Toronto's budget process, and associated requirements, and, in particular, that the Commission prepare and approve its Capital Budget by mid-August annually.
  - 168.1. *Council Approve \$0.700 million in 2008 cashflow to allow additional commitments and activities to proceed on Transit City EA work to March 31, 2008. Increased project cost commitment of \$3.850 million is required to cover the full scope of EA work to completion in 2009;*
  - 168.2 *In addition to the EA work above, approve \$2.500 million in 2008 cashflow and additional project commitments of \$1.500 million for a total of \$4.000 million is required to allow activities to proceed on the engineering, design, staff resources and other work towards implementation of the first priorities up to March 31, 2008;*
  - 168.3 *Toronto Transit Commission commit to a further Unspecified Budget Reduction of \$4.700 million in the 2008 base capital budget to accommodate these increased requirements (\$0.700 million EA cash flow and \$4.000 million First Priorities commitments in the first quarter of 2008) if funding for the project is not approved in the Provincial budget before March 31, 2008;*
  - 168.4 *The Toronto Transit Commission and City Staff report to the Budget Committee upon release of the Provincial 2008 budget to confirm project funding and/or to recommend actions required to address any identified funding shortfall;*
  - 168.5 *Amend Recommendation 164 (Appendix 6) of the report (November 21, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer, to reduce the unallocated amount of \$54.4 million to \$48 million;*

## Toronto Zoo:

169. the 2008 Recommended Capital Budget for the Toronto Zoo with a total project cost of \$4.034 million and a 2008 cash flow of \$14.508 million and future year commitments of \$1.696 million be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 5 new/change of scope sub-projects with a 2008 total project cost of \$4.034 million that requires cash flow of \$2.338 million in 2008 and a future year commitment of \$1.696 million in 2009;
    - ii. 2 previously approved sub-projects with a 2008 cash flow of \$3.322 million; and,
  - b. 2007 approved cash flow for 4 previously approved sub-projects with carry forward funding from 2007 to 2008 totalling \$8.848 million;
170. new debt service costs of \$0.167 million in 2008 and incremental costs of \$0.662 million in 2009, and \$0.187 million in 2010 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
171. operating impacts of \$0.017 million for 2008 and \$0.139 million for 2009 emanating from the approval of the 2008 Recommended Capital Budget be considered within the overall scope of the Toronto Zoo's 2008 and future years' operating budget submissions;
172. all sub-projects with third-party financing be approved conditionally, subject to the receipt of such funding during 2008 and if such financing is not forthcoming, their priority and funding be reassessed by City Council relative to other City-financed priorities and needs; and,
173. the 2009-2012 Capital Plan for the Toronto Zoo totaling \$37.5 million in project commitments and estimates, comprised of \$4.429 million in 2009; \$11.125 million in 2010; \$13.283 million in 2011; and \$6.975 million in 2012 be approved.

## Yonge-Dundas Square:

174. the 2008 Recommended Capital Budget for Yonge-Dundas Square with a total project cost of \$0.100 million for 1 new project that requires new cash flow funding of \$0.100 million in 2008 and no future year commitments, be approved;
175. new debt service costs of \$0.003 million in 2008 and incremental costs of

\$0.011 million in 2009 resulting from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;

176. the 2009-2012 Capital Plan for Yonge-Dundas Square totalling \$0.100 million in project commitments and estimates, comprised of \$0.050 million in 2009; and \$0.050 million in 2010 be approved; and,
177. the Board of Management of Yonge-Dundas Square report back to the Deputy City Manager and Chief Financial Officer by no later than March 2008 on the facility audit results and its capital plan to maintain the Square in future years.

#### RATE SUPPORTED PROGRAMS

##### Toronto Parking Authority:

178. the 2008 Recommended Capital Budget for the Toronto Parking Authority with a total project cost of \$19.406 million and a 2008 cash flow of \$26.746 million and with no future year commitments, be approved. The 2008 Recommended Capital Budget consists of the following:
  - a. New Cash Flow Funding for:
    - i. 25 new/change in scope sub-projects with a 2008 total project cost of \$19.406 million that requires cash flow of \$19.406 million in 2008 and no future year commitments;
    - ii. 4 previously approved sub-projects with carry forward funding from 2006 requiring 2008 cash flow of \$3.690 million requires City Council to reaffirm its commitment;
  - b. 2007 approved cash flow for 4 previously approved sub-projects with carry forward funding from 2007 into 2008 totalling \$3.650 million;
179. operating impacts from user fees of \$0.857 million in 2009; \$0.420 million in 2010; \$0.120 million in 2011; and, \$0.120 million in 2012 emanating from the approval of the 2008 Recommended Capital Budget, be approved for inclusion in the 2008 and future year operating budgets;
180. the 2009-2012 Capital Plan for the Toronto Parking Authority totalling \$113.100 million in project commitments and estimates, comprised of \$31.000 million in 2009; \$28.200 million in 2010; \$21.100 million in 2011; and, \$32.800 million in 2012;
181. the President of the Toronto Parking Authority report to Budget Committee prior to start of deliberations for the 2009 Capital Budget process regarding potential savings from energy efficiency projects included in the Recommended 5-Year Capital Plan; and,

182. the funding for the redevelopment of Carpark 12 be contingent on proceeds from the sale of air rights.
- C. *FCM be requested to forward to the City Manager, any resolutions relating to positions taken respecting infrastructure within the City of Toronto;*
- D. *Council request the City Manager and Deputy City Manager and Chief Financial Officer, in preparation of the 2009 Capital Plan, to incorporate options to reduce the City's infrastructure backlog; and*
- E. *Council receive the reports, transmittals and communications that are on file with the City Clerk's Office including Appendix 7, as considered by the Budget Committee at its 2008 Capital Budget review meetings of November 13, 14 and 21, 2007.*

### **Decision Advice and Other Information**

The Executive Committee:

1. referred the report (November 21, 2007) from Deputy City Manager, Sue Corke and the Deputy City Manager and Chief Financial Officer, entitled "Toronto Street Food Project Plan", back to staff for further consideration;
2. requested staff of the Toronto Public Library to report directly to Council for its meeting to be held on December 12, 2007, on what capital projects would be added for 2008 in the amount of \$1 million as recommended by the Budget Committee, and identify what capital projects would be reduced to effect a \$1 million reduction in debt in each of the years 2009 and 2010; and
3. requested Parks, Forestry and Recreation staff to meet with the local Councillor to discuss the Section 37 money received from the developers of the King Coil site to discuss the potential ice rink at Strathburn Park and the replacement of two playgrounds at the Strathburn Park and the other at Louise Russo Park.

Councillor Shelley Carroll, Chair, Budget Committee, introduced the Budget Committee Recommended 2008 Capital Budget and 2009-2012 Capital Plan.

Deputy City Manager and Chief Financial Officer Joe Pennachetti delivered a presentation to the Executive Committee on the 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>)

## **Communications**

(November 26, 2007) e-mail from Ms. Alison Gorbould (EX.New)  
(November 16, 2007) e-mail from Mr. Barry Espin (EX.New)  
(November 22, 2007) e-mail from Mr. Hamish Wilson (EX.Main)  
(November 16, 2007) e-mail from Mr. Bruce Gavin Ward (EX.Main)  
(November 22, 2007) e-mail from Mr. Tony Guy (EX.New)  
(November 22, 2007) e-mail from Mr. Colin Dickinson, Director, Corporate and Investment Banking, BNP Paribas Canada (EX.New)  
(November 23, 2007) e-mail from Ms. Jasmin Earle (EX.New)  
(November 23, 2007) e-mail from Mr. Fred Sztabinski (EX.New)  
(November 23, 2007) e-mail from Mr. Ira Rabinovitch & Ms. Melanie Robitaille (EX.New)  
(November 25, 2007) e-mail from Mr. Martin Koob (EX.New)

## **1a Budget Committee Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan**

(November 21, 2007) Report from the City Manager and the Deputy City Manager and Chief Financial Officer

## **Financial Impact**

See report (November 21, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer.

## **Summary**

This report presents the City of Toronto Budget Committee (BC) Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan, and recommends approval of 2008 cash flow and future years' commitments for capital projects, authority for the Mayor and the Deputy City Manager and Chief Financial Officer to negotiate and enter into agreements for the issuance of debentures in 2008 to support the City's capital program. Furthermore, the report recommends approval of the 2009 – 2012 Capital Plan, which will form the basis for developing future capital budgets, in accordance with the City's multi-year financial planning and budgeting process.

## **Background Information**

Budget Committee Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8929.pdf>)

## **1b Budget Committee Recommended 2008 Capital Budget and 2009 - 2012 Capital Plan**

**Financial Impact**

See report (November 21, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer.

**Summary**

See report (November 21, 2007) from the City Manager and the Deputy City Manager and Chief Financial Officer

**Communications**

(November 21, 2007) letter from the Budget Committee (EX.Supp)  
(<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4726.pdf>)

**1c Toronto Street Food Project Plan**

(November 21, 2007) Report from the Deputy City Manager, Sue Corke and the Deputy City Manager and Chief Financial Officer

**Financial Impact**

Issuance of the recoverable debt capital funding is considered to be a financial commitment of the City. The \$700,000 recoverable debt capital funding has an annual payment of \$161,682.35 or \$5,389.41 per cart for 30 carts annually or \$449.12 monthly. Repayment must be generated by each of the 30 carts in order for the repayable funding to be self-sustaining over the 5 year term.

The 2008 Operating Budget Request for the Toronto Street Food Program will be submitted for consideration in the 2008 Operating Budget Process. The attached 5-Year cash flow projection includes \$0.341 million for 2008 revenue and \$0.227 million expenditure, \$0.113 million net surplus. Details of the 2008 Operating Budget will be submitted for consideration in the 2008 Operating Budget process.

**Summary**

Earlier this year, the Toronto Board of Health requested the Minister of Health and Long Term Care to amend Regulation 562 to allow for a greater variety of food to be sold on the street. On July 7, 2007, the Minister announced an amendment to Regulation 562, which would allow for a greater variety of street food choices, to take effect August 1, 2007.

On July 12, 2007, Council approved a 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. Staff has since been working on developing the Toronto street food project plan to introduce new foods on Toronto streets for Spring 2008.

Councillor Filion is bringing forward a memorandum to the Executive Committee seeking authorization for staff to report through the Executive Committee to Council on issues which need to be addressed to move forward with the Toronto street food project.

To allow for the acquisition of the carts required for this project an amendment to the 2008 EDCT Recommended Capital Budget is required. The proposed funding is to be recovered

from the lease payments for use of the carts.

### Background Information

Toronto Street Food Project Plan

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8926.pdf>)

EX15.2	ACTION	Amended		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

### Committee Recommendations

The Executive Committee recommends 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; and

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.

### **Decision Advice and Other Information**

The Executive Committee requested the City Manager to:

1. submit a report directly to Council, for its meeting scheduled to be held on December 11, 2007:
  - i. with an implementation plan for the Recommended Approach that takes into due consideration the security of the City's interests and results in a report back to the September 2, 2008 Executive Committee that includes a recommended head lessee and recommended funding and governance agreements with other orders of government; and
  - ii. on Mr. Sewell's concerns regarding Union Station Revitalization – Recommended Approach, and as outlined in his submission dated November 23, 2007; and
2. organize a walking tour of Union Station as part of the briefing on this project, between now and the meeting of Council scheduled to be held on December 11, 2007.

Mr. Jodie Parmer, Director, Business and Strategic Innovation, Facilities and Real Estate; Mr. David Clusiau, Principal, Architect Design, Norr Limited Architects and Engineers; and Mr. Paul Noskiewica, Project Manager, Norr Limited Architects and Engineers, delivered a presentation to the Executive Committee on Union Station Revitalization - 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)	<b>176.59</b>

	Pedestrian Flow	32.34
	GO Concourse/Holding Area	56.82
	Loading Dock (included in 2008-2012 Plan)	2.88
	Sub-Total Transportation	<b>92.04</b>
Revenue Enhancement	Promenade Retail	28.13
	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	Amended		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

### Committee Recommendations

The Executive Committee recommends 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”.
3. *Councillor Ford be requested to fully disclose the source of all contributions to his Council activities, including any corporate, union or individual contributors; and*
4. *the City Clerk be requested to remind all Members of Council that contributions from a Limited Company, be it family owned or otherwise, are not personal contributions and should be listed as corporate donations and are indeed third party contributions.*

### **Decision Advice and Other Information**

The Executive Committee requested the Auditor General and the Integrity Commissioner to submit a report directly to Council for its meeting scheduled to be held on December 11, 2007, on an appropriate protocol penalty if Members of Council do not comply with the Council policy with respect to the use of Councillors Office Expenses.

### **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	Amended		Ward: All
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### Donations to Councillor-Organized Community Events

(November 12, 2007) Report from the Integrity Commissioner

#### Committee Recommendations

The Executive Committee 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 provided for in that Article and a monetary limit of \$5,000 total per event from all sources.*

#### 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	Amended		Ward: All
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## Donations to Parks, Forestry and Recreation

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

## Committee Recommendations

The Executive Committee 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. 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; and
8. *the City Manager be requested to submit a report to the April 7, 2008 Executive Committee meeting on a protocol to expedite receipt and disbursement of donations for designated budgeted expenditures.*

## **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	Amended		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

### Decision Advice and Other Information

The Executive Committee:

1. requested the General Manager of Toronto Water, in consultation with the City Solicitor, to report annually to the Public Works and Infrastructure Committee, beginning in February 2008 on:



- i. Sewer Use Bylaw compliance and enforcement activities including the status of outstanding P2 plans;
  - ii. progress on the implementation of the best practices in industries such as automotive, dry cleaning and photo finishing; and
  - iii. on Industrial Surcharge Agreements currently in place, including a list of the companies, their locations, the contents and volume of discharges, and the impact on CSOs in the water courses affected by the discharges; and
2. referred the following motion to the General Manager, Toronto Water, with a request that he submit a report thereon to the Public Works and Infrastructure Committee:

Moved by Councillor Moscoe:

"That:

- a. in order to qualify for bulk water rates, a company must be required to install effluent monitoring equipment; and
  - b. any company that is convicted of dumping effluent into the sewer system more than once be required to install effluent monitoring equipment;"; and
3. received, for information, the report (October 11, 2007) 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	Received		Ward: All
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### Applications to FCM Green Municipal Fund

(November 9, 2007) Report from the City Manager

### Decision Advice and Other Information

The Executive Committee received, for information, the report (November 9, 2007) from the City Manager respecting Applications to FCM Green Municipal Fund.

### 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>

EX15.8	ACTION	Amended		Ward: All
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### Implementation of the Sustainable Energy Funds

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

### Committee Recommendations

The Executive Committee recommends 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.

### Decision Advice and Other Information

The Executive Committee requested Deputy City Manager, Richard Butts, to report to the Executive Committee on:

1. one or more possible geothermal pilot projects at City of Toronto Community Centres within suitable infrastructure; and
2. one or more pilot projects for solar, thermal installations to heat City pools year round.

### 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	Adopted		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

### Committee Recommendations

The Executive Committee recommends that:

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	Adopted		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

## Committee Recommendations

The Executive Committee 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	Amended		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

### Committee Recommendations

The Executive Committee 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; and

3. *the City Manager, in consultation with the Chief Executive Officer, Toronto Community Housing Corporation (TCHC), be requested to provide advise to the Toronto Community Housing Corporation Board, on ways to improve the TCHC tenant election process to the Board, in order to better meet the objective of reflecting the diversity of the community.*

### **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	Withdrawn		
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### **Regent Park Revitalization: Social Development Plan**

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

### **Decision Advice and Other Information**

The Executive Committee withdrew the communication (October 25, 2007) from the Corporate Secretary, Toronto Community Housing Corporation, from the agenda given that City Council on October 22 and 23, 2007, approved the Social Development Plan for Regent Park, and forwarded copies thereof to the Toronto District School Board, the Toronto Catholic District School Board and the Regent Park Inter-Governmental Coordinating Committee.

### **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	Amended		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

### Committee Recommendations

The Executive Committee recommends 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 Manager be requested to examine a stronger role for TEDCO or other Agencies in the retention and protection of employment lands in the current review of TEDCO'S mandate that is currently underway; and*
3. Council authorize and direct the appropriate City Officials to take the necessary actions to give full effect to the foregoing.

### Decision Advice and Other Information

The Executive Committee referred the following Recommendation 2. contained in the report (November 12, 2007) from the President and Chief Executive Officer, TEDCO and the Corporate Secretary and General Council, TEDCO, to the City Manager for consideration within the context of the governance review with further direction to recommend whatever changes are required in the Shareholder direction to provide further guidelines on how subsidiaries are established:

- "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;"

## 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	Amended		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

## Committee Recommendations

The Executive Committee recommends that:

1. City Council 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;
2. *the following two conditions be included in the agreement:*
  - i. *there be a minimum time established for each amusement ride, those times to be approved by the Canadian National Exhibition Board; and*
  - ii. *that the minimum times be visibly posted on each amusement ride; and*
3. 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.

### **Decision Advice and Other Information**

The Executive Committee requested the City Solicitor to review the process that was used to arrive at the recommendations contained in the report (November 8, 2007) from the General Manager, Canadian National Exhibition and Chief Executive Officer, Exhibition Place, and submit a report thereon directly to Council for its meeting on December 11, 2007.

### **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	Received		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

### **Decision Advice and Other Information**

The Executive Committee received, for information, the communication (November 7, 2007) from the Chair, Toronto Police Services Board, respecting 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.

### **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	Adopted		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

### Committee Recommendations

The Executive Committee 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	Adopted		Ward: All
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## Property Taxes: 2008 Interim Levy By-law

(November 9, 2007) Report from the Treasurer

### Committee Recommendations

The Executive Committee 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	Adopted		Ward: 28
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### Streamlining Waterfront Revitalization in East Bayfront - Follow-up

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

### Committee Recommendations

The Executive Committee recommends that:

1. 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>

EX15.19	ACTION	Adopted		Ward: 19
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### Fort York Pedestrian Bridge

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

### Committee Recommendations

The Executive Committee recommends 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	Received		
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### Possible Revenue Sources - Road Pricing and Bottled Water Tax

(November 13, 2007) Memo from Mayor David Miller

### Decision Advice and Other Information

The Executive Committee received, for information, the communication (November 13, 2007) from Mayor David Miller, entitled " Possible Revenue Sources - Road Pricing and Bottled Water Tax".

### 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	Amended		Ward: All
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### New Toronto Street Food Pilot Project

(November 12, 2007) Memo from Councillor John Filion

### Decision Advice and Other Information

The Executive Committee:

- I. endorsed, in principle, the following recommendations, and referred such recommendations to the City Manager for report to the meeting of the Executive Committee scheduled to be held on January 8, 2008:
  - “1. to address possible concerns and ensure that the City capitalizes on the positive opportunities offered under the amendment to Regulation 562, the City develop a new Toronto Street Food Plan to safely introduce healthy, nutritious and ethnically diverse food on Toronto streets in 2008;
  2. City staff, in partnership with private and non-profit capital partners such as Ryerson University and the Toronto Office for Partnership, develop the design, prototype and production of street carts with uniform design for Summer 2008;
  3. City staff develop a partnered approach to funding;
  4. City staff obtain an official mark to secure the name “Toronto a la Cart”, for branding purposes;
  5. City staff be requested to establish a separate licensing class and an implementation plan;”;
- II. requested the City Manager to develop options for a governance model to oversee the selection process for new vendors, their location (in consultation with local councillors and BIAs), the granting, renewal and revocation of permits and the ongoing operation of the program;
- III. requested Toronto Office of Partnerships to assist in seeking private, in-kind or financial contributions; and
- IV. requested City staff to develop a consultation plan for existing vendors, restaurateurs ,

TABIA, local councillors, and other interested stakeholders prior to the implementation of the program.

### **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>)

## **21a New Food on the Streets of Toronto**

### **Summary**

Letter (November 20, 2007) from Councillor John Filion, forwarding a communication (November 11, 2007) from Ryerson University, Faculty of Communication and Design, advising that Ryerson University, Faculty of Communication and Design are particularly interested in the design and fabrication of the new carts for the Toronto Street Food Pilot Project; and welcoming an opportunity to meet with Councillor Filion and City staff to develop the idea further.

### **Communications**

(November 11, 2007) letter from Ryerson University, Faculty of Communication and Design (EX.Supp)

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

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

### Committee Recommendations

The Executive Committee recommends that:

1. 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, cost overruns and liability insurance, investment and employment opportunity;
2. 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; and
3. *the issue of demand side management of electricity be referred to the City Manager and that she direct the appropriate staff to submit a report to the Executive Committee on demand side management options available to the City of Toronto to limit its own use of power.*

### 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	Adopted		
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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

### Committee Recommendations

The Executive Committee recommends that:

1. 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	Noted/Filed		
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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

### Decision Advice and Other Information

The Executive Committee noted and filed the Member Motion by Councillor Walker, seconded

by Councillor Jenkins, until such time as the Province has taken a position with respect to this matter.

### 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 Craitor - 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	Referred		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

### Decision Advice and Other Information

The Executive Committee referred the letter (October 29, 2007) from the City Clerk to the City

Manager for consideration.

### 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	Referred		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

### Decision Advice and Other Information

The Executive Committee referred the letter (October 25, 2007) from the City Clerk to the City Manager for consideration and report thereon to the Executive Committee.

### 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	Adopted		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) Letter from the Affordable Housing Committee

### Committee Recommendations

The Executive Committee:

- A. recommends 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 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	Amended		Ward: All
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### Canada-Ontario Affordable Housing Program: Revised Program Allocations

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

### **Committee Recommendations**

The Executive Committee recommends 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 \$1,557,300 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; and

9. *Council seek authorization from the Minister of Municipal Affairs and Housing to use provincially unallocated funding for the restoration of Toronto Community Housing Corporation units that are currently unrentable because of their state of advanced deterioration.*

### **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	Amended		
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### Affordable Home Ownership Opportunity at 403 Keele Street

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

### Committee Recommendations

The Executive Committee recommends that:

1. Authority be granted to calculate the development charges at the 2007, and defer them in the amount of approximately *\$3.2 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.

### **Decision Advice and Other Information**

The Executive Committee requested Deputy City Manager, Sue Corke to submit a report directly to Council for its meeting scheduled to be held on December 11, 2007, on any additional recommendations needed to secure benefits from this project similar to those secured through the framework used for the Habitat for Humanity project sponsored by the Sisters of St. Joseph.

### **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	Adopted		Ward: All
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### **Family Day (Public Holiday)**

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

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

#### **Committee Recommendations**

The Executive Committee 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	Adopted		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) Letter from the Budget Committee

#### **Committee Recommendations**

The Executive Committee recommends 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.

## Decision Advice and Other Information

The Executive Committee receive, for information, the report (November 21, 2007) from Deputy City Manager, Cluster B, entitled “Current Status of Harmonized Sign By-law.”

## 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>

### **31a Harmonized Sign By-law**

#### **Summary**

Letter from Environics Research Group reporting on their results of a telephone survey they conducted.

#### **Communications**

(November 26, 2007) letter from Environics Research Group (EX.Supp)

### **31b Current Status of Harmonized Sign By-law**

(November 21, 2007) Report from the Deputy City Manager

#### **Financial Impact**

There are no financial impacts associated with this report.

#### **Summary**

This report responds to Budget Committee's request that the Deputy City Manager, Cluster B, report directly to the Executive Committee on November 26, 2007, on the current status of the harmonized Sign By-law.

### **Background Information**

Current Status of harmonized Sign By-law

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-9032.pdf>

<b>EX15.32</b>	<b>ACTION</b>	Adopted		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) Letter from the Budget Committee

### **Committee Recommendations**

The Executive Committee recommends 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 Ellerslie 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	Amended		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) Letter from the Budget Committee

### Committee Recommendations

The Executive Committee recommends that 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. 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 soon as possible in consultation with the local City Councillor 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;
10. *the proposed Toronto Police Service facility at 11 St. Annes Road be subject to site plan approval; that City Planning staff be directed to form a design working group with the police, local councillors’ offices, the Heydon Park Resident’s Association, the Lakeview Ave. Resident’s Association, and other community stakeholders; and that City Planning staff be directed to hold a community consultation meeting as part of the site plan process;*
11. *the proposed Toronto Police Service facility at 11 St. Annes Road should include an underground parking lot; and*
12. *a Working Group be formed including Toronto Police Services, 11 Division, the Police Community Partnership, 12 Division, the St. Clair Gardens Business Improvement Area, City Planning and interested community members.*

### **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	Amended		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) Letter from the Budget Committee

**Committee Recommendations**

The Executive Committee recommends 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; and
6. *the General Manager, Parks, Forestry and Recreation, be requested to submit a report to the Parks and Environment Committee on a horticultural hub including potential community gardens or allotment gardens.*

**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	Adopted		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) Letter from the Budget Committee

#### Committee Recommendations

The Executive Committee recommends 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	Amended		Ward: All
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### 2007 Sinking Fund Surplus

(November 13, 2007) Letter from the Budget Committee

### Committee Recommendations

The Executive Committee Recommends 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; and
2. *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>

EX15.37	ACTION	Adopted		Ward: All
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### 2008 Interim Operating Budget Estimates

(November 13, 2007) Letter from the Budget Committee

### Committee Recommendations

The Executive Committee recommends 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
<b>Total City</b>	<b>3,146,137.9</b>	<b>2,610,170.8</b>

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	Adopted		Ward: All
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## Operating Variance Report for the Nine-month Period Ended September 30, 2007

(November 13, 2007) Memo from the Budget Committee

### Committee Recommendations

The Executive Committee recommends 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	Amended		Ward: All
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### Capital Variance Report for the Nine-month Period Ended September 30, 2007

(November 13, 2007) Memo from the Budget Committee

### Committee Recommendations

The Executive Committee recommends that:

1. Council approve the budget adjustments to the 2007 Approved Capital Budget as detailed in Appendix 2 attached to the report; and
2. *the 2007 Economic Development, Culture and Tourism Capital Budget be amended by reducing the funding for Canada's Walk of Fame projects by \$700,000 gross and \$300,000 debt; and increasing the debt funding for the St. Lawrence Centre for the Arts renewal project by \$300,000 and reducing the recoverable debt by \$300,000.*

### 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

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%

## Executive Committee – November 26, 2007 Decision Document

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%
Total - Tax Supported	1,976,514	845,170	42.8%	1,647,346	83.3%
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%
Total Rate Supported	437,507	132,578	30.3%	297,140	67.9%
Total	2,414,021	977,748	40.5%	1,944,486	80.5%
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	Adopted		Ward: All
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### Adjustment to Approved Cash Flows, Facilities & Real Estate Division's 2007 Approved Capital Budget

(November 13, 2007) Letter from the Budget Committee

### Committee Recommendations

The Executive Committee recommends 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>)

EX15.41	ACTION	Adopted		
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## Revenue Sharing Fairness of Woodbine Racetrack Slot Machine and Gaming Revenue

(November 19, 2007) Member Motion from Councillor Palacio, seconded by Councillor Pantalone

### Decision Advice and Other Information

The Executive Committee requested the City Manager, in consultation with appropriate City staff, to report to the January, 2008 meeting of the Executive Committee on the feasibility of negotiating a larger percentage of the slot machine revenue dedicated to the City from Woodbine Racetrack.

### Summary

Woodbine Racetrack is one of 17 free-standing racetrack slot facilities in Ontario. It is owned by the Woodbine Entertainment Group, but operated by the Ontario Lottery and Gaming Corporation (OLG). The recent \$700 Million project just approved by Council will create the largest and most exciting entertainment complex in the City of Toronto, a new entertainment heart of the City, as thousands of residents flock to this complex, will generate hundreds of millions of dollars in new gaming revenue.

Under the current revenue-sharing formula Toronto receives a paltry 2.7% of the gross gaming revenue derived from slot machines, as compared to a minimum 10% for all other stakeholders.

According to City Staff, in 2006, the distribution of revenues from the Woodbine slot operation, a total estimated of \$550 million, was:

- City of Toronto \$14.8 million or 2.7%
- Woodbine Entertainment Corp \$55 million or 10% (est)
- Horse breeders \$55M or 10% (est)
- Ministry of Health's Problem Gambling Strategy \$11 million or 2% (est)
- Province inc. General Revenue and Ontario Trillium Foundation \$414 million (est)

Council must work with the Provincial Government and OLG to amend this unfair and antiquated agreement. If the formula was changed to provide the City with a more equitable percentage of the gross revenue for all new slot machines created under this expansion for example, the City would receive literally hundreds of millions of dollars in new revenue. The City should at least be seeking a formula similar to First Nation's agreements that see all net revenues distributed to first nations communities for economic and community development. This is an opportunity to help resolve the revenue imbalance between the Province and the City at only an opportunity cost to the Province.

The below recommendation has been discussed with and is agreeable to the City Manager, City Solicitor and Chief Financial Officer.

### Communications

(November 20, 2007) Member Motion from Councillor Palacio (EX.Supp)  
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4695.pdf>

EX15.42	ACTION	Adopted		Ward: All
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### **New Property Tax Classes for Big Box Stores and Gas Stations - Potential New Revenues for Toronto**

(November 19, 2007) Member Motion from Councillor Palacio, seconded by Councillor Pantalone

### Decision Advice and Other Information

The Executive Committee:

1. requested the City Manager to include in upcoming discussions with the Province regarding the City of Toronto Act, the feasibility of permitting the City to establish a new commercial tax class for big box stores and gas stations; and
1. directed that, depending upon the results of Recommendation 1, consideration be given to creating a new tax class for parking lots in the City of Toronto.

### Summary

Big box retail stores threaten neighbourhood small business strips and encourage a car culture that is counterproductive to many of Council's priorities. These big box stores are currently taxed at the same rate as their small business competitors. Big box retailers also often have on-site parking not available to many small businesses. The parking advantage enjoyed by big box retailers is also not taxed at the proper rate and encourages applicants to expand parking as much as physically possible, with no incentive to create more landscaping, or use the site efficiently, which gives them a further untaxed advantage over small business. The City of Toronto should have the option to tax big box stores at a different rate to account for these factors.

Steep price escalation by the gas station industry is rampant in Toronto, and is taking place without the significant intervention of any level of government. There is often a substantial cost to the City in terms of mitigating the negative impacts of these uses on the surrounding communities, and lost tax revenue opportunities because of the low tax rate that this land use enjoys. Furthermore, gas stations, after they cease being gas stations very often have to be remediated at an extremely slow rate that means lost revenue for the City for decades as the land remains vacant. The City of Toronto should have the option to tax gas stations at a different rate to account for these factors.

The pending two year review of the City of Toronto Act provides the opportunity to request the Province to make changes to the Act to provide more flexibility to the City in the area of property tax policy.

### Communications

(November 21, 2007) Member Motion from Councillor Palacio (EX.Supp)  
<http://www.toronto.ca/legdocs/mmis/2007/ex/comm/communicationfile-4710.pdf>

EX15.43	ACTION	Adopted		Ward: All
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### Artscape Capital Loan Guarantee

(November 21, 2007) Report from the Deputy City Manager and Chief Financial Officer and the Deputy City Manager, Sue Corke

### Committee Recommendations

The Executive Committee recommends that:

1.
  - a. the City approve an extension of the capital loan guarantee on behalf of Artscape to its financial institution in the reduced amount of \$300,000 (inclusive of all interest payable by Artscape), commencing on January 1, 2008 and ending on December 31, 2010 for the Distillery District Studios; and
  - b. the City approve a capital loan guarantee on behalf of Artscape to its financial institution in the amount of \$3,500,000 (inclusive of all interest payable by Artscape), commencing on January 1, 2008 and ending on December 31, 2010 for the Wychwood/Green Arts Barn project; and
  - c. the City enter into two agreements with Artscape with respect to capital loan guarantees; and
  - d. the City enter into two tri-party agreements with Artscape and its financial institution(s) with respect to the capital loan guarantees;
2. such guarantees and all related agreements be on terms and conditions satisfactory to the City Solicitor, the Deputy City Manager and Chief Financial Officer and the Deputy City Manager Sue Corke;
3. the Deputy City Manager and Chief Financial Officer be requested to negotiate appropriate and adequate safeguards, to the satisfaction of the City Solicitor, with the City being promptly advised in the event of default or delay in the payment of interest;
4. the City retain the right to withhold a portion of outstanding grants that the City may provide to Artscape over the term of the loan if it is not retired or renegotiated by December 31, 2010;

5. Artscape provide the Deputy City Manager and Chief Financial Officer with their 2007 to 2010 inclusive audited financial statements when they become available;
6. the two guarantees be deemed to be in the interest of the municipality; and
7. the appropriate officials be authorized to take the necessary action to give effect thereto.

### **Financial Impact**

Issuance of a line of credit guarantee is considered to be a financial commitment of the City. However, there is no direct cost to the City for providing this guarantee unless the organization defaults on its obligation and the City cannot recover the funds beyond any grant funding to Artscape withheld by the City.

As a safeguard for the City, the current agreement provides that the City can withhold part of the grant to the Artscape in the event of a default and it is being recommended that this provision be continued in the renewal. In 2007, the City provided Artscape with an operating grant of \$253,800.

### **Summary**

This report seeks Council approval for two capital loan guarantees for Artscape in the amounts of \$300,000 for the Distillery District Studios and \$3,500,000 for the Wychwood/Green Arts Barn project respectively from January 1, 2008 until December 31, 2010.

### **Background Information**

Artscape Capital Loan Guarantee

<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8933.pdf>

EX15.44	ACTION	Adopted		Ward: All
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### **City Participation in Review of Provincial Integrated Power System Plan and Procurement Processes**

(November 21, 2007) Report from the Chief Corporate Officer Bruce Bowes, Deputy City Manager Richard Butts and City Solicitor Anna Kinastowski

### **Committee Recommendations**

The Executive Committee recommends that:

1. Council ratify the interim steps taken to date by the City Solicitor to seek Intervenor status from the OEB in order for the City to participate as an Intervenor in Phase 1 of the Ontario Power Authority's application for review and approval of the Integrated Power System Plan and the Ontario Power Authority's procurement processes;
2. Deputy City Manager Richard Butts in consultation with the City Solicitor, the Manager, Energy Efficiency Office and the Director, Toronto Environment Office, provide no later than December 13, 2007 written comments on the issues to be

considered by the OEB during Phase 2 of the review of the IPSP and procurement process, to address the matters outlined in Appendix “C” to this Report;

3. Deputy City Manager Richard Butts report back to Council with respect to the City’s participation in Phase 2 of the application, including a recommendation regarding necessary resources and cost;
4. authority be delegated to Deputy City Manager Richard Butts, in consultation with the City Solicitor, to sole-source the necessary legal counsel and consulting services to either represent the City or to advise City staff with respect to Phase 1 of the Ontario Power Authority’s application; and
5. the appropriate City staff be authorized to take any action necessary to give effect thereto.

### **Financial Impact**

The OEB may choose to proceed with Phase 1 of the Ontario Power Authority’s application by way of written or oral hearing. The OEB will not hold a written hearing if a party satisfies the OEB that there is good reason for holding an oral hearing. The OEB instructed intervenors to indicate in their letter of intervention the intervenor’s preference for a written or oral hearing, and the reason for that preference.

The City has indicated its preference for a written hearing; however, various intervenors representing a variety of interests have indicated a preference for an oral hearing. It is not possible at this time to predict whether there will be an oral hearing. If an oral hearing is ordered by the OEB, and if it is necessary for the City to be represented at those hearings, it may be necessary to retain a law firm or other consultants to either represent the City or to advise City staff.

Funding of up to \$50,000 for outside legal and consulting services, as required, with respect to any issues arising from the review of the proposed issues list as noted in the body of this report, will be provided from the Better Buildings Partnership Program, included in the Sustainable Energy Plan 2008 Recommended Capital Budget.

Deputy City Manager Richard Butts will report back to Council with recommendations regarding the City’s participation in Phase 2 of the application, including recommendations regarding necessary resources and cost, which will likely be substantial. At that point, Council will make decision as to the City’s further involvement in Phase 2.

The City may apply to the OEB for recovery of its costs reasonably incurred in the course of its intervention in this proceeding under the OEB’s Practice Direction on Cost Awards.

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

### **Summary**

This report seeks Council’s confirmation of the City’s participation as an intervenor in Phase 1 of the Ontario Energy Board (“OEB”) review of the Integrated Power System Plan (“IPSP”)

and Ontario Power Authority (“OPA”) procurement process; and provides staff with instructions to submit to the OEB, no later than December 13, 2007, written comments on the draft issues list for Phase 2 of the review of the IPSP and OPA procurement process.

### Background Information

City Participation in Review of Provincial Integrated Power System Plan and Procurement Processes

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-9052.pdf>)

Appendix A - Ontario Power Authority Issues List

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-9053.pdf>)

Appendix B - Supply Mix Directive

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-9054.pdf>)

Appendix D - Letter dated November 13, 2007 from the City Solicitor addressed to Ontario Energy Board and Ontario Power Authority

(<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-9055.pdf>)

EX15.45	ACTION	Adopted		Ward: 28
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### Changing the Blevins Retrofit Capital Project to 30 Regent Street

(November 19, 2007) Report from the General Manager, Children’s Services

#### Committee Recommendations

The Executive Committee recommends that:

1. the Blevins Child Care Centre Retrofit Project, currently included in Children’s Services’ 2008 Recommended Capital Budget, with a total project cost of \$1.650 million be changed to the Regent Park Child Care Centre Replacement Project; and
2. the General Manager of Children’s Services be delegated authority to execute an agreement on behalf of the City with the Toronto Community Housing Corporation for the design and construction of a child care centre at 30 Regent Street and such agreement be on terms and conditions satisfactory to the General Manager and in a form satisfactory to the City Solicitor.

#### Financial Impact

Children’s Services’ 2008 Recommended Capital Budget and 2009 – 2012 Capital Plan includes total funding of \$1.650 million (2008 and 2009) for the Blevins Child Care Centre Retrofit project to accommodate infants and toddlers from the Regent Park Day Care Centre that will be demolished by March 2009 as a result of the Regent Park Revitalization Initiative. The Blevins Child Care Centre Retrofit project will be replaced by the Regent Park Child Care Centre Replacement project with no change in project cost.

The Chief Financial Officer and Deputy City manager has reviewed this report and concurs with the information provided.

## Summary

The purpose of this report is to change the Blevins Child Care Retrofit project (included in Children's Services' 2008 Recommended Capital Budget), located at 56 Blevins, to the Regent Park Child Care Centre Replacement project, located at 30 Regent Street. This project is intended to replace the Regent Park Child Care Centre, currently located at 600 Dundas Street West that will be displaced as a result of Phase 2 of the Regent Park Revitalization Initiative.

This report also seeks authority, subject to the approval of Children's Services' 2008 Capital Budget, to enter into a contract with Toronto Community Housing Corporation for the design and construction of the Regent Park Child Care Centre Replacement located at 30 Regent Street.

## Background Information

Changing the Blevins Retrofit Capital Project to 30 Regent Street  
<http://www.toronto.ca/legdocs/mmis/2007/ex/bgrd/backgroundfile-8928.pdf>

## Meeting Sessions

Session Date	Session Type	Start Time	End Time	Public or Closed Session
2007-11-26	Morning	9:35 AM	12:30 PM	Public
2007-11-26	Afternoon	1:35 PM	7:45 PM	Public