

## Government Management Committee

<b>Meeting No.</b>	10	<b>Contact</b>	Yvonne Davies, Committee Administrator
<b>Meeting Date</b>	Monday, December 3, 2007	<b>Phone</b>	416-392-7443
<b>Start Time</b>	9:30 AM	<b>E-mail</b>	ydavies@toronto.ca
<b>Location</b>	Committee Room 1, City Hall		

Government Management Committee		
Councillor Gloria Lindsay Luby, Chair Councillor Bill Saundercook, Vice-Chair	Councillor Paul Ainslie Councillor Doug Holyday	Councillor Clifford Jenkins Councillor Cesar Palacio

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

**Speakers/Presentations – A complete list will be distributed at the meeting. Refer to speakers list**

**Schedule of Timed Items - 10:00 a.m. - GM10.3**

**Confirmation of Minutes – November 8, 2007**

**Communications/Reports**

<b>GM10.1</b>	ACTION			Ward: All
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**Introduction of New User Fee to Pay Fines On-line**

*Statutory - City of Toronto Act, 2006*

(November 6, 2007) Report from Director, Court Services

**Recommendations**

The Director of Court Services recommends that:

1. Effective January 1, 2008, a service fee be implemented for on-line payments of Provincial Offences fines through the City's internet-based Fine Payment module, with the fee to be set at \$1.50 per payment transaction.
2. This fee remain consistent with the user fees payable for parking tickets by those using the on-line payment module.
3. Municipal Code Chapter 441, Fees and Charges, be amended to give effect to these fees and authority be granted for the introduction of the necessary bills.
4. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

**Financial Impact**

If implemented on January 1, 2008, the proposed service fee for on-line will generate an estimated \$162,000 in annual revenues. This amount will be included in the Court Services 2008 Operating Budget submission.

## Additional Revenue from Proposed User Fees

User Fees	Estimated volume/year	User Fee	Revenue (full year)
New user fee for paying provincial offences fines made via the City's on-line payment system	108,000	\$1.50 per transaction	\$162,000

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

**Summary**

This report seeks Council authority to implement a new user fee for the use of the City's internet based portal for payment of Provincial Offences fines received by Toronto Court Services. The new user fee will generate an estimated \$162,000 in revenues in 2008.

**Background Information**

Report - Introduction of New User Fee to Pay Fines On-line

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8950.pdf>)

GM10.2	Information			Ward: All
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**Councillors' Access to 3-1-1 Information**

(November 16, 2007) Report from City Manager

**Financial Impact**

No financial impact beyond what has already been approved in the current year's budget.

**Summary**

Mr. George Rust-D'Eye of the firm WeirFoulds LLP has been retained by the City of Toronto to prepare the opinion requested by Council.

The motion put forward by Councillor Palacio is very similar to the IBMS issue and will be dealt with in Mr. Rust-D'Eye's legal opinion.

The legal opinion with respect to the right of access to information by Members of the public and Members of Council will address access to the 3-1-1 system.

**Background Information**

Report - Councillors' Access to 3-1-1 Information

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8951.pdf>)

GM10.3	Presentation	10:00 AM		
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**Trends in Technology and Enterprise Architecture****Summary**

Presentation by Chief Information Officer

GM10.4	ACTION			Ward: All
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## Extension of City of Toronto Telecommunications Infrastructure (COTTI) Contracts

(November 19, 2007) Report from Chief Information Officer, Information and Technology Division, and Director, Purchasing and Materials Management Division

### Recommendation

The Chief Information Officer, Information and Technology Division, and Director, Purchasing and Materials Management Division, recommend that:

1. City Council grant approval, subject to Divisional Operating Budget approval in each year, to extend the City of Toronto Telecommunications Infrastructure (COTTI) voice and data contracts with Bell Canada for an additional two years from January 15, 2009 to January 14, 2011 at a cost not to exceed \$17,010,872 net of GST for 2009 and \$18,711,959 net of GST for 2010 for a total potential cost of \$35,722,831 net of GST.

### Financial Impact

The total potential upset cost for the contract extension is \$37,707,432.72 including all taxes and charges. The total potential cost to the City is \$35,722,831 net of GST for 2009 and 2010. The cost of the COTTI voice and data contracts will be funded from Divisions' Operating Budgets. Funding for the contracts extensions will be included in future operating budget submissions by Divisions in 2009 and 2010. The rates and prices for the data and voice infrastructure services will not increase for the contract extensions, however, the total annual authority limit will increase by about 10% per year to accommodate the City's potential demand increases for data bandwidth and voice communications services.

Year	Voice cost net of GST	Data cost net of GST	Cost net of GST
2009	\$10,772,711	\$6,238,161	\$17,010,872
2010	\$11,849,982	\$6,861,977	\$18,711,959
Total	\$22,622,693	\$13,100,138	\$35,722,831

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 request City Council's authority for the City to exercise its option to extend the existing City of Toronto Telecommunications Infrastructure (COTTI) voice and data contracts for an additional two years to January 14, 2011.

The timelines required to complete this complex procurement call and possible implementation cutover to a new vendor necessitate the extension period requested.

The alternatives of moving to a month to month agreement is not considered feasible as this would result in a 92% increase in monthly telephone line rates and a 65% increase in data communications rates, which could cost the City several million dollars.

### Background Information

Report - Extension of City of Toronto Telecommunications Infrastructure (COTTI) Contracts  
(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8952.pdf>)

Appendix 1 - GM10-4

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8953.pdf>)

Appendix 2 - GM10-4

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8954.pdf>)

GM10.5	ACTION			Ward: All
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### Updates to the Financial Control, Purchasing and Signing Authority By-Laws

(November 16, 2007) Report from City Manager and Deputy City Manager and Chief Financial Officer

### Recommendations

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

1. Council approve the amendments to the Financial Control, Purchasing and Signing Authority By-laws substantially in the form of the draft by-law attached as Appendix 1 to this report.
2. Council direct the appropriate City officials to take the necessary action to give effect thereto.

### Financial Impact

There are no financial implications as a result of this report.

### Summary

This report requests Council's authority to update the Financial Control By-Law, Purchasing and Signing Authority By-Laws to accommodate the addition of three new accountability officers of Council (Integrity Commissioner, Lobbyist Registrar and Ombudsman), to change the appropriate references from the Municipal Act to the City of Toronto Act and to change the staff delegated threshold for accounts receivable and taxes receivable write-offs.

Approval of these changes will protect the accountability officers' independence and align the delegation of authority thresholds.

**Background Information**

Report - Updates to the Financial Control, Purchasing and Signing Authority By-Laws  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8955.pdf>

GM10.6	Information			Ward: All
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**Quarterly Treasurer's Report on Activities of the Accounting Services and the Purchasing and Materials Management Divisions – September 30, 2007**

(November 15, 2007) Report from Treasurer

**Financial Impact**

There are no financial implications as a result of this report.

**Summary**

The purpose of this report is to inform the Committee and Council on activities of the Accounting Services and the Purchasing and Materials Management Divisions (PMMD).

This report provides a brief analysis of the performance indicators for Accounting Services and the Purchasing and Materials Management Divisions for the first nine months of 2007. Staff will continue to monitor these indicators in assessing the success of the improvement initiatives that are currently underway.

**Background Information**

Report - Quarterly Treasurer's Report on Activities of the Accounting Services and the Purchasing and Materials Management Divisions - September 30, 2007  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8956.pdf>

GM10.7	ACTION			Ward: 26
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**Leasing Up to 800 sq.ft. of Rentable Area of Data Centre Space to Co-Locate Information and Technology Division Computer Hardware at 73 Laird Drive**

(November 19, 2007) Report from Chief Corporate Officer

## Recommendations

The Chief Corporate Officer recommends that:

1. Council authorize the Chief Corporate Officer, in consultation with the Chief Information Officer, to negotiate the terms and conditions of a lease (the “Lease”) of the property at 73 Laird Drive and of any necessary or desirable customer facility service agreement (the “Service Level Agreement”) with TELUS Communications, or any related entity, (the “Landlord”), consisting of a rentable area of up to 800 sq.ft. approximately, at a gross rental rate of \$50.00 per sq.ft. per month, a maximum five (5) year Term, and based substantially on the terms and conditions as set out attached Appendix “A”, subject to such further revisions and other terms and conditions as may be deemed appropriate by the Chief Corporate Officer and the Chief Information Officer in consultation with the City Solicitor.
2. Should the above negotiations be successful, authority be granted for the City to enter into any such Lease and the Service Level Agreement described above, in form approved by the City Solicitor.
3. The Chief Corporate Officer be authorized to administer and manage the Lease including the provision of any consents, approvals, waiver notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.

## Financial Impact

The total expenditure for a full Five (5) year Lease Term commencing in early 2008, is estimated to be approximately \$1,846,000, plus GST, which includes a one-time set-up fee of \$40,000. Funding in the amount of \$1,846,000 is available in the Recommended 2008 Capital Budget and 2009-2012 Capital Plan for Information and Technology in account CIT047-01. For the future years 2009-2012 there will be a need to re-allocate the cash flow to match the amounts required in each of those years.

Year	SQFT Required (Incremental)	Monthly Costs based on \$50/SQFT	Yearly Costs Incremental	Total Costs Cumulative
Year 1	310	\$15,500	\$186,000	\$186,000
Year 2	190	\$ 9,500	\$114,000	\$300,000
Year 3	150	\$ 7,500	\$ 90,000	\$390,000
Year 4	100	\$ 5,000	\$ 60,000	\$450,000
Year 5	50	\$ 2,500	\$ 30,000	\$480,000
				<b>\$1,806,000</b>

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

## Summary

This report seeks authorization for the Chief Corporate Officer, in consultation with the Chief Information Officer, to negotiate and approve a new lease agreement and customer facility service level agreement to accommodate Information & Technology Division's ("I&T") data centre space requirements, of up to 800 rentable sq. ft., at 73 Laird Drive for a (5) year term, based substantially on the terms and conditions set out in attached Appendix "A".

## Background Information

Report - Leasing Up to 800 sq.ft. of Rentable Area of Data Centre Space to Co-Locate Information & Technology Division Computer Hardware at 73 Laird Drive  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8957.pdf>

Appendix A - GM10-7

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8958.pdf>

Appendix B - GM10-7

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8959.pdf>

GM10.8	ACTION			Ward: 25
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## 1132 Leslie Street – License to Sunnybrook Stables Limited for Operation of a Horse Riding Facility in Sunnybrook Park

(November 15, 2007) Report from Chief Corporate Officer

## Recommendations

The Chief Corporate Officer recommends that:

1. Council authorize entering into a License Agreement with Sunnybrook Stables Limited (the "**Licensee**") to use and occupy the horse riding facility in Sunnybrook Park, consisting of two residences, two barns/stables, one indoor riding arena and one outdoor riding ring, shown as Parts 1, 2, 3, 4, 6, & 7 on "Appendix B", (the "**Premises**") for the operation of a public horse riding stable, commencing on January 1<sup>st</sup>, 2008 and expiring on December 31<sup>st</sup>, 2017, substantially on the terms and conditions as set out in "Appendix A" and on such other terms and conditions as approved by the Chief Corporate Officer, or his or her designate, and in a form and content acceptable to the City Solicitor.
2. The Chief Corporate Officer be authorized to administer and manage the License Agreement including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.



### Financial Impact

The proposed agreement sets a minimum fee of \$137,000.00 per year, for a total of \$1,370,000.00 for the ten (10) year term, commencing on January 1, 2008. Throughout the term, the Licensee will also perform approximately \$128,000.00 of various capital improvements on the buildings. The final cost of these improvements will be amortized against the minimum fee on a straight-line basis throughout the term. This translates into an amortized amount of approximately \$12,800.00 per year that will be credited against the minimum fee owed by the Licensee. As a result, the net revenue to the City will be approximately \$124,200.00 per year for a total of \$1,242,000.00 over the ten (10) year term. This License is fully net and carefree to the City so that all operating and capital maintenance costs are the responsibility of the Licensee.

The revenues are included in the 2008 budget, as submitted, and will be included in future operating budgets.

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

### Summary

The purpose of this report is to obtain authority to enter into a License Agreement with Sunnybrook Stables Limited for the operation of a horse riding facility in Sunnybrook Park, commencing on January 1st, 2008. The proposed License is for a ten (10) year term with a five (5) year extension option at market value.

### Background Information

Report - 1132 Leslie Street - License to Sunnybrook Stables Limited for Operation of a Horse Riding Facility in Sunnybrook Park

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8960.pdf>)

Appendix A - GM10-8

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8961.pdf>)

Appendix B - GM10-8

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8962.pdf>)

Appendix C - GM10-8

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8963.pdf>)

GM10.9	ACTION			Ward: 1, 3, 7, 8, 11, 12, 20, 24, 28, 35, 37, 40, 43
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### Child Care Lease Agreements Between City of Toronto and Toronto Community Housing Corporation

(November 19, 2007) Report from Chief Corporate Officer

## Recommendations

The Chief Corporate Officer recommends that:

1. Council authorize the City, as tenant, to enter into sixteen (16) lease agreements with Toronto Community Housing Corporation, as landlord, for each of the childcare locations listed in Appendix “A”, substantially on the terms and conditions set out in Appendix “A”, together with such other terms and conditions deemed appropriate by the Chief Corporate Officer and in form satisfactory to the City Solicitor.
2. Council grant authority for the Chief Corporate Officer to administer and manage the lease agreements including the provision of any consents, approvals, notices and notices of termination provided that the Chief Corporate Officer may, at any time, refer consideration of such matters (including their content) to City Council for its determination and direction.

## Financial Impact

The total expenditure for the five (5) year term of the lease, commencing January 1, 2004, is estimated to be approximately \$4,773,247 plus GST, of which \$3,814,972 has been paid to date and the balance of \$958,275 is included in Children’s Services’ 2008 Operating Budget Submission.

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 obtain Council’s authority for the City, as tenant, to enter into sixteen (16) lease agreements with Toronto Community Housing Corporation, as landlord, for child care locations throughout the City.

## Background Information

Report - Child Care Lease Agreements Between City of Toronto and Toronto Community Housing Corporation

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8964.pdf>

GM10.10	ACTION			Ward: 5
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## Memorandum of Understanding for Kipling Improvements to Implement the Kipling / Islington Redevelopment Initiative

(November 19, 2007) Report from Chief Corporate Officer

## Recommendations

The Chief Corporate Officer recommends that:

1. The Chief Corporate Officer be authorized to execute an MOU regarding the Kipling Improvements substantially on the terms set out in Attachment 1 and on such other or amended terms as are acceptable terms to the Chief Corporate Officer.
2. The City take appropriate steps under the Municipal Class Environmental Assessment to stop up and close the eastern portion of Subway Crescent to facilitate the Kipling Improvements project.
3. Notice be given to the public of a proposed by-law to permanently close the eastern portion of Subway Crescent, in accordance with the requirements of Chapter 162 of the City of Toronto Municipal Code and the Etobicoke York Community Council hear any member of the public who wishes to speak to this matter.
4. Following the closure of the eastern portion of Subway Crescent, easements be granted to any affected utility companies for any existing utilities plant located in the road allowance or with the consent of the said utility companies, the utilities plant be relocated, adjusted or abandoned, at the sole cost of the purchaser of Subway Crescent, with such costs to be determined by the appropriate utility companies.
5. The eastern portion of Subway Crescent property shown as Part 1 on Sketch PS-2007-281, (the Sketch) together with the lands to the south required for the Kipling inter-regional bus terminal, shown as Part 2 on the Sketch, be declared surplus, subject to required easements acceptable to the Chief Corporate Officer, for the purpose of transfer to GO Transit at fair market value.
6. The City provide access and construction rights to GO to undertake the Kipling Improvements on lands owned by the City and/or leased by the City on terms satisfactory to the Chief Corporate Officer.
7. The appropriate City officials be authorized and directed to take the necessary actions to give effect thereto.

## Financial Impact

The Province has committed to capital funding in the order of \$30,000,000 for the Kipling portion of the K/I Initiative. Mississauga Transit has committed to \$5,500,000 in capital funding to the project. GO will manage these funds in the design and construction of the Kipling Improvements and will be responsible for any budget overruns. Consequently, the Kipling Improvements should have no financial implications for the City. These budget estimates are based on design work that had advanced to the 10% stage; as design work continues these estimates may be revised. It is intended that the TTC will be reimbursed for its costs up to and including the achievement of the 60% design milestone for the Kipling Improvements.

The proposed transfer of City-owned property to GO for the inter-regional terminal

construction would be at fair market value and would result in a revenue of approximately \$360,000 - \$400,000 for the Land Acquisition Reserve Fund (LARF) to be applied to the City's costs for the improvements to be constructed at Islington as part of the K/I Initiative.

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

### **Summary**

The terms of a Memorandum of Understanding (MOU) providing for the construction of the improvements for the Kipling portion (the Kipling Improvements) of the Kipling/Islington Redevelopment Initiative (K/I Initiative) are being negotiated between staff of the City, Toronto Transit Commission (TTC), GO Transit (GO) and Mississauga Transit (MT). While the MOU has not yet been finalized, the parties have agreed that GO will assume the design and construction of the majority of the Kipling Improvements from the TTC as of November 15, 2007 in order to meet scheduled construction dates. This report seeks authority for the Chief Corporate Officer to execute the MOU substantially on the terms set out in Attachment 1 when negotiations are finalized.

As required by the MOU, this report also seeks authority to take the required steps under the Municipal Class Environmental Assessment to stop up and close the eastern portion of Subway Crescent. Authority is also sought to declare surplus the City-owned lands required for the construction by GO of the new inter-regional terminal, with the proposed method of disposal to be a transfer to GO at fair market value.

### **Background Information**

Report - Memorandum of Understanding for Kipling Improvements to Implement the Kipling / Islington Redevelopment Initiative

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8965.pdf>

Attachment 2 - GM10-10

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8966.pdf>

## **10a Kipling Station Redevelopment Handover to GO Transit**

(November 15, 2007) Letter from General Secretary, Toronto Transit Commission (TTC)

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

Advising that the Commission, on November 14, 2007, approved the following recommendations:

1. Authorize TTC staff to finalize the handover of the design and construction responsibilities for the Terminal, the Re-aligned Facilities and the Parking Lots at Kipling Station to GO Transit as of November 15, 2007 to the satisfaction of the Chief General Manager, in accordance with the principles set out herein.

2. Rescind its jurisdictional interest in the portion of the City's owned land located within Terminal lands, as shown on Attachment 1.
3. Authorize TTC staff to execute a Memorandum of Understanding (MOU) with GO Transit, City of Toronto and Mississauga Transit regarding the roles and responsibilities of the various parties relating to the design, construction and funding of the Kipling Station Redevelopment on terms and conditions agreeable to the Chief General Manager.
4. Forward this report to the City of Toronto for concurrence with this course of action.

### Summary

At its meeting on Wednesday, November 14, 2007, the Commission considered a report entitled, "Kipling Station Redevelopment Handover to GO Transit. Recommendation 4 is forwarded for the Government Management Committee's consideration.

### Background Information

Letter - Kipling Station Redevelopment Handover to GO Transit  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8967.pdf>  
 Attachments 1, 2 & 3 - GM10-10a  
<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8979.pdf>

GM10.11	ACTION			Ward: 20
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### Sale of City-owned Leased Property at 192A Bloor Street West to McDonald's Restaurants of Canada Limited

(November 16, 2007) Report from Chief Corporate Officer

### Recommendations

The Chief Corporate Officer recommends that:

1. The Offer to Purchase from McDonald's of that portion of the City-owned land located at 192A Bloor Street West being Part of Lot 1 on Registered Plan 289, the said portion being shown as Parts 1, 2 and 5 on Sketch No. PS-2007-278 attached (the "Property") be accepted substantially on the terms and conditions outlined in Appendix "A" to this report, and that each of the Chief Corporate Officer and the Director of Real Estate Services be authorized severally to accept the Offer on behalf of the City.
2. The surplus declaration with respect to that portion of Lot 1 on Registered Plan 289 depicted as Parts 3 and 4 on Sketch PS-2007-278 be rescinded.

3. The City enter into an encroachment agreement with McDonald's to allow the existing structure and appurtenances to remain within that portion of the land to be retained by the City shown as Part 3 on Sketch PS-2007-278 for the life of the existing building.
4. 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 and other dates to such earlier or later date(s) and on such terms and conditions as she may from time to time consider reasonable.

### **Financial Impact**

Revenue in the amount of \$3,380,000.00 plus GST, if applicable, less closing costs and the usual adjustments is anticipated from this sale. The sale price includes the balance of the outstanding revised rental payments for the 3 years since January 1, 2005, in the net amount of \$538,500.00.

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 authorize the stratification and sale of a City-owned surplus property municipally known as 192A Bloor Street West, currently leased to McDonald's Restaurants of Canada Limited ("McDonald's").

Having completed negotiations with McDonald's, we are seeking authority to enter into an agreement of purchase and sale with McDonald's substantially on the terms and conditions outlined in the attached Appendix "A".

The terms for completing the transaction, as set out herein, are considered to be fair, reasonable and reflective of market value.

### **Background Information**

Report - Sale of City-owned Leased Property at 192A Bloor Street West to McDonald's Restaurants of Canada Limited

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8968.pdf>)

Appendix A - GM10-11

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8969.pdf>)

Appendix B - GM10-11

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8970.pdf>)

GM10.12	ACTION			Ward: 27
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### **Limiting Distance Agreement – Rear of 195 Avenue Road (Ramsden Park)**

(November 14, 2007) Report from Chief Corporate Officer

#### **Recommendation**

The Chief Corporate Officer recommends that:

1. The City enter into a Limiting Distance Agreement with the property owner of 195 Avenue Road for a portion of Ramsden Park for the amount of \$25,000.00 plus GST and subject to the property owner paying an administration fee of \$570.00 plus GST, and on such terms and conditions, as are satisfactory to the Chief Corporate Officer, in a form and content acceptable to the City Solicitor.

#### **Financial Impact**

Revenue in the total amount of \$25,000.00 is anticipated.

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

#### **Summary**

To obtain authority to enter into a Limiting Distance Agreement to permit the property owner of 195 Avenue Road a greater percentage of openings than the limiting distance provisions of Section 3.2.3.1 of the Ontario Building Code.

#### **Background Information**

Report - Limiting Distance Agreement - Rear of 195 Avenue Road (Ramsden Park)

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8971.pdf>)

Appendix A - GM10-12

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8972.pdf>)

GM10.13	ACTION			Ward: 6
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### **Proposed Settlement – Red Carpet Inns Limited – Motel Strip Expropriations Proceedings**

**Confidential Attachment - The receiving of advice that is subject to solicitor-client**

**privilege - (Confidential Attachment 1)**

(November 19, 2007) Report from City Solicitor and Deputy City Manager and Chief Financial Officer

**Recommendations**

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

1. City Council adopt the confidential instructions to staff in Attachment 1.
2. In view of the confidentiality provisions contained within the proposed settlement agreement, the confidential information and recommendations in Attachment 1 remain confidential.

**Summary**

This report requests authorization to settle an expropriation claim advanced by Red Carpet Inns Limited (“Red Carpet”) against the Toronto and Region Conservation Authority (“TRCA”) in respect of lands in the motel strip area in accordance with a signed settlement agreement discussed in the confidential attachment.

This report also requests authority to reimburse TRCA for the City’s share of any settlement funds paid out by TRCA.

This report also reviews the status of outstanding Motel Strip expropriation claims and the status of discussions with the Province of Ontario respecting cost sharing for motel strip expropriation expenditures.

This report deals with potential litigation that affects the City and contains advice or communications that are subject to solicitor-client privilege. It also contains details respecting confidential settlement agreements. The information concerning the settlement, the status of motel strip expropriations and staff recommendations in this regard are being provided as confidential material.

**Background Information**

Report - Proposed Settlement - Red Carpet Inns Limited - Motel Strip Expropriations Proceedings

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8973.pdf>

Confidential Attachment 1 - GM10-13

GM10.14	ACTION			Ward: 17
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**A Resolution of Legal Claims and Disposition of Surplus Land – 11R Hounslow Heath Road**

**Confidential Attachment - The receiving of advice that is subject to solicitor-client**



**privilege - (Confidential Attachment 1)**

(November 19, 2007) Report from City Solicitor, and Chief Corporate Officer

**Recommendations**

The City Solicitor and the Chief Corporate Officer recommend that:

1. City Council adopt the confidential instructions to staff in Attachment 1.
2. City Council authorize, as approving authority, the approval of the disposal of the expropriated lands to parties, other than those from whom the land was expropriated, without first giving those expropriated owners the right they would otherwise have of first chance to repurchase the lands set out in Section 42 of the *Expropriations Act*.
3. City Council authorize the public release of the confidential information and recommendation in Attachment 1, if any settlement is finalized to the satisfaction of the City Solicitor.
4. That authority be granted to the appropriate City Officials to take the necessary action to give effect thereto.

**Summary**

This report is to update City Council on legal proceedings respecting the expropriation of 11R Hounslow Heath Road, to provide an update on the environmental remediation of the expropriated land and surrounding lands.

**Background Information**

Report - A Resolution of Legal Claims and Disposition of Surplus Land - 11R Hounslow Heath Road

<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8975.pdf>

Confidential Attachment 1 - GM10-14

GM10.15	Information			Ward: All
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**2006 Annual Report of the City of Toronto Archives**

(October 17, 2007) Report from City Clerk

**Financial Impact**

There are no financial implications associated with this report.

**Summary**

The City Clerk is required as part of the Acquisition Policy approved by City Council in 1999 to report annually on the acquisitions and activities of the Archives program, a business unit of Records and Information Management in the City Clerk's Office. The report contains information detailing progress made with archival acquisitions, descriptive standards, research and reference services and education and outreach provided to City staff and the public. It also reflects our initiatives in expanding public access to our important archival holdings through the Archives' on-line database by enhancing the digitization program to address the steadily accelerating demand for the provision of electronic information.

Of particular note in the 2006 report is information about the development and expansion of the Archives' digitization program as a result of capital funding.

### **Background Information**

Report - 2006 Annual Report of the City of Toronto Archives

(<http://www.toronto.ca/legdocs/mmis/2007/gm/bgrd/backgroundfile-8977.pdf>)