

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

**MONDAY, APRIL 28, 2008 AND
TUESDAY, APRIL 29, 2008**

CALL TO ORDER - 9:41 a.m.

20.1 Speaker Bussin took the Chair and called the Members to order.

The meeting opened with *O Canada*.

20.2 **MOMENT OF SILENCE**

Members of Council observed a moment of silence.

20.3 **CONFIRMATION OF MINUTES**

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

- the regular meeting held on March 3, 4 and 5, 2008; and
- the specials meetings held on March 31, 2008.

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

Mayor Miller presented the Report from Meeting 19 of the Executive Committee for consideration.

Councillor Filion presented the Report from Meeting 13 of the Board of Health for consideration.

Councillor Saundercook presented the Report from Meeting 13 of the Government Management Committee for consideration.

Councillor Moscoe presented the Report from Meeting 12 of the Licensing and Standards Committee for consideration.

Councillor Vaughan presented the Report from Meeting 14 of the Planning and Growth Management Committee for consideration.

Councillor De Baeremaeker presented the Report from Meeting 14 of the Public Works and Infrastructure Committee for consideration.

Councillor Nunziata presented the Report from Meeting 15 of the Etobicoke York Community Council for consideration.

Councillor Perruzza presented the Report from Meeting 14 of the North York Community Council for consideration.

Councillor Kelly presented the Report from Meeting 14 of the Scarborough Community Council for consideration.

Councillor Davis presented the Report from Meeting 14 of the Toronto and East York Community Council for consideration.

Councillor Vaughan presented the New Business from City Officials and Business Previously Requested for consideration.

Vote:

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

20.5 **DECLARATIONS OF INTEREST**

Speaker Bussin called for declarations of interest.

None were declared.

20.6 **PETITIONS**

April 28, 2008

Speaker Bussin in the Chair.

1. Councillor Ford submitted a petition (undated) from the Humberwood Centre Partnership containing the signatures of approximately 227 individuals, together with approximately 28 letters from students from Holy Child Catholic School, requesting an ice skating rink at Indian Line Park.

The petition was received for information.

20.7 REVIEW OF THE ORDER PAPER

April 28, 2008

Speaker Bussin in the Chair.

Speaker Bussin advised Council that the Mayor has one Key Matter:

- Executive Committee Item EX19.16, headed “Report to Executive Committee - Update on Toronto Gun Violence Strategy”.

This would be considered as the first Item of business, and once completed, Council would consider the other Items in agenda order.

Vote:

Council adopted the April 28, 2008 Order Paper, without amendment, and all other Items not held on consent.

April 29, 2008

Speaker Bussin in the Chair.

Speaker Bussin proposed that Council confirm the April 29, 2008 Order Paper.

Vote:

Council adopted the April 29, 2008 Order Paper, without amendment.

CONSIDERATION OF REPORTS

20.8 EXECUTIVE COMMITTEE MEETING 19

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

April 28, 2008

Held for consideration Minute 20.9	EX19.2	Pandemic Influenza Stockpiling Requirements – Status of Intergovernmental Discussions (Ward: All)
Held for consideration Minute 20.10	EX19.4	Toronto’s 2006 Performance Measurement and Benchmarking Report (Ward: All)

Adopted by consent	EX19.6	Establishment of a Reserve Account for Parks Improvements - Glen Cedar Park Fundraising Committee (Ward: 21)
Held for consideration Minute 20.11	EX19.7	Report on Congruence between Lobbying By-law and Obligations under Members Code of Conduct (Ward: All)
Held for consideration Minute 20.12	EX19.9	Personal Vehicle Tax - Administrative Design Features and Implementation Authorities (Ward: All)
Held for consideration Minute 20.13	EX19.10	Toronto Water Capital Budget: 2007 Carry Forward Funding and 2008 Cashflow Reallocations
Adopted by consent	EX19.11	Additional Federal Funding for Security at Union Station and Other Facilities Capital Adjustments
Held for consideration Minute 20.14	EX19.12	Preliminary Capital Variance Report for the Year Ended December 31, 2007 (Ward: All)
Held for consideration Minute 20.15	EX19.13	AOCC Settlement of Operating Results for Year 2006 (Ward: All)
Held for consideration Minute 20.16	EX19.14	Funding the Parkland Acquisition at 50 St. Joseph Street (Ward: 27)
Adopted by consent	EX19.15	Potential Acquisition of 2427 Lake Shore Boulevard West (Amos Waites Park) (Ward: 6)
Held for consideration Minute 20.17	EX19.16	Report to Executive Committee Update on Toronto Gun Violence Strategy (Ward: All)
Adopted by consent	EX19.22	2008 Business Improvement Area Operating Budgets: Report No. 4 (Ward: 11, 16, 21, 29, 30, 31, 32)

Consideration of Items - Executive Committee Meeting 19

20.9 Pandemic Influenza Stockpiling Requirements – Status of Intergovernmental Discussions

EX19.2	AMENDED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Filion moved that the Item be amended by adding the following:
 - a. The City Manager be requested to report to the Executive Committee, by September 2008, on the following:
 1. additional stockpiling of antiviral medication for prophylactic use by essential City staff to ensure continuity of operations;
 2. alternative methods of protection, such as plastic shields at City counters, for City staff needed for the continuity of essential services;
 3. a plan for the immediate start to the stockpiling of personal protective equipment and infection control supplies as outlined in the January 24, 2008, report to the Executive Committee;
 4. an evaluation of the assumptions used to recommend that an 8-week supply of antiviral medication and protective equipment is adequate; and
 5. plans to fund the above-noted purchases beyond the amount currently set aside in the reserve fund.
 - b. The City Manager, the Medical Officer of Health and the Chair of the Board of Health request a meeting with the Federal Minister of Health and Deputy Minister of Health to urge release, for consultation, of Federal recommendations for the use of antiviral medication in the event of a flu pandemic.
2. Councillor Davis moved that the Item be amended by amending Recommendation 4 of the Executive Committee to now read as follows:
 4. The Deputy City Manager and Chief Financial Officer report to the Executive Committee and the Budget Committee, in September 2008, on funding options for the remaining stockpiling requirements for pandemic influenza preparedness, as outlined in the Financial Impact Statement of the January 24, 2008 report from the City Manager, the Medical Officer of Health and the Deputy City Manager and Chief Financial Officer.

Votes:

Adoption of motion 2 by Councillor Davis:

Yes - 29	Miller
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Mayor:	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Nunziata, Parker, Perks, Thompson, Vaughan
No - 9	
Councillors:	Ainslie, Moscoe, Ootes, Pantalone, Perruzza, Rae, Saundercook, Shiner, Stintz

Carried by a majority of 20.

Adoption of motion 1a by Councillor Filion:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moscoe, Nunziata, Ootes, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 5	
Councillors:	Lindsay Luby, Pantalone, Parker, Perks, Rae

Carried by a majority of 28.

Motion 1b by Councillor Filion carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The antiviral medication Oseltamivir (Tamiflu) in the total amount of \$1,541,719.00 be purchased from Hoffman-LaRoche Ltd. for staff who as part of their work are expected to provide direct care to persons who are ill with influenza.
2. Expenditures totalling \$606,000.00 be approved to set up a warehousing and distribution system for pandemic influenza supplies.
3. The 2008 Non-Program Operating Budget, Other Corporate Expenditures, be increased by \$1,541,719.00 gross, \$0 net; and the 2008 Office of the Treasurer's

2008 Operating Budget be increased by \$606,000.00 gross, \$0 net; for a total of \$2,147,719.00 to be funded from the City's Emergency Planning Reserve Fund.

4. The Deputy City Manager and Chief Financial Officer report to the Executive Committee and the Budget Committee, in September 2008, on funding options for the remaining stockpiling requirements for pandemic influenza preparedness, as outlined in the Financial Impact Statement of the January 24, 2008 report from the City Manager, the Medical Officer of Health and the Deputy City Manager and Chief Financial Officer.
5. The City Manager, the Medical Officer of Health and the Deputy City Manager and Chief Financial Officer report back to the Executive Committee before the end of 2008 on the status of consultations with both the Federal and Provincial Governments.
6. The City Solicitor be requested to submit a report to the Executive Committee on a possible request to the Federal Government to enact legislation to override drug patent protection in the event of a widespread pandemic and to seek international co-operation with other countries through the World Health Organization.
7. The Medical Officer of Health be requested to submit a report to the Executive Committee on the potential 80/20 diversification of the City's stockpile of anti-viral medications for prophylactic use in an influenza pandemic before any further purchases of anti-viral medications are made and include any potential rebalancing within the overall purchase.
8. The members of the Toronto Emergency Management Committee be included in the distribution of prophylactic antiviral medications in the event of an influenza pandemic.
9. The City Manager, the Medical Officer of Health and the Chair of the Board of Health request a meeting with the Federal Minister of Health and Deputy Minister of Health to urge release, for consultation, of Federal recommendations for the use of antiviral medication in the event of a flu pandemic.
10. The City Manager be requested to report to the Executive Committee, by September 2008, on the following:
 - a. additional stockpiling of antiviral medication for prophylactic use by essential City staff to ensure continuity of operations;
 - b. alternative methods of protection, such as plastic shields at City counters, for City staff needed for the continuity of essential services;
 - c. a plan for the immediate start to the stockpiling of personal protective

equipment and infection control supplies as outlined in the January 24, 2008, report to the Executive Committee;

- d. an evaluation of the assumptions used to recommend that an 8-week supply of antiviral medication and protective equipment is adequate; and
 - e. plans to fund the above-noted purchases beyond the amount currently set aside in the reserve fund.
11. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Pandemic Influenza Stockpiling Requirements - Status of Intergovernmental Discussions
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11754.pdf>)

Stockpiling Requirements for Pandemic Influenza Preparedness - EX Report
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-12254.pdf>)

Stockpiling Requirements for Pandemic Influenza Preparedness
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11217.pdf>)

20.10 Toronto's 2006 Performance Measurement and Benchmarking Report

EX19.4	AMENDED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Minnan-Wong moved that the Item be amended by adding the following:
 - a. The City Manager be directed to request the Ontario Municipal Benchmarking Initiative (OMBI) to develop measurements to evaluate the cleanliness of the City of Toronto and other relevant municipal jurisdictions.
 - b. City officials responsible for any services found to be in the bottom 2 quartiles be requested to report to the relevant Standing Committee with strategies and recommendations for improving service standards and efficiencies to the general public.

Votes:

Adoption of motion 1a by Councillor Minnan-Wong:

Yes - 24	
Mayor:	Miller
Councillors:	Davis, De Baeremaeker, Del Grande, Ford, Hall, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 8	
Councillors:	Ashton, Bussin, Carroll, Heaps, Lee, McConnell, Perks, Perruzza

Carried by a majority of 16.

Adoption of motion 1b by Councillor Minnan-Wong:

Yes - 35	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Fillion, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 0	

Carried unanimously.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Applicable sections of the attached report entitled Toronto's 2006 Performance Measurement and Benchmarking Report, be considered in the development and review of Service Plans.
2. The General Manager of Transportation Services report back to the Public Works and Infrastructure Committee after the seven-year winter control contracts have been awarded, on any savings or increased effectiveness that are expected to be realized in the future from these contracts.
3. The City Manager be requested to include in next year's report the one best and

the one worst areas of performance, and the summary report be succinct.

4. The City Manager be directed to request the Ontario Municipal Benchmarking Initiative (OMBI) to develop measurements to evaluate the cleanliness of the City of Toronto and other relevant municipal jurisdictions.
5. City officials responsible for any services found to be in the bottom 2 quartiles be requested to report to the relevant Standing Committee with strategies and recommendations for improving service standards and efficiencies to the general public.

Background Information

Toronto's 2006 Performance Measurement and Benchmarking Report - Covering Report
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11759.pdf>)

Attachment A - Review of Winter Maintenance of Roads

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11760.pdf>)

Toronto's 2006 Performance Measurement and Benchmarking Report - Attachment B

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11879.pdf>)

OMBI 2006 Performance Benchmarking Report - Attachment C

(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11882.pdf>)

20.11 Report on Congruence between Lobbying By-law and Obligations under Members Code of Conduct

EX19.7	AMENDED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Hall moved that the Item be amended by:
 1. deleting Executive Committee Recommendation 1; and
 2. deleting Part XIII of the Members' Code of Conduct, headed "Conduct Respecting Lobbyists".
2. Councillor Moscoe moved that motion 1 by Councillor Hall be referred to the Executive Committee for consideration when further amendments to the lobbying by-law are brought forward in June 2008.
3. Councillor Fletcher moved that the Item be amended by adding the following:

The June 2008 report from the Lobbyist Registrar include options for a Council mechanism to clarify interpretation of the Lobbying By-law and the Members Code of Conduct in instances where they appear to be, or may be inconsistent.

Votes:

Motion 2 by Councillor Moscoe carried.

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

Motion 3 by Councillor Fletcher carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council approve the following amendments to Articles XIII and IV of the Members Code of Conduct:

1. Substitute the following for existing Article XIII:

XIII. CONDUCT RESPECTING LOBBYISTS:

Lobbying of public office holders is a permissible but regulated activity in the City of Toronto. Lobbying is defined and regulated by Municipal Code Chapter 140, Lobbying (the City's lobbying by-law inclusive of the Lobbyist Code of Conduct).

Members of Council and Local Boards (Restricted Definition), and their staff are public office holders. As a matter of general principle as public office holders, members of Council and Local Boards (Restricted Definition) should be familiar with the terms of this lobbying by-law inclusive of the Lobbyist Code of Conduct (Chapter 140).

Specifically, members of Council and Local Boards (Restricted Definition) should not engage knowingly in communications in respect of the list of subject matters contained in the definition of "Lobby" as set out in Chapter 140 with a person who is not registered as required by Chapter 140.

Members of Council and Local Boards (Restricted Definition) should also not knowingly communicate with a registered lobbyist who is acting in violation of Chapter 140.

If a member of Council or Local Board (Restricted Definition) is or at any time becomes aware that a person is in violation of Chapter 140, that member should either refuse to deal with the lobbyist or, where appropriate, either terminate the communication with the lobbyist at once or, if in the member's judgment it is appropriate to continue the communication, at the end of the communication, draw that person's attention to the obligation imposed by Chapter 140.

A member should report any such violation or attempted violation of Chapter 140 to the Lobbyist Registrar unless the member believes in good faith that the violation in communicating or attempting to communicate with the member was inadvertent or insignificant.

2. Substitute the following for the existing fourth paragraph of Article IV:

Except for category (c) (political contributions allowable by law), these exceptions do not apply where such gifts or benefits are provided by lobbyists or their clients or employers (as defined or described in Municipal Code Chapter 140, Lobbying). For these purposes, a lobbyist is an individual, organization or business that:

- i. is lobbying or causing the lobbying of any public office holder at the City, a local board (restricted definition) or the board of health;
 - ii. the member knows is intending to lobby, having submitted or intending to submit a registration to the Lobbyist Registrar for approval to communicate on a subject matter; or
 - iii. is maintaining an active lobbyist registration with the City even though not having a current active subject matter registered with the lobbyist registry.
2. The June 2008 report from the Lobbyist Registrar include options for a Council mechanism to clarify interpretation of the Lobbying By-law and the Members Code of Conduct in instances where they appear to be, or may be inconsistent.
 3. The following motion be referred to the Executive Committee for consideration when further amendments to the lobbying by-law are brought forward in June 2008:

Moved by Councillor Hall:

That:

1. Executive Committee Recommendation 1 be deleted.
2. Part XIII of the Members' Code of Conduct, headed "Conduct Respecting Lobbyists" be deleted.

Background Information

Report on Congruence between Lobbying By-law and Obligations under Members Code of Conduct

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11779.pdf>

Additional Communication (City Council)

- (June 29, 2007) from Lynn Morrison, Lobbyist Registrar, Legislative Assembly of Ontario, forwarding the Annual Report, April 1, 2006 to March 31, 2007, for the Lobbyists Registration Office, Ontario, submitted by Councillor Suzan Hall, Ward 1, Etobicoke North (EX19.7.1)

20.12 **Personal Vehicle Tax - Administrative Design Features and Implementation Authorities**

EX19.9	AMENDED			Ward: All
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Confidential Attachment - The security of the property of the municipality or local board

April 28, 2008

Speaker Bussin in the Chair.

Motion:

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

The Deputy City Manager and Chief Financial Officer be requested to continue to meet with the Specialty Vehicle Association of Ontario to determine if adjustments in the licensing of specialty vehicles can be accommodated for September 1, 2009.
2. Councillor Ford moved that the Item be received for information.
3. Councillor Shiner moved that the Item be amended to provide that the Personal Vehicle Tax be collected only on the years for which the renewal permit is being applied.

Votes:

Adoption of motion 2 by Councillor Ford:

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

Lost by a majority of 10.

Adoption of motion 3 by Councillor Shiner:

Yes - 19	
Councillors:	Ainslie, Ashton, Augimeri, Filion, Ford, Grimes, Holyday, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Thompson, Vaughan, Walker
No - 22	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook

Lost by a majority of 3.

Motion 1 by Councillor Moscoe carried.

Adoption of the Item, as amended:

Yes - 25	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Pantalone, Perks, Rae, Saundercook, Vaughan
No - 16	

Councillors: Ainslie, Ashton, Del Grande, Ford, Holyday, Lee, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Perruzza, Shiner, Stintz, Thompson, Walker

Carried by a majority of 9.

City Council Decision

City Council adopted the following motions:

1. Council approve the administrative design features for the Personal Vehicle Tax (PVT) to be effective September 1, 2008, as set out in Appendix A.
2. Council request the Province to take necessary actions to implement the PVT effective September 1, 2008, including:
 - a. amend the relevant legislation or regulations to allow for refusal to renew vehicle permits for failure to pay the PVT, and to allow the Province to provide collection services to the City in respect of the PVT; and
 - b. make any other legislative or regulatory amendments as may be necessary to implement the PVT as recommended by this report.
3. Council authorize and direct appropriate City officials to enter into all necessary agreements with the Province, pursuant to which:
 - i. the Province would be named the City's collection agent of the PVT;
 - ii. the Province will develop systems to collect the PVT, in accordance with the design features in Part 1; and
 - iii. appropriate authority for information sharing between the two levels of government is provided;

all in accordance with the terms and conditions set out in Confidential Attachment 1 and in a form acceptable to the City Solicitor (the "Provincial Agreement") and with costs to be funded from proceeds of the tax.
4. The Deputy City Manager and Chief Financial Officer be granted authority to recruit and hire the necessary staff required for the on-going administration of the PVT by the City as described herein at an estimated annualized cost of \$350,000.00 (\$275,000.00 in 2008) to be funded from the proceeds of the tax.
5. Council delegate the hearing of any PVT appeals to the Government Management Committee and designate the Government Management Committee as the City's appeal and dispute resolution body under the PVT by-law.

6. The Deputy City Manager and Chief Financial Officer be requested to continue to meet with the Specialty Vehicle Association of Ontario to determine if adjustments in the licensing of specialty vehicles can be accommodated for September 1, 2009.
7. Council approve Recommendations 1 and 2 contained in the confidential attachment (April 1, 2008) from the City Manager and the Deputy City Manager and Chief Financial Officer.
8. The recommendations contained in the confidential attachment to the report (April 1, 2008) from the City Manager and the Deputy City Manager and Chief Financial Officer be made public upon execution of the Provincial Agreement, subject only to any confidentiality provisions that the Province requires from the City, as communicated to the City Solicitor.
9. The City Solicitor be authorized to introduce the necessary bills to give effect to the PVT and to amend the City's procedural by-law to delegate the hearing of PVT appeals to the Government Management Committee, and the appropriate City officials be authorized and directed to take necessary actions to give effect thereto.

Confidential Attachment 1 to the report (April 1, 2008) from the City Manager and the Deputy City Manager and Chief Financial Officer, remains confidential in its entirety, at this time, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to the security of the property of the municipality or local board. The recommendations contained in Confidential Attachment 1 will be made public upon execution of the Provincial Agreement, subject only to any confidentiality provisions that the Province requires from the City, as communicated to the City Solicitor.

Background Information

Personal Vehicle Tax - Administrative Design Features and Implementation Authorities
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11889.pdf>)

Appendix A - PVT Administrative Design Features
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11890.pdf>)

Personal Vehicle Tax - Administrative Design Features and Implementation Authorities
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11781.pdf>)

Additional Background Information (City Council)

- Report (April 21, 2008) from the City Manager and the Deputy City Manager and Chief Financial Officer ([EX.19.9b](#))

20.13 Toronto Water Capital Budget: 2007 Carry Forward Funding and 2008 Cashflow Reallocations

EX19.10	NO AMENDMENT			
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council approve the \$112.0 million in unspent cash-flow from Toronto Water's approved 2007 Capital Budget and related financing, as detailed in Appendix 1, being carried forward and included in Toronto Water's approved 2008 Capital Budget. As the total carry-forward amount remains unchanged, the adjustments have no net impact on Toronto Water's approved 2008 Capital Budget cashflow of \$410.0 million.
2. City Council approve the technical adjustments and budget reallocations detailed in Appendix 2 of this report, which have no impact on the Toronto Water's total approved 2008 Capital Budget cashflow.
3. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Toronto Water Capital Budget: 2007 Carry Forward Funding and 2008 Cashflow Reallocations - Staff Report and Appendices 1 and 2

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11782.pdf>

Toronto Water Capital Budget: 2007 Carry Forward Funding and 2008 Cashflow Reallocations

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11819.pdf>

20.14 **Preliminary Capital Variance Report for the Year Ended December 31, 2007**

EX19.12	NO AMENDMENT			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council approve the budget and technical adjustments to the 2007 Approved Capital Budget as detailed in Appendix 2 attached.
2. City Council approve draws of \$69.509 million from the Provincial Gas Tax Reserve Fund; \$41.015 million from the Canada Strategic Infrastructure Reserve Fund; \$75.000 million from the Public Transit Capital Trust Reserve Fund; \$3.290 million from the Ontario Bus Replacement Program Reserve Fund; \$1.638 million from the Transit Technology Infrastructure Program Reserve Fund and \$44.564 million from the Ontario Rolling Stock Infrastructure Reserve Fund for a total of \$235.016 million to fund the provincial share of the Toronto Transit Commission 2007 actual capital expenditures.
3. City Council approve closure of completed projects as detailed in Appendix 3, and in accordance with the Financial Control By-law, direct that, after fully funding overspent projects, any remaining unspent funds be returned to original funding sources.

Background Information

Preliminary Capital Variance Report for the Year Ended December 31, 2007 (All Wards)
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11824.pdf>)

Preliminary Capital Variance Report for the Year Ended December 31, 2007
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11785.pdf>)

Preliminary Capital Variance Report for the Year Ended December 31, 2007 -
Appendices 1-3
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11878.pdf>)

20.15 AOCC Settlement of Operating Results for Year 2006

EX19.13	NO AMENDMENT		Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 28

Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Grimes, Heaps, Holyday, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Nunziata, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Thompson, Vaughan, Walker
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No - 3 Councillors:	Del Grande, Ford, Jenkins
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Carried by a majority of 25.

City Council Decision

City Council adopted the following motion:

1. The accumulated surpluses of \$3,265.00 be paid to the City of Toronto for two AOCCs and be used to partially fund the payment of operating deficits of \$46,737.00 for the other eight AOCC Community Centres core administration operations resulting in a net payment of \$43,472.00 as detailed in Appendix 1.

Background Information

AOCC Settlement of Operating Results for Year 2006 - Letter

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11825.pdf>

AOCC Settlement of Operating Results for Year 2006

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11786.pdf>

20.16 Funding the Parkland Acquisition at 50 St. Joseph Street

EX19.14	NO AMENDMENT			Ward: 27
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

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

Vote:

Adoption of motion 1 by Councillor Ford:

Yes - 4 Councillors:	Carroll, Ford, McConnell, Vaughan
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No - 32

Councillors:	Ainslie, Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Thompson, Walker
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Lost by a majority of 28.

Motion to Reconsider:

Councillor Shiner, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote on the adoption of motion 1 by Councillor Ford, the vote on which was taken as follow:

Yes - 30	
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Moeser, Moscoe, Ootes, Pantalone, Parker, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 7	
Councillors:	Ainslie, Ashton, Del Grande, Ford, Milczyn, Minnan-Wong, Nunziata

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

Re-vote:

Adoption of motion 1 by Councillor Ford:

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

Lost by a majority of 35.

Adoption of the Item, without amendment:

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

Carried by a majority of 35.

City Council Decision

City Council adopted the following motion:

1. The 2008 Parks, Forestry and Recreation Capital Budget be amended by addition of a new Land Acquisition sub-project, 50 St. Joseph Street, in the amount of \$600,000.00, funded from the Parkland Acquisition – Toronto Local Reserve Fund, (XR2053) to complete the acquisition of parkland for the site.

Background Information

Funding the Parkland Acquisition at 50 St. Joseph Street - Letter

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11826.pdf>

Funding the Parkland Acquisition at 50 St. Joseph Street

<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11788.pdf>

20.17 Report to Executive Committee Update on Toronto Gun Violence Strategy

EX19.16	AMENDED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Grimes moved that the Item be amended by deleting from Recommendation 2 of the Executive Committee the words “5 years” and replacing them with the words “10 years”, so that Recommendation 2 now reads as follows:

2. City Council request the Parliament of Canada to institute mandatory sentencing (10 years minimum) of any person found guilty of possession of any handgun(s) or involvement in the sale or purchase of any handgun.

2. Councillor Cho moved that the Item be amended by adding to Recommendation 2 of the Executive Committee the words “and that bail not be available for individuals charged with these offences”, so that Recommendation 2 now reads as follows:
 2. City Council request the Parliament of Canada to institute mandatory sentencing (5 years minimum) of any person found guilty of possession of any handgun(s) or involvement in the sale or purchase of any handgun and that bail not be available for individuals charged with these offences.

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

That City Council endorse the Private Member’s Bill (Bill 56) introduced by Mike Colle in the Ontario Legislature, entitled “Unlawful Firearms in Vehicles Act, 2008”.

4. Councillor McConnell moved that the following motions be referred to the City Manager for consideration as part of her report on this matter to the June 2008 meeting of the Executive Committee:
 - motion 1 by Councillor Grimes;
 - motion 2 by Councillor Cho; and
 - motion 3 by Councillor Nunziata.

5. Councillor Ford moved that the Item be amended by adding the following:

That City Council request the Federal Government to bring back the death penalty for Premeditated First Degree Murder.

6. Councillor Augimeri moved that motion 5 by Councillor Ford be referred to the City Manager for consideration as part of her report on this matter to the June 2008 meeting of the Executive Committee.

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

That Mayor Miller, on behalf of City Council, request the Prime Minister of Canada and the Premier of Ontario to make Toronto an “urban gun free zone” as a Pilot Project, including the sale and purchase and/or possession of handguns by any private citizen, and that the Mayor report back on the progress made with this request.

8. Deputy Mayor Pantalone moved that motion 7 by Councillor Palacio be referred to the City Manager for consideration as part of her report on this matter to the June 2008 meeting of the Executive Committee.

Votes:

Adoption of motion 4 by Councillor McConnell:

Yes - 26	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Pantalone, Perks, Rae, Saundercook, Vaughan
No - 15	
Councillors:	Cho, Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Nunziata, Ootes, Palacio, Parker, Shiner, Stintz, Thompson, Walker

Carried by a majority of 11.

Due to the above decision of Council, the following motions were not put to a vote:

- motion 1 by Councillor Grimes;
- motion 2 by Councillor Cho; and
- motion 3 by Councillor Nunziata.

Adoption of motion 8 by Deputy Mayor Pantalone:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Hall, Heaps, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Del Grande, Grimes, Holyday, Jenkins, Parker

Carried by a majority of 32.

Due to the above decision of Council, motion 7 by Councillor Palacio was not put to a vote.

Ruling by Speaker:

Speaker Bussin ruled motion 5 by Councillor Ford out of order as it is beyond the scope of the Item under consideration.

Councillor Ford challenged the ruling of the Speaker:

Vote to Uphold Ruling of Speaker:

Yes - 37	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 5	
Councillors:	Del Grande, Ford, Grimes, Jenkins, Nunziata

Carried by a majority of 32.

Due to the above ruling, motion 6 by Councillor Augimeri was redundant.

Adoption of the Item, as amended:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 3	
Councillors:	Holyday, Ootes, Thompson

Carried by a majority of 36.

City Council Decision

City Council adopted the following motions:

1. City Council request the Parliament of Canada to prohibit all handguns in Canada, including the sale or purchase and/or possession of any handgun by any Canadian citizen or any person within Canada (excluding police officers and military personnel).
2. City Council request the Parliament of Canada to institute mandatory sentencing (5 years minimum) of any person found guilty of possession of any handgun(s) or involvement in the sale or purchase of any handgun.
3. City Council request the Mayor to deliver this Resolution to the Prime Minister of Canada and to all the leaders of the Federal Opposition.
4. City Council request the Premier of Ontario to support this Resolution and, working with the Mayor of Toronto, convey that support to the Prime Minister of Canada and to all the leaders of the Federal Opposition.
5. The following motions be referred to the City Manager for consideration as part of her report on this matter to the June 2008 meeting of the Executive Committee:

Moved by Councillor Cho:

That Recommendation 2 of the Executive Committee be amended by adding the words “and that bail not be available for individuals charged with these offences”, so that Recommendation 2 now reads as follows:

- “2. City Council request the Parliament of Canada to institute mandatory sentencing (5 years minimum) of any person found guilty of possession of any handgun(s) or involvement in the sale or purchase of any handgun and that bail not be available for individuals charged with these offences.”

Moved by Councillor Grimes:

That Recommendation 2 of the Executive Committee be amended by deleting the words “5 years” and replacing them with the words “10 years”, so that Recommendation 2 now reads as follows:

- “2. City Council request the Parliament of Canada to institute mandatory sentencing (10 years minimum) of any person found guilty of possession of any handgun(s) or involvement in the sale or purchase of any handgun.”

Moved by Councillor Nunziata:

That City Council endorse the Private Member's Bill (Bill 56) introduced by Mike Colle in the Ontario Legislature, entitled "Unlawful Firearms in Vehicles Act, 2008".

Moved by Councillor Palacio:

That Mayor Miller, on behalf of City Council, request the Prime Minister of Canada and the Premier of Ontario to make Toronto an "urban gun free zone" as a Pilot Project, including the sale and purchase and/or possession of handguns by any private citizen, and that the Mayor report back on the progress made with this request.

Background Information

Report to Executive Committee Update on Toronto Gun Violence Strategy
(<http://www.toronto.ca/legdocs/mmis/2008/ex/bgrd/backgroundfile-11790.pdf>)
(February 1, 2008) Member Motion from Councillor Walker and Councillor Cho (EX.Main)
(<http://www.toronto.ca/legdocs/mmis/2008/ex/comm/communicationfile-6637.pdf>)

Additional Communication (City Council)

- (April 21, 2008) from Reverend Sky Starr (EX.19.16.3)

20.18 BOARD OF HEALTH MEETING 13

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

April 28, 2008

Held for consideration Minute 20.19	HL13.3	Integrated Services for Children Information System (ISCIS) Implementation for Toronto Preschool Speech and Language and Infant Hearing Program
Adopted by consent	HL13.4	Service Agreements Awarded and Executed by the Medical Officer of Health for 2008

Consideration of Item - Board of Health Meeting 13

20.19 **Integrated Services for Children Information System (ISCIS)
Implementation for Toronto Preschool Speech and Language and
Infant Hearing Program**

HL13.3	AMENDED			
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Filion moved that the Item be amended by amending Recommendation 1b of the Board of Health so that it now reads as follows:
 - 1b. any other present or future Program run by TPH funded in whole or in part by any Ministry if the Ministry requires such use.

Votes:

Motion 1 by Councillor Filion carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the Medical Officer of Health to execute, on behalf of the City, whatever additional contract documentation the Province's Smart System for Health Agency (SSHA) may require to permit the use of the internet version of the Province's "ISCIS" records facility by Toronto Public Health (TPH) for the data of:
 - a. its Preschool Speech/Linguistics and Infant Hearing Programs; and
 - b. any other present or future Program run by TPH funded in whole or in part by any Ministry if the Ministry requires such use;

on the same terms, with necessary modifications, as apply to use of that facility for other TPH program data under the existing 2003-dated agreements between the City and SSHA as may be amended and/or supplemented from time to time in accordance with Council authority, so long as there is continued compliance with

all the data safeguards called for therein, and provided that the Medical Officer of Health and the Chief Information Officer are satisfied as to content and the City Solicitor as to form.

Background Information

ISCIS Implementation for Toronto Preschool Speech and Language and Infant Hearing Program - Staff Report

(<http://www.toronto.ca/legdocs/mmis/2008/hl/bgrd/backgroundfile-12027.pdf>)

20.20 GOVERNMENT MANAGEMENT COMMITTEE MEETING 13

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

April 28, 2008

Adopted by consent	GM13.1	2007 Accounts Receivable Write-off Report (Ward: All)
Adopted by consent	GM13.2	Banking Services Contract 47010773 – Results of Negotiation (Ward: All)
Adopted by consent	GM13.3	Soccer Field and Field House at Keele Reservoir - Designation as a Municipal Capital Facility (Ward: 8)
Adopted by consent	GM13.4	495 Sherbourne Street - Write-off of Property Taxes (Ward: 28)
Adopted by consent	GM13.6	Apportionment of Property Taxes – April 2008 Hearing (Ward: All)
Adopted by consent	GM13.7	Cancellation, Reduction or Refund of Property Taxes – April 2008 Hearing (Ward: All)
Held for consideration Minute 13.21	GM13.8	Termination of Mr. Vending Inc. License Agreement (Ward: All)
Held for consideration Minute 13.22	GM13.11	Natural Gas Supply Arrangements (Ward: All)
Held for consideration Minute 13.23	GM13.12	Toronto Sun Rent Arrears and Lease Rates for Media Offices

Held for consideration Minute 13.24	GM13.13	Sub-Lease Agreement between City of Toronto and North York Heart Soccer Club Inc. for the Exclusive Use of a Storage Shed at Esther Shiner Stadium (Ward: 10)
Adopted by consent	GM13.14	Development of Bloor/Islington Lands (Ward: 5)
Adopted by consent	GM13.15	Grant of Temporary Easement to the Toronto District School Board in a Portion of Flemingdon Park (Ward: 26)
Adopted by consent	GM13.16	Grant of Temporary Easement to Enbridge Gas Distribution In a Portion of CN Leaside Park at Overland Drive (Ward: 25)
Adopted by consent	GM13.17	Proceeding with the Transfer of a Part of 301 Rockcliffe Boulevard to the City of Toronto Economic Development Corporation ("TEDCO") (Ward: 11)
Held for consideration Minute 13.25	GM13.18	Expropriation of Portions of 1797 St. Clair Avenue West (Ward: 17)
Adopted by consent April 28, 2008 Reconsidered and held for consideration Minute 20.26	GM13.19	Expropriation of 5341 Dundas Street West - Kipling Redevelopment Initiative (Ward: 5)
Adopted by consent	GM13.20	Acquisition of a Portion of 30 Regent Street (Ward: 28)
Adopted by consent	GM13.21	Amendment to the Lease Agreement with the Queen City Yacht Club (Ward: 28)
Held for consideration Minute 13.27	GM13.24	Lease Renewal - Ground Floor Space - 111 Wellesley Street East (Ward: 27)
Held for consideration Minute 13.28	GM13.25	Authority for City Solicitor to Recover Accommodation Cost Arrears Owing to Homes for the Aged (Ward: All)
Held for consideration Minute 13.29	GM13.26	Authority for City Solicitor to Recover Unpaid Amounts Owing for Contracted Road Work (Ward: All)
Adopted by consent	GM13.28	Routine Records Retention By-law Amendment (Ward: All)

Consideration of Items - Government Management Committee Meeting 1320.21 **Termination of Mr. Vending Inc. License Agreement**

GM13.8	REFERRED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motions:

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

The General Manager, Parks, Forestry and Recreation, be requested to include provisions in this RFP which would protect the City's interests, such as a requirement for a Letter of Credit or a Performance Bond or a personal guarantee.

2. Councillor Ainslie moved that the Item be amended by deleting from Recommendation 2 of the Government Management Committee the percentage "100%", and substituting the percentage "20%", so that Recommendation 2 now reads as follows:

2. '20% Healthy Snack Choices' be included in the evaluation process for awarding this RFP.

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

- a. adding the following:

The new Request for Proposal (RFP) to be issued for the operation of Snack and Hot Drink Vending within Parks, Forestry and Recreation facility locations for the period commencing October 1, 2008, to September 30, 2013, with a three-year renewal option for the period October 1, 2013, to September 30, 2016, indicate that products which include peanuts in their ingredient list not be sold in vending machines within Parks, Forestry and Recreation Division facilities.

- b. amending Recommendation 3 of the Government Management Committee to read as follows:

3. The highest ranking proponent, in each of the following 4 areas, be awarded in that area:

- Etobicoke York District
- North York District
- Scarborough District
- Toronto and East York District.

4. Councillor Fletcher moved that:

- a. motion 3b by Councillor Shiner be amended by adding the words “subject to a maximum of two districts”, so that the motion now reads:

That Recommendation 3 of the Government Management Committee be amended to read as follows:

3. The highest ranking proponent, in each of the following 4 areas, be awarded in that area, subject to a maximum of two districts:

- Etobicoke York District
- North York District
- Scarborough District
- Toronto and East York District.

- b. the Item be amended by adding the following:

That vendors be required to include culturally-diverse products in their RFP.

- c. motion 2 by Councillor Ainslie be amended by deleting the percentage “20%” and substituting the percentage “50%” so that Recommendation 2 of the Government Management Committee now reads as follows:

2. “50% Healthy Snack Choices” be included in the evaluation process for awarding this RFP.

April 29, 2008

Speaker Bussin in the Chair

Procedural Motion:

5. Councillor Davis moved that Council waive its procedure in order to vote on the motions related to the percentage of healthy foods in the order of greatest to smallest:

- the percentage in the Item - 100%;
- motion 4c by Councillor Fletcher - 50%;
- motion 2 by Councillor Ainslie - 20%; and

- Part 2 of motion 7a by Councillor Lindsay Luby (which had been circulated in advance to Members of Council) - 100% for a pilot project in 5 locations.

Motions:

6. Councillor Vaughan moved that motion 1 by Councillor Del Grande be amended by deleting the words “be requested to”, and replacing them with the word “must”, so that it now reads as follows:

The General Manager, Parks, Forestry and Recreation must include provisions in this RFP which would protect the City’s interests, such as a requirement for a letter of credit or a performance bond or a personal guarantee.

7. Councillor Lindsay Luby moved that:
 - a. the Item be amended by:
 1. amending Recommendation 1 of the Government Management Committee to read as follows:
 1. Requests for Proposals for Snack and Hot Drink Vending for a five-year term commencing October 1, 2008, to September 30, 2013, with a three-year renewal option, exercisable at the discretion of the City, for the period October 1, 2013, to September 30, 2016, be issued for the following districts:
 - Scarborough and Toronto and East York; and
 - North York and Etobicoke York.
 2. deleting Recommendation 2 of the Government Management Committee and replacing it with the following:
 2. That there be a requirement that each provide for 100% healthy choices in 5 locations as a pilot project, and that the General Manager, Parks, Forestry and Recreation be requested to report on the success of this pilot project within one year to determine whether this should be extended.
 3. deleting Recommendation 3 of the Government Management Committee and replacing it with the following:
 3. That, in the event the City does not receive viable proposals, that the City not pursue the vending machine business.

b. this Item, together with the following motions, be referred back to the Government Management Committee for further consideration:

- motion 1 by Councillor Del Grande;
- motion 2 by Councillor Ainslie;
- motion 3 by Councillor Shiner;
- motion 4 by Councillor Fletcher;
- motion 6 by Councillor Vaughan; and
- motion 7a by Councillor Lindsay Luby.

Vote on Referral:

Adoption of motion 7b by Councillor Lindsay Luby:

Yes - 36	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Giambrone, Hall, Heaps, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

Due to the above decision of Council, the following motions were not put to a vote:

- motion 1 by Councillor Del Grande;
- motion 2 by Councillor Ainslie;
- motion 3 by Councillor Shiner;
- motion 4 by Councillor Fletcher;
- motion 5 by Councillor Davis;
- motion 6 by Councillor Vaughan; and
- motion 7a by Councillor Lindsay Luby.

City Council Decision

City Council referred this Item, together with the following motions, back to the Government Management Committee for further consideration:

Moved by Councillor Ainslie:

That Recommendation 2 of the Government Management Committee be amended by deleting the percentage “100%” and substituting the percentage “20%”, so that

Recommendation 2 now reads as follows:

- “2. ‘20% Healthy Snack Choices’ be included in the evaluation process for awarding this RFP.”

Moved by Councillor Del Grande:

That the General Manager, Parks, Forestry and Recreation, be requested to include provisions in this RFP which would protect the City’s interests, such as a requirement for a Letter of Credit or a Performance Bond or a personal guarantee.

Moved by Councillor Fletcher:

1. That Part 2 of the motion by Councillor Shiner be amended by adding the words, “subject to a maximum of two districts”, so that the motion now reads:

“That Recommendation 3 of the Government Management Committee be amended to read as follows:

3. The highest ranking proponent, in each of the following 4 areas, be awarded in that area, subject to a maximum of two districts:
- Etobicoke York District
 - North York District
 - Scarborough District
 - Toronto and East York District.”

2. That vendors be required to include culturally-diverse products in their RFP.
3. That the motion by Councillor Ainslie be amended by deleting the percentage “20%” and substituting the percentage “50%” so that Recommendation 2 of the Government Management Committee now reads as follows:
- “2. ‘50% Healthy Snack Choices’ be included in the evaluation process for awarding this RFP.”

Moved by Councillor Lindsay Luby:

1. That Recommendation 1 of the Government Management Committee be amended to read as follows:

- “1. Requests for Proposals for Snack and Hot Drink Vending for a five-year term commencing October 1, 2008, to September 30, 2013, with a three-year renewal option, exercisable at the discretion of the City, for the period October 1, 2013, to September 30, 2016, be issued for the following districts:
 - Scarborough and Toronto and East York; and
 - North York and Etobicoke York.”
2. That Recommendation 2 of the Government Management Committee be deleted and replaced with the following:
 - “2. That there be a requirement that each provide for 100% healthy choices in 5 locations as a pilot project, and that the General Manager, Parks, Forestry and Recreation be requested to report on the success of this pilot project within one year to determine whether this should be extended.”
3. That Recommendation 3 of the Government Management Committee be deleted and replaced with the following:
 - “3. That, in the event the City does not receive viable proposals, that the City not pursue the vending machine business.”

Moved by Councillor Shiner:

1. That the new Request for Proposal (RFP) to be issued for the operation of Snack and Hot Drink Vending within Parks, Forestry and Recreation facility locations for the period commencing October 1, 2008, to September 30, 2013, with a three-year renewal option for the period October 1, 2013, to September 30, 2016, indicate that products which include peanuts in their ingredient list not be sold in vending machines within Parks, Forestry and Recreation Division facilities.
2. That Recommendation 3 of the Government Management Committee be amended to read as follows:
 - “3. The highest ranking proponent, in each of the following 4 areas, be awarded in that area:
 - Etobicoke York District
 - North York District
 - Scarborough District
 - Toronto and East York District.”

Moved by Councillor Vaughan:

That the motion by Councillor Del Grande be amended by deleting the words “be requested to”, and replacing them with the word “must”, so that it now reads as follows:

“That the General Manager, Parks, Forestry and Recreation must include provisions in this RFP which would protect the City’s interests, such as a requirement for a letter of credit or a performance bond or a personal guarantee.”

Background Information

Report - Termination of Mr. Vending Inc. License Agreement

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11977.pdf>)

20.22 Natural Gas Supply Arrangements

GM13.11	NO AMENDMENT			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The Chief Corporate Officer or his designate be authorized to issue and award quotation requests, as described in this report, in amounts ranging up to \$40 million for the supply of natural gas for terms not exceeding five years, from a roster of qualified suppliers, selected in consultation with the Director of Purchasing and Materials Management.
2. The Chief Corporate Officer be authorized to execute new or amending gas transportation agreements, new or amending master agreements with gas suppliers, new or amending master services and gas delivery agreement(s) with Enbridge Gas Distribution Inc. and new or amending agency agreements with the Toronto Community Housing Corporation and the City's participating agencies, boards and commissions, all as required, on terms and conditions satisfactory to the Chief Corporate Officer and the City Solicitor.

3. All administrative costs, including any consulting costs, be included as part of the costs to be passed on to all natural gas end users included in the natural gas arrangements.
4. The appropriate City officials be authorized to take any action necessary to give effect to the foregoing.

Background Information

Report - Natural Gas Supply Arrangements

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11980.pdf>

20.23 Toronto Sun Rent Arrears and Lease Rates for Media Offices

GM13.12	AMENDED			
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April 29, 2008

Speaker Bussin in the Chair.

Motions:

1. Councillor Fletcher moved that the Item be amended by amending Recommendation 3 of the Government Management Committee to now read as follows:
 3. The lease rates for media offices be increased to cost recovery when the agreement expires in December 2008.
2. Councillor Moscoe moved that the Item be amended by deleting from Recommendations 1 and 2 of the Government Management Committee the words “media tenant”, and replacing them with the words “media tenants”, so that Recommendations 1 and 2 now read as follows:
 1. City Council advise the media tenants that rent payment is expected on a regular monthly basis if they wish to continue to be provided space at Toronto City Hall.
 2. City Council instruct staff, in the event the media tenants again fall into arrears of rent, to evoke the five-day provision of the rental agreement with the media tenants and serve notice to vacate the premises.
3. Councillor Vaughan moved that the Item be amended by adding the following:

The Executive Director, Facilities and Real Estate, be requested to immediately

renegotiate the current leases to attain “full cost recovery” and report back to Council on the talks.

Deputy Speaker Lindsay Luby in the Chair.

Motion to End Debate:

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

Yes - 26 Councillors: Ainslie, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Fletcher, Giambrone, Hall, Heaps, Kelly, Lee, McConnell, Mihevc, Milczyn, Moscoe, Palacio, Pantalone, Parker, Perks, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 8 Councillors: Ashton, Augimeri, Ford, Holyday, Jenkins, Lindsay Luby, Nunziata, Perruzza

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

Votes:

Adoption of motion 1 by Councillor Fletcher:

Yes - 20 Councillors: Ashton, Carroll, Cho, De Baeremaeker, Fletcher, Giambrone, Hall, Holyday, Lee, McConnell, Mihevc, Nunziata, Palacio, Parker, Perruzza, Saundercook, Shiner, Stintz, Vaughan, Walker
No - 16 Councillors: Ainslie, Augimeri, Bussin, Davis, Del Grande, Ford, Grimes, Heaps, Jenkins, Kelly, Lindsay Luby, Milczyn, Moscoe, Pantalone, Perks, Thompson

Carried by a majority of 4.

Motion 2 by Councillor Moscoe carried.

Adoption of motion 3 by Councillor Vaughan:

Yes - 23

Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Fletcher, Giambrone, Grimes, Hall, Jenkins, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perruzza, Thompson, Vaughan, Walker
No - 13	
Councillors:	Davis, Del Grande, Ford, Heaps, Holyday, Kelly, Lee, Palacio, Parker, Perks, Saundercook, Shiner, Stintz

Carried by a majority of 10.

Adoption of the Item, as amended:

Yes - 28	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Lee, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 8	
Councillors:	Davis, Del Grande, Ford, Grimes, Kelly, Lindsay Luby, Palacio, Parker

Carried by a majority of 20.

City Council Decision

City Council adopted the following motions:

1. City Council advise the media tenants that rent payment is expected on a regular monthly basis if they wish to continue to be provided space at Toronto City Hall.
2. City Council instruct staff, in the event the media tenants again fall into arrears of rent, to evoke the five-day provision of the rental agreement with the media tenants and serve notice to vacate the premises.
3. The lease rates for media offices be increased to cost recovery when the agreement expires in December 2008.
4. The Executive Director, Facilities and Real Estate, be requested to immediately renegotiate the current leases to attain “full cost recovery” and report back to Council on the talks.

Background Information

Member Motion - Toronto Sun Rent Arrears and Lease Rates for Media Offices
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11981.pdf>)

20.24 **Sub-Lease Agreement between City of Toronto and North York Heart Soccer Club Inc. for the Exclusive Use of a Storage Shed at Esther Shiner Stadium**

GM13.13	REFERRED			Ward: 10
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Stintz moved that the Item be referred back to the Government Management Committee for further consideration.

Vote on Referral:

Motion 1 by Councillor Stintz carried.

City Council Decision

City Council referred this Item back to the Government Management Committee for further consideration.

Background Information

Report - Sub-Lease Agreement between City of Toronto and North York Hearts Soccer Club Inc. for the Exclusive Use of a Storage Shed at Esther Shiner Stadium
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-11982.pdf>)

20.25 **Expropriation of Portions of 1797 St. Clair Avenue West**

GM13.18	AMENDED			Ward: 17
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April 29, 2008

Speaker Bussin in the Chair.

Motions:

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

The Chief Corporate Officer be requested, in conjunction with the Clean and Beautiful Secretariat, to consult with Imperial Oil for the purpose of improving the

appearance of the property and report back to Government Management Committee before the end of this year.

2. Councillor Perks moved that motion 1 by Councillor Palacio be amended by adding the words “at no cost to the City”, so that the motion now reads as follows:

The Chief Corporate Officer be requested, in conjunction with the Clean and Beautiful Secretariat, to consult with Imperial Oil for the purpose of improving the appearance of the property at no cost to the City and report back to Government Management Committee before the end of this year.

Votes:

Adoption of motion 2 by Councillor Perks:

Yes - 21	Councillors: Ashton, Bussin, Cho, Davis, Del Grande, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moscoe, Ootes, Pantalone, Perks, Perruzza, Thompson, Vaughan
No - 8	Councillors: De Baeremaeker, Di Giorgio, Ford, Nunziata, Palacio, Parker, Saundercook, Walker

Carried by a majority of 13.

Adoption of motion 1 by Councillor Palacio, as amended:

Yes - 32	Councillors: Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Ford, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

Adoption of the Item, as amended:

Yes - 29	Councillors: Ashton, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell,
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Milczyn, Moeser, Moscoe, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Saundercook, Shiner, Thompson, Vaughan
No - 3 Councillors: Ford, Nunziata, Walker

Carried by a majority of 26.

City Council Decision

City Council adopted the following motions:

1. City Council, as approving authority under the Expropriations Act, approve the expropriation of the following interests in land at 1797 St. Clair Avenue West required for road widening purposes and for all works and uses ancillary thereto:
 - a. fee simple in Part 1 on Draft Plan of Survey dated April 1, 2008 and identified as Job Number 2008-0286; and
 - b. a temporary working easement for a period ending December 31, 2009, in Parts 2, 3, 4 and 5 shown on the above mentioned Draft Plan of Survey.
2. City Council, as expropriating authority under the Expropriations Act, authorize all steps necessary to comply with the Expropriations Act, including, but not limited to, the preparation and registration of the Expropriation Plan(s) and service of Notices of Expropriation, Notices of Election as to Date for Compensation and Notices of Possession.
3. Each of the Executive Director of Facilities and Real Estate Services and the Director of Real Estate Services be authorized severally to sign the Notice of Expropriation and Notices of Possession on behalf of the City.
4. Authority be granted to apply to Court for an Order permitting the City to take early possession of the expropriated property, in order that the proposed road widening and ancillary works may be constructed expeditiously and in favourable weather.
5. The Chief Corporate Officer be requested, in conjunction with the Clean and Beautiful Secretariat, to consult with Imperial Oil for the purpose of improving the appearance of the property at no cost to the City and report back to Government Management Committee before the end of this year.
6. Leave be granted for the introduction of the necessary Bill in Council.

Background Information

Report - Expropriation of Portions of 1797 St. Clair Avenue West
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12003.pdf>)
Appendix A - GM13-18
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12004.pdf>)
Appendix B - GM13-18
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12005.pdf>)
Appendix C - GM13-18
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12006.pdf>)

20.26 **Expropriation of 5341 Dundas Street West - Kipling Redevelopment Initiative**

GM13.19	AMENDED			Ward: 5
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April 28, 2008

Speaker Bussin in the Chair.

Motion to Reconsider:

Councillor Milczyn, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider this Item, which carried, two-thirds of Members present having voted in the affirmative.

Motion:

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

City Council grant authority to the City Solicitor to apply, if necessary, to the Ontario Municipal Board to seek authority to enter onto the Property on such terms and conditions as may be specified in an order, pursuant to the Expropriations Act R.S.O. 1990, c. E.26, s. 10(3).

Votes:

Motion 1 by Councillor Milczyn carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council, as approving authority under the Expropriations Act, approve the expropriation of the Property, legally described as Part of Lot 7, Concession 5, Colonel Smith's Tract in the City of Toronto (formerly City of Etobicoke), designated as Part 6 on Reference Plan 64R-5004 and shown as Part 1 on attached

Sketch No. PS-2007-151, for the K/I Initiative.

2. City Council, as expropriating authority under the Expropriations Act, authorize all necessary steps to proceed with the said expropriation in compliance with all steps under the Expropriations Act, including but not limited to, the preparation and registration of an Expropriation Plan and the service of Notices of Expropriation, Notices of Election as to a Date for Compensation and Notices of Possession.
3. The Director of Real Estate or the Executive Director of Facilities and Real Estate be authorized to sign the Notices of Expropriation and Notices of Possession on behalf of the City.
4. Leave be granted for introduction of the necessary Bill in Council to give effect thereto.
5. City Council grant authority to the City Solicitor to apply, if necessary, to the Ontario Municipal Board to seek authority to enter onto the Property on such terms and conditions as may be specified in an order, pursuant to the Expropriations Act R.S.O. 1990, c. E.26, s. 10(3).
6. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

Report - Expropriation of 5341 Dundas Street West - Kipling Redevelopment Initiative
(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12011.pdf>)

20.27 Lease Renewal - Ground Floor Space - 111 Wellesley Street East

GM13.24	NO AMENDMENT		Ward: 27
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 35
Mayor: Miller
Councillors: Ainslie, Augimeri, Bussin, Carroll, Cho, Davis, Del Grande, Di Giorgio, Filion, Hall, Heaps, Holyday,

Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker	
No - 1	Councillor: Ford

Carried by a majority of 34.

City Council Decision

City Council adopted the following motions:

1. Council authorize the proposed renewal lease for the ground floor space at 111 Wellesley Street with Yang Sun Kim commencing on April 1, 2008, for a period of five (5) years at a rental of \$2,651.00 net per month (\$31,812.00 per annum) for the term, consisting of an area of approximately 1,200 square feet, and based substantially on the terms and conditions as set out in the attached Appendix “A” and in a form acceptable to the City Solicitor.
2. The Chief Corporate Officer be authorized to administer and manage the lease 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.

Background Information

Report - Lease Renewal - Ground Floor Space - 111 Wellesley Street East

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12043.pdf>

Appendix A - GM13.24

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12044.pdf>

Appendix B - GM13.24

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12045.pdf>

20.28 **Authority for City Solicitor to Recover Accommodation Cost Arrears Owing to Homes for the Aged**

GM13.25	NO AMENDMENT			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council authorize the commencement of litigation against KKK and/or GS to recover outstanding accommodations costs in the amount of \$1,515.45 (plus interest and costs), and to grant authority to appeal any decision where warranted, to discontinue or to settle the action or claim where it is concluded that it is reasonable to do so (including authority to effect a write off of any amounts as necessary), and to execute any documents in furtherance hereto, all in consultation with the General Manager, Toronto Homes for the Aged, or her designate.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect hereto.

Background Information

Report - Authority for City Solicitor to Recover Accommodation Cost Arrears Owing to Homes for the Aged

<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12019.pdf>

20.29 Authority for City Solicitor to Recover Unpaid Amounts Owing for Contracted Road Work

GM13.26	AMENDED			Ward: All
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April 29, 2008

Speaker Bussin in the Chair.

Motions:

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

Until such time as the matter of unpaid accounts owing for contracted roadwork is resolved, all routine applications for permits for roadwork by this company be processed through the Government Management Committee.
2. Councillor Nunziata moved that the Item be amended by adding the following:

The General Manager, Transportation Services, be requested to report to the Government Management Committee on the feasibility of requiring a deposit from all utility companies prior to the City issuing any permits for road work.

Ruling by Speaker:

Speaker Bussin ruled motion 2 by Councillor Nunziata out of order as it is a policy matter, which is beyond the scope of the Item under consideration.

Motion:

3. Councillor Carroll moved that motion 1 by Council Moscoe be referred to the City Solicitor and the General Manager, Transportation Services, with a request that they report on the motion to the Government Management Committee.

Votes:

Adoption of motion 2 by Councillor Carroll:

Yes - 26	
Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Hall, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, Mammoliti, McConnell, Milczyn, Ootes, Palacio, Parker, Perks, Perruzza, Saundercook, Stintz, Vaughan
No - 7	
Councillors:	Davis, Del Grande, Ford, Lee, Moeser, Moscoe, Nunziata

Carried by a majority of 19.

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

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Council ratify all steps taken to date in the litigation commenced against the Company to recover unpaid amounts originally totalling \$296,378.70 owing for contracted road work, and grant authority to the City Solicitor, or her designate, to continue the litigation, to appeal any decision where warranted, to discontinue or to settle the action or claim where it is concluded that it is reasonable to do so (including authority to effect a write off of any amounts as necessary), and to execute any documents in furtherance hereto.
2. The appropriate City officials be authorized and directed to take the necessary action to give effect hereto.

3. The following motion be referred to the City Solicitor and the General Manager, Transportation Services, with a request that they report on the motion to the Government Management Committee:

Moved by Councillor Moscoe:

That, until such time as the matter of unpaid accounts owing for contracted roadwork is resolved, all routine applications for permits for roadwork by this company be processed through the Government Management Committee.

Background Information

Report - Authority for City Solicitor to Recover Unpaid Amounts Owing for Contracted Road Work

(<http://www.toronto.ca/legdocs/mmis/2008/gm/bgrd/backgroundfile-12020.pdf>)

20.30 LICENSING AND STANDARDS COMMITTEE MEETING 12

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

April 28, 2008

Held for consideration Minute 20.31	LS12.3	Technical Amendments to Toronto Municipal Code Chapter 629, Property Standards (Wards: All)
Held for consideration Minute 20.32	LS12.5	Interpretation of Section 110 of the City of Toronto Act, 2006, with respect to the Regulation of Billboard Signs (Wards: All)

Consideration of Items - Licensing and Standards Committee Meeting 12

20.31 Technical Amendments to Toronto Municipal Code Chapter 629, Property Standards

LS12.3	AMENDED			Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

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

The Executive Director, Municipal Licensing and Standards, be requested to report to the Licensing and Standards Committee whenever the Building Code is amended, so that Council can determine if enhancements to the Property Standards By-law are desirable and/or necessary.

Votes:

Motion 1 by Councillor Moscoe carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the proposed by-law amendments to Toronto Municipal Code Chapter 629, Property Standards, substantially in the form set out in Appendix A.
2. The City Solicitor be directed to prepare the necessary bill to give effect to any recommendations adopted by Council.
3. City staff be authorized and directed to take any other action necessary to implement the by-law amendments.
4. The Executive Director, Municipal Licensing and Standards, be requested to report to the Licensing and Standards Committee whenever the Building Code is amended, so that Council can determine if enhancements to the Property Standards By-law are desirable and/or necessary.

Background Information

Staff Report from Executive Director, Municipal Licensing and Standards

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-11893.pdf>)

Appendix A

(<http://www.toronto.ca/legdocs/mmis/2008/ls/bgrd/backgroundfile-11895.pdf>)

Additional Background Information (City Council)

- Report (April 18, 2008) from the Executive Director, Municipal Licensing and Standards ([LS12.3a](#))

20.32 Interpretation of Section 110 of the City of Toronto Act, 2006, with respect to the Regulation of Billboard Signs

LS12.5	REFERRED			Ward: All
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Confidential Attachment - The receiving of advice that is subject to solicitor-client privilege

April 29, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Moscoe moved that the Item be referred back to the Licensing and Standards Committee, and that Council direct that:
 1. the City Solicitor explain in detail how the term “substantially altered” is presently being interpreted by the City of Toronto and how it has been interpreted in the past in each of the component municipalities, citing specific examples;
 2. the Chief Building Official and Executive Director, Toronto Building, in preparing the harmonized sign by-law, consider options to more explicitly define “substantially altered”; and
 3. Confidential Attachment 1 to the report (April 17, 2008) from the City Solicitor remain confidential indefinitely, as it contains advice that is subject to solicitor-client privilege.

Vote on Referral:

Motion 1 by Councillor Moscoe carried.

City Council Decision

City Council referred this Item back to the Licensing and Standards Committee and directed that:

1. the City Solicitor explain in detail how the term “substantially altered” is presently being interpreted by the City of Toronto and how it has been interpreted in the past in each of the component municipalities, citing specific examples;
2. the Chief Building Official and Executive Director, Toronto Building, in preparing the harmonized sign by-law, consider options to more explicitly define “substantially altered”; and
3. Confidential Attachment 1 to the report (April 17, 2008) from the City Solicitor [LS12.5a] remain confidential indefinitely, as it contains advice that is subject to solicitor-client privilege.

City Council Decision

City Council adopted the following motions:

1. City Council enact a By-law to extend the term of the Interim Control By-law No. 490-2007 to September 26, 2008, in accordance with the draft By-law attached as Attachment 1.
2. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft By-law as may be required.

Background Information

O'Connor/Bermondsey Business Area Study and Interim Control By-law - Supplementary Report

<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12052.pdf>

March 25, 2008 Report - O'Connor/Bermondsey Business Area Study
<http://www.toronto.ca/legdocs/mmis/2008/pg/bgrd/backgroundfile-12111.pdf>

20.35 PUBLIC WORKS AND INFRASTRUCTURE COMMITTEE MEETING 14

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

April 28, 2008

Adopted by consent	PW14.2	Community Program for Stormwater Management Grant Approvals (Ward: All)
Adopted by consent	PW14.3	Request for Proposal 9117-07-7304 - Professional Engineering Services for the Process Equipment Update Project at the R.L. Clark Water Treatment Plant (Ward: 6)
Adopted by consent	PW14.4	0 St. Clair Avenue West at Jane Street - Authority to Accept Lands Outside of the Harmonized Peer Review Process (Ward: 11)
Held for consideration Minute 20.36	PW14.6	Municipal Class Environmental Assessment Study (Schedule "C") for a New Northwest PATH Connection (Union Station to Wellington Street) (Ward: 20, 28)
Held for consideration Minute 20.37	PW14.9	Increased Penalties for Red-Light Running Offences (Ward: All)

City Council Decision

City Council adopted the following motions:

1. City Council endorse the Preferred Alternative set out in this report and contained in the Environmental Study Report, to provide additional pedestrian facilities at-grade and below-grade on York Street between Union Station and Wellington Street to support Union Station revitalization.
2. The Acting Chief Planner and Executive Director, City Planning, be authorized to issue a Notice of Completion and to file the Environmental Study Report for the Municipal Class Environmental Assessment Study (Schedule "C") for a new northwest PATH connection (Union Station to Wellington Street) in the public record for 30 days in accordance with the requirements of the Municipal Class Environmental Assessment.
3. City Council grant authority to the Chief Corporate Officer, in consultation with the General Manager, Transportation Services, and the Acting Chief Planner and Executive Director, City Planning, to pursue a tri-partite partnership of Provincial, Federal and municipalities and private sector stakeholders to secure commitments and related agreements to fund the construction and maintenance of a new Union Station northwest PATH pedestrian connection.
4. Metrolinx be included as a consultation partner and stakeholder.
5. In developing the pedestrian realm on York Street, consideration be given to a design that will eliminate or at least minimize the illegal staging of limousines and private buses that presently occurs.
6. The General Manager, Transportation Services, report back during the 2009 Capital Budget process on the results of the funding discussions and 2009-2013 Capital Budget impact associated with construction of a new northwest PATH pedestrian connection, as well as on the ownership of the facility and associated maintenance and security arrangements.
7. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto.

Background Information

2008-04-09-pw14.6

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-11855.pdf>

2008-04-09-pw14.6a

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-12101.pdf>

20.37 **Increased Penalties for Red-Light Running Offences**

PW14.9	AMENDED			Ward: All
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April 29, 2008

Speaker Bussin in the Chair.

Motions:

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

Should the Province agree to the increased fine, the Directors of Prosecution and Court Services be requested to report back to the Public Works and Infrastructure Committee in 18 months after the increased fine has been implemented on the average in-court fine.

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

The Ontario Minister of Transportation be requested to consider devising an amendment to the Highway Traffic Act, under the driver nomination process, that will apply demerit points and/or other penalties to the driver who is operating the vehicle that is apprehended by the red light camera.

3. Councillor De Baeremaeker moved that the Item be amended by adding the following:

A copy of this Item be forwarded to the Pedestrian Committee for its information.

Votes:

Adoption of motion 1 by Councillor Thompson:

Yes - 28	
Councillors:	Ashton, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Fletcher, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan
No - 2	
Councillors:	Grimes, Parker

Carried by a majority of 26.

Motion to Reconsider:

Councillor Perruzza, with the permission of Council, moved that in accordance with the provisions of Chapter 27, Council Procedures, Council reconsider the vote on the adoption of motion 1 by Councillor Thompson, which carried, two-thirds of Members present having voted in the affirmative.

Re-vote:

Adoption of motion 1 by Councillor Thompson:

Yes - 31 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 2 Councillors: Grimes, Parker

Carried by a majority of 29.

Adoption of motion 2 by Councillor Moscoe:

Yes - 23 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, De Baeremaeker, Del Grande, Fletcher, Heaps, Holyday, Jenkins, Kelly, Lindsay Luby, McConnell, Milczyn, Moscoe, Nunziata, Pantalone, Perks, Perruzza, Rae, Shiner, Thompson
No - 11 Councillors: Ford, Grimes, Hall, Lee, Mihevc, Moeser, Parker, Saundercook, Stintz, Vaughan, Walker

Carried by a majority of 12.

Motion 3 by Councillor De Baeremaeker carried.

Adoption of the Item, as amended:

Yes - 34 Councillors: Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher,
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Ford, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 2 Councillors: Grimes, Moeser

Carried by a majority of 32.

City Council Decision

City Council adopted the following motions:

1. The increased fines and additional penalties itemized in this report be forwarded to the Ontario Minister of Transportation for consideration and implementation:

Increased Fine/Additional Penalty	Applicable to HTA 144.18 (driver liability offence)	Applicable to HTA 144.18.1 (owner liability offence)
Substantially increase the set fine	√	√
Increase the number of demerit points	√	
Require convicted driver/vehicle owner to attend a traffic regulation refresher training session. The cost of such sessions to be funded by increased fines	√	√
Immediately suspend the drivers licence of a motorist who causes an injury as a result of a red-light running offence	√	
Suspend the drivers licence of drivers convicted of multiple red-light running offences	√	
Immediately suspend the vehicle licence plate attached to a vehicle which causes an injury resulting from a red-light running offence		√
Suspend the vehicle licence plates of vehicles associated with multiple red-light running convictions		√

Authorize municipalities to publish the licence plate numbers of vehicles associated with red-light running convictions		√
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2. The Ontario Minister of Transportation be requested to consider setting a fine of \$500 for running a red light and to increase the demerit points from three (3) to five (5);
3. Should the Province agree to the increased fine, the Directors of Prosecution and Court Services be requested to report back to the Public Works and Infrastructure Committee in 18 months after the increased fine has been implemented on the average in-court fine.
4. The Ontario Minister of Transportation be requested to consider devising an amendment to the Highway Traffic Act, under the driver nomination process, that will apply demerit points and/or other penalties to the driver who is operating the vehicle that is apprehended by the red light camera.
5. The General Manager, Transportation Services, in co-operation with the Insurance Bureau of Canada and the Ontario Ministry of Transportation, be requested to investigate the feasibility of distributing educational material to as many drivers as possible.
6. The General Manager of Transportation Services be requested to include sufficient funds in the Transportation Services 2009 Operating Budget submission for a traffic safety awareness campaign.
7. The City Clerk be requested to forward this report to the City of Toronto’s partner municipalities (Cities of Ottawa and Hamilton and the Regional Municipalities of Peel and Waterloo) which operate red-light cameras.
8. A copy of this Item be forwarded to the Pedestrian Committee for its information.

Background Information

2008-04-09-pw14.9

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-11859.pdf>

20.38 Contract and Resource Approval Required for Red-Light Camera Operations

PW14.10	AMENDED			Ward: All
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

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

The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee in 2½ years' time, with an update on the status of the red-light camera operations.

Votes:

Adoption of motion 1 by Councillor Holyday:

Yes - 25 Councillors:	Ashton, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Lee, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Saundercook, Walker
No - 2 Councillors:	Carroll, Rae

Carried by a majority of 23.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. Approval be granted to extend Contract No. 9119-00-7004 with Affiliated Computer Systems for the operation and maintenance of existing red-light camera systems for four additional years (November 20, 2008 to November 19, 2012) in the amounts of \$729,900.00, \$748,200.00, \$766,900.00 and \$786,000.00, respectively and inclusive of taxes, subject to annual budget approval.
2. Approval be granted to enter into an agreement with the Ontario Ministry of Transportation for the access and use of licence plate registration information, for the period 2008–2011, in the estimated amount of \$548,900.00. Such agreement to be on the terms and conditions as set out in this report and on other terms and conditions satisfactory to the General Manager of Transportation Services and in a form satisfactory to the City Solicitor.
3. Approval be granted to hire four FTEs Municipal Standards Officers and one

FTE Supervisor, Red-Light Camera Operations, required to meet the processing requirements of additional red-light cameras being installed as part of the red-light camera expansion program.

4. The General Manager, Transportation Services, be requested to report to the Public Works and Infrastructure Committee in 2½ years' time, with an update on the status of the red-light camera operations.

Background Information

2008-04-09-pw14.10

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-11860.pdf>

20.39 Permitting Motorcycles and Scooters Access to HOV Lanes: Follow-up Report

PW14.11	NO AMENDMENT		Ward: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Plated motorcycles and scooters be permitted to use City of Toronto controlled High Occupancy Vehicle (HOV) Lanes.
2. City Council issue an advisory to other jurisdictions in Ontario respecting this change in the use of High Occupancy Vehicle Lanes in the City of Toronto.
3. HOV signs be altered during the normal maintenance schedule to ensure there is no additional cost to implement the policy to allow motorcycle and scooter use of HOV Lanes and, in the interim, the present signage be amended by the addition of stickers, until such time as the signage is replaced, and the cost of these stickers be funded from within the existing Transportation Services budget.
4. The Greater Toronto Transportation Authority (GTTA), in their review of HOV facilities throughout the Greater Toronto Area (GTA), as requested by City Council in considering the report, titled "Sustainable Transportation Initiatives: Short-Term Proposals", consider the use of HOV Lanes by motorcycles and

scooters with one rider on a region-wide basis to ensure consistency and continuity.

5. The Chief of Police be requested, through the Toronto Police Services Board, to conduct regular HOV Lane Enforcement.

Background Information

2008-04-09-pw14.11

<http://www.toronto.ca/legdocs/mmis/2008/pw/bgrd/backgroundfile-11861.pdf>

20.40 **ETOBICOKE YORK COMMUNITY COUNCIL MEETING 15**

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

April 28, 2008

Adopted by consent	EY15.17	Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes 5129 Dundas Street West (Ward: 5)
Adopted by consent	EY15.18	Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes 1561 The Queensway (Ward: 5)
Adopted by consent	EY15.25	Queens Plate Drive and Highway No. 27 - Exclusive Right Turn Lane (Ward: 2)
Adopted by consent	EY15.40	1 West Deane Park Drive - Zoning Amendment Application - Final Report (Ward: 3)
Adopted by consent	EY15.41	147 Brandon Avenue Extension of By-law 533-2007 Exempting the Lands from Part Lot Control (Ward: 17)
Adopted by consent	EY15.43	Liquor Licence Application - Brisas Del Mar, 24 Rivalda Road (Ward: 7)
Held for consideration Minute 20.41	EY15.44	1053 and 1061 The Queensway and 7-11, 19-25, 33-35 and 45 Zorra Street - Amendment to Subdivision Agreement for Geothermal System Pilot Project (Ward: 5)
Adopted by consent	EY15.45	270-272 Ryding Avenue; Appeal of Committee of Adjustment Decision (Ward: 11)

3. City Council direct the General Manager of Parks, Forestry and Recreation, in conjunction with staff from the Toronto Atmospheric Fund, to report to Parks and the Environment Committee within 2 years of the completion of the geothermal system and the parkland construction with respect to the operation of the geothermal system, the functioning and programming of the park and any implementation issues in combining these two uses in a stratified manner.
4. City Council authorize and direct the appropriate City officials to take the necessary action to give effect thereto.

Background Information

April 8, 2008 report

<http://www.toronto.ca/legdocs/mmis/2008/ey/bgrd/backgroundfile-12058.pdf>

20.42 Ontario Municipal Board Hearing - Appeal of Committee of Adjustment Decision on Minor Variance Applications for 19 Maple Bush Avenue, Lot 113 to 114, Plan 1945

EY15.46	AMENDED			Ward: 11
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Confidential Attachment - Litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board

April 28, 2008

Speaker Bussin in the Chair.

Motion:

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

City Council authorize the public release of the recommendation contained in Confidential Attachment 1, if adopted by Council.

Votes:

Motion 1 by Councillor Nunziata carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council adopt the recommendations in confidential Attachment 1.

2. City Council authorize the public release of the recommendation contained in Confidential Attachment 1, if adopted by Council.

The following recommendation contained in Confidential Attachment 1 to the motion (April 8, 2008) from Councillor Nunziata, is now public. The balance of Confidential Attachment 1 remains confidential, in accordance with the provisions of the City of Toronto Act, 2006, as it contains information related to litigation or potential litigation, including matters before administrative tribunals, affecting the municipality or local board:

1. City Council authorize the City Solicitor to:
 - i. disregard the previous City Council approved motion authorizing the City Solicitor to retain and outside planning consultant and attend the Ontario Municipal Board hearing in opposition to consent application B74/06EYK for 19 Maple Bush Avenue; and
 - b. request the Ontario Municipal Board to impose the following conditions if it grants consent approval and approves the minor variances for 19 Maple Bush Avenue:

For Consent Application (Municipal File No. B74/06 EYK):

- i. confirmation of payment of outstanding taxes to the satisfaction of Revenue Services Division, Finance Department;
- ii. the owner to make cash payment in lieu of parkland dedication pursuant to the applicable by-law;
- iii. that the conditions of minor variance approval be fulfilled;
- iv. Municipal numbers for the subject lots indicated on the applicable Registered Plan of Survey shall be assigned to the satisfaction of Survey and Mapping Services, Technical Services;
- v. arrangements satisfactory to Technical Services shall be made in regard to servicing requirements for the conveyed lots;
- vi. the applicant obtain clearance from Urban Forestry, Tree Protection Plan review for the removal of the City Owned Tree abutting the subject lands;
- vii. two copies of the registered reference plan of survey integrated with the Ontario Co-ordinate System and listing the Parts and their

respective areas, shall be filed with City Surveyor, Survey and Mapping, technical services;

- viii. three copiers of the registered reference plan of survey satisfying the requirements of the City Surveyor, shall be filed with the Committee of Adjustment; and
- ix. within one year of the date of giving this notice of decision/order, the applicant shall comply with the above-noted conditions and prepare for electronic submission to the Deputy Secretary-Treasurer, the Certificate of Official, Form 2 or 4, O Reg. 197/96, referencing either subsection 50(3) or (5) or subsection 53(42) of the Planning Act, as it pertains to the conveyed land and/or consent transaction.

For Minor Variance Applications (Municipal File Nos.A156/08 EYK and A 157/08 EYK):

- i. the entire slope of the proposed depressed driveways be contained within the applicant's property limit;
- ii. hedges, trees and screen fences are prohibited within the Maple Bush Avenue right-of-way and within 3.0 metres of the applicant's front lot line; and
- iii. the portions of the proposed walkways connecting to the existing sidewalk on Maple Bush Avenue must be constructed with impressed concrete or alternatively, constructed according to City of Toronto Standard No. T-561.030-1.

Background Information

April 8, 2008 motion

<http://www.toronto.ca/legdocs/mmis/2008/ey/bgrd/backgroundfile-12177.pdf>

20.43 NORTH YORK COMMUNITY COUNCIL MEETING 14

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

April 28, 2008

Adopted by consent	NY14.17	Request for an exemption from Chapter 918 of the City of Toronto Municipal Code to permit a front yard parking pad at 121 Castlewood Road (Ward: 16)
Adopted by consent	NY14.18	Request for an exemption from Chapter 918 of the City of Toronto Municipal Code to permit a front yard parking pad at 156 Roe Avenue (Ward: 16)
Held for consideration Minute 20.44	NY14.25	All-Way Stop Control - Jesmond Avenue at Robina Avenue (Ward: 15)
Adopted by consent	NY14.28	Turn Restrictions - Corona Street at Lawrence Avenue West (Ward: 15)
Adopted by consent	NY14.31	Stopping Prohibitions - Lawrence Avenue West – Elm Road to Rosewell Avenue (Ward: 16)
Adopted by consent	NY14.32	Installation of Traffic Control Signals - Yonge Street at 5791 Yonge Street/5800 Yonge Street (Ward: 23, 24)
Adopted by consent	NY14.33	Stopping Prohibitions - Blythwood Road (Ward: 25)
Adopted by consent	NY14.37	Stopping Prohibitions - Railside Road (Ward: 34)
Adopted by consent	NY14.39	Naming of Proposed Private Lane - 939 Lawrence Avenue East (Shops at Don Mills) (Ward: 25)
Adopted by consent	NY14.40	Designation of Fire Routes and Amendment to Chapter 880 - Fire Routes (Ward: 24, 26, 34)
Adopted by consent	NY14.41	Requests for Endorsement of Events for Liquor Licensing Purposes (Ward: 23, 33)
Adopted by consent	NY14.42	Community Festival Permit Application - Cypriot Community of Toronto Inc. - Cultural and Wine Festival - June 21 and 22, 2008 (Ward: 26)
Adopted by consent	NY14.44	Sale of a Portion of 258 Acton Avenue (Ward: 10)
Held for consideration Minute 20.45	NY14.53	2900 Steeles Avenue East at Don Mills Road in the Town of Markham
Adopted by consent	NY14.54	Downsview Area Secondary Plan Review (Ward: 8, 9, 10)

- Adopted by consent NY14.55 Final Report - Common Elements Condominium Application and Part Lot Control Exemption Application - 210 & 212 Finch Avenue West (Ward: 23)
- Adopted by consent NY14.57 Final Report - Zoning Application - 147 Laird Drive and 22 Commercial Road (Ward: 26)
- Adopted by consent NY14.58 Refusal Report - Official Plan Amendment & Zoning By-law Amendment Applications - 35, 47, 49 & 57 Roselawn Avenue, 479-487 & 499 Duplex Avenue, 31-70 Montgomery Avenue, and 30 – 58 Helendale Avenue (Ward: 16)
- Adopted by consent NY14.59 Refusal Report - Rezoning Application - 214 York Mills Road (Ward: 25)
- Adopted by consent NY14.60 Final Report - Official Plan Amendment, Zoning By-law Amendment and Site Plan Control Application - 19-23, 27-31 & a portion of 33-37 Olive Avenue, 18, 22-26 & a portion of 28-32 Holmes Avenue (Ward: 23)
- Held for consideration NY14.64 Parkland Dedication By-law - Alternate Rate - Sites Minute 20.46 for the former City of North York (Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34)

Consideration of Items - North York Community Council Meeting 14

20.44 **All-Way Stop Control - Jesmond Avenue at Robina Avenue**

NY14.25	NO AMENDMENT			Ward: 15
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 22	Councillors: Ashton, Bussin, Carroll, Davis, Del Grande, Di Giorgio, Fletcher, Grimes, Hall, Heaps, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook
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No - 2
Councillors: Ford, Holyday

Carried by a majority of 20.

City Council Decision

City Council adopted the following motion:

1. City Council approve the installation of an all-way stop control at the intersection of Jesmond Avenue and Robina Avenue.

Background Information

All-Way Stop Control - Jesmond Avenue at Robina Ave

(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-11535.pdf>)

All-Way Stop Control - Jesmond Avenue at Robina Avenue Map Attachment 1

(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-11536.pdf>)

20.45 2900 Steeles Avenue East at Don Mills Road in the Town of Markham

NY14.53	NO AMENDMENT		
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council inform the Regional Municipality of York of the City of Toronto's intention to exercise its rights under the April 1974 Agreement between the Regional Municipality of York and the former Municipality of Metropolitan Toronto, in regard to the redevelopment proposal at 2900 Steeles Avenue East at Don Mills Road.
2. City Council direct the Director, Community Planning, North York District to:
 - a. advise the Town of Markham Planning Department as well of the agreement referred to in Part 1; and
 - b. advise the North York Community Council on what further activities and

review Planning staff will be undertaking in regard to 2900 Steeles Avenue East.

3. City Council direct the City Solicitor to submit a report providing further clarification of the City of Toronto's planning authority as it relates to lands in York Region.

Background Information

2900 Steeles Avenue East at Don Mills Road in the Town of Markham
(<http://www.toronto.ca/legdocs/mmis/2008/ny/bgrd/backgroundfile-11352.pdf>)

Additional Background Information (City Council)

- Report (April 24, 2008) from the City Solicitor ([NY14.53a](#))

20.46 Parkland Dedication By-law - Alternate Rate - Sites for the former City of North York

NY14.64	AMENDED			Ward: 8, 9, 10, 15, 16, 23, 24, 25, 26, 33, 34
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

1. Councillor Jenkins moved that the Item be amended by deleting the recommendation of the North York Community Council, and that Council adopt instead the following:

The City Solicitor, in consultation with appropriate staff, be directed to prepare for introduction in Council the necessary by-law to bring into effect an alternate rate for parkland acquisition on the same terms including as to the rate of dedication in the existing City wide By-law No. 1420-2007 with respect to all sites in the former City of North York and within the boundaries of the North York Community Council which have not yet been brought under the new Official Plan and for which a building permit complying with applicable zoning has not been received as at the date of passage of this by-law.

Votes:

Motion 1 by Councillor Jenkins carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

1. The City Solicitor, in consultation with appropriate staff, be directed to prepare for introduction in Council the necessary by-law to bring into effect an alternate rate for parkland acquisition on the same terms including as to the rate of dedication in the existing City wide By-law No. 1420-2007 with respect to all sites in the former City of North York and within the boundaries of the North York Community Council which have not yet been brought under the new Official Plan and for which a building permit complying with applicable zoning has not been received as at the date of passage of this by-law.

20.47 **SCARBOROUGH COMMUNITY COUNCIL MEETING 14**

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

April 28, 2008

Held for consideration Minute 20.48	SC14.4	108 Beaverbrook Court – Application to Remove a Private Tree (Ward: 44)
Adopted by consent	SC14.12	Proposed Permanent Closure and Sale of Portions of Public Highway Village Green Square (formerly Sufferance Road) Adjacent to 2055 Kennedy Road (Ward: 40)
Adopted by consent	SC14.13	Assumption of Services - Broadview Foundation - 3545-3555 Danforth Avenue (Ward: 35)
Adopted by consent	SC14.14	Assumption of Services – Monarch Construction Limited - Registered Plan of Subdivision 66M-2366 - West of Kennedy Road, South of Purcell Square (Ward: 39)
Adopted by consent	SC14.15	Assumption of Services – Monarch Construction Limited - Registered Plan of Subdivision 66M-2375 - West of Kennedy Road, South of Purcell Square (Ward: 39)

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| Adopted by consent | SC14.17 | Assumption of Services – Middlefinch Developments Limited and Tiffield Development Corporation - Registered Plan of Subdivision 66M-2266 South of Finch Avenue East, East of Middlefield Road (Ward: 41) |
| Adopted by consent | SC14.18 | Assumption of Services – 1453351 Ontario Inc. (prev. Riverfield Adams Park Inc.) - Registered Plan of Subdivision 66M-2399 - North of Rozell Road, West of Port Union Road (Ward: 44) |
| Adopted by consent | SC14.19 | 7 Lynn Road - Ontario Municipal Board Hearing (Ward: 36) |
| Adopted by consent | SC14.23 | Proposed Speed Limit Reduction on Danforth Road from St. Clair Avenue East to Midland Avenue (Ward: 35) |
| Adopted by consent | SC14.24 | Proposed Traffic Control Signals – Pharmacy Avenue and Newport Avenue (Ward: 35) |
| Adopted by consent | SC14.26 | Proposed Speed Limit Reduction on Progress Avenue - From Brimley Road to Consilium Place/Grangeway Avenue (Ward: 38) |
| Adopted by consent | SC14.29 | Proposed Traffic Control Signals – Steeles Avenue East at Maryvale Avenue (Ward: 41) |
| Adopted by consent | SC14.30 | Proposed Traffic Control Signals – Steeles Avenue at a Point Approximately 180 Metres West of Maryvale Avenue (Ward: 41) |
| Adopted by consent | SC14.31 | Proposed Traffic Control Signals – Markham Road at a Point Approximately 175 Metres South of Steeles Avenue East (Ward: 41) |
| Adopted by consent | SC14.36 | Proposed Speed Limit Reduction on Kingston Road - From Highway 2A Westbound Ramp to Ellesmere Road (Ward: 44) |
| Adopted by consent | SC14.39 | 3351 Markham Road – Removal of Holding Symbol (H) Application Final Report (Ward: 42) |
| Held for consideration
Minute 20.49 | SC14.40 | 50, 60 & 70 Town Centre Court & Lands Adjacent to Albert Campbell Square Extending to Town Centre Court – Official Plan & Zoning By-law Amendments – Final Report (Ward: 38) |

- Adopted by consent SC14.41 2787 Victoria Park Avenue and Leaffield Drive South of Altair Avenue, North of Huntingwood Drive - Zoning and Subdivision Applications Final Report (Ward: 40)
- Adopted by consent SC14.45 Liquor Licence - Royal Canadian Legion Annual Canada Day Event (Ward: 44)

Consideration of Items - Scarborough Community Council Meeting 14

20.48 108 Beaverbrook Court – Application to Remove a Private Tree

SC14.4	NO AMENDMENT			Ward: 44
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Motion:

- Councillor Ford moved that the Item be amended by deleting the recommendation of the Scarborough Community Council, and that Council adopt instead the following:

That City Council approve the request to remove one privately owned Colorado Spruce tree located at the front of 108 Beaverbrook Court.

Votes:

Adoption of motion 1 by Councillor Ford:

Yes - 5 Councillors: Ford, Holyday, Moeser, Parker, Stintz
No - 25 Councillors: Ashton, Augimeri, Bussin, Carroll, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moscoe, Pantalone, Perks, Rae, Saundercook, Vaughan, Walker

Lost by a majority of 20.

Adoption of the Item, without amendment:

Yes - 28 Councillors:	Ashton, Augimeri, Bussin, Carroll, Cho, Del Grande, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Minnan-Wong, Moscoe, Pantalone, Perks, Rae, Saundercook, Stintz, Vaughan, Walker
No - 4 Councillors:	Ford, Holyday, Moeser, Parker

Carried by a majority of 24.

City Council Decision

City Council adopted the following motion:

1. City Council deny the request for a permit to remove one (1) privately-owned tree at 108 Beaverbrook Court.

Background Information

Removal of Tree - 108 Beaverbrook Crt

<http://www.toronto.ca/legdocs/mmis/2008/sc/bgrd/backgroundfile-11443.pdf>

20.49 **50, 60 & 70 Town Centre Court & Lands Adjacent to Albert Campbell Square Extending to Town Centre Court – Official Plan & Zoning By-law Amendments – Final Report**

SC14.40	NO AMENDMENT			Ward: 38
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 29 Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Mammoliti, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Nunziata, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson
No - 12	

Councillors: Ashton, Del Grande, Filion, Ford, Holyday, Milczyn,
Ootes, Parker, Saundercook, Stintz, Vaughan, Walker

Carried by a majority of 17.

City Council Decision

City Council adopted the following motions:

1. City Council amend the official plan substantially in accordance with the draft official plan amendment, attached as Attachment 1.
2. City Council amend the zoning by-law for the subject lands substantially in accordance with the draft zoning by-law amendment, attached as Attachment 2.
3. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft official plan amendment and/or draft zoning by-law amendment as may be required.

Background Information

Report.50, 60 & 70 Town Centre Court

<http://www.toronto.ca/legdocs/mmis/2008/sc/bgrd/backgroundfile-11613.pdf>

20.50 TORONTO AND EAST YORK COMMUNITY COUNCIL MEETING 14

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

April 28, 2008

Held for consideration Minute 20.51	TE14.1	Permanently Close to Vehicular Traffic a Portion of the North Boulevard of the Public Highway Lake Shore Boulevard East, between Leslie Street and Carlaw Avenue (Ward: 30)
Adopted by consent	TE14.2	Closing of the Public Lane between Hiawatha Road and Ashdale Avenue (Ward: 30)
Adopted by consent	TE14.5	Approval of Alterations to a Heritage Building and Authority to Enter Into a Heritage Easement Agreement - 262 Bloor Street West (Ward: 20)
Adopted by consent	TE14.7	Final Report - Official Plan Amendment and Zoning Applications - 80 Crescent Road (Ward: 27)

Held for consideration Minute 20.52	TE14.8	Final Report - Official Plan and Draft Plan of Condominium Applications - 114 Vaughan Road (Ward: 21)
Adopted by consent	TE14.9	City-initiated amendment to site specific Zoning By-law – Supplementary Report - 43 Hanna Avenue (Ward: 19)
Held for consideration Minute 20.53	TE14.10	Final Report - Zoning Amendment Application - 1155 Queen Street West (Ward: 18)
Adopted by consent	TE14.11	Ontario Municipal Board Directions Report - Official Plan and Zoning Amendments and Site Plan Approval Applications - 33 and 52 Sumach Street and 549 and 569 King Street East (Ward: 28)
Adopted by consent	TE14.12	Deferral of Ontario Realty Corporation Barrier-Free Access Project - Osgoode Hall, 130 Queen Street West (Ward: 27)
Adopted by consent	TE14.40	Amendment to the Fort York Neighbourhood Public Realm Master Plan - 170 Fort York Boulevard (36) and 155 Dan Leckie Way (Block 32) (Ward: 20)
Adopted by consent	TE14.41	On-Street Loading Zone for Disabled Persons - Dundas Street West (Ward: 14)
Adopted by consent	TE14.44	Site Turn Prohibitions - 1430 Yonge Street (Ward: 22)
Adopted by consent	TE14.53	Lane and Sidewalk Closure for Construction - Richmond Street East (Ward: 28)
Adopted by consent	TE14.56	Commercial Loading Zone - Richmond Street West (Ward: 28)
Adopted by consent	TE14.57	Commercial Loading Zone - Danforth Avenue (Ward: 29, 30)
Held for consideration Minute 20.54	TE14.61	Public Art Plan - Shangri-La - 180 University Avenue (Ward: 20)
Held for consideration Minute 20.55	TE14.64	Request for Stadium Endorsement for Liquor Licence - The Sony Centre (formerly Hummingbird Centre) (Ward: 28)
Held for consideration Minute 20.56	TE14.65	Endorsement of Events for Liquor Licensing Purposes (Ward: All)

Adopted by consent	TE14.66	Ontario Municipal Board Hearing - 33 Berryman Street (Ward: 27)
Adopted by consent	TE14.67	AGCO Application - Tender Trap Restaurant - 580 Parliament Street (Ward: 28)
Adopted by consent	TE14.68	Ontario Municipal Board Hearing - 177 Lyndhurst Avenue (Ward: 21)
Adopted by consent	TE14.69	Amendment to Chapter 925 - Reduction of Permit Parking - Christie Street, Wychwood Avenue and Benson Avenue (Ward: 21)
Adopted by consent	TE14.71	Ontario Municipal Board Hearing - 106 Wychwood Park (Ward: 21)
Adopted by consent	TE14.72	Ontario Municipal Board Hearing - 2 Croydon Road (Ward: 21)
Held for consideration Minute 20.57	TE14.73	Construction and Maintenance of a Condominium Sales Centre – 18 Lower Jarvis Street (also known as 1 Market Street) (Ward: 28)

Consideration of Items - Toronto and East York Community Council Meeting 14

20.51 Permanently Close to Vehicular Traffic a Portion of the North Boulevard of the Public Highway Lake Shore Boulevard East, between Leslie Street and Carlaw Avenue

TE14.1	NO AMENDMENT		Ward: 30
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

Adoption of the Item, without amendment:

Yes - 32 Mayor: Miller Councillors: Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Heaps, Jenkins, Kelly, Lee, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Pantalone, Perks, Rae, Saundercook,

Thompson, Vaughan, Walker	
No - 10	Councillors: Del Grande, Ford, Holyday, Minnan-Wong, Ootes, Palacio, Parker, Perruzza, Shiner, Stintz

Carried by a majority of 22.

City Council Decision

City Council adopted the following motion:

1. City Council enact the draft by-law from the City Solicitor to permanently close a portion of the north boulevard of Lake Shore Boulevard East between Leslie Street and Carlaw Avenue.

Background Information

Draft By-law

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11911.pdf>

Additional Communications (City Council)

- (April 9, 2008) from Sarah Ives (TE14.1.20)
- (April 15, 2008) from Lou DeCampo (TE14.1.21)

20.52 **Final Report - Official Plan and Draft Plan of Condominium Applications - 114 Vaughan Road**

TE14.8	NO AMENDMENT			Ward: 21
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Vote:

The Item was adopted, without amendment.

Councillor Moscoe requested that his opposition to the Item be noted in the Minutes of the meeting.

City Council Decision

City Council adopted the following motions:

1. City Council amend the Official Plan (application No. 06 136036 STE 21 OZ) substantially in accordance with the draft Official Plan Amendment found in

Attachment No. 3 of the report (March 13, 2008) from the Acting Director, Community Planning, Toronto and East York District.

2. City Council authorize Draft Approval of the Plan of Condominium (Application No. 06 136042 STE 21 CD) for 114 Vaughan Road, prepared by Rodney H. Geyer, OLS on May 1, 2006, and Date Stamped June 6, 2006, subject to the conditions set forth in Attachment No. 4, and authorize the Chief Planner and Executive Director to permit such red line revisions as he may deem appropriate, and that draft plan approval not be issued until the necessary Bill is in full force and effect.
3. City Council require the owner to fulfill the conditions of Draft Approval of Condominium set forth in Attachment No. 4, including the execution and satisfactory registration of any agreements deemed necessary by the City Solicitor, prior to the City's consent for final registration and authorize the City Solicitor to prepare any necessary agreements to secure the conditions, as the City Solicitor deems necessary.
4. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Official Plan Amendment and Conditions of Draft Approval of Condominium as may be required.
5. City Council authorize and direct City officials to take necessary actions to give effect thereto.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11552.pdf>

20.53 Final Report - Zoning Amendment Application - 1155 Queen Street West

TE14.10	AMENDED		Ward: 18
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April 29, 2008

Speaker Bussin in the Chair.

Motion:

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

That Council adopt the following recommendations contained in the report (April 28, 2008) from the Chief Planner and Executive Director, City Planning:

1. City Council require a green passive roof for the development at 1155 Queen Street West which covers at least 27 percent of the total roof area of the building.
2. Council direct City staff secure the green roof through the Section 37 agreement and/or Site Plan agreement.
3. Council direct City staff to request the Ontario Municipal Board to amend the draft Site Plan agreement to include a green roof of at least 400 square metres for the development at 1171 Queen Street West.

Votes:

Motion 1 by Councillor Giambrone carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council amend Section 4.1(iv) Uses at Grade, in the draft Zoning By-law Amendment attached as Attachment No. 8 of the report (February 26, 2008) from the Acting Director, Community Planning, Toronto and East York District to read as follows:
 - (iv) the frontage of any single establishment located either:
 - a. abutting Queen Street West; or
 - b. abutting the mews;

and which is used for street related retail and service uses is limited to no more than 15 metres, and a minimum of a lobby, and 2 different retail and services uses front onto Queen Street West.
2. City Council add a new Section 4.1(v) to the draft Zoning By-law Amendment attached as Attachment No. 8 of the report (February 26, 2008) from the Acting Director, Community Planning, Toronto and East York District to read as follows:
 - (v) street related retail and service uses must front on the mews on the ground level.
3. Subject to Parts 1 and 2, City Council amend the Zoning By-law for the former City of Toronto substantially in accordance with the draft Zoning By-law Amendment attached as Attachment No. 8 of the report (February 26, 2008) from the Acting Director, Community Planning, Toronto and East York District.

4. City Council authorize the City Solicitor to make such stylistic and technical changes to the draft Zoning By-law Amendment as may be required.
5. City Council require the owner to provide and maintain an irrigation system, at the applicants expense, for the proposed trees within the public road allowances, including an automatic timer, designed to be water efficient by a Certified Landscape Irrigation Auditor (CLIA) and constructed with a back flow preventer to the satisfaction of the General Manager, Technical Services, and requirements to maintain in good order and operation.
6. Before introducing the necessary Bills to City Council for enactment, City Council authorize the appropriate City officials and require the owner to execute an Agreement pursuant to Section 37 of the Planning Act satisfactory to the Chief Planner and Executive Director, City Planning Division and the City Solicitor. The agreement to be registered on title to the lands in a manner satisfactory to the City Solicitor, to secure the following facilities, services and matters:
 - i. \$175,000.00 towards:
 - a. affordable live/work studios and/or affordable artist work studios for artists owned and operated by the City or by a not-for-profit artscape management organization approved by the Chief Planner and Executive Director, City Planning, in consultation with the Executive Director, Toronto Culture;
 - b. the development or construction of Lisgar Park; or
 - c. the renovation and restoration of the Carnegie Library building at 1115 Queen Street West for use as a performing arts hub and community meeting space;
 - ii. street tree irrigation;
 - iii. public accessibility to the landscaped open space and Mews;
 - iv. integration and connectivity of the landscaping; and
 - v. servicing requirements.
7. The applicant, prior to the introduction of the Bills at Council:
 - a. submit colour elevations, and colour 3-D models, of the buildings at 1171 and 1155 Queen Street West, which indicates the proposed materials on both buildings;

- b. submit a 1:50 scale colour elevation of the first 4 floors of the buildings at 1155 Queen Street West with all materials indicated. This drawing will become part of the Site Plan Approval drawing set;
 - c. work with Planning staff, the community, the architect and the Ward Councillor to ensure a high level of design and materiality for the building at 1155 Queen Street, to the satisfaction of the Chief Planner and Executive Director, City Planning; and
 - d. incorporate comments from the Design Review Panel, held in November, 2007, into the building at 1155 Queen Street West
8. The site plan application be subject to consideration and approval by Toronto and East York Community Council.
9. City Council require a green passive roof for the development at 1155 Queen Street West which covers at least 27 percent of the total roof area of the building.
10. Council direct City staff secure the green roof through the Section 37 agreement and/or Site Plan agreement.
11. Council direct City staff to request the Ontario Municipal Board to amend the draft Site Plan agreement to include a green roof of at least 400 square metres for the development at 1171 Queen Street West.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11620.pdf>

Additional Background Information (City Council)

- Report (April 28, 2008) from the Chief Planner and Executive Director, City Planning ([TE14.10a](#))

20.54 **Public Art Plan - Shangri-La - 180 University Avenue**

TE14.61	NO AMENDMENT			Ward: 20
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council approve the Shangri-La, Toronto (180 University Avenue) Public Art Plan attached to the report (March 16, 2008) from the Director, Urban Design.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11773.pdf>

Photos

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11774.pdf>

20.55 Request for Stadium Endorsement for Liquor Licence - The Sony Centre (formerly Hummingbird Centre)

TE14.64	NO AMENDMENT			Ward: 28
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

The Item was adopted, without amendment.

Council Moscoe requested that his opposition to this Item be noted in the Minutes of the meeting.

City Council Decision

City Council adopted the following motion:

1. City Council advise the Alcohol and Gaming Commission of Ontario that it approves the issuance a stadium endorsement with fixed seating for the Sony Centre (formerly Hummingbird Centre).

Background Information

E-mail

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-11783.pdf>

20.56 Endorsement of Events for Liquor Licensing Purposes

TE14.65	AMENDED			Ward: All
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April 29, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor Davis moved that the Item be amended by adding the following additional request:
 - A proposed extended licence area for the Factory Theatre (125 Bathurst Street) to encompass the outdoor courtyard during the Lab Cab Festival to be held on May 31 and June 1, 2008, and the Luminato Festival, to be held from June 5, 2008 to June 13, 2008.

Votes:

Motion 1 by Councillor Davis carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motion:

City Council, for liquor licensing purposes, advise the Alcohol and Gaming Commission of Ontario that it has no objection to the following requests for:

1. an extended licence area, in conjunction with the East York Curling Club's 12th Annual Summer Bonspiel to be held on June 13 and 14, 2008;
2. permission to serve alcohol until 4:00 a.m. for the establishments listed in the communication (April 2, 2008) from Mike Tanner, for the duration of North by Northeast Music and Film Festival;
3. permission to serve alcohol until 4:00 a.m. for the Dominion on Queen, Lolita's Lust, Supermarket (268 Augusta Avenue) and The Rex Jazz & Blues Bar for the duration of the 22nd TD Canada Trust Toronto Jazz Festival;
4. proposed extended licence areas, the presence of beverage gardens and the extension of licence hours on Sunday, September 17, 2008, until 2:00 a.m., for the establishments listed in the communication (February 4, 2008) from Andrew Chomentowski, Roncesvalles Village BIA, in conjunction with the Roncesvalles Polish Festival;

5. a beer garden on Nathan Phillips Square, on Friday, July 11, 2008, from 12 noon to 8:00 p.m., on Saturday, June 12, 2008, from 12 noon to 7:00 p.m., and on Sunday, July 13, 2008, from 12 noon to 6:00 p.m., in conjunction with the 47th Annual Toronto Outdoor Art Exhibition;
6. a beer tent to operate at Marilyn Bell Park and the Western Beaches on September 6 and 7, 2008, from 11:00 a.m. to 8:30 p.m., in conjunction with the GWN Dragon Board Challenge;
7. outdoor licensed patios for the Toronto Australia New Zealand Club, the Factory Theatre and the Tarragon Theatre, in conjunction with the Fringe of Toronto Theatre Festival;
8. permission for restaurants between Spadina Avenue and Bathurst Street to serve alcohol on the sidewalk on June 8, 2008, between 12 noon and 6:00 p.m., in conjunction with the 12th Festival on Bloor;
9. permission to serve alcohol at the naming event for the Wildeboer Dellelce Place (365 Bay Street) to be held on Temperance Street West on June 19, 2008, from 6:00 p.m. to 11:00 p.m.;
10. extensions to the liquor licences of the establishments attached to the communication (March 24, 2008) from Sue Graham-Nutter to permit the sale and serving of alcohol on their patios for the duration of the Taste of Little Italy Event;
11. extensions to the liquor licences of the establishments attached to the communication (March 24, 2008) from Sue Graham-Nutter to permit the sale and serving of alcohol on their patios for the duration of the Fiera 2008;
12. permission for the establishments participating in the Cabbagetown Festival, as listed in the communication (April 3, 2008) from the Old Cabbagetown Business Improvement Area, to sell and serve alcohol on their outdoor patios, at the times and dates indicated, for the duration of the event;
13. proposed extended licence areas and the presence of beverage gardens where alcohol will be served on Saturday, August 23, 2008, from 12:00 p.m. to 1:00 a.m., and on Sunday, August 24, 2008, from 12:00 p.m. to 11:00 p.m., for the establishments listed in the communication (undated) from Councillor Fletcher, in conjunction with the South Asian Festival;
14. permission for restaurants on the north and south side of St. Clair Avenue West, between Christie Street and Winona Drive, to sell and serve alcohol on their boulevard patios until 2:00 a.m. on Sunday, July 13, 2008, in conjunction with the Salsa on St. Clair Festival; and

15. a proposed extended licence area for the Factory Theatre (125 Bathurst Street) to encompass the outdoor courtyard during the Lab Cab Festival to be held on May 31 and June 1, 2008, and the Luminato Festival, to be held from June 5, 2008 to June 13, 2008.

Background Information

North by Northeast Music Festival - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12211.pdf>

Roncesvalles Polish Festival - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12140.pdf>

Taste of Little Italy - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12141.pdf>

Fiera 2008 - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12142.pdf>

Cabbagetown Festival - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12143.pdf>

Festival of South Asia - List of Establishments

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12144.pdf>

20.57 Construction and Maintenance of a Condominium Sales Centre - 18 Lower Jarvis Street (also known as 1 Market Street)

TE14.73	AMENDED			Ward: 28
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April 28, 2008

Speaker Bussin in the Chair.

Motion:

1. Councillor McConnell moved that the Item be amended in accordance with the following recommendation contained in the report (April 28, 2008) from the General Manager, Transportation Services:

Amend Item TE14.73 of the Toronto and East York Community Council by replacing Recommendation 1d with the following:

- 1d. Context Inc. entering into a licence agreement for the construction and maintenance of the sales centre and temporary asphalt sidewalk with the City of Toronto, agreeing to but not limited to the following:
 - i. design, construct and maintain the sales centre and temporary asphalt sidewalk at their own expense in good repair and a condition satisfactory to the General Manager of Transportation Services and will not make any additions or modifications to the

- sales centre beyond what is allowed under the terms of the Agreement;
- ii. obtain approval for the construction of the sales centre from Toronto Building;
 - iii. pay an annual fee of \$72,800.00 for the use of the public right-of-way as determined by the Director of Real Estate Services, Facilities and Real Estate, to be adjusted annually by the Consumer Price Index (CPI);
 - iv. the maximum term of the lease shall not exceed beyond a 24-month period;
 - v. advertising on the sales centre be permitted on the east elevation only, facing Lower Jarvis Street;
 - vi. remove the sales and/or temporary asphalt sidewalk for municipal and/or utility purposes, upon receiving 90 days written notice to do so;
 - vii. indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the Deputy City Manager and Chief Financial Officer and in the amount not less than \$2,000,000.00 or such greater amount as the Deputy City Manager and Chief Financial Officer may require; and
 - viii. accept such additional conditions as the City Solicitor or the General Manager of Transportation Services may deem necessary in the interest of the City.

Votes:

Motion 1 by Councillor McConnell carried.

The Item, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. City Council grant approval for the construction and maintenance of a sales centre measuring approximately 46 m by 6.4 m (294.4 m²) within the public right of way

on the Market Street flank of 18 Lower Jarvis Street subject to:

- a. the sales centre, including the stairs and barrier-free ramp, being set back 1.3 m from the curb of Market Street;
- b. the property owners relinquishing their existing boulevard parking licence;
- c. the applicant adhering to and satisfying all requirements/clearances requested by Enbridge Gas Distribution;
- d. Context Inc. entering into a licence agreement for the construction and maintenance of the sales centre and temporary asphalt sidewalk with the City of Toronto, agreeing to but not limited to the following:
 - i. design, construct and maintain the sales centre and temporary asphalt sidewalk at their own expense in good repair and a condition satisfactory to the General Manager of Transportation Services and will not make any additions or modifications to the sales centre beyond what is allowed under the terms of the Agreement;
 - ii. obtain approval for the construction of the sales centre from Toronto Building;
 - iii. pay an annual fee of \$72,800.00 for the use of the public right-of-way as determined by the Director of Real Estate Services, Facilities and Real Estate, to be adjusted annually by the Consumer Price Index (CPI);
 - iv. the maximum term of the lease shall not exceed beyond a 24-month period;
 - v. advertising on the sales centre be permitted on the east elevation only, facing Lower Jarvis Street;
 - vi. remove the sales and/or temporary asphalt sidewalk for municipal and/or utility purposes, upon receiving 90 days written notice to do so;
 - vii. indemnify the City from and against all actions, suits, claims or demands and from all loss, costs, damages and expenses that may result from such permission granted and providing of an insurance policy for such liability for the lifetime of the Agreement in a form as approved by the Deputy City Manager and Chief Financial Officer and in the amount not less than \$2,000,000.00 or such

greater amount as the Deputy City Manager and Chief Financial Officer may require; and

- viii. accept such additional conditions as the City Solicitor or the General Manager of Transportation Services may deem necessary in the interest of the City.

- 2. City Council direct the City Solicitor to prepare and execute the licence agreement.

Background Information

Staff Report

<http://www.toronto.ca/legdocs/mmis/2008/te/bgrd/backgroundfile-12068.pdf>

Additional Background Information (City Council)

- Report (April 28, 2008) from the General Manager, Transportation Services ([TE14.73a](#))

20.58 NEW BUSINESS FROM CITY OFFICIALS

April 28, 2008

Speaker Bussin in the Chair.

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

- | | | |
|---|--------|---|
| Adopted by consent. | CC20.1 | (April 18, 2008) from the City Solicitor, headed "Official Plan and Zoning Amendment Appeal to OMB - 2277-2295 Sheppard Avenue West, 100 Mainshep Road - Request for Instructions Report" |
| Held for consideration.
Minute 20.59 | CC20.2 | (April 21, 2008) from the Deputy City Manager and Chief Financial Officer, headed "Confirmation of Transit Funding" |
| Held for consideration.
Minute 20.60 | CC20.3 | (April 21, 2008) from the Deputy City Manager and Chief Financial Officer, headed "2008 Allowable Tax Decrease for Commercial, Industrial and Multi-Residential Properties" |

20.59 **Confirmation of Transit Funding**

CC20.2	NO AMENDMENT			Wards: All
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April 29, 2008

Deputy Speaker Lindsay Luby in the Chair.

Vote:

Item CC20.2 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council approve acceptance of the \$393,100,000.00 grant allocated to the City of Toronto from the Ministry of Transportation for capital expenditures for transit on the conditions set out in Appendix B, section (1).
2. City Council approve acceptance of the \$206,000,000.00 grant allocated to the City of Toronto from the Ministry of Transportation for municipal expenditures for transit on the conditions set out in Appendix B, section (2).
3. City Council approve acceptance of the \$2,383,505.00 grant allocated to the City of Toronto from Metrolinx for bicycle infrastructure on the conditions set out in Appendix B, section (3).
4. The reserve funds or reserve fund accounts as set out in Appendices A1-A2 be established for the purposes set out therein, and Municipal Code Chapter 227, Reserves and Reserve Funds, be amended by adding the reserve funds or reserve fund accounts to their respective schedules as set out in the respective appendix.
5. The Transportation Services 2008-2012 Capital Plan be increased by \$1.2 million gross with offsetting funding of \$1.2 million for the installation of safe and secure bike parking.
6. Debt funding for the TTC capital program for the period 2008-2012 be reduced by \$247 million.
7. City Council authorize the Mayor, the Deputy City Manager and Chief Financial Officer and the City Clerk to sign the second amending agreement to the Transit-Secure Contribution Agreement for Round 4 transit security funding of \$0.870 million from the Federal government.
8. The TTC and City staff continue discussions with the Provincial government on

increasing funding for transit in the City of Toronto as outlined in the Approved 2008-2012 Capital Plan, including funding for streetcars, SRT cars and the Transit City Plan.

9. The City Clerk be directed to send a copy of this report, as approved by City Council, to the Ontario Ministry of Transportation as evidence of City Council’s approval of the funding conditions associated with the grants.
10. The appropriate City officials be authorized and directed to take the necessary action to give effect thereto; and that leave be granted for the introduction of any necessary bills in Council.

Link to Background Information

Council considered the following:

- Report (April 21, 2008) from the Deputy City Manager and Chief Financial Officer ([CC20.2](#))

20.60 2008 Allowable Tax Decrease for Commercial, Industrial and Multi-Residential Properties

CC20.3	NO AMENDMENT			Wards: All
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April 28, 2008

Speaker Bussin in the Chair.

Vote:

Item CC20.3 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Tax decreases for the 2008 taxation year on properties in the commercial, industrial and multi-residential property classes be reduced by the percentage of the tax decrease set out in Column II in order to recover the revenues foregone as a result of capping.

Column I (Property Class)	Column II (Clawback Percentage)	Column III (Allowable Decrease Percentage)
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Commercial	85.7585875%	14.2414125%
Industrial	85.9624089%	14.0375911%
Multi-residential	81.5233860%	18.4766140%

2. Authority be granted for the introduction of the necessary bill in Council and the appropriate City officials be authorized to take the necessary action to give effect thereto.

Link to Background Information

Council considered the following:

- Report (April 21, 2008) from the Deputy City Manager and Chief Financial Officer ([CC20.3](#))

NOTICES OF MOTION

- 20.61 **Re-opening of Etobicoke York Community Council Item EY13.1 - 53 Grandville Avenue, City Tree Removal (Ward 11)**
Moved by Councillor Del Grande, seconded by Councillor Parker

M20.1	NOT RE-OPENED			Ward: 11
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April 29, 2008:
 Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M20.1 requires a re-opening of Etobicoke York Community Council Item EY13.1, headed “53 Grandville Avenue, City Tree Removal (Ward 11)”, (City Council - January 29 and 30, 2008). A two-thirds vote of the Council Members present is required to re-open this Item.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.1, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 1)

Vote to Re-Open Etobicoke York Community Council Item EY13.1:

Yes - 24	
Councillors:	Ainslie, Ashton, Bussin, Cho, Del Grande, Di Giorgio, Ford, Grimes, Holyday, Jenkins, Kelly, Lee, Mammoliti, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Walker
No - 18	
Mayor:	Miller
Councillors:	Augimeri, Carroll, Davis, De Baeremaeker, Filion, Fletcher, Giambrone, Hall, Lindsay Luby, McConnell, Mihevc, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

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

City Council Decision

City Council did not re-open Etobicoke York Community Council Item EY13.1 for further consideration.

Link to Background Information

Council considered the following:

- [Motion M20.1](#)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.62 **Capital Budget Adjustment – Creation of a New Sub-Project to Receive Donations and a Transfer of Funds from a Section 45 Agreement to Parks, Forestry and Recreation Capital Account for Close Avenue Parkette Playground – Ward 14**

Moved by Councillor Perks, seconded by Councillor Carroll

M20.2	NO AMENDMENT			Ward: 14
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.2 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.2 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.2, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 2)

Procedural Vote to Consider Motion M20.2 at this meeting:

Yes - 33	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 9	
Councillors:	Del Grande, Ford, Minnan-Wong, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz

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

Vote:

Motion M20.2 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Sub-project “Close Avenue Parkette Playground” be created within the Playground Development category in the 2008 Council Approved Parks Forestry and Recreation Capital Budget in the amount of \$60,000.00, to be funded from a \$20,000.00 donation from the Queen Victoria Public School Parent Council, a \$20,000.00 donation from the Toronto District School Board and \$20,000.00 from Section 45 funds arising from the 1100 King Street West development held in a deferred revenue account.
2. Expenditures from the new Close Avenue Parkette sub-project be conditional on the City’s receipt of the \$40,000.00 of external funding.

Link to Background Information

Council considered the following:

- [Motion M20.2](#)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.63 **Technical Amendment to the CNEA Appointments to the Board of Governors of Exhibition Place**
Moved by Deputy Mayor Pantalone, seconded by Councillor Lindsay Luby

M20.3	NO AMENDMENT			
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April 29, 2008:
 Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that consideration of Motion M20.3 requires a re-opening of Motion Without Notice M16.8 (City Council - January 29 and 30, 2008), as it relates to the designation of the First and Second Vice-Presidents. A two-thirds vote of the Council Members present is required to re-open this Item.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.3, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote to Re-Open Motion Without Notice M16.8:

The vote to re-open Motion Without Notice M16.8 (City Council - January 29 and 30, 2008), as it relates to the designation of the First and Second Vice-Presidents, carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M20.3 was adopted, without amendment.

City Council Decision

City Council re-opened Motion Without Notice M16.8 (City Council - January 29 and 30, 2008) as it relates to the designation of the First and Second Vice-Presidents, for further consideration, and adopted the following motion:

1. City Council make a technical amendment to the appointment of representatives of the Canadian National Exhibition Association to the Board of Governors of Exhibition Place for a term of office expiring on October 16, 2008, the date of the CNEA Annual Meeting of the Association, or until their successors are duly appointed, so that the appointments now read as follows:

Knox Henry (Honourary President);
James Melvin (First Vice-President); and
Rusty Barrese (Second Vice-President).

Link to Background Information

Council considered the following:

- [Motion M20.3](#)

20.64 Request for Closed Session of City Council on a Personnel Matter *Moved by Councillor Walker, seconded by Councillor Holyday*

M20.4	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.4 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.4 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.4, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.4 at this meeting:

Yes - 23 Councillors: Ashton, Augimeri, Cho, Del Grande, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser,

	Nunziata, Ootes, Palacio, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 19	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Pantalone, Perks, Rae

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

City Council Decision

City Council referred Motion M20.4 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.4](#)

20.65 **Mayor Miller and Human Rights in China**

Moved by Councillor Walker, seconded by Councillor Palacio

M20.5	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Ruling by Speaker:

Speaker Bussin ruled Part 1 of Motion M20.5 out of order, as it is beyond the jurisdiction of City Council to condemn a foreign government. Speaker Bussin ruled the balance of Motion M20.5 in order.

Councillor Walker challenged the ruling of the Speaker.

Vote to Uphold Ruling of Speaker:

Yes - 31	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Kelly, Lee,

	Lindsay Luby, Mammoliti, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Ootes, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan
No - 11 Councillors:	Augimeri, Del Grande, Ford, Jenkins, Minnan-Wong, Nunziata, Palacio, Saundercook, Shiner, Stintz, Walker

Carried by a majority of 20.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that the balance of Motion M20.5 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider the balance of Motion M20.5 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of the balance of Motion M20.5, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of the balance of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider the Balance of Motion M20.5 at this meeting:

Yes - 13 Councillors:	Ashton, Augimeri, Del Grande, Ford, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Saundercook, Shiner, Stintz, Walker
No - 29 Mayor: Councillors:	Miller Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Grimes, Hall, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Thompson, Vaughan

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

City Council Decision

Recommendation 1 contained in Motion M20.5 was ruled out of order. Council referred the balance of Motion M20.5 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.5](#)
- (April 25, 2008) from Tsering C. Khangsar (M20.5.1)

20.66 **Waterfront Toronto – Request for Information**

Moved by Councillor Minnan-Wong, seconded by Councillor Ootes

M20.6	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.6 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.6 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.6, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.6 at this meeting:

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

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

City Council Decision

City Council referred Motion M20.6 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.6](#)

20.67 **City of Toronto Act, 2006 - Enhanced Powers for the Mayor of Toronto**
Moved by Councillor Del Grande, seconded by Councillor Thompson

M20.7	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.7 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.7 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.7, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 3)

Procedural Vote to Consider Motion M20.7 at this meeting:

Yes - 14	Councillors: Ashton, Augimeri, Del Grande, Ford, Jenkins, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Shiner, Stintz, Thompson, Walker
No - 28	Mayor: Miller Councillors: Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Hall, Holyday, Kelly, Lee, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks,

Perruzza, Rae, Saundercook, Vaughan

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

City Council Decision

City Council referred Motion M20.7 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.7](#)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.68 City of Toronto Act, 2006 - Need For Council Debate and Discussion *Moved by Councillor Del Grande, seconded by Councillor Walker*

M20.8	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.8 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.8 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.8, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.8 at this meeting:

Yes - 21 Councillors: Ainslie, Ashton, Del Grande, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong,

	Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 21	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Giambrone, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae

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

City Council Decision

City Council referred Motion M20.8 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.8](#)

20.69 **City of Toronto Act, 2006 - Need For Community Consultation**
Moved by Councillor Del Grande, seconded by Councillor Ashton

M20.9	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.9 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.9 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.9, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 4)

Procedural Vote to Consider Motion M20.9 at this meeting:

Yes - 22 Councillors:	Ainslie, Ashton, Augimeri, Cho, Del Grande, Ford, Grimes, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Shiner, Stintz, Thompson, Vaughan, Walker
No - 20 Mayor: Councillors:	Miller Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook

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

City Council Decision

City Council referred Motion M20.9 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.9](#)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.70 Implementation of Fiscal Review Panel Recommendation Regarding the Reform of Governance Structures

Moved by Councillor Stintz, seconded by Councillor Shiner

M20.10	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.10 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.10 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.10, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.10 at this meeting:

Yes - 18 Councillors:	Ainslie, Ashton, Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Shiner, Stintz, Thompson, Vaughan, Walker
No - 24 Mayor: Councillors:	Miller Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Saundercook

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

City Council Decision

City Council referred Motion M20.10 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.10](#)

20.71 Protecting Transparency and Accountability to Balance the Concentration of Executive Power

Moved by Councillor Thompson, seconded by Councillor Del Grande

M20.11	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.11 be referred to the Executive Committee. A

two-thirds vote of the Council Members present is required to consider Motion M20.11 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.11, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 5)

Procedural Vote to Consider Motion M20.11 at this meeting:

Yes - 20	
Councillors:	Ainslie, Ashton, Del Grande, Ford, Hall, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 23	
Mayor:	Miller
Councillors:	Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Grimes, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Mihevc, Moscoe, Pantalone, Perks, Perruzza, Rae

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

City Council Decision

City Council referred Motion M20.11 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.11](#)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.72 City Request Provincial Government to Confirm the City of Toronto Act, 2006 and Deny Additional Powers to Mayor

Moved by Councillor Ootes, seconded by Councillor Vaughan

M20.12	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.12 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.12 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.12, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.12 at this meeting:

Yes - 22	
Councillors:	Ainslie, Ashton, Augimeri, Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Mihevc, Milczyn, Minnan-Wong, Moeser, Nunziata, Ootes, Palacio, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 21	
Mayor:	Miller
Councillors:	Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, Mammoliti, McConnell, Moscoe, Pantalone, Perks, Perruzza, Rae

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

City Council Decision

City Council referred Motion M20.12 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.12](#)

20.73 **Recruitment of Members of the Public to Serve on the Casa Loma Board of Trustees**

Moved by Councillor Davis, seconded by Mayor Miller

M20.13	NO AMENDMENT			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.13 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.13 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.13, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.13 at this meeting:

Yes - 39	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Del Grande, Di Giorgio, Filion, Fletcher, Giambone, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Pantalone, Parker, Perks, Perruzza, Rae, Saundercook, Vaughan, Walker
No - 3	
Councillors:	Ford, Shiner, Stintz

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

Vote:

Motion M20.13 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. The City Clerk be authorized to immediately begin an open, advertised recruitment process, through the Civic Appointments Committee, to select City representatives to serve on the Casa Loma Board of Trustees.
2. The qualifications for the City Council public appointees to the Casa Loma Board of Trustees include experience with or knowledge of any of: heritage buildings, Toronto history, Casa Loma's community history, fundraising, finance, marketing, hospitality, event management or tourism.
3. The Civic Appointments Committee be directed to submit its recommended appointees to City Council for its meeting on June 23, 2008.

Link to Background Information

Council considered the following:

- [Motion M20.13](#)

20.74 **Liquor Licence Application – The Fill Station – 2282 Queen Street East**
Moved by Councillor Bussin, seconded by Councillor Moscoe

M20.14	NO AMENDMENT			Ward: 32
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.14 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M20.14 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.14, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.14 at this meeting:

The vote to consider Motion M20.14 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Deputy Speaker Lindsay Luby in the Chair.

Vote to adopt Motion M20.14, without amendment:

Yes - 27	
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Di Giorgio, Filion, Giambrone, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Ootes, Palacio, Parker, Rae, Saundercook, Stintz, Vaughan, Walker
No - 1	
Councillor:	Ford

Carried by a majority of 26.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the Alcohol and Gaming Commission of Ontario (the “AGCO”) that permitting an additional licensed area to allow for an outdoor patio at The Fill Station, located at 2282 Queen Street East (the “Premises”), is not in the public interest, having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to Review the liquor licence application.
2. The AGCO be requested to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.
3. The City Solicitor be authorized to attend all proceedings before the AGCO on this matter and be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M20.14](#)

20.75 Protection for Residents’ Groups in Ontario Municipal Board Decisions – Request For Anti-“SLAPP” Legislation

Moved by Councillor Walker, seconded by Councillor Stintz

M20.15	NO AMENDMENT			Wards: All
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.15 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.15 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.15, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.15 at this meeting:

Yes - 31 Councillors:	Ainslie, Ashton, Augimeri, Carroll, Cho, De Baeremaeker, Del Grande, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Jenkins, Lee, Milczyn, Minnan-Wong, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 12 Mayor: Councillors:	Miller Bussin, Davis, Di Giorgio, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Pantalone, Perruzza, Rae

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

Deputy Speaker Lindsay Luby in the Chair.

Vote:

Motion M20.15 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council urgently request the Provincial government to enact anti-“SLAPP” legislation, prohibiting all Strategic Lawsuits Against Public Participation (SLAPP) involving cases before the Ontario Municipal Board.
2. This Resolution be forwarded to the Premier of Ontario and the leaders of the Provincial Opposition for their action.

Link to Background Information

Council considered the following:

- [Motion M20.15](#)

20.76 **City Council Policy on Conducted Energy Devices (i.e. Tasers)**

Moved by Councillor Walker, seconded by Councillor Jenkins

M20.16	REFERRED		
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April 29, 2008:

Speaker Bussin in the Chair.

Request for Ruling by Speaker:

Councillor McConnell requested Speaker Bussin to rule on whether Motion M20.16 was in order, as the Chair of the Toronto Police Services Board has advised, in his communication submitted to Council (M20.16.1), that this matter is within the jurisdiction of the Toronto Police Services Board.

Speaker Bussin ruled Motion M20.16 in order, as it is a request for a report from City staff.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.16 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.16 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.16, a Fiscal Impact

Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 6)

Procedural Vote to Consider Motion M20.16 at this meeting:

Yes - 14	
Councillors:	Augimeri, Cho, Del Grande, Jenkins, Lee, Minnan-Wong, Moeser, Palacio, Parker, Perruzza, Shiner, Stintz, Vaughan, Walker
No - 28	
Mayor:	Miller
Councillors:	Ashton, Bussin, Carroll, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Giambrone, Grimes, Hall, Heaps, Holyday, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moscoe, Nunziata, Ootes, Pantalone, Perks, Rae, Saundercook, Thompson

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

City Council Decision

City Council referred Motion M20.16 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.16](#)
- (April 25, 2008) from the Chair, Toronto Police Services Board (M20.16.1)
- (April 15, 2008) from John Sewell for the Toronto Police Accountability Coalition (M20.16.2)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

20.77 Alternate Parkland Dedication Rate By-law – Proposed Amendment

Moved by Councillor Jenkins, seconded by Councillor Filion

M20.17	AMENDED			
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.17 be referred to the Parks and Environment Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.17 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.17, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.17 at this meeting:

Yes - 29	
Councillors:	Ainslie, Augimeri, Bussin, Carroll, Cho, Del Grande, Fillion, Fletcher, Ford, Giambrone, Hall, Holyday, Jenkins, Lee, McConnell, Mihevc, Minnan-Wong, Moeser, Moscoe, Ootes, Palacio, Parker, Perruzza, Saundercook, Shiner, Stintz, Thompson, Vaughan, Walker
No - 14	
Mayor:	Miller
Councillors:	Ashton, Davis, De Baeremaeker, Di Giorgio, Grimes, Heaps, Kelly, Lindsay Luby, Milczyn, Nunziata, Pantalone, Perks, Rae

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

Deputy Speaker Lindsay Luby in the Chair.

Speaker Bussin in the Chair.

Motion:

1. Councillor Perruzza moved that Motion M20.17 be amended by adding the following new Recommendation 2:
 - “2. The General Manager, Parks, Forestry and Recreation, be requested to report on recommendations with respect to the area bounded by Murray Ross Parkway to the north, Black Creek Ravine to the west, Finch Avenue to the south, and Keele Street to the east, to the Parks and Environment Committee for its meeting of July 4, 2008, as it relates to the alternate parkland dedication rate by-law.”

Votes:

Motion 1 by Councillor Perruzza carried.

Motion M20.17, as amended, carried.

City Council Decision

City Council adopted the following motions:

1. The City Solicitor, in consultation with appropriate staff, prepare for introduction in Council, on an expedited basis, the necessary by-law to amend By-law 1420-2007 to limit prevailing alternate rates which may differ from the rate set out in By-law No. 1420-2007 to those contained only in Secondary Plan or site or area specific Official Plan policies in force at the time of the new Alternate Rate coming into effect on January 1, 2008.
2. The General Manager, Parks, Forestry and Recreation, be requested to report on recommendations with respect to the area bounded by Murray Ross Parkway to the north, Black Creek Ravine to the west, Finch Avenue to the south, and Keele Street to the east, to the Parks and Environment Committee for its meeting of July 4, 2008, as it relates to the alternate parkland dedication rate by-law.

Link to Background Information

Council considered the following:

- [Motion M20.17](#)
- (April 21, 2008) from Councillor Paula Fletcher, Ward 30, Toronto-Danforth (M20.17.1)

20.78 **Large Urban Mayors' Caucus of Ontario's Inquiry Into Support for Changes to the Labour Relations Act, 1995**

Moved by Councillor Stintz, seconded by Councillor Ootes

M20.18	REFERRED			
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April 29, 2008:

Speaker Bussin in the Chair.

Request for Ruling by Speaker:

Councillor Moscoe requested Speaker Bussin to rule on whether Motion M20.18 was in order, as the City of Toronto is not a member of the Large Urban Mayors Caucus of Ontario (LUMCO).

Speaker Bussin ruled Motion M20.18 in order, as it is a request for a report from the City Manager.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.18 be referred to the Executive Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.18 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.18, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.18 at this meeting:

Yes - 19	
Councillors:	Ashton, Augimeri, Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Milczyn, Minnan-Wong, Nunziata, Ootes, Palacio, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 24	
Mayor:	Miller
Councillors:	Ainslie, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Moeser, Moscoe, Pantalone, Perks, Perruzza, Rae, Vaughan

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

City Council Decision

City Council referred Motion M20.18 to the Executive Committee.

Link to Background Information

Council considered the following:

- [Motion M20.18](#) with Attachments 1 to 5, that are on file in the City Clerk’s Office.

20.79 **Amendment to the Municipal Code to Permit Issuance of a Vending Licence**
Moved by Councillor Vaughan, seconded by Councillor Fletcher

M20.19	NO AMENDMENT			Ward: 20
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April 29, 2008:
 Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.19 be referred to the Licensing and Standards Committee. A two-thirds vote of the Council Members present is required to consider Motion M20.19 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.19, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.19 at this meeting:

Yes - 34	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Heaps, Holyday, Lee, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Pantalone, Parker, Perks, Perruzza, Rae, Thompson, Vaughan, Walker
No - 6	
Councillors:	Del Grande, Giambrone, Kelly, Minnan-Wong, Saundercook, Stintz

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

Votes:

Adoption of Recommendations 1, 2 and 3 contained in Motion M20.19, without amendment:

Yes - 32	Councillors: Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Ford, Grimes, Hall, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 0	

Carried unanimously.

Adoption of Recommendation 4 contained in Motion M20.19, without amendment:

Yes - 30	Councillors: Ainslie, Augimeri, Bussin, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Grimes, Hall, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Nunziata, Ootes, Palacio, Parker, Perks, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 2	Councillors: Ford, Kelly

Carried by a majority of 28.

City Council Decision

City Council adopted the following motions:

1. City Council, after consideration of the special circumstances as set out in this Motion, authorize a lifting of the moratorium solely for the issuance of a new hot dog vending permit for the sidewalk location in front of 604 Bay Street.
2. The widow of the vendor who holds the current permit (No. 2564T) be permitted to apply for a new permit for this location, subject to compliance with terms and conditions as set out in the Code Chapter, including the requirement that the individual obtain a refreshment vehicle owner's licence as required under Municipal Code Chapter 545, Licensing.
3. The current permit (No. 2564T) be cancelled and the City Solicitor prepare and introduce any by-law amendments as may be required.
4. If the widow of the vendor declines to operate or apply for the vending licence at the above location, then no new permit be allowed at this site.

Link to Background Information

Council considered the following:

- [Motion M20.19](#)

- 20.80 **214/216 Adelaide Street West – Blurr Nightclub - Opposition to Application for a Liquor Licence**
Moved by Councillor Vaughan, seconded by Councillor Perks

M20.20	NO AMENDMENT			Ward: 20
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.20 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M20.20 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.20, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.20 at this meeting:

The vote to consider Motion M20.20 at this meeting carried, two-thirds of Members present having voted in the affirmative.

Vote:

Motion M20.20 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council direct the City Clerk to advise the Registrar of the AGCO that permitting

an increase in the capacity for the liquor licence at 214/216 Adelaide Street West is not in the public interest, having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to Review the liquor licence application.

2. The AGCO be requested to provide the City with an opportunity to participate in any proceedings involving 214/216 Adelaide Street West.
3. The City Solicitor and necessary staff be authorized to participate in any proceedings before the AGCO which relate to 214/216 Adelaide Street West and take all necessary steps to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M20.20](#)

20.81 Ontario Municipal Board Hearing - 38 Brunswick Avenue *Moved by Councillor Vaughan, seconded by Councillor Ootes*

M20.21	NO AMENDMENT			Ward: 20
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April 29, 2008:

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that the provisions of Chapter 27, Council Procedures, require that Motion M20.21 be referred to the Toronto and East York Community Council. A two-thirds vote of the Council Members present is required to consider Motion M20.21 at this meeting.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.21, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Procedural Vote to Consider Motion M20.21 at this meeting:

The vote to consider Motion M20.21 at this meeting carried, two-thirds of Members

present having voted in the affirmative.

Vote:

Motion M20.21 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. The City Solicitor and appropriate City staff be instructed to attend the Ontario Municipal Board hearing in support of the refusal of the variances relating to Committee of Adjustment application A0153/07TEY.

Link to Background Information

Council considered the following:

- [Motion M20.21](#) with attached Notice of Decision, Minor Variance/Permission (November 27, 2007), for 38 Brunswick Avenue, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

20.82 **Declaring the TTC an Essential Service**

Moved by Councillor Palacio, seconded by Councillor Jenkins

M20.22	OUT OF ORDER			
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April 29, 2008:

Speaker Bussin in the Chair.

Ruling by Speaker:

Speaker Bussin advised the Council that Motion 20.22, as worded, is out of order because the Executive Committee noted and filed an identical Motion earlier this term. On January 15, 2007, the Executive Committee considered the same motion by Councillor Palacio as Item EX12.14, which the Executive Committee noted and filed. A noted and filed item is still considered to be with the Committee and under the rules of procedure Council cannot debate a matter if a Committee has not completed its consideration of it.

Speaker Bussin further advised the Council that, if a Member wishes to bring this item forward for debate, there are two options.

The first option is to persuade the Executive Committee to take up the item and resume its consideration. Speaker Bussin advised the Council that Mayor David Miller had circulated a communication in which he had indicated his intention to bring the previously noted-and-filed item forward at the May 5, 2008 Executive Committee meeting and therefore, it would appear that Members would have the opportunity to debate this matter at Committee.

The second option is for a Member to move that the matter be removed from the jurisdiction of the Executive Committee and added to the agenda of this Council meeting, which requires a two thirds majority. Speaker Bussin advised Council that if a Member wishes to make such a procedural motion, she would entertain the motion now.

Procedural Motion:

Councillor Nunziata moved that Council remove Executive Committee Item EX2.14, headed "Request of the Province of Ontario to Declare Transit Service in Toronto an Essential Service", noted and filed by the Executive Committee on January 15, 2007, from the Committee and bring the Item forward to City Council for consideration.

Vote on Procedural Motion by Councillor Nunziata:

Yes - 15	
Councillors:	Del Grande, Ford, Grimes, Holyday, Jenkins, Lee, Minnan-Wong, Nunziata, Ootes, Parker, Saundercook, Shiner, Stintz, Thompson, Walker
No - 28	
Mayor:	Miller
Councillors:	Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Filion, Fletcher, Giambrone, Hall, Heaps, Kelly, Lindsay Luby, McConnell, Mihevc, Milczyn, Moeser, Moscoe, Palacio, Pantalone, Perks, Perruzza, Rae, Vaughan

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

Fiscal Impact Statement:

City Council had before it, for consideration with Motion M20.22, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was a financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement 7)

City Council Decision

Motion M20.22 was ruled out of order.

Link to Background Information

Council considered the following:

- [Motion M20.22](#)
- (April 29, 2008) from Mayor David Miller (M20.22.1)
- Fiscal Impact Statement (April 28, 2008) from the Deputy City Manager and Chief Financial Officer

MOTIONS WITHOUT NOTICE

20.83 **Ontario Municipal Board Hearing – Committee of Adjustment Application – 1 and 3 Cloebury Court**

Moved by Councillor Fillion, seconded by Councillor Jenkins

M20.23	NO AMENDMENT			Ward: 23
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April 28, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.23 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.23 to the agenda.

Procedural Vote to add Motion M20.23 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.23 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

April 29, 2008

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.23, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion M20.23 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor to retain outside Planning Consultants and attend the Ontario Municipal Board Hearing to uphold the City's By-law.

Link to Background Information

Council considered the following:

- [Motion M20.23](#), with the following attached Notices of Decision related to 1 and 3 Cloebury Court, from the Manager and Deputy Secretary Treasurer, North York Panel, and related documentation:
 - Attachment 1: Consent (January 30, 2008), File Number B0092/07NY;
 - Attachment 2: Minor Variance/Permission (January 30, 2008), File Number A0838/07NY;
 - Attachment 3: Minor Variance/Permission (January 30, 2008), File Number A0839/07NY;
 - Attachment 4: Minor Variance/Permission (January 30, 2008), File Number A0840/07NY;
 - Attachment 5: Location Map; and
 - Attachment 6: Lot Study.

20.84 34 Dundonald Street – OMB Hearing

Moved by Councillor Rae, seconded by Councillor McConnell

M20.24	NO AMENDMENT		Ward: 27
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April 28, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.24 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.24 to the agenda.

Procedural Vote to add Motion M20.24 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.24 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

April 29, 2008

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.24, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion M20.24 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. City Council authorize the City Solicitor and City Planning Division staff to attend the Ontario Municipal Board hearing to seek refusal of the requested variance for 34 Dundonald Street.

Link to Background Information

Council considered the following:

- [Motion M20.24](#) with attached Notice of Decision, Minor Variance/Permission (December 12, 2007), File Number A0444/07TEY, for 34 Dundonald Street, from the Manager and Deputy Secretary Treasurer, Toronto and East York Panel

20.85 **2 Holiday Drive – Amendment to Draft By-law**

Moved by Councillor Holyday, seconded by Councillor Ford

M20.25	NO AMENDMENT			Ward: 3
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April 28, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.25 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.25 to the agenda.

Procedural Vote to add Motion M20.25 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.25 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

April 29, 2008

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.25, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion M20.25 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council enact the attached zoning amendment by-law that contains the above-noted minor amendments made to the draft by-law contained in Attachment 9 of the Final Report from the Director of Community Planning, Etobicoke York District dated January 25, 2008.
2. City Council, pursuant to Section 34(17) of the Planning Act, hereby determines no further notice to the public is required of the changes to the draft zoning by-law noted herein.

Link to Background Information

Council considered the following:

- [Motion M20.25](#) with attached draft by-law to amend Chapters 320 and 324 of the Etobicoke Zoning Code, as amended, with respect to the lands municipally known as 2 Holiday Drive

20.86 **Ontario Municipal Board Hearing Regarding a Lot Severance at
60 McGillivray Avenue**

Moved by Councillor Stintz, seconded by Councillor Jenkins

M20.26	NO AMENDMENT			Ward: 16
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April 28, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.26 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.26 to the agenda.

Procedural Vote to add Motion M20.26 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.26 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

April 29, 2008

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.26, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion M20.26 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. The City Solicitor be requested to attend the Ontario Municipal Board Hearing scheduled for May 5, 2008, to support the decision of the Committee of Adjustment.

Link to Background Information

Council considered the following:

- [Motion M20.26](#) with attached report (December 27, 2007) from the Director, Community Planning, North York District, to the Chairman and Members of the Committee of Adjustment, City of Toronto - North York Panel

20.87 **176 Cherry Street - Liquor Licence Application for 1299484 Ontario Ltd. - Golf Driving Range at Polson Pier**

Moved by Councillor Fletcher, seconded by Councillor McConnell

M20.27	NO AMENDMENT			Ward: 30
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April 28, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.27 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.27 to the agenda.

Procedural Vote to add Motion M20.27 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.27 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

April 29, 2008

Speaker Bussin in the Chair.

Fiscal Impact Statement:

City Council had before it, during consideration of Motion M20.27, a Fiscal Impact Statement from the Deputy City Manager and Chief Financial Officer advising that there was no financial impact resulting from the adoption of this Motion. (See Fiscal Impact Statement Summary)

Vote:

Motion M20.27 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the AGCO that the issuance of a liquor licence for the Golf Driving Range at Polson Pier, 176 Cherry Street, as proposed, is not in the public interest having regard to the needs and wishes of the residents and request that the Registrar issue a Proposal to Review the liquor licence application in order to permit public participation in the process.
2. City Council request the AGCO to provide the City of Toronto with an opportunity to participate in any proceedings with respect to licencing applications for the Golf Driving Range at Polson Pier.
3. City Council direct the City Solicitor along with the local Councillors from Wards 28 and 30 to enter into settlement discussions with the Applicant and residents of the Toronto Islands in an attempt to secure appropriate and enforceable conditions on the licence that would prevent noise impacts on City residents and encourage compliance with all liquor licence and City regulations.
4. City Council authorize the City Solicitor and any necessary staff to attend all proceedings before the AGCO in this matter and direct the City Solicitor to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M20.27](#) with attached conditions proposed by the Applicant.

20.88 **Acquisition of 207 New Toronto Street and Long Term Lease of 200 Horner Avenue (Ward 6 - Etobicoke-Lakeshore)**

Moved by Councillor Grimes, seconded by Councillor Carroll

M20.28	NO AMENDMENT			Ward: 6
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April 29, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.28 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.28 to the agenda.

Procedural Vote to add Motion M20.28 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.28 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

Vote:

Motion M20.28 was adopted, without amendment.

City Council Decision

City Council adopted the following motion:

1. The 2008 Capital Budget for Transportation Service be amended by the addition of a project “207 New Toronto Street Acquisition” for \$6,096,375.00 gross and zero net with funding provided from Land Acquisition Reserve Fund (XR1012) for the purposes of consolidation of snow disposal sites at the Westwood Theatre Site and 200 Horner Avenue site into one at 207 New Toronto Street.

Link to Background Information

Council considered the following:

- [Motion M20.28](#)

20.89 Liquor Licence Application – Twinkles Delight Restaurant & Bar – 1788 Weston Road

Moved by Councillor Nunziata, seconded by Councillor Mammoliti

M20.29	NO AMENDMENT		Ward: 11
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April 29, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.29 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.29 to the agenda.

Procedural Vote to add Motion M20.29 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.29 to the agenda for consideration at this meeting carried, at

least 30 Members of Council present having voted in the affirmative.

Vote:

Motion M20.29 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. City Council direct the City Clerk to advise the Registrar of the AGCO that the issuance of a liquor licence for the premises at 1788 Weston Road is not in the public interest, having regard to the needs and wishes of the residents, and that the Registrar should issue a Proposal to Refuse or Review the liquor licence application.
2. The AGCO be requested to provide the City of Toronto with an opportunity to participate in any proceedings with respect to the Premises.
3. The City Solicitor be authorized to attend all proceedings before the AGCO in this matter and be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M2.29](#)

20.90 **1075 Danforth Avenue – Liquor Licence and Off-Track Wagering Applications**

Moved by Councillor Fletcher, seconded by Councillor Perruzza

M20.30	NO AMENDMENT			Ward: 30
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April 29, 2008

Speaker Bussin in the Chair.

Advice by Speaker:

Speaker Bussin advised the Council that, as Motion M20.30 had been submitted to the Clerk after the deadline for the submission of Motions Without Notice, the provisions of Chapter 27, Council Procedures, require the affirmative vote of at least 30 Members of Council present at the meeting to add Motion M20.30 to the agenda.

Procedural Vote to add Motion M20.30 to the Agenda for Consideration at this Meeting:

The vote to add Motion M20.30 to the agenda for consideration at this meeting carried, at least 30 Members of Council present having voted in the affirmative.

Vote:

Motion M20.30 was adopted, without amendment.

City Council Decision

City Council adopted the following motions:

1. Council authorize the City Solicitor to advise the AGCO and ORC of Council's conditional support for this new application provided that the following conditions, in the form substantially set out below, are attached to the liquor licence:
 - a. the Premises shall close no later than 2:30 a.m. each day and no patrons will be allowed to enter or remain on the Premises after 2:30 a.m.;
 - b. a sign shall be posted at each entrance of the Premises which states "Management Reserves the Right to Refuse Entry or Service";
 - c. there shall be no loitering in and around the entranceway to the premises;
 - d. washrooms of the Premises shall be kept locked at all times and access to the washrooms shall be granted to patrons of the Premises only and via a key kept behind the bar and monitored by an employee, and a sign stating "Washrooms are for Patron Use Only" shall be posted at each entrance;
 - e. a current telephone number of the License Holder shall be provided to the local Residents Association, the local City Councillor and the 55 Division of the Toronto Police Service;
 - f.. before applying to change any of the conditions contained herein, the Licensee shall provide written notice to the Ward Councillor; and
 - g. before transferring the liquor licence to any other corporation or individual, the Licensee shall provide written notice to the Ward Councillor and shall meet with local residents to discuss the matter prior to any such transfer.
2. The City Solicitor be authorized to make modifications to the above conditions if deemed necessary and satisfactory to the City Solicitor and further be directed to take all necessary actions so as to give effect to this Motion.

Link to Background Information

Council considered the following:

- [Motion M20.30](#)

BILLS AND BY-LAWS

April 28, 2008 - 7:57 p.m.

Speaker Bussin in the Chair.

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

Bill No. 387	By-law No. 318-2008	To confirm the proceedings of the Council at its meeting held on the 28th day of April, 2008,
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the vote on which was taken as follows:

Yes - 27 Councillors: Ainslie, Bussin, Carroll, Davis, De Baeremaeker, Del Grande, Fletcher, Grimes, Hall, Heaps, Holyday, Jenkins, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Ootes, Pantalone, Parker, Perks, Saundercook, Shiner, Thompson, Vaughan, Walker
No - 3 Councillors: Ford, Nunziata, Stintz

Carried by a majority of 24.

April 29, 2008 - 5:04 p.m.

Speaker Bussin in the Chair.

- 20.92 Councillor Parker moved that leave be granted to introduce the following Bills, and that these Bills, prepared for this meeting of Council, be passed and hereby declared as By-laws:

Bill No. 310	By-law No. 319-2008	To dedicate certain land for public lane purposes to form part of the public lane east of Logan Avenue
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		extending southerly from the public lane south of Eastern Avenue.
Bill No. 311	By-law No. 320-2008	To dedicate certain land for public lane purposes to form part of the public lane east of McGee Street extending northerly from Eastern Avenue.
Bill No. 312	By-law No. 321-2008	To dedicate certain land at the intersection of Covington Road and Bathurst Street for public highway purposes to form part of the public highway Covington Road.
Bill No. 313	By-law No. 322-2008	To dedicate certain land on the south side of St. Clair Avenue East, west of Kingston Road, for public highway purposes to form part of the public highway St. Clair Avenue East.
Bill No. 314	By-law No. 323-2008	To dedicate certain land for public lane purposes to form part of the public lane north of Bloor Street West extending westerly from Brock Avenue.
Bill No. 315	By-law No. 324-2008	To dedicate certain land for public lane purposes to form part of the public lane east of Jarvis Street extending northerly from Shuter Street.
Bill No. 316	By-law No. 325-2008	To designate the Cabbagetown Northwest area as a heritage conservation district.
Bill No. 317	By-law No. 326-2008	To dedicate certain land for public lane purposes to form part of the public lane east of Markham Street extending southerly from Ulster Street.
Bill No. 318	By-law No. 327-2008	To dedicate certain land south of Tallon Road for public highway

		purposes to form part of the public highway Sellmar Road.
Bill No. 319	By-law No. 328-2008	To dedicate certain land south of Tallon Road for public highway purposes to form part of the public highway Sun Row Drive.
Bill No. 320	By-law No. 329-2008	To dedicate certain land west of Newstead Road for public highway purposes to form part of the public highway Summitcrest Drive.
Bill No. 321	By-law No. 330-2008	To dedicate certain land south of Tallon Road for public highway purposes to form part of the public highway Woodpark Road.
Bill No. 322	By-law No. 331-2008	To permanently close a portion of the public lane between Hiawatha Road and Ashdale Avenue.
Bill No. 323	By-law No. 332-2008	To amend further By-law No. 23505 of the former City of Scarborough respecting the speed limits on Progress Avenue.
Bill No. 324	By-law No. 333-2008	To dedicate certain land on the east side of Rouge River Drive, north of Sheppard Avenue East, for public highway purposes to form part of the public highway Rouge River Drive.
Bill No. 325	By-law No. 334-2008	To dedicate certain land for public lane purposes to form part of the public lane east of Logan Avenue extending between the lane south of Queen Street East and the lane north of Eastern Avenue.
Bill No. 326	By-law No. 335-2008	To dedicate certain land for public lane purposes to form part of the public lane west of Logan Avenue extending southerly from the public lane south of Eastern Avenue.

Bill No. 327	By-law No. 336-2008	To dedicate certain land for public highway purposes to form part of the public highway Cosens Street.
Bill No. 328	By-law No. 337-2008	To dedicate certain land south of Nipigon Avenue for public highway purposes to form part of the public highway Whitman Street.
Bill No. 329	By-law No. 338-2008	To provide for the entering into of a heritage easement agreement for the conservation of the property located at 222 Bremner Boulevard as being of cultural heritage value or interest.
Bill No. 330	By-law No. 339-2008	To dedicate certain land for public highway purposes to form part of the public highway Munro Street.
Bill No. 331	By-law No. 340-2008	To dedicate certain land for public highway purposes to form part of the public highway Kintyre Avenue.
Bill No. 332	By-law No. 341-2008	To exempt certain lands municipally known as 1968 Bloor Street West from Part Lot Control.
Bill No. 333	By-law No. 342-2008	To amend the former City of North York Zoning By-law No. 7625, as amended, with respect to lands municipally known as 661 Sheppard Avenue West.
Bill No. 334	By-law No. 343-2008	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982, as amended, by lifting the Holding Symbol (H) with respect to lands municipally known as 3351 Markham Road.
Bill No. 335	By-law No. 344-2008	To permanently close to vehicular traffic a portion of the north boulevard of the public highway Lake

		Shore Boulevard East between Leslie Street and Carlaw Avenue.
Bill No. 336	By-law No. 345-2008	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Blythwood Road.
Bill No. 337	By-law No. 346-2008	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Blythwood Road.
Bill No. 338	By-law No. 347-2008	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Railside Road.
Bill No. 339	By-law No. 348-2008	To amend By-law No. 31001 of the former City of North York, respecting the regulation of traffic on North York roads, regarding Railside Road.
Bill No. 340	By-law No. 349-2008	To amend City of Toronto Municipal Code Chapter 629, Property Standards, to add specific standards for guards, handrails, lighting levels and hot water.
Bill No. 341	By-law No. 350-2008	To amend City of Toronto Municipal Code Chapter 217, Records, Corporate (City), to revise operational provisions and to delete and amend records series.
Bill No. 342	By-law No. 351-2008	To amend City of Toronto Municipal Code Chapter 217, Records, Corporate (City), and to adopt new record retention schedules.
Bill No. 343	By-law No. 352-2008	To repeal provisions in the former municipalities' records retention by laws to reflect the addition of new

		records series to the records retention schedule in City of Toronto Municipal Code Chapter 217, Records, Corporate (City).
Bill No. 344	By-law No. 353-2008	To amend City of Toronto Municipal Code Chapter 169, Officials, City, by adding a new Article XIII, Ombudsperson, to establish the position of Ombudsperson and to delineate certain duties and responsibilities of the Ombudsperson.
Bill No. 345	By-law No. 354-2008	To adopt Amendment No. 362 to the Official Plan for the former City of Toronto with respect to lands municipally known as 2442 Bloor Street West.
Bill No. 346	By-law No. 355-2008	To amend the General Zoning By law No. 438-86, of the former City of Toronto with respect to lands municipally known as 2442 Bloor Street West.
Bill No. 347	By-law No. 356-2008	To adopt Amendment No. 169 to the Official Plan for the former City of York with respect to lands municipally known as 2442 Bloor Street West.
Bill No. 348	By-law No. 357-2008	To amend the former City of York Zoning By-law No. 1-83, as amended, with respect to lands municipally known as 2442 Bloor Street West.
Bill No. 349	By-law No. 358-2008	To amend By-law No. 533-2007 to extend the expiration of Part Lot Control exemption for lands municipally known as portions of 147 Brandon Avenue.
Bill No. 350	By-law No. 359-2008	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982, as

		amended, by the lifting of the Holding Provisions (H) with respect to lands municipally known as 1750 Brimley Road.
Bill No. 351	By-law No. 360-2008	To expropriate land and certain interests in land for the use of the Toronto Transit Commission for the purpose of constructing an interregional bus terminal and replacement commuter parking spaces in conjunction with the Kipling Station Redevelopment Initiative.
Bill No. 352	By-law No. 361-2008	To adopt Amendment No. 46 to the Official Plan of the City of Toronto with respect to lands municipally known as 114 Vaughan Road.
Bill No. 353	By-law No. 362-2008	To amend further Metropolitan Toronto By-law No. 109-86, respecting maximum rates of speed on certain former Metropolitan Roads, regarding Kingston Road.
Bill No. 354	By-law No. 363-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Lawrence Avenue.
Bill No. 355	By-law No. 364-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Highway No. 27 and Queens Plate Drive.
Bill No. 356	By-law No. 365-2008	To amend City of Toronto Municipal Code Ch. 925, Permit Parking, respecting Christie Street, Wychwood Avenue and Benson Avenue.
Bill No. 357	By-law No. 366-2008	To amend By-law No. 2958-94 of the former City of York, being a By-law

		“To regulate traffic on City of York Roads”, regarding Jesmond Avenue.
Bill No. 358	By-law No. 367-2008	To amend By-law No. 196-84 of the former City of York, being a By law “To regulate traffic on City of York Roads”, regarding Jesmond Avenue.
Bill No. 359	By-law No. 368-2008	To amend City of Toronto Municipal Code Chapter 910, Parking Machines, respecting Glencairn Avenue.
Bill No. 360	By-law No. 369-2008	To amend the City of Toronto Municipal Code Ch. 903, Parking for Persons with Disabilities, respecting Dundas Street West.
Bill No. 361	By-law No. 370-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Yonge Street.
Bill No. 362	By-law No. 371-2008	To amend By-law No. 490-2007 being a by-law “To enact an Interim Control By-law for lands within the O’Connor/Bermondsey Employment District”.
Bill No. 363	By-law No. 372-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Eglinton Avenue East.
Bill No. 364	By-law No. 373-2008	To amend By-law No. 209-2008 being a by-law “To exempt certain lands municipally known as 18 Rosebank Drive from Part Lot Control”.
Bill No. 365	By-law No. 374-2008	To amend By-law No. 94-2008 being a by-law “To designate an area along Danforth Avenue between Jones Avenue/Dewhurst Boulevard and the

		lands just west of Westlake Avenue, as an improvement area”, to replace Map No. 2 of the improvement area.
Bill No. 366	By-law No. 375-2008	To amend the former City of Scarborough Employment Districts Zoning By-law No. 24982, as amended, (Progress Employment District) and Zoning By-law No. 328-2005, with respect to lands located at 50, 60 and 70 Borough Drive and lands adjacent to Albert Campbell Square, extending to Town Centre Court.
Bill No. 367	By-law No. 376-2008	To adopt Amendment No. 48 to the Official Plan of the City of Toronto for the lands at 50, 60 and 70 Town Centre Court and lands adjacent to Albert Campbell Square extending to Town Centre Court.
Bill No. 368	By-law No. 377-2008	To amend the former City of Scarborough, Employment Districts Zoning By-law No. 24982, as amended, (Progress Employment District) and Zoning By-law No. 328-2005, with respect to lands located at 50, 60 and 70 Town Centre Court and lands adjacent to Albert Campbell Square extending to Town Centre Court.
Bill No. 369	By-law No. 378-2008	To amend former Metropolitan Toronto By-law No. 132-93, being a by-law to provide reserved lanes for designated classes of vehicles on certain former Metropolitan Roads, to permit plated motorcycles and scooters in HOV lanes.
Bill No. 370	By-law No. 379-2008	Tax Levy By-law for 2008.
Bill No. 371	By-law No. 380-2008	To establish a reserve account named the Council Severance Cost Reserve

		account and to amend Municipal Code Chapter 227, Reserves and Reserve Funds, to add this reserve.
Bill No. 372	By-law No. 381-2008	To establish a discretionary reserve fund account named the Don River Park Reserve Fund account and to amend Municipal Code Chapter 227, Reserves and Reserve Funds, to add this reserve fund.
Bill No. 373	By-law No. 382-2008	To authorize the entering into of an agreement for the provision of a municipal capital facility at 4995 Keele Street.
Bill No. 374	By-law No. 383-2008	To provide for the levy and collection of special charges for the year 2008 in respect of certain business improvement areas.
Bill No. 375	By-law No. 384-2008	To opt into the Residual Commercial Property Class and the New Multi-Residential Property Class, and to amend Municipal Code Chapter 767, Taxation, Property Tax.
Bill No. 376	By-law No. 385-2008	To expropriate portions of 1797 St. Clair Avenue West for road widening purposes to accommodate St. Clair Avenue West transit improvements.
Bill No. 377	By-law No. 386-2008	To adopt Amendment No. 50 to the North York Centre Secondary Plan of the City of Toronto Official Plan.
Bill No. 378	By-law No. 387-2008	To amend former City of North York By-law No. 7625, with respect to lands municipally known as 19, 21, 23, 27, 29, 31, 33 and 37 Olive Avenue and 18, 22, 24, 26, 28 and 32 Holmes Avenue.

Bill No. 379	By-law No. 388-2008	To amend the former City of Scarborough L'Amoreaux Community Zoning By-law No. 12466, as amended, with respect to lands municipally known as 2787 Victoria Park Avenue and 0 Leaffield Drive.
Bill No. 380	By-law No. 389-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 381	By-law No. 390-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 382	By-law No. 391-2008	To amend City of Toronto Municipal Code Chapter 880, Fire Routes.
Bill No. 383	By-law No. 392-2008	To amend Chapters 320 and 324 of the Etobicoke Zoning Code, with respect to lands municipally known as 2 Holiday Drive.
Bill No. 384	By-law No. 393-2008	To amend By-law No. 861-2004 being a by-law "To amend the General Zoning By-law No. 438-86 of the former City of Toronto with respect to lands municipally known in the year 2003 as 43 Hanna Avenue".
Bill No. 385	By-law No. 394-2008	To amend By-law No. 1916, as amended, for the former Town of Leaside, with respect to lands municipally known as 85 Laird Drive.
Bill No. 386	By-law No. 395-2008	To amend further Metropolitan Toronto By-law No. 32-92, respecting the regulation of traffic on former Metropolitan Roads, regarding Richmond Street East.

the vote on which was taken as follows:

Yes - 28

Councillors: Ainslie, Ashton, Augimeri, Bussin, Cho, Davis,
De Baeremaeker, Filion, Fletcher, Grimes, Heaps,

Holyday, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moscoe, Ootes, Palacio, Parker, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Walker
No - 3 Councillors: Ford, Nunziata, Vaughan

Carried by a majority of 25.

April 29, 2008 - 5:07 p.m.

Speaker Bussin in the Chair.

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

Bill No. 388	By-law No. 396-2008	To confirm the proceedings of the Council at its meeting held on the 28th and 29th days of April, 2008,
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the vote on which was taken as follows:

Yes - 32
Councillors: Ainslie, Ashton, Augimeri, Bussin, Carroll, Cho, Davis, De Baeremaeker, Di Giorgio, Fillion, Grimes, Hall, Heaps, Holyday, Jenkins, Kelly, Lee, Lindsay Luby, McConnell, Milczyn, Moeser, Moscoe, Ootes, Palacio, Perks, Perruzza, Rae, Saundercook, Stintz, Thompson, Vaughan, Walker
No - 3 Councillors: Ford, Nunziata, Parker

Carried by a majority of 29.

OFFICIAL RECOGNITIONS

- 20.94 **Presentations/Introductions/Announcements:**

April 28, 2008

Mayor Miller, during the morning session of the meeting, announced the appointment of Gary Wright to the position of Chief Planner and Executive Director, City Planning. The Mayor, on behalf of Council, congratulated Mr. Wright and wished him success in this important opportunity.

Mayor Miller, during the morning session of the meeting, welcomed representatives of the Toronto Maple Leafs Baseball Club. The Mayor congratulated the Club for winning the 2007 Inter-County Baseball League Championship, and together with Deputy Mayor Pantalone and Councillor Holyday, presented a plaque in honour of the achievement. The team's owner Jack Dominico and its manager Dino Raugel thanked Council on behalf of the Club and its players.

Councillor Moscoe, during the afternoon session of the meeting, with the permission of Council, announced that the Ontario Superior Court of Justice had upheld the City's by-law regulating limousine companies.

April 29, 2008

Speaker Bussin, during the morning session of the meeting, introduced students from the Women Moving Forward program at the Jane/Finch Community and Family Centre, present at the meeting.

Councillor Lee, during the morning session of the meeting, introduced students from the Henry Kelsey Senior Public School, present at the meeting.

Speaker Bussin, during the afternoon session of the meeting, introduced students from Ashton Meadows Public School, present at the meeting.

20.95 MOTIONS TO VARY ORDER OR WAIVE PROCEDURE

April 29, 2008

Speaker Bussin in the Chair.

Councillor De Baeremaeker, at 12:28 p.m., moved that Council remain in session past the scheduled 12:30 p.m. recess in order to complete Item PW14.6, headed "Municipal Class Environmental Assessment Study (Schedule 'C') for a New Northwest PATH Connection (Union Station to Wellington Street)", which carried, two-thirds of Members present having voted in the affirmative.

20.96 ATTENDANCE

Councillor Stintz moved that the absence of Councillor Feldman from the regular meeting of Council on April 28 and 29, 2008, be excused, which carried.

April 28, 2008	9:41 a.m. to 12:28 p.m.*	2:10 p.m. to 7:57 p.m.*
Miller	x	x

Minutes of the Council of the City of Toronto
April 28 and 29, 2008

April 28, 2008	9:41 a.m. to 12:28 p.m.*	2:10 p.m. to 7:57 p.m.*
Ainslie	x	x
Ashton	x	x
Augimeri	x	x
Bussin	x	x
Carroll	x	x
Cho	x	x
Davis	x	x
De Baeremaeker	x	x
Del Grande	x	x
Di Giorgio	x	x
Feldman	-	-
Filion	x	x
Fletcher	x	x
Ford	x	x
Giambrone	x	x
Grimes	x	x
Hall	x	x
Heaps	x	x
Holyday	x	x
Jenkins	x	x
Kelly	x	x
Lee	x	x
Lindsay Luby	-	x
Mammoliti	x	x
McConnell	x	x
Mihevc	x	x
Milczyn	x	x
Minnan-Wong	x	x
Moeser	x	x
Moscoe	x	x
Nunziata	x	x

April 28, 2008	9:41 a.m. to 12:28 p.m.*	2:10 p.m. to 7:57 p.m.*
Ootes	x	x
Palacio	x	x
Pantalone	x	x
Parker	x	x
Perks	x	x
Perruzza	x	x
Rae	x	x
Saundercook	x	x
Shiner	x	x
Stintz	x	x
Thompson	x	x
Vaughan	x	x
Walker	x	x
Total	43	44

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

March 4, 2008	9:41 a.m. to 12:32 p.m.*	2:12 p.m. to 5:09 p.m.*
Miller	x	x
Ainslie	x	x
Ashton	x	x
Augimeri	x	x
Bussin	x	x
Carroll	x	x
Cho	x	x
Davis	x	x
De Baeremaeker	x	x
Del Grande	x	x
Di Giorgio	x	x
Feldman	-	-
Filion	x	x

Minutes of the Council of the City of Toronto
April 28 and 29, 2008

March 4, 2008	9:41 a.m. to 12:32 p.m.*	2:12 p.m. to 5:09 p.m.*
Fletcher	x	x
Ford	x	x
Giambrone	x	x
Grimes	x	x
Hall	x	x
Heaps	x	x
Holyday	x	x
Jenkins	x	x
Kelly	x	x
Lee	x	x
Lindsay Luby	x	x
Mammoliti	x	x
McConnell	x	x
Mihevc	x	x
Milczyn	x	x
Minnan-Wong	-	x
Moeser	x	x
Moscoe	x	x
Nunziata	x	x
Ootes	x	x
Palacio	x	x
Pantalone	x	x
Parker	x	x
Perks	x	x
Perruzza	x	x
Rae	x	x
Saundercook	x	x
Shiner	x	x
Stintz	-	x
Thompson	x	x
Vaughan	x	x

March 4, 2008	9:41 a.m. to 12:32 p.m.*	2:12 p.m. to 5:09 p.m.*
Walker	x	x
Total	42	44

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

Council adjourned on April 29, 2008, at 5:09 p.m.

DAVID R. MILLER,
Mayor

ULLI S. WATKISS,
City Clerk

FISCAL IMPACT STATEMENT SUMMARY
Notices of Motions and Motions Without Notice
Submitted by the Deputy City Manager and Chief Financial Officer
Council Meeting – April 28 and 29, 2008

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M20.1	Re-opening of Etobicoke York Community Council Item EY13.1 –53 Grandville Avenue, City Tree Removal (Ward 11)	\$576	\$0	Sharing 50% of cost removal with home owner will cost the City \$576. The amount can be covered by the 2008 Approved Operating Budget. Three replacement trees will cost the owner \$1,749.00. Refer to Etobicoke York Community Council.
M20.2	Capital Budget Adjustment – Creation of a New Sub-Project to Receive Donations and a Transfer of Funds from a Section 45 Agreement to Parks, Forestry and Recreation Capital Account for Close Avenue Parkette Playground – Ward 14	\$0	\$0	Project to rehabilitate existing playground would increase the Approved 2008 PF&R Capital Budget by \$60,000 (gross), funded by \$40,000 from donations and \$20,000 from S.37 agreement from 1100 King Street West. Consider.
M20.3	Technical Amendment to the CNEA Appointments to the Board of Governors of Exhibition Place	\$0	\$0	Consider
M20.4	Request for Closed Session of City Council on a Personnel Matter	\$0	\$0	
M20.5	Mayor Miller and Human Rights in China	\$0	\$0	
M20.6	Waterfront Toronto – Request for Information	\$0	\$0	Consider.
M20.7	City of Toronto Act, 2006 - Enhanced Powers for the Mayor of Toronto	Current: \$0 Future: TBD	\$0	

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M20.8	City of Toronto Act, 2006 - Need for Council Debate and Discussion	\$0	\$0	
M20.9	City of Toronto Act, 2006 - Need For Community Consultation	\$8,000-\$40,000	\$0	The estimated cost of public consultations may range from \$2,000 to \$10,000 each. There is no funding available in the 2008 Approved Operating Budget.
M20.10	Implementation of Fiscal Review Panel Recommendation Regarding the Reform of Governance Structures	\$0	\$0	
M20.11	Protecting Transparency and Accountability to Balance the Concentration of Executive Power	\$2,000-\$10,000 for each session	\$0	The estimated cost of public consultations may range from \$2,000 to \$10,000 each. There is no funding available in the 2008 Approved Operating Budget.
M20.12	City Request Provincial Government to Confirm the City of Toronto Act, 2006 and Deny Additional Powers to Mayor	\$0	\$0	
M20.13	Recruitment of Members of the Public to Serve on the Casa Loma Board of Trustees	\$0	\$0	Consider.
M20.14	Liquor Licence Application – The Fill Station – 2282 Queen Street East	\$0	\$0	Consider.
M20.15	Protection for Residents' Groups in Ontario Municipal Board Decisions – Request For Anti-“SLAPP” Legislation	\$0	\$0	Consider.
M20.16	City Council Policy on Conducted Energy Devices (i.e. Tasers)	TBD	\$0	There would be a cost associated with conducting a public consultation. Refer to the Police Services Board.

Minutes of the Council of the City of Toronto
April 28 and 29, 2008

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M20.17	Alternate Parkland Dedication Rate By-law – Proposed Amendment	\$0	\$0	Refer to Parks and Environment Committee.
M20.18	Large Urban Mayors' Caucus of Ontario's Inquiry into Support for Changes to the Labour Relations Act, 1995	\$0	\$0	
M20.19	Amendment to the Municipal Code to Permit Issuance of a Vending Licence	\$0	\$0	One-time fee of \$50 exemption to be absorbed by the Program. Consider.
M20.20	214/216 Adelaide Street West – Blurr Nightclub - Opposition to Application for a Liquor Licence	\$0	\$0	Consider.
M20.21	Ontario Municipal Board Hearing - 38 Brunswick Avenue	\$0	\$0	Consider.
M20.22	Declaring the TTC an Essential Service	Current: \$0 Future: TBD	\$0	
M20.23	Ontario Municipal Board Hearing – Committee of Adjustment Application – 1 and 3 Cloebury Court	\$0	\$0	Consider.
M20.24	34 Dundonald Street – OMB Hearing	\$0	\$0	There is no financial impact beyond what is already included in City Planning's Approved 2008 Operating Budget. Consider.
M20.25	2 Holiday Drive – Amendment to Draft By-law	\$0	\$0	Refer to Executive Committee.
M20.26	Ontario Municipal Board Hearing Regarding a Lot Severance at 60 McGillivray Avenue	\$0	\$0	Consider.

Motion #	Title	Operating \$ (net)	Capital \$ (net)	Comments
M20.27	176 Cherry Street - Liquor Licence Application for 1299484 Ontario Ltd. - Golf Driving Range at Polson Pier	\$0	\$0	Consider.

**FISCAL IMPACT STATEMENT 1 [NOTICE OF MOTION M20.1]
 (See Minute 20.61)**

Financial Implications:

Operating

Current year impacts: \$ 576 (net) Future year impacts: \$ _____ (net)

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Operating Impact:

Program costs: \$ _____ (net)

Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion – M20.1: Sharing 50% of cost for tree removal equals \$576 (\$1,152 * 50%). Asset value of the original tree is \$7,619.00. Three replacement trees would cost the owner \$1,749.00.

- Consider Refer to Etobicoke York Community Council

Submitted by: _____
 Deputy City Manager and Chief Financial Officer

Date: 28 April 2008

**FISCAL IMPACT STATEMENT 2 [NOTICE OF MOTION M20.2]
(See Minute 20.62)**

Financial Implications:

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

<input checked="" type="checkbox"/> Capital
<input checked="" type="checkbox"/> Current year impacts: \$ <u>60,000</u> (gross debt)
<input type="checkbox"/> Future year impacts: \$ _____ (net)
<input type="checkbox"/> Following year
<input type="checkbox"/> Future years
<input checked="" type="checkbox"/> Funding sources (specify):
<input type="checkbox"/> Accommodation within approved capital budget
<input type="checkbox"/> New revenues
<input type="checkbox"/> Reserve/Reserve Fund contributions
<input checked="" type="checkbox"/> Third party funding
<input type="checkbox"/> Debt
<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)
<input type="checkbox"/> Operating Impact:
<input type="checkbox"/> Program costs: \$ _____ (net)
<input type="checkbox"/> Debt service costs: \$ _____ (net)

Impacts/Other Comments:

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

Notice of Motion – M20.2 – Project to rehabilitate existing playground would increase 2008 PF&R Capital Budget by \$60,000 (gross), funded by \$40,000.00 from donations and \$20,000.00 from S.37 agreement from 1100 King Street West.

- Consider
- Refer to Standing Committee

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: 28 April 2008

**FISCAL IMPACT STATEMENT 3 [NOTICE OF MOTION M20.7]
(See Minute 20.67)**

Financial Implications:

Operating

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

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Operating Impact:

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

Impacts/Other Comments:

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

Notice of Motion - M20.7

- Consider Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: April 28, 2008

**FISCAL IMPACT STATEMENT 4 [NOTICE OF MOTION M20.9]
(See Minute 20.69)**

Financial Implications:

<input checked="" type="checkbox"/> Operating	
<input checked="" type="checkbox"/> Current year impacts: \$8,000-40,000 (net)	<input type="checkbox"/> Future year impacts: \$ _____ (net)
	<input type="checkbox"/> Following year
	<input type="checkbox"/> Future years
<input type="checkbox"/> Funding sources (specify):	
<input type="checkbox"/> Accommodation within approved operating budget	<input type="checkbox"/> Third party funding
<input type="checkbox"/> New revenues	<input type="checkbox"/> Tax rate impact
<input type="checkbox"/> Reserve/Reserve Fund contributions	<input type="checkbox"/> Other
<input type="checkbox"/> Budget adjustments: \$ _____ (net)	
<input type="checkbox"/> Impact on staffing levels: _____ (positions)	

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

Impacts/Other Comments:

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

Notice of Motion – M20.9 – The estimated cost of public consultations may range from \$2,000 to \$10,000 each. This cost is not included within the 2008 Approved Operating Budget.

- Consider
- Refer to Standing Committee

Submitted by: _____
Deputy City Manager & Chief Financial Officer

Date: April 28, 2008

**FISCAL IMPACT STATEMENT 5 [NOTICE OF MOTION M20.11]
 (See Minute 20.71)**

Financial Implications:

Operating

Current year impacts: \$2,000-10,000 (net) Future year impacts: \$ _____ (net)

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Capital

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

Following year
 Future years

Funding sources (specify):

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

Budget adjustments: \$ _____ (net)

Operating Impact:

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

Impacts/Other Comments:

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

Notices of Motion – (M20.11) – The estimated cost of public consultations may range from \$2,000 to \$10,000 for each session. This cost is not included within the 2008 Approved Operating Budget.

- Consider Refer to Standing Committee

Submitted by: _____
 Deputy City Manager & Chief Financial Officer

Date: April 28, 2008

**FISCAL IMPACT STATEMENT 6 [NOTICE OF MOTION M20.16]
(See Minute 20.76)**

Financial Implications:

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

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

Impacts/Other Comments:

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

Notice of Motion – M20.16 – City Council Policy on Conducted Energy Devices (I.e. Tasers) - There would be a cost associated with conducting a public consultation. It is suggested that this be referred to the Police Services Board.

- Consider
- Refer to Police Board

Submitted by: _____
Deputy City Manager and Chief Financial Officer

Date: April 28, 2008

**FISCAL IMPACT STATEMENT 7 [NOTICE OF MOTION M20.22]
 (See Minute 20.82)**

Financial Implications:

Operating

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

Funding sources (specify):

Accommodation within approved operating budget Third party funding

New revenues Tax rate impact

Reserve/Reserve Fund contributions Other

Budget adjustments: \$ _____ (net)

Impact on staffing levels: _____ (positions)

Following year

Future years (2011 – Next Negotiations)

Capital

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

Funding sources (specify):

Accommodation within approved capital budget Third party funding

New revenues Debt

Reserve/Reserve Fund contributions Other

Budget adjustments: \$ _____ (net)

Operating Impact:

Program costs: \$ _____ (net)

Debt service costs: \$ _____ (net)

Following year

Future years

Impacts/Other Comments:

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

Notice of Motion – M20.22 – Declaring the TTC an Essential Service

- Consider Refer to Standing Committee

Submitted by: _____
 Deputy City Manager and Chief Financial Officer

Date: April 28, 2008